

The Honorable Benjamin H. Settle

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

UNITED STATES OF AMERICA,
Plaintiff,

v.

DIMARE TEE PRINCESTIN,
Defendant/Judgment Debtor,
and
ILWU/PMA BENEFIT PLANS,
Garnishee.

NO. 3:16-MC-05008-BHS
(3:09-CR-05455-JRC-1)

**Continuing
Garnishee Order**

A Writ of Continuing Garnishment, directed to Garnishee, ILWU/PMA Benefit Plans, has been duly issued and served upon the Garnishee. Pursuant to the Writ, Garnishee filed an Answer on April 8, 2016, stating that at the time of the service of the Writ, Garnishee had in its possession, custody or control a ILWU-PMA Defined Benefit Pension Plan, in which Mr. Dimare is 100% vested, but cannot receive payments until April 1, 2019, the beginning of the first month after his 65th birthday. Doc. no. 7 at 2. At that time, or

1 upon retirement if later, he will be entitled to receive pension benefits valued
2 at \$1,511.17 a month. *Id.*

3 After notification of the garnishment proceeding was mailed to the
4 parties on or about March 30, 2016, the Defendant/Judgment Debtor has not
5 requested a hearing to determine exempt property as of this date.
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7 IT IS THEREFORE ORDERED as follows:


8 That the Garnishee, ILWU/PMA Benefit Plans, shall pay to the United
9 States District Court for the Western District of Washington, all non-exempt
10 property within the Garnishee's possession, custody, or control, in which the
11 Defendant maintains an interest and meets the requirements to withdraw, to
12 be applied towards the Defendant/Judgment Debtor's criminal restitution
13 judgment. Such amounts will include the non-exempt portion of Mr.
14 Princetin's monthly ILWU-PMA Defined Benefit Pension when he becomes
15 eligible to receive his pension;
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18 That such payments shall be applied to Defendant/Judgment Debtor
19 Princetin's outstanding obligation, by the United States District Court for the
20 Western District of Washington; and
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22 That the payments shall be made out to the United States District
23 Court, Western District of Washington, referencing Case Nos. CR09-05455-
24 JRC-1 and 3:16-MC-05008-BHS, and to deliver such payments either
25 personally or by First Class Mail to:

26 United States District Court, Western District of Washington
27 Attn: Financial Clerk – Lobby Level
28 700 Stewart Street
Seattle, Washington 98101

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2 DATED this 7 day of May, 2016.

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5 JUDGE BENJAMIN H. SETTLE
United States District Court Judge

6 Presented by:

7 s/ Kyle A. Forsyth
8 KYLE A. FORSYTH, WSBA #34609
9 Assistant United States Attorney
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