

IN THE UNITED STATES DISTRICT COURT  
DISTRICT OF KANSAS

UNITED STATES OF AMERICA, )  
 )  
 Plaintiff, )  
 )  
 v. ) Civil Case No. 05-1147-WEB  
 )  
 APPROXIMATELY 55.7 ACRES OF )  
 REAL PROPERTY, LOCATED IN )  
 DARVILLS DISTRICT, DINWIDDIE )  
 COUNTY, )  
 )  
 Defendant. )  
 \_\_\_\_\_ )

**ORDER**

Upon reading the Verified Complaint of Forfeiture In Rem, in the above styled case and the affidavit of James S. Hamilton, Postal Inspector, United States Postal Service, I find and conclude on the evidence before me at this time that probable cause exists to believe that the above-captioned defendant real property constitutes proceeds of a conspiracy to ship stolen merchandise in interstate commerce in violation of 18 U.S.C. § 371 and 18 U.S.C. § 2314, and a conspiracy to commit mail fraud in violation of 18 U.S.C. §371 and U.S.C. § 1341. Pursuant to 18 U.S.C. § 981 (a)(1)(C) any property, real or personal, which constitutes or is derived from proceeds traceable to an offense constituting “specified unlawful activity” as defined by 18 U.S.C. 1956 (c)(7), or a conspiracy to commit such offense, is forfeitable to the United States. Violations of 18 U.S.C. § 1341 and 18 U.S.C. § 2314 are “specified unlawful activity” pursuant to 18 U.S.C. § 1956 (c)(7) which incorporates those violations listed in 18 U.S.C. § 1961(1). Therefore, the defendant is forfeitable to the United States pursuant to 18 U.S.C. 981 (a)(1)(C).

Based upon the above findings and conclusions,

IT IS HEREBY ORDERED THAT THE Notice of this Forfeiture Action shall be published in the Richmond Times-Dispatch, P.O. Box 85333, Richmond, VA 23293.

SO ORDERED this 25<sup>th</sup> day of August, 2005.

s/ Wesley E. Brown  
WESLEY E. BROWN  
UNITED STATES DISTRICT JUDGE