

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF FLORIDA  
TAMPA DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

Case No. 8:19-cv-908-T-02AEP

13318 LOST KEY PLACE, LAKEWOOD  
RANCH, FLORIDA, et al.

Defendants.

**UNOPPOSED FOURTH MOTION  
FOR JUDGMENT OF FORFEITURE**

The United States of America hereby moves the Court, pursuant to 18 U.S.C. §§ 981(a)(1)(C) and (a)(1)(A), and Supp'l Rule G, Supplemental Rules for Certain Admiralty or Maritime Claims and Asset Forfeiture Actions, for a Judgment of Forfeiture for the real property, attachments thereto, and appurtenances thereon, located at 6922 LaCantera Circle, Lakewood Ranch, Florida (the Defendant Property).

The United States has properly served notice on all interested parties. Despite notice, no party, other than the Manatee County Tax Collector and Nathan Perry and Heather Perry, whose claims have been recognized, has filed claims or objections to the forfeiture of the Defendant Property, and the time for doing so has expired. The undersigned has conferred with Patrick

Bryant, the attorney for the Manatee County Tax Collector, who has advised that he has no objection to this motion. The United States has also conferred with James Essenson, the attorney for the Perrys, who has advised that the Perrys will not be opposing this Motion. Therefore, the United States is entitled to a Judgment of Forfeiture for the Defendant Property. In support of this motion, the United States submits the following memorandum of law.

### **MEMORANDUM OF LAW**

#### **I. Statement of Facts**

1. On April 18, 2019, the United States filed an Amended Verified Complaint for Forfeiture *in Rem* seeking forfeiture of, among others, the Defendant Property, on the grounds that the property represents proceeds of violations of 18 U.S.C. §§ 1341 (mail fraud) and 1343 (wire fraud), or a conspiracy to commit mail and wire fraud (18 U.S.C. § 1349) and is, therefore, subject to civil forfeiture by the United States pursuant to 18 U.S.C. § 981(a)(1)(C). Doc. 12 at 57-58. Additionally, in the Amended Verified Complaint, the United States alleged that the monetary transaction made to purchase the Defendant Property was conducted in violation of 18 U.S.C. § 1957(a) and, as such, the Defendant Property is also subject to civil forfeiture pursuant to 18 U.S.C. § 981(a)(1)(A). *Id.*

2. The only persons or entities known to have a possible interest in the Defendant Property are the following:

- a. The court-appointed Receiver in the related matter *Commodity Futures Trading Commission v. Oasis International, et al.*, Case No. 8:19-cv-886-T-33SPF;
- b. 6922 LaCantera Circle, LLC;
- c. Michael DaCorta;
- d. Manatee County Tax Collector;
- e. Country Club/Edgewater Village Association, Inc.; and
- f. Nathan Perry and Heather Perry.

3. In May and June 2019, in accordance with the requirements of Rule G(4)(b), the United States sent direct written notice of this forfeiture action to the interested parties identified in paragraph 2, above. The process of identifying potential claimants, and the specific dates and methods of sending notice to each potential claimant, are detailed in the Declaration by Tammy Keene, which is attached hereto as Exhibit A and fully incorporated herein by reference.

**A. Notice and Consent of the Court-Appointed Receiver**

4. On April 24, 2019, a Notice of Appearance was filed by Jared J. Perez, Esquire, on behalf of the Court-appointed Receiver (the Receiver) in the related matter *Commodity Futures Trading Commission v. Oasis International, et*

*al.*, Case No. 8:19-cv-886-T-33SPF (the Receivership), confirming actual notice of these proceedings. Doc. 17. In the Receivership, the United States District Court for the Middle District of Florida appointed the Receiver to assume control of certain Receivership Defendants. 48-1 at 1-2. The Defendant Property was purchased in the name of, and/or controlled by, these Receivership Defendants. *Id.* at 3. Therefore, pursuant to the Receivership Orders, the Receiver assumed control of, and has the authority to enter into all agreements for, the titled owner of the Defendant Property. *Id.*

5. On June 19, 2019, the United States and the Receiver filed a Consent Forfeiture Agreement. Doc. 48-1. In the Consent Forfeiture Agreement, the Receiver consented to the civil forfeiture of the Defendant Property. *Id.*

**B. Michael DaCorta and the Limited Liability Companies**

6. Michael DaCorta is the Registered Agent for 6922 LaCantera Circle, LLC, the limited liability company that holds title to the Defendant Property. On April 26, 2019, DaCorta signed a Consent to entry of a Preliminary Injunction and Order Appointing Receiver and Staying Litigation by Defendants Oasis International Group, Limited, in the Receivership (Doc. 35-3) which ultimately gave the Receiver authority to take control of, among other things, the Defendant Property in this case. Therefore, the Receiver has

the authority to consent to the forfeiture of the Defendant Property on behalf of DaCorta and the limited liability companies.

7. Out of an abundance of caution, however, the United States served notice of these proceedings on DaCorta, personally and as registered agent for 6922 LaCantera Circle, LLC. *See* Exhibit A at 3.

8. On May 22, 2019, a Notice of Appearance was filed by Jacob V. Stuart, Jr., Esquire, on behalf of Michael DaCorta, confirming that DaCorta had received actual notice of these proceedings. Doc. 29. Mr. Stuart later withdrew as counsel; however, in his motion to withdraw, he noted that DaCorta “is aware of the pending deadlines in this case.” *See* Doc. 32.

9. Despite notice, neither DaCorta nor 6922 LaCantera Circle, LLC have filed a claim or answer in this case, and the time for doing so has expired.

**C. Manatee County Tax Collector**

10. The United States also served notice on the Manatee County Tax Collector. *See* Exhibit A at 3-4. The Manatee County Tax Collector filed a Verified Claim and Answer. Docs. 38 and 40.

11. The United States has filed a notice in which it has recognized the interest of the Manatee County Tax Collector. Doc. 50. The United States has agreed that, from the proceeds of the sale of the Defendant Property (to the extent that there are sufficient proceeds after the payment of expenses

relating to seizure, maintenance, custody, and disposal of the property), the Receiver will pay any and all *ad valorem* real property taxes and *non-ad valorem* assessments due and owing the Manatee County Tax Collector up to the date of entry of the Judgment of Forfeiture as a priority lien under Florida law. *Id.*

**D. Homeowners Association**

12. The United States also provided direct written notice to the associated homeowners association that may claim an interest in the Defendant Property, including the Country Club/Edgewater Village Association, Inc. (Country Club/Edgewater Village HOA). *See* Exhibit A at 4.

13. Despite notice, Country Club/Edgewater Village HOA has failed to file a claim, and the time for doing so has expired; however, the United States recognizes the interests of Country Club/Edgewater Village HOA and agrees that, from the proceeds of the sale of the Defendant Property located at 6922 LaCantera Circle, Lakewood Ranch, Florida (to the extent that there are sufficient proceeds after the payment of expenses related to seizure, maintenance, custody, and disposal of the Defendant Property, including any and all outstanding taxes and interest due and owing the Tax Collector), the Receiver, on behalf of the United States, will pay the assessments due and owing to Country Club/Edgewater Village HOA pursuant to contract and in

accordance with Florida law, up to the date of entry of the Judgment of Forfeiture.

**E. Nathan Perry and Heather Perry**

14. The United States also served notice on the Nathan Perry and Heather Perry (the Perrys). *See* Exhibit A at 4. The Perrys filed a Verified Claim and Answer. Docs. 37 and 52.

15. The United States immediately acknowledged the Perrys' claim and, since then, the parties have worked diligently to finalize the terms of an agreement. The Perrys have declined to execute a formal stipulation, but have agreed not to oppose this motion. Therefore, the United States agrees that, from the proceeds of the sale of the Defendant Property (to the extent that there are sufficient proceeds after the payment of expenses related to seizure, maintenance, custody, and disposal of the Defendant Property, including any and all outstanding taxes and interest due and owing the Tax Collector), the Receiver, on behalf of the United States, will pay the following to the Perrys:

- a. Unpaid principal in the amount of \$1,500,000.00 due under the Mortgage recorded on October 2, 2018, under Instrument No. 201841100370, Book: 2750, Pages 3148-3153, in Manatee County, Florida;
- b. All reasonable unpaid interest, at the contractual rate, in the amount of \$16,027.44 as of June 17, 2019, with a daily per diem rate of \$205.48 until date of payment;

- c. Reasonable attorneys' fees and costs for the Perrys' attorneys in the amount of \$2,500.00; and
- d. Any expenses for which the Claimants are entitled for reimbursement pursuant to the terms of the Mortgage and Note, in their capacity as Mortgagees.

**F. Publication Notification**

16. The United States also published notice of the above-referenced civil forfeiture action on its official website, [www.forfeiture.gov](http://www.forfeiture.gov), for a period of 30 consecutive days, from April 20, 2019 through and including May 19, 2019, as required by Supp'1 Rule G(4)(a)(i) & (iv)(C)(3). Doc. 28.

**II. Legal Argument**

Based on the facts, which are more fully set forth in the Amended Verified Complaint, the Defendant Property is subject to forfeiture to the United States pursuant to 18 U.S.C. §§ 981(a)(1)(C) and (a)(1)(A), and Supp'1 Rule G. The Defendant Property is proceeds, or derived from proceeds, of wire fraud and mail fraud, or a conspiracy to commit wire fraud and mail fraud, in violation of 18 U.S.C. §§ 1341, 1343 and 1349. Under Section 981(a)(1)(C), the United States is authorized to civilly forfeit any property, real or personal, which constitutes or is derived from proceeds from any offense constituting "specified unlawful activity" as defined in 18 U.S.C. § 1956(c)(7), or a conspiracy to commit such offenses. 18 U.S.C. § 981(a)(1)(C). Section 1956(c)(7)(A) incorporates the racketeering offenses under 18 U.S.C. § 1961.



Mail and wire fraud offenses in violation of 18 U.S.C. §§ 1341 and 1343 are specified unlawful activities under 18 U.S.C. § 1961(1). *See* 28 U.S.C. § 981(a)(1)(C), 18 U.S.C. § 1956(c)(7)(A), and 18 U.S.C. § 1961(1).

Additionally, the monetary transaction made to purchase the Defendant Property was conducted in violation of 18 U.S.C. § 1957(a) because it was knowingly conducted with more than \$10,000 in funds derived from specified unlawful activity (specifically, mail and wire fraud), and, as such, it is subject to civil forfeiture pursuant to 18 U.S.C. § 981(a)(1)(A).

As required by Supp'l Rule G(4)(a)(iv)(C), the United States posted notice of this forfeiture on an official government internet website ([www.forfeiture.gov](http://www.forfeiture.gov)) for at least 30 days, beginning April 20, 2019. Doc. 28. Under Rule G(5)(a)(ii), a person or entity is required to file a claim to the Defendant Property within the time stated on the direct written notice, or not later than 60 days after the first date of internet publication – here, on or before June 19, 2019. The Warrant of Arrest *in Rem* and the internet publication gave instructions for filing a claim in the form of a Statement of Right or Interest, to be filed with the Office of the Clerk, United States District Court, Sam Gibbons Federal Courthouse, 801 North Florida Avenue, Tampa, Florida 33602, within the time prescribed by law.

Additionally, as required by Supp'l Rule G(4)(b)(i) and as detailed above and in Exhibit A, the United States sent notice and a copy of the Amended Verified Complaint to all known interested parties. Other than Manatee County Tax Collector, the Country Club/Edgewater Village HOA, and Nathan Perry and Heather Perry, whose claims have been recognized by the United States, no other party has filed a claim, and the time for doing so has expired. Furthermore, the Receiver, who was given authority and control over the Defendant Property, has consented to its forfeiture. Thus, it is now appropriate for the Court to enter a Judgment of Forfeiture for the Defendant Property.

### **III. Conclusion**

The United States respectfully requests that this Court enter a Judgment of Forfeiture, pursuant to 18 U.S.C. §§ 981(a)(1)(C) and (a)(1)(A) and Supp'l Rule G, forfeiting to the United States of America all right, title, and interest in Defendant Property for disposition according to law, subject to any *ad valorem* asset taxes and *non-ad valorem* assessments due and owing to Manatee County Tax Collector, assessments due and owing to the Country Club/Edgewater Village HOA, outstanding mortgage, fees, and interest due and owing to the Perrys, and to the terms of the Consent Forfeiture

Agreement between the United States and the Receiver, as outlined in this Motion.

Respectfully Submitted,

MARIA CHAPA LOPEZ  
United States Attorney

By: s/Suzanne C. Nebesky  
SUZANNE C. NEBESKY  
Assistant United States Attorney  
Fla. Bar No. 59377  
400 N. Tampa Street, Suite 3200  
Tampa, Florida 33602  
(813) 274-6000 – telephone  
E-mail: [suzanne.nebesky@usdoj.gov](mailto:suzanne.nebesky@usdoj.gov)

**CERTIFICATE OF SERVICE**

I hereby certify that on September 4, 2019, I electronically filed the foregoing with the Clerk of the Court by using the CM/ECF system which will send a notice of electronic filing to counsel of record.

s/Suzanne C. Nebesky  
SUZANNE C. NEBESKY  
Assistant United States Attorney

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF FLORIDA  
TAMPA DIVISION

UNITED STATES OF AMERICA

Plaintiff,

Case No. 8:19-cv-908-T-02AEP

v.

13318 LOST KEY PLACE, LAKEWOOD  
RANCH, FLORIDA, et al.

Defendants.

**DECLARATION IN SUPPORT OF  
REQUEST FOR JUDGMENT OF FORFEITURE**

I, Tammy Keene, a Forfeiture Support Associates Contract Paralegal with the United States Attorney's Office, make the following Declaration in lieu of an affidavit, as permitted by 28 U.S.C. § 1746. I am aware that this Declaration will be filed with the United States District Court for the Middle District of Florida, and that it is the legal equivalent of a statement under oath.

1. I have been a Contract Paralegal for the United States Attorney's Office since March 2015. My duties include, in relevant part, providing notice of forfeiture actions in accordance with the requirements of Rule G(4)(b).

2. In this case, I reviewed seizure records which were provided by the seizing agency in order to determine what parties may have a potential legal interest, among others, in the real property, attachments thereto, and

appurtenances thereon, located at: 6922 LaCantera Circle, Lakewood Ranch, Florida (the Defendant Property).

The records revealed that the following entities and/or individuals had a potential interest in the Defendant Property:

- a. The court-appointed Receiver in the related matter *Commodity Futures Trading Commission v. Oasis International, et al.*, Case No. 8:19-cv-886-T-33SPF;
- b. 6922 LaCantera Circle, LLC;
- c. Michael DaCorta;
- d. Manatee County Tax Collector;
- e. Country Club/Edgewater Village Association, Inc.; and
- f. Nathan Perry and Heather Perry.

3. This Declaration supports the United States' Fourth Motion for Judgment of Forfeiture, which requests that the Court enter a Judgment of Forfeiture for the Defendant Property identified in paragraph two above, pursuant to 18 U.S.C. §§ 981(a)(1)(C) and (a)(1)(A), and Supp'1 Rule G, Supplemental Rules for Certain Admiralty or Maritime Claims and Asset Forfeiture Actions.

4. In May 2019, in accordance with the requirements of Rule G(4)(b), I sent notices of this forfeiture action and instructions on filing a



claim, via United States certified and first class mail, to all known potential claimants, as detailed below. *See* Supp'l Rule G(4)(b).<sup>1</sup>

- a. On May 10, 2019, notice was sent to **6922 LaCantera Circle, LLC**, c/o Michael DaCorta, Registered Agent, Lakewood Ranch, Florida, via first class mail and certified mail (receipt number 7016 3010 0000 9345 4597). *See* Exhibit A-1. The packages sent via certified mail and regular U.S. Mail were returned “unclaimed” and/or “unable to forward.” However, DaCorta later retained counsel who appeared in this action, confirming that he had received actual notice. Doc. 29. The notice package clarified that, in accordance with Supp'l Rule G, the deadline to file a claim was June 14, 2019. *See* Exhibit A-1. Before withdrawing, DaCorta's counsel confirmed that DaCorta was “aware of the pending deadlines” in this case. Doc. 32 at 2. No claim has been filed on behalf of 6922 LaCantera Circle, LLC.
- b. On May 13, 2019, notice was sent to **Michael DaCorta**, personally, at Lakewood Ranch, Florida, via first class mail and certified mail (receipt number 7016 3010 0000 9345 4672). *See* Exhibit A-2. The certified green card was signed as received and dated May 28, 2019. *Id.* DaCorta later retained counsel who appeared in this action, further confirming that he had received actual notice. Doc. 29. The notice package clarified that, in accordance with Supp'l Rule G, the deadline to file a claim was June 17, 2019. *See* Exhibit A-2. Before withdrawing, DaCorta's counsel further confirmed that DaCorta was “aware of the pending deadlines” in this case. Doc. 32 at 2. No claim has been filed on behalf of Michael DaCorta.
- c. On May 9, 2019, notice was sent to the Ken Burton, Jr., **Manatee County Tax Collector**, Ken Burton Jr., P.O. Box 25300, Bradenton, Florida, via first class mail and certified mail

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<sup>1</sup> When appropriate, the addresses for the interested parties referenced in this Declaration and all attachments incorporated herein have been redacted in compliance with Federal Rule of Civil Procedure 5.2.

(receipt number 7017 3040 0000 0725 8525). *See* Exhibit A-3. The certified green card was signed as received and dated May 13, 2019. On June 13, 2019, Manatee County Tax Collector filed Verified Claim for their interest in the Defendant Property. Doc. 40.

- d. On May 9, 2019, notice was sent to **Country Club/Edgewater Village Association, Inc.**, c/o Registered Agent: Najmy Thompson, P.L., 6320 Venture Drive, Suite 104, Lakewood Ranch, FL, via first class mail and certified mail (receipt number 7016 3010 0000 9345 4498). *See* Exhibit A-4. The certified green card was signed as received and dated May 13, 2019. No claim has been filed on behalf of the Country Club/Edgewater Village Association, Inc.
- e. On May 9, 2019, notice was sent to **Nathan Perry and Heather Perry**, Lakewood Ranch, FL, via first class mail and certified mail (receipt number 7016 3010 0000 9345 4504). *See* Exhibit A-5. The certified green card was signed as received, but not dated. On June 12, 2019, Nathan Perry and Heather Perry filed Verified Claim for their interest in the Defendant Property. Doc. 37.

5. The notice packages I sent contained: (1) a Notice of Amended Complaint for Forfeiture *in Rem*; (2) the Amended Verified Complaint for Forfeiture *in Rem*; (3) an Acknowledgment of Receipt of Notice of Amended Verified Complaint; (4) the Related Case Order, Interested Persons Order, Order Requiring Electronic Filing, Notice of Track Designation; and (5) a self-addressed, stamped envelope.

6. The Notice of Amended Complaint for Forfeiture *in Rem* advised the Claimant that in order to contest the Amended Verified Complaint, they




were required to file a claim within 35 days of the date of the Notice, and file an Answer within 21 days after filing the claim. The Notice further instructed the parties to file the claim and Answer with the Office of the Clerk, United States District Court, Sam Gibbons Federal Courthouse, 2<sup>nd</sup> Floor, 801 North Florida Avenue, Tampa, Florida 33602. Finally, the Notice advised that the “[f]ailure to follow the requirements set forth above may result in judgment by default taken against you for relief demanded in the Complaint. You may wish to seek legal advice to protect your interests.”

7. The United States published notice of the above-referenced civil forfeiture action on its official website, [www.forfeiture.gov](http://www.forfeiture.gov), for a period of 30 consecutive days, from April 20, 2019 through and including May 19, 2019, as required by Rule G(4)(a)(i) & (iv)(C). Doc. 28. Accordingly, the final date for those who did not receive direct written notice to file a petition to adjudicate an interest in the Defendant Property was June 19, 2019, and the time for filing such a petition has expired. *Id.*

I declare under penalty of perjury that the foregoing is true and correct.

9/4/19  
Date

  
TAMMY KEENE  
Forfeiture Support Associates  
Contract Paralegal



UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF FLORIDA  
TAMPA DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

Case No. 8:19-cv-908-T-02AEP

v.

ASSETS IDENTIFIED IN PARAGRAPH  
ONE OF VERIFIED COMPLAINT,

Defendants.

**NOTICE OF AMENDED COMPLAINT FOR FORFEITURE**

***SENT VIA CERTIFIED MAIL NO. 7016 3010 0000 9345 4597  
AND REGULAR U.S. MAIL***

TO: 6922 LaCantera Circle, LLC  
c/o Michael DaCorta, Registered Agent



1. FORFEITURE COMPLAINT: On April 18, 2019, the United States of America filed a civil complaint seeking forfeiture, pursuant to 18 U.S.C.

§§ 981(a)(1)(C) and (a)(1)(A), in the United States District Court for the Middle District of Florida, Tampa Division, against the following property:

The real property, attachments thereto, and appurtenances thereon, located at: 6922 LaCantera Circle, Lakewood Ranch, Florida;

Enclosed with this Notice of Amended Complaint for Forfeiture in Rem, you will find an Amended Verified Complaint for Forfeiture In Rem (Doc. 12) and Related Case Order, Interested Persons Order, Order Requiring Electronic Filing, Notice of Track Designation (Doc. 14), as well as a self-addressed pre-paid envelope. Please send the signed Acknowledgment of Receipt of Notice of Amended Complaint for Forfeiture to the United States Attorney's Office in the self-addressed pre-paid envelope.

2. FILING OF A VERIFIED CLAIM: Pursuant to Supplemental Rule G(5)(a)(ii), in order to avoid forfeiture of the defendant property, any person who asserts an interest in the defendant property must file a verified claim with the Office of the Clerk, United States District Court, Middle District of Florida *within 35 days after the date of this notice, or by June 14, 2019.*

3. CONTENTS OF VERIFIED CLAIM: Pursuant to Rule G(5)(a), the claim must (A) identify the specific property claimed; (B) identify the claimant and state the claimant's interest in the property; and (C) be signed by the claimant under penalty of perjury. In signing your verified claim under penalty of perjury, you must specifically certify, under penalty of perjury, that the assertions contained in it are true and correct. *See* 28 U.S.C. § 1746. If the Statement of Right or Interest is made on behalf of the person entitled to possession by an agent, bailee, or attorney, it must state that the agent, bailee, or attorney is duly authorized to make the Statement of Right or Interest.

4. FILING OF AN ANSWER: If you filed a verified claim, you must then file an answer to the amended complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure with the Office of the Clerk, United States District Court, Middle District of Florida *within 21 days after filing the verified claim.*

5. FILING WITH COURT AND SERVICE ON UNITED STATES: As noted above, both the verified claim and answer must be filed with the Office of the Clerk, United States District Court, Sam Gibbons Federal Courthouse, 2nd Floor, 801 North Florida Avenue, Tampa, Florida 33602. A copy of any Statement of Right or Interest and Answer (or motion) filed also must be sent to Maria Chapa Lopez, United States Attorney for the Middle District of Florida, 400 N. Tampa Street, Suite 3200, Tampa, Florida, 33602, Attn: Suzanne C. Nebesky, Assistant United States Attorney.

6. FAILURE TO COMPLY WITH RULE G: Failure to follow the requirements set forth above may result in judgment by default taken against you for relief demanded in the Amended Complaint. You may wish to seek legal advice to protect your interests.

7. PETITION FOR REMISSION: The government may also consider granting petitions for remission or mitigation, which pardon all or part of the property from the forfeiture. A petition must include a description of your interest in the property supported by documentation; include any facts you believe justify the return of the property; and be signed under oath, subject to the penalty of perjury, or

meet the requirements of an unsworn statement under penalty of perjury. *See* 28 U.S.C. § 1746. The regulations pertaining to remission or mitigation of the forfeiture are 28 C.F.R. §§ 9.1 - 9.9. The criteria for remission of the forfeiture are found at 28 C.F.R. § 9.5(a). The criteria for mitigation of the forfeiture are found at 28 C.F.R. § 9.5(b). The petition for remission need not be made in any particular form and may be filed online or in writing. You should file a petition for remission not later than 11:59 PM EST 30 days after the date you receive this notice. *See* 28 C.F.R. § 9.3(a). The <https://www.forfeiture.gov/FilingPetition.htm> website provides access to a standard petition for remission form that may be mailed and the link to file a petition for remission online. This website also provides answers to frequently asked questions (FAQs) about filing a petition for remission. If you cannot find the desired assets online, you must file your petition for remission in writing by sending it to 400 N. Tampa Street, Suite 3200, Tampa, Florida, 33602, Attn: Suzanne C. Nebesky, Assistant United States Attorney. You may file both an ancillary petition with the court and a petition for remission or mitigation.


8. ADDITIONAL INFORMATION: Additional procedures and regulations regarding this forfeiture action are found at 18 U.S.C. § 983; 19 U.S.C. §§ 1602-1619; and 28 C.F.R. § 9.

Dated: May 10, 2019

Respectfully Submitted,

MARIA CHAPA LOPEZ  
United States Attorney

By:

  
\_\_\_\_\_  
SUZANNE C. NEBESKY  
Assistant United States Attorney  
Fla. Bar No. 59377  
400 N. Tampa Street, Suite 3200  
Tampa, Florida 33602  
(813) 274-6000 – telephone

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF FLORIDA  
TAMPA DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

Case No. 8:19-cv-908-T-02AEP

v.

ASSETS IDENTIFIED IN PARAGRAPH  
ONE OF VERIFIED COMPLAINT,

Defendants.

**ACKNOWLEDGMENT OF RECEIPT OF NOTICE  
OF AMENDED COMPLAINT FOR FORFEITURE**

TO: Suzanne C. Nebesky  
Assistant United States Attorney  
United States Attorney's Office  
400 North Tampa Street, Suite 3200  
Tampa, Florida 33602

Michael DaCorta, Registered Agent for 6922 LaCantera Circle, LLC, hereby acknowledges receipt of a Notice of Forfeiture (Certified Mail No. 7016 3010 0000 9345 4597); an Amended Verified Complaint for Forfeiture In Rem (Doc. 12), Related Case Order, Interested Persons Order, Order Requiring Electronic Filing, Notice of Track Designation (Doc. 14), in the action styled *United States v. Assets Identified In Paragraph One of Verified Complaint*, Case No. 8:19-cv-908-T-02AEP, United States District Court, Middle District of Florida, Tampa Division.

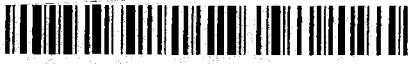
Michael DaCorta, Registered Agent for 6922 LaCantera Circle, LLC, hereby acknowledges receipt of an Acknowledgment of Receipt of Notice of Amended

Complaint for Forfeiture and a self-addressed, postage prepaid envelope in which this Acknowledgment can be returned.

Michael DaCorta, Registered Agent for 6922 LaCantera Circle, LLC, acknowledges that a default judgment may be entered against the defendant funds if a Statement of Right or Interest is not filed with the Clerk of the Court and served on the United States Attorney on or before **June 14, 2019**, and if an Answer is not filed with the Clerk of the Court and served on the above addressee within 21 days after filing a Statement of Right or Interest.

Date: \_\_\_\_\_

\_\_\_\_\_  
Michael DaCorta, Registered Agent for  
6922 LaCantera Circle, LLC

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY																	
<ul style="list-style-type: none"> <li>■ Complete items 1, 2, and 3.</li> <li>■ Print your name and address on the reverse so that we can return the card to you.</li> <li>■ Attach this card to the back of the mailpiece, or on the front if space permits.</li> </ul>	<p>A. Signature <span style="float: right;"><input type="checkbox"/> Agent <input type="checkbox"/> Address</span></p> <p><i>[Handwritten Signature]</i></p>																	
<p>1. Article Addressed to:</p> <p style="text-align: center;">6922 LaCantera Circle, LLC c/o Michael DaCorta, Reg. Agent</p> <div style="background-color: black; width: 200px; height: 30px; margin: 0 auto;"></div>  <p style="text-align: center;">9590 9402 1743 6074 9732 12</p>	<p>B. Received by (Printed Name) <span style="float: right;">C. Date of Deliv</span></p> <p><i>[Handwritten Name]</i> <span style="float: right;">5-28-15</span></p>	<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p>																
<p>2. Article Number (Transfer from service label)</p> <p style="font-size: 1.2em;">7016 3010 0000 9345 4597</p>	<p>3. Service Type</p> <table border="0"> <tr> <td><input type="checkbox"/> Adult Signature</td> <td><input type="checkbox"/> Priority Mail Express</td> </tr> <tr> <td><input type="checkbox"/> Adult Signature Restricted Delivery</td> <td><input type="checkbox"/> Registered Mail™</td> </tr> <tr> <td><input type="checkbox"/> Certified Mail®</td> <td><input type="checkbox"/> Registered Mail Restr Delivery</td> </tr> <tr> <td><input type="checkbox"/> Certified Mail Restricted Delivery</td> <td><input type="checkbox"/> Return Receipt for Merchandise</td> </tr> <tr> <td><input type="checkbox"/> Collect on Delivery</td> <td><input type="checkbox"/> Signature Confirmatio</td> </tr> <tr> <td><input type="checkbox"/> Collect on Delivery Restricted Delivery</td> <td><input type="checkbox"/> Signature Confirmatio Restricted Delivery</td> </tr> <tr> <td><input type="checkbox"/> Insured Mail</td> <td></td> </tr> <tr> <td><input type="checkbox"/> Insured Mail Restricted Delivery (over \$500)</td> <td></td> </tr> </table>		<input type="checkbox"/> Adult Signature	<input type="checkbox"/> Priority Mail Express	<input type="checkbox"/> Adult Signature Restricted Delivery	<input type="checkbox"/> Registered Mail™	<input type="checkbox"/> Certified Mail®	<input type="checkbox"/> Registered Mail Restr Delivery	<input type="checkbox"/> Certified Mail Restricted Delivery	<input type="checkbox"/> Return Receipt for Merchandise	<input type="checkbox"/> Collect on Delivery	<input type="checkbox"/> Signature Confirmatio	<input type="checkbox"/> Collect on Delivery Restricted Delivery	<input type="checkbox"/> Signature Confirmatio Restricted Delivery	<input type="checkbox"/> Insured Mail		<input type="checkbox"/> Insured Mail Restricted Delivery (over \$500)	
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<input type="checkbox"/> Insured Mail Restricted Delivery (over \$500)																		

PS Form 3811, July 2015 PSN 7530-02-000-9053

Domestic Return Recei

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UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF FLORIDA  
TAMPA DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

Case No. 8:19-cv-908-T-02AEP

v.

ASSETS IDENTIFIED IN PARAGRAPH  
ONE OF VERIFIED COMPLAINT,

Defendants.

**NOTICE OF AMENDED COMPLAINT FOR FORFEITURE**

***SENT VIA CERTIFIED MAIL NO. 7016 3010 0000 9345 4672  
AND REGULAR U.S. MAIL***

TO: Michael DaCorta



1. FORFEITURE COMPLAINT: On April 18, 2019, the United States of America filed a civil complaint seeking forfeiture, pursuant to 18 U.S.C.

§§ 981(a)(1)(C) and (a)(1)(A), in the United States District Court for the Middle District of Florida, Tampa Division, against the following property:

- a. The real property, attachments thereto, and appurtenances thereon, located at: 13318 Lost Key Place, Lakewood Ranch, Florida;
- b. The real property, attachments thereto, and appurtenances thereon, located at: 6922 LaCantera Circle, Lakewood Ranch, Florida;

- c. The real property, attachments thereto, and appurtenances thereon, located at: 4064 Founders Club Drive, Sarasota, Florida;
- d. The real property, attachments thereto, and appurtenances thereon, located at: 4058 Founders Club Drive, Sarasota, Florida;
- e. The real property, attachments thereto, and appurtenances thereon, located at: 7312 Desert Ridge Glen, Lakewood Ranch, Florida;
- f. The real property, attachments thereto, and appurtenances thereon, located at: 444 Gulf of Mexico Drive, Longboat Key, Florida;
- g. The real property, attachments thereto, and appurtenances thereon, located at: 17006 Vardon Terrace, #105, Lakewood Ranch, Florida;
- h. The real property, attachments thereto, and appurtenances thereon, located at: 16804 Vardon Terrace, #108, Lakewood Ranch, Florida; and
- i. The real property, attachments thereto, and appurtenances thereon, located at: 16904 Vardon Terrace, #106, Lakewood Ranch, Florida,

Enclosed with this Notice of Amended Complaint for Forfeiture in Rem, you will find an Amended Verified Complaint for Forfeiture In Rem (Doc. 12) and Related Case Order, Interested Persons Order, Order Requiring Electronic Filing, Notice of Track Designation (Doc. 14), as well as a self-addressed pre-paid envelope. Please send the signed Acknowledgment of Receipt of Notice of Amended Complaint for Forfeiture to the United States Attorney's Office in the self-addressed pre-paid envelope.

2. FILING OF A VERIFIED CLAIM: Pursuant to Supplemental Rule G(5)(a)(ii), in order to avoid forfeiture of the defendant property, any person who asserts an interest in the defendant property must file a verified claim with the Office of the Clerk, United States District Court, Middle District of Florida *within 35 days after the date of this notice, or by June 17, 2019.*

3. CONTENTS OF VERIFIED CLAIM: Pursuant to Rule G(5)(a), the claim must (A) identify the specific property claimed; (B) identify the claimant and state the claimant's interest in the property; and (C) be signed by the claimant under penalty of perjury. In signing your verified claim under penalty of perjury, you must specifically certify, under penalty of perjury, that the assertions contained in it are true and correct. *See* 28 U.S.C. § 1746. If the Statement of Right or Interest is made on behalf of the person entitled to possession by an agent, bailee, or attorney, it must state that the agent, bailee, or attorney is duly authorized to make the Statement of Right or Interest.

4. FILING OF AN ANSWER: If you filed a verified claim, you must then file an answer to the amended complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure with the Office of the Clerk, United States District Court, Middle District of Florida *within 21 days after filing the verified claim.*

5. FILING WITH COURT AND SERVICE ON UNITED STATES: As noted above, both the verified claim and answer must be filed with the Office of the Clerk, United States District Court, Sam Gibbons Federal Courthouse, 2nd Floor,

801 North Florida Avenue, Tampa, Florida 33602. A copy of any Statement of Right or Interest and Answer (or motion) filed also must be sent to Maria Chapa Lopez, United States Attorney for the Middle District of Florida, 400 N. Tampa Street, Suite 3200, Tampa, Florida, 33602, Attn: Suzanne C. Nebesky, Assistant United States Attorney.

6. FAILURE TO COMPLY WITH RULE G: Failure to follow the requirements set forth above may result in judgment by default taken against you for relief demanded in the Amended Complaint. You may wish to seek legal advice to protect your interests.

7. PETITION FOR REMISSION: The government may also consider granting petitions for remission or mitigation, which pardon all or part of the property from the forfeiture. A petition must include a description of your interest in the property supported by documentation; include any facts you believe justify the return of the property; and be signed under oath, subject to the penalty of perjury, or meet the requirements of an unsworn statement under penalty of perjury. *See* 28 U.S.C. § 1746. The regulations pertaining to remission or mitigation of the forfeiture are 28 C.F.R. §§ 9.1 - 9.9. The criteria for remission of the forfeiture are found at 28 C.F.R. § 9.5(a). The criteria for mitigation of the forfeiture are found at 28 C.F.R. § 9.5(b). The petition for remission need not be made in any particular form and may be filed online or in writing. You should file a petition for remission not later than 11:59 PM EST 30 days after the date you receive this notice. *See* 28 C.F.R. § 9.3(a). The <https://www.forfeiture.gov/FilingPetition.htm> website

provides access to a standard petition for remission form that may be mailed and the link to file a petition for remission online. This website also provides answers to frequently asked questions (FAQs) about filing a petition for remission. If you cannot find the desired assets online, you must file your petition for remission in writing by sending it to 400 N. Tampa Street, Suite 3200, Tampa, Florida, 33602, Attn: Suzanne C. Nebesky, Assistant United States Attorney. You may file both an ancillary petition with the court and a petition for remission or mitigation.


8. ADDITIONAL INFORMATION: Additional procedures and regulations regarding this forfeiture action are found at 18 U.S.C. § 983; 19 U.S.C. §§ 1602-1619; and 28 C.F.R. § 9.

Dated: May 13, 2019

Respectfully Submitted,

MARIA CHAPA LOPEZ  
United States Attorney

By:

  
\_\_\_\_\_  
SUZANNE C. NEBESKY  
Assistant United States Attorney  
Fla. Bar No. 59377  
400 N. Tampa Street, Suite 3200  
Tampa, Florida 33602  
(813) 274-6000 – telephone

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF FLORIDA  
TAMPA DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

Case No. 8:19-cv-908-T-02AEP

v.

ASSETS IDENTIFIED IN PARAGRAPH  
ONE OF VERIFIED COMPLAINT,

Defendants.

**ACKNOWLEDGMENT OF RECEIPT OF NOTICE  
OF AMENDED COMPLAINT FOR FORFEITURE**

TO: Suzanne C. Nebesky  
Assistant United States Attorney  
United States Attorney's Office  
400 North Tampa Street, Suite 3200  
Tampa, Florida 33602

Michael DaCorta, hereby acknowledges receipt of a Notice of Forfeiture (Certified Mail No. 7016 3010 0000 9345 4672); an Amended Verified Complaint for Forfeiture In Rem (Doc. 12), Related Case Order, Interested Persons Order, Order Requiring Electronic Filing, Notice of Track Designation (Doc. 14), in the action styled *United States v. Assets Identified In Paragraph One of Verified Complaint*, Case No. 8:19-cv-908-T-02AEP, United States District Court, Middle District of Florida, Tampa Division.


Michael DaCorta, hereby acknowledges receipt of an Acknowledgment of Receipt of Notice of Amended Complaint for Forfeiture and a self-addressed,

postage prepaid envelope in which this Acknowledgment can be returned.

Michael DaCorta, acknowledges that a default judgment may be entered against the defendant funds if a Statement of Right or Interest is not filed with the Clerk of the Court and served on the United States Attorney on or before **June 17, 2019**, and if an Answer is not filed with the Clerk of the Court and served on the above addressee within 21 days after filing a Statement of Right or Interest.

Date: \_\_\_\_\_

\_\_\_\_\_  
Michael DaCorta

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"> <li>■ Complete items 1, 2, and 3.</li> <li>■ Print your name and address on the reverse so that we can return the card to you.</li> <li>■ Attach this card to the back of the mailpiece, or on the front if space permits.</li> </ul>	<p>A. Signature <span style="float: right;"><input type="checkbox"/> Agent <input type="checkbox"/> Address</span>  <i>X1 [Signature]</i></p> <p>B. Received by (Printed Name) <span style="float: right;">C. Date of Delivery</span>  <i>Denise [Signature]</i> <span style="float: right;"><i>5-28-19</i></span></p>
<p>1. Article Addressed to:</p> <p style="text-align: center; font-size: 1.2em;">Michael DaCorta</p> <div style="background-color: black; width: 100px; height: 20px; margin: 5px auto;"></div>	<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes  If YES, enter delivery address below: <input type="checkbox"/> No</p>
<div style="text-align: center;">   9590 9402 1743 6074 9731 82 </div> <p><small>2 Article Number (Transfer from service label)</small></p> <p style="font-size: 1.2em;">7016 3010 0000 9345 4672</p>	<p>3. Service Type <span style="float: right;"><input type="checkbox"/> Priority Mail Express® <input type="checkbox"/> Registered Mail™</span></p> <p><input type="checkbox"/> Adult Signature <span style="float: right;"><input type="checkbox"/> Registered Mail Restrict</span></p> <p><input type="checkbox"/> Adult Signature Restricted Delivery <span style="float: right;"><input type="checkbox"/> Delivery</span></p> <p><input type="checkbox"/> Certified Mail® <span style="float: right;"><input type="checkbox"/> Return Receipt for Merchandise</span></p> <p><input type="checkbox"/> Certified Mail Restricted Delivery <span style="float: right;"><input type="checkbox"/> Signature Confirmatio</span></p> <p><input type="checkbox"/> Collect on Delivery <span style="float: right;"><input type="checkbox"/> Signature Confirmatio</span></p> <p><input type="checkbox"/> Collect on Delivery Restricted Delivery <span style="float: right;"><input type="checkbox"/> Restricted Delivery</span></p> <p><input type="checkbox"/> Insured Mail</p> <p><input type="checkbox"/> Insured Mail Restricted Delivery (over \$500)</p>
<p>PS Form 3811, July 2015 PSN 7530-02-000-9053 <span style="float: right;">Domestic Return Rece</span></p>	



UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF FLORIDA  
TAMPA DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

Case No. 8:19-cv-908-T-02AEP

v.

ASSETS IDENTIFIED IN PARAGRAPH  
ONE OF VERIFIED COMPLAINT,

Defendants.

**NOTICE OF AMENDED COMPLAINT FOR FORFEITURE**

***SENT VIA CERTIFIED MAIL NO. 7017 3040 0000 0725 8525  
AND REGULAR U.S. MAIL***

TO: Ken Burton Jr.  
Manatee County Tax Collector  
P.O. Box 25300  
Bradenton, Florida 34206-5300

1. FORFEITURE COMPLAINT: On April 18, 2019, the United States of America filed a civil complaint seeking forfeiture, pursuant to 18 U.S.C. §§ 981(a)(1)(C) and (a)(1)(A), in the United States District Court for the Middle District of Florida, Tampa Division, against the following property:

- a. The real property, attachments thereto, and appurtenances thereon, located at: 13318 Lost Key Place, Lakewood Ranch, Florida;
- b. The real property, attachments thereto, and appurtenances thereon, located at: 6922 LaCantera Circle, Lakewood Ranch, Florida;

- c. The real property, attachments thereto, and appurtenances thereon, located at: 7312 Desert Ridge Glen, Lakewood Ranch, Florida;
- d. The real property, attachments thereto, and appurtenances thereon, located at: 17006 Vardon Terrace, #105, Lakewood Ranch, Florida;
- e. The real property, attachments thereto, and appurtenances thereon, located at: 16804 Vardon Terrace, #108, Lakewood Ranch, Florida; and
- f. The real property, attachments thereto, and appurtenances thereon, located at: 16904 Vardon Terrace, #106, Lakewood Ranch, Florida.

Enclosed with this Notice of Amended Complaint for Forfeiture in Rem, you will find an Amended Verified Complaint for Forfeiture In Rem (Doc. 12) and Related Case Order, Interested Persons Order, Order Requiring Electronic Filing, Notice of Track Designation (Doc. 14), as well as a self-addressed pre-paid envelope. Please send the signed Acknowledgment of Receipt of Notice of Amended Complaint for Forfeiture to the United States Attorney's Office in the self-addressed pre-paid envelope.

2. FILING OF A VERIFIED CLAIM: Pursuant to Supplemental Rule G(5)(a)(ii), in order to avoid forfeiture of the defendant property, any person who asserts an interest in the defendant property must file a verified claim with the Office of the Clerk, United States District Court, Middle District of Florida *within 35 days after the date of this notice, or by June 13, 2019.*

3. CONTENTS OF VERIFIED CLAIM: Pursuant to Rule G(5)(a), the claim must (A) identify the specific property claimed; (B) identify the claimant and

state the claimant's interest in the property; and (C) be signed by the claimant under penalty of perjury. In signing your verified claim under penalty of perjury, you must specifically certify, under penalty of perjury, that the assertions contained in it are true and correct. *See* 28 U.S.C. § 1746. If the Statement of Right or Interest is made on behalf of the person entitled to possession by an agent, bailee, or attorney, it must state that the agent, bailee, or attorney is duly authorized to make the Statement of Right or Interest.

4. **FILING OF AN ANSWER:** If you filed a verified claim, you must then file an answer to the amended complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure with the Office of the Clerk, United States District Court, Middle District of Florida *within 21 days after filing the verified claim.*

5. **FILING WITH COURT AND SERVICE ON UNITED STATES:** As noted above, both the verified claim and answer must be filed with the Office of the Clerk, United States District Court, Sam Gibbons Federal Courthouse, 2nd Floor, 801 North Florida Avenue, Tampa, Florida 33602. A copy of any Statement of Right or Interest and Answer (or motion) filed also must be sent to Maria Chapa Lopez, United States Attorney for the Middle District of Florida, 400 N. Tampa Street, Suite 3200, Tampa, Florida, 33602, Attn: Suzanne C. Nebesky, Assistant United States Attorney.

6. **FAILURE TO COMPLY WITH RULE G:** Failure to follow the requirements set forth above may result in judgment by default taken against you for

relief demanded in the Amended Complaint. You may wish to seek legal advice to protect your interests.

7. PETITION FOR REMISSION: The government may also consider granting petitions for remission or mitigation, which pardon all or part of the property from the forfeiture. A petition must include a description of your interest in the property supported by documentation; include any facts you believe justify the return of the property; and be signed under oath, subject to the penalty of perjury, or meet the requirements of an unsworn statement under penalty of perjury. *See* 28 U.S.C. § 1746. The regulations pertaining to remission or mitigation of the forfeiture are 28 C.F.R. §§ 9.1 - 9.9. The criteria for remission of the forfeiture are found at 28 C.F.R. § 9.5(a). The criteria for mitigation of the forfeiture are found at 28 C.F.R. § 9.5(b). The petition for remission need not be made in any particular form and may be filed online or in writing. You should file a petition for remission not later than 11:59 PM EST 30 days after the date you receive this notice. *See* 28 C.F.R. § 9.3(a). The <https://www.forfeiture.gov/FilingPetition.htm> website provides access to a standard petition for remission form that may be mailed and the link to file a petition for remission online. This website also provides answers to frequently asked questions (FAQs) about filing a petition for remission. If you cannot find the desired assets online, you must file your petition for remission in writing by sending it to 400 N. Tampa Street, Suite 3200, Tampa, Florida, 33602, Attn: Suzanne C. Nebesky, Assistant United States Attorney. You may file both an ancillary petition with the court and a petition for remission or mitigation.


8. ADDITIONAL INFORMATION: Additional procedures and regulations regarding this forfeiture action are found at 18 U.S.C. § 983; 19 U.S.C. §§ 1602-1619; and 28 C.F.R. § 9.

Dated: May 9, 2019

Respectfully Submitted,

MARIA CHAPA LOPEZ  
United States Attorney

By:

  
\_\_\_\_\_  
SUZANNE C. NEBESKY  
Assistant United States Attorney  
Fla. Bar No. 59377  
400 N. Tampa Street, Suite 3200  
Tampa, Florida 33602  
(813) 274-6000 – telephone

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF FLORIDA  
TAMPA DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

Case No. 8:19-cv-908-T-02AEP

v.

ASSETS IDENTIFIED IN PARAGRAPH  
ONE OF VERIFIED COMPLAINT,

Defendants.

**ACKNOWLEDGMENT OF RECEIPT OF NOTICE  
OF AMENDED COMPLAINT FOR FORFEITURE**

TO: Suzanne C. Nebesky  
Assistant United States Attorney  
United States Attorney's Office  
400 North Tampa Street, Suite 3200  
Tampa, Florida 33602

Ken Burton Jr., Manatee County Tax Collector, hereby acknowledges receipt of a Notice of Forfeiture (Certified Mail No. 7017 3040 0000 0725 8525); an Amended Verified Complaint for Forfeiture In Rem (Doc. 12), Related Case Order, Interested Persons Order, Order Requiring Electronic Filing, Notice of Track Designation (Doc. 14), in the action styled *United States v. Assets Identified In Paragraph One of Verified Complaint*, Case No. 8:19-cv-908-T-02AEP, United States District Court, Middle District of Florida, Tampa Division.

Ken Burton Jr., Manatee County Tax Collector, hereby acknowledges receipt of an Acknowledgment of Receipt of Notice of Amended Complaint for Forfeiture and a self-addressed, postage prepaid envelope in which this Acknowledgment can be returned.

Ken Burton Jr., Manatee County Tax Collector, acknowledges that a default judgment may be entered against the defendant funds if a Statement of Right or Interest is not filed with the Clerk of the Court and served on the United States Attorney on or before **June 13, 2019**, and if an Answer is not filed with the Clerk of the Court and served on the above addressee within 21 days after filing a Statement of Right or Interest.

Date: \_\_\_\_\_

\_\_\_\_\_  
Ken Burton Jr.  
Manatee County Tax Collector

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY																
<ul style="list-style-type: none"> <li>■ Complete items 1, 2, and 3.</li> <li>■ Print your name and address on the reverse so that we can return the card to you.</li> <li>■ Attach this card to the back of the mailpiece, or on the front if space permits.</li> </ul>	<p>A. Signature <input checked="" type="checkbox"/> <i>[Handwritten Signature]</i> <input type="checkbox"/> Agent <input type="checkbox"/> Address</p> <p>B. Received by (Printed Name) _____ C. Date of Delivery _____</p>																
<p>1. Article Addressed to:</p> <p style="text-align: center;">Ken Burton Jr. Manatee County Tax Collector P.O. Box 25300 Bradenton, Florida 34206-5300</p>	<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p> <p style="text-align: center;">MAY 13 2019 TACONTOUR, FL USPS</p>																
<p style="text-align: center;">9590 9402 1743 6074 9733 80</p> <p>2. Article Number (Transfer from service label) 7017 3040 0000 0725 8525</p>	<p>3. Service Type</p> <table border="0"> <tr> <td><input type="checkbox"/> Adult Signature</td> <td><input type="checkbox"/> Priority Mail Express</td> </tr> <tr> <td><input type="checkbox"/> Adult Signature Restricted Delivery</td> <td><input type="checkbox"/> Registered Mail™</td> </tr> <tr> <td><input type="checkbox"/> Certified Mail®</td> <td><input type="checkbox"/> Registered Mail Restricted Delivery</td> </tr> <tr> <td><input type="checkbox"/> Certified Mail Restricted Delivery</td> <td><input type="checkbox"/> Return Receipt for Merchandise</td> </tr> <tr> <td><input type="checkbox"/> Collect on Delivery</td> <td><input type="checkbox"/> Signature Confirmation</td> </tr> <tr> <td><input type="checkbox"/> Collect on Delivery Restricted Delivery</td> <td><input type="checkbox"/> Signature Confirmation Restricted Delivery</td> </tr> <tr> <td><input type="checkbox"/> Insured Mail</td> <td></td> </tr> <tr> <td><input type="checkbox"/> Insured Mail Restricted Delivery (over \$500)</td> <td></td> </tr> </table>	<input type="checkbox"/> Adult Signature	<input type="checkbox"/> Priority Mail Express	<input type="checkbox"/> Adult Signature Restricted Delivery	<input type="checkbox"/> Registered Mail™	<input type="checkbox"/> Certified Mail®	<input type="checkbox"/> Registered Mail Restricted Delivery	<input type="checkbox"/> Certified Mail Restricted Delivery	<input type="checkbox"/> Return Receipt for Merchandise	<input type="checkbox"/> Collect on Delivery	<input type="checkbox"/> Signature Confirmation	<input type="checkbox"/> Collect on Delivery Restricted Delivery	<input type="checkbox"/> Signature Confirmation Restricted Delivery	<input type="checkbox"/> Insured Mail		<input type="checkbox"/> Insured Mail Restricted Delivery (over \$500)	
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PS Form 3811, July 2015 PSN 7530-02-000-9053

Domestic Return Receipt



UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF FLORIDA  
TAMPA DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

Case No. 8:19-cv-908-T-02AEP

v.

ASSETS IDENTIFIED IN PARAGRAPH  
ONE OF VERIFIED COMPLAINT,

Defendants.

**NOTICE OF AMENDED COMPLAINT FOR FORFEITURE**

***SENT VIA CERTIFIED MAIL NO. 7016 3010 0000 9345 4498  
AND REGULAR U.S. MAIL***

TO: Country Club/Edgewater Village Association, Inc.  
c/o Registered Agent: Najmy Thompson, P.L.  
6320 Venture Drive, Suite 104  
Lakewood Ranch, FL 34202

1. FORFEITURE COMPLAINT: On April 18, 2019, the United States of America filed a civil complaint seeking forfeiture, pursuant to 18 U.S.C.

§§ 981(a)(1)(C) and (a)(1)(A), in the United States District Court for the Middle District of Florida, Tampa Division, against the following property:

- a. The real property, attachments thereto, and appurtenances thereon, located at: 13318 Lost Key Place, Lakewood Ranch, Florida;
- b. The real property, attachments thereto, and appurtenances thereon, located at: 6922 LaCantera Circle, Lakewood Ranch, Florida;
- c. The real property, attachments thereto, and appurtenances thereon, located at: 7312 Desert Ridge Glen, Lakewood Ranch, Florida;

Enclosed with this Notice of Amended Complaint for Forfeiture in Rem, you will find an Amended Verified Complaint for Forfeiture In Rem (Doc. 12) and Related Case Order, Interested Persons Order, Order Requiring Electronic Filing, Notice of Track Designation (Doc. 14), as well as a self-addressed pre-paid envelope. Please send the signed Acknowledgment of Receipt of Notice of Amended Complaint for Forfeiture to the United States Attorney's Office in the self-addressed pre-paid envelope.

2. FILING OF A VERIFIED CLAIM: Pursuant to Supplemental Rule G(5)(a)(ii), in order to avoid forfeiture of the defendant property, any person who asserts an interest in the defendant property must file a verified claim with the Office of the Clerk, United States District Court, Middle District of Florida *within 35 days after the date of this notice, or by June 13, 2019.*

3. CONTENTS OF VERIFIED CLAIM: Pursuant to Rule G(5)(a), the claim must (A) identify the specific property claimed; (B) identify the claimant and state the claimant's interest in the property; and (C) be signed by the claimant under penalty of perjury. In signing your verified claim under penalty of perjury, you must specifically certify, under penalty of perjury, that the assertions contained in it are true and correct. *See* 28 U.S.C. § 1746. If the Statement of Right or Interest is made on behalf of the person entitled to possession by an agent, bailee, or attorney, it must state that the agent, bailee, or attorney is duly authorized to make the Statement of Right or Interest.

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5. FILING WITH COURT AND SERVICE ON UNITED STATES: As noted above, both the verified claim and answer must be filed with the Office of the Clerk, United States District Court, Sam Gibbons Federal Courthouse, 2nd Floor, 801 North Florida Avenue, Tampa, Florida 33602. A copy of any Statement of Right or Interest and Answer (or motion) filed also must be sent to Maria Chapa Lopez, United States Attorney for the Middle District of Florida, 400 N. Tampa Street, Suite 3200, Tampa, Florida, 33602, Attn: Suzanne C. Nebesky, Assistant United States Attorney.

6. FAILURE TO COMPLY WITH RULE G: Failure to follow the requirements set forth above may result in judgment by default taken against you for relief demanded in the Amended Complaint. You may wish to seek legal advice to protect your interests.

7. PETITION FOR REMISSION: The government may also consider granting petitions for remission or mitigation, which pardon all or part of the property from the forfeiture. A petition must include a description of your interest in the property supported by documentation; include any facts you believe justify the return of the property; and be signed under oath, subject to the penalty of perjury, or

meet the requirements of an unsworn statement under penalty of perjury. *See* 28 U.S.C. § 1746. The regulations pertaining to remission or mitigation of the forfeiture are 28 C.F.R. §§ 9.1 - 9.9. The criteria for remission of the forfeiture are found at 28 C.F.R. § 9.5(a). The criteria for mitigation of the forfeiture are found at 28 C.F.R. § 9.5(b). The petition for remission need not be made in any particular form and may be filed online or in writing. You should file a petition for remission not later than 11:59 PM EST 30 days after the date you receive this notice. *See* 28 C.F.R. § 9.3(a). The <https://www.forfeiture.gov/FilingPetition.htm> website provides access to a standard petition for remission form that may be mailed and the link to file a petition for remission online. This website also provides answers to frequently asked questions (FAQs) about filing a petition for remission. If you cannot find the desired assets online, you must file your petition for remission in writing by sending it to 400 N. Tampa Street, Suite 3200, Tampa, Florida, 33602, Attn: Suzanne C. Nebesky, Assistant United States Attorney. You may file both an ancillary petition with the court and a petition for remission or mitigation.


8. ADDITIONAL INFORMATION: Additional procedures and regulations regarding this forfeiture action are found at 18 U.S.C. § 983; 19 U.S.C. §§ 1602-1619; and 28 C.F.R. § 9.

Dated: May 9, 2019

Respectfully Submitted,

MARIA CHAPA LOPEZ  
United States Attorney

By:

  
\_\_\_\_\_  
SUZANNE C. NEBESKY  
Assistant United States Attorney  
Fla. Bar No. 59377  
400 N. Tampa Street, Suite 3200  
Tampa, Florida 33602  
(813) 274-6000 – telephone

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF FLORIDA  
TAMPA DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

Case No. 8:19-cv-908-T-02AEP

v.

ASSETS IDENTIFIED IN PARAGRAPH  
ONE OF VERIFIED COMPLAINT,

Defendants.

**ACKNOWLEDGMENT OF RECEIPT OF NOTICE  
OF AMENDED COMPLAINT FOR FORFEITURE**

TO: Suzanne C. Nebesky  
Assistant United States Attorney  
United States Attorney's Office  
400 North Tampa Street, Suite 3200  
Tampa, Florida 33602

Najmy Thompson, P.L., Registered Agent for Country Club/Edgewater Village Association, Inc., hereby acknowledges receipt of a Notice of Forfeiture (Certified Mail No. 7016 3010 0000 9345 4498); an Amended Verified Complaint for Forfeiture In Rem (Doc. 12), Related Case Order, Interested Persons Order, Order Requiring Electronic Filing, Notice of Track Designation (Doc. 14), in the action styled *United States v. Assets Identified In Paragraph One of Verified Complaint*, Case No. 8:19-cv-908-T-02AEP, United States District Court, Middle District of Florida, Tampa Division.

Najmy Thompson, P.L., Registered Agent for Country Club/Edgewater Village Association, Inc., hereby acknowledges receipt of an Acknowledgment of Receipt of Notice of Amended Complaint for Forfeiture and a self-addressed,

postage prepaid envelope in which this Acknowledgment can be returned.

Najmy Thompson, P.L., Registered Agent for Country Club/Edgewater Village Association, Inc., acknowledges that a default judgment may be entered against the defendant funds if a Statement of Right or Interest is not filed with the Clerk of the Court and served on the United States Attorney on or before **June 13, 2019**, and if an Answer is not filed with the Clerk of the Court and served on the above addressee within 21 days after filing a Statement of Right or Interest.

Date: \_\_\_\_\_

\_\_\_\_\_  
Najmy Thompson, P.L., Registered Agent for  
Country Club/Edgewater Village Association, Inc.

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY																
<ul style="list-style-type: none"> <li>■ Complete items 1, 2, and 3.</li> <li>■ Print your name and address on the reverse so that we can return the card to you.</li> <li>■ Attach this card to the back of the mailpiece, or on the front if space permits.</li> </ul>	<p>A. Signature <input checked="" type="checkbox"/> Agent  <input checked="" type="checkbox"/> Address</p>																
<p>1. Article Addressed to:</p> <p style="text-align: center;">Country Club/Edgewater Village Assoc., Inc.                  c/o Reg. Agent: Najmy Thompson, P.L.                  6320 Venture Drive, Suite 104                  Lakewood Ranch, FL 34202</p>	<p>B. Received by (Printed Name)</p> <p>C. Date of Delivery <u>6/13/16</u></p>																
<p>2 Article Number (Transfer from service label)</p> <p><b>7016 3010 0000 9345 4498</b></p>	<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes                  if YES, enter delivery address below: <input type="checkbox"/> No</p> <p>3. Service Type</p> <table border="0"> <tr> <td><input type="checkbox"/> Adult Signature</td> <td><input type="checkbox"/> Priority Mail Express</td> </tr> <tr> <td><input type="checkbox"/> Adult Signature Restricted Delivery</td> <td><input type="checkbox"/> Registered Mail™</td> </tr> <tr> <td><input type="checkbox"/> Certified Mail®</td> <td><input type="checkbox"/> Registered Mail Restr Delivery</td> </tr> <tr> <td><input type="checkbox"/> Certified Mail Restricted Delivery</td> <td><input type="checkbox"/> Return Receipt for Merchandise</td> </tr> <tr> <td><input type="checkbox"/> Collect on Delivery</td> <td><input type="checkbox"/> Signature Confirmatic</td> </tr> <tr> <td><input type="checkbox"/> Collect on Delivery Restricted Delivery</td> <td><input type="checkbox"/> Signature Confirmatic Restricted Delivery</td> </tr> <tr> <td><input type="checkbox"/> Insured Mail</td> <td></td> </tr> <tr> <td><input type="checkbox"/> Insured Mail Restricted Delivery (over \$500)</td> <td></td> </tr> </table>	<input type="checkbox"/> Adult Signature	<input type="checkbox"/> Priority Mail Express	<input type="checkbox"/> Adult Signature Restricted Delivery	<input type="checkbox"/> Registered Mail™	<input type="checkbox"/> Certified Mail®	<input type="checkbox"/> Registered Mail Restr Delivery	<input type="checkbox"/> Certified Mail Restricted Delivery	<input type="checkbox"/> Return Receipt for Merchandise	<input type="checkbox"/> Collect on Delivery	<input type="checkbox"/> Signature Confirmatic	<input type="checkbox"/> Collect on Delivery Restricted Delivery	<input type="checkbox"/> Signature Confirmatic Restricted Delivery	<input type="checkbox"/> Insured Mail		<input type="checkbox"/> Insured Mail Restricted Delivery (over \$500)	
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PS Form 3811, July 2015 PSN 7530-02-000-9053

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UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF FLORIDA  
TAMPA DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

Case No. 8:19-cv-908-T-02AEP

v.

ASSETS IDENTIFIED IN PARAGRAPH  
ONE OF VERIFIED COMPLAINT,

Defendants.

**NOTICE OF AMENDED COMPLAINT FOR FORFEITURE**

***SENT VIA CERTIFIED MAIL NO. 7016 3010 0000 9345 4504  
AND REGULAR U.S. MAIL***

TO: Nathan & Heather Perry



1. FORFEITURE COMPLAINT: On April 18, 2019, the United States of America filed a civil complaint seeking forfeiture, pursuant to 18 U.S.C. §§ 981(a)(1)(C) and (a)(1)(A), in the United States District Court for the Middle District of Florida, Tampa Division, against the following property:

The real property, attachments thereto, and appurtenances thereon, located at: 6922 LaCantera Circle, Lakewood Ranch, Florida;

Enclosed with this Notice of Amended Complaint for Forfeiture in Rem, you will find an Amended Verified Complaint for Forfeiture In Rem (Doc. 12) and Related Case Order, Interested Persons Order, Order Requiring Electronic Filing, Notice of Track Designation (Doc. 14), as well as a self-addressed pre-paid envelope.

Please send the signed Acknowledgment of Receipt of Notice of Amended Complaint for Forfeiture to the United States Attorney's Office in the self-addressed pre-paid envelope.

2. FILING OF A VERIFIED CLAIM: Pursuant to Supplemental Rule G(5)(a)(ii), in order to avoid forfeiture of the defendant property, any person who asserts an interest in the defendant property must file a verified claim with the Office of the Clerk, United States District Court, Middle District of Florida *within 35 days after the date of this notice, or by June 13, 2019.*

3. CONTENTS OF VERIFIED CLAIM: Pursuant to Rule G(5)(a), the claim must (A) identify the specific property claimed; (B) identify the claimant and state the claimant's interest in the property; and (C) be signed by the claimant under penalty of perjury. In signing your verified claim under penalty of perjury, you must specifically certify, under penalty of perjury, that the assertions contained in it are true and correct. *See* 28 U.S.C. § 1746. If the Statement of Right or Interest is made on behalf of the person entitled to possession by an agent, bailee, or attorney, it must state that the agent, bailee, or attorney is duly authorized to make the Statement of Right or Interest.

4. FILING OF AN ANSWER: If you filed a verified claim, you must then file an answer to the amended complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure with the Office of the Clerk, United States District Court, Middle District of Florida *within 21 days after filing the verified claim.*

5. FILING WITH COURT AND SERVICE ON UNITED STATES: As noted above, both the verified claim and answer must be filed with the Office of the Clerk, United States District Court, Sam Gibbons Federal Courthouse, 2nd Floor, 801 North Florida Avenue, Tampa, Florida 33602. A copy of any Statement of Right or Interest and Answer (or motion) filed also must be sent to Maria Chapa Lopez, United States Attorney for the Middle District of Florida, 400 N. Tampa Street, Suite 3200, Tampa, Florida, 33602, Attn: Suzanne C. Nebesky, Assistant United States Attorney.

6. FAILURE TO COMPLY WITH RULE G: Failure to follow the requirements set forth above may result in judgment by default taken against you for relief demanded in the Amended Complaint. You may wish to seek legal advice to protect your interests.

7. PETITION FOR REMISSION: The government may also consider granting petitions for remission or mitigation, which pardon all or part of the property from the forfeiture. A petition must include a description of your interest in the property supported by documentation; include any facts you believe justify the return of the property; and be signed under oath, subject to the penalty of perjury, or meet the requirements of an unsworn statement under penalty of perjury. *See* 28 U.S.C. § 1746. The regulations pertaining to remission or mitigation of the forfeiture are 28 C.F.R. §§ 9.1 - 9.9. The criteria for remission of the forfeiture are found at 28 C.F.R. § 9.5(a). The criteria for mitigation of the forfeiture are found at 28 C.F.R. § 9.5(b). The petition for remission need not be made in any particular

form and may be filed online or in writing. You should file a petition for remission not later than 11:59 PM EST 30 days after the date you receive this notice. See 28 C.F.R. § 9.3(a). The <https://www.forfeiture.gov/FilingPetition.htm> website provides access to a standard petition for remission form that may be mailed and the link to file a petition for remission online. This website also provides answers to frequently asked questions (FAQs) about filing a petition for remission. If you cannot find the desired assets online, you must file your petition for remission in writing by sending it to 400 N. Tampa Street, Suite 3200, Tampa, Florida, 33602, Attn: Suzanne C. Nebesky, Assistant United States Attorney. You may file both an ancillary petition with the court and a petition for remission or mitigation.


8. ADDITIONAL INFORMATION: Additional procedures and regulations regarding this forfeiture action are found at 18 U.S.C. § 983; 19 U.S.C. §§ 1602-1619; and 28 C.F.R. § 9.

Dated: May 9, 2019

Respectfully Submitted,

MARIA CHAPA LOPEZ  
United States Attorney

By:

  
\_\_\_\_\_  
SUZANNE C. NEBESKY  
Assistant United States Attorney  
Fla. Bar No. 59377  
400 N. Tampa Street, Suite 3200  
Tampa, Florida 33602  
(813) 274-6000 – telephone

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF FLORIDA  
TAMPA DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

Case No. 8:19-cv-908-T-02AEP

v.

ASSETS IDENTIFIED IN PARAGRAPH  
ONE OF VERIFIED COMPLAINT,

Defendants.

**ACKNOWLEDGMENT OF RECEIPT OF NOTICE  
OF AMENDED COMPLAINT FOR FORFEITURE**

TO: Suzanne C. Nebesky  
Assistant United States Attorney  
United States Attorney's Office  
400 North Tampa Street, Suite 3200  
Tampa, Florida 33602

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Nathan and Heather Perry, acknowledges that a default judgment may be entered against the defendant funds if a Statement of Right or Interest is not filed with the Clerk of the Court and served on the United States Attorney on or before **June 13, 2019**, and if an Answer is not filed with the Clerk of the Court and served on the above addressee within 21 days after filing a Statement of Right or Interest.

Date: \_\_\_\_\_

\_\_\_\_\_  
Nathan Perry

Date: \_\_\_\_\_

\_\_\_\_\_  
Heather Perry

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<p>1. Article Addressed to:</p> <p style="text-align: center;">Nathan &amp; Heather Perry  </p> <p style="text-align: center;">  9590 9402 1743 6074 9733 73</p>	<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes  If YES, enter delivery address below: <input type="checkbox"/> No</p>																
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