

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OKLAHOMA**

UNITED STATES OF AMERICA,

Plaintiff,

v.

ALETA NECOLE THOMAS,

Defendant.

Case No. 21-CR-239-GKF

**Motion of the United States
for a Forfeiture Money Judgment and Preliminary Order of Forfeiture**

The United States of America, by undersigned counsel, requests the entry of a forfeiture money judgment and preliminary order of forfeiture of certain property for the reasons set forth below.

On December 7, 2021, Defendant Aleta Necole Thomas pled guilty to Counts Three and Four of the Second Superseding Indictment (Dkt. #48). Dkt. # 75. As part of her Plea Agreement, and pursuant to 18 U.S.C. § 982(a)(2), Thomas agreed to the entry of a \$795,158.50 forfeiture money judgment. However, the United States is seeking entry of a \$118,678.39 money judgment representing proceeds the defendant obtained as a result of the false statement to a financial institution offenses. The defendant further agreed to the forfeiture of the following property constituting or derived from proceeds traceable to the offenses:

ACCOUNTS

1. \$170,744.05 in funds, seized from Tulsa Federal Credit Union account number xxx5999;

2. \$20,100.52 in funds, seized from Tulsa Federal Credit Union account number xxx6774; and
3. \$19,146.54 in funds seized from Tulsa Federal Credit Union account number xx7049.

Dkt # 78, at 8-10.

Upon the issuance of a Preliminary Order of Forfeiture, the United States will publish notice of the forfeiture and its intent to dispose of the property in such a manner as the Attorney General may direct. 21 U.S.C. § 853(n) and Fed. Rule of Crim. P. 32.2(b)(6). The notice will state that any person, other than the defendant, having or claiming a legal interest in the property must file a petition with the Court and serve a copy on Reagan V. Reininger, Assistant United States Attorney, within thirty (30) days of the final date of publication of notice or within thirty (30) days of receipt of actual notice, whichever is earlier. This notice will state that the petition shall: (a) be for a hearing to adjudicate the validity of the petitioner's alleged interest in the property; (b) be signed by the petitioner under penalty of perjury; (c) set forth the nature and extent of the petitioner's right, title or interest in the property; and (d) set forth any additional facts supporting the petitioner's claim and the relief sought. Additionally, the United States will send notice to any person who reasonably appears to be a potential claimant with standing to contest the forfeiture in the ancillary proceeding.

If a third party petition to the property is not timely filed, the Preliminary Order of Forfeiture becomes final and the United States shall have clear title to the property for disposition according to law. Fed. R. Crim. P. 32.2(c)(2).

The entry of a forfeiture money judgment is authorized by Rule 32.2 of the Federal Rules of Criminal Procedure. Rule 32.2(c)(1) provides that “no ancillary proceeding is required to the extent that the forfeiture consists of a money judgment.”

The United States requests that the Court enter a Forfeiture Money Judgment in the amount of \$118,678.39 against Thomas, and a Preliminary Order of Forfeiture of the specified property.

Respectfully submitted,

CLINTON J. JOHNSON
UNITED STATES ATTORNEY

/s/ Reagan V. Reininger

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Certificate of Service

I hereby certify that on January 4, 2022, the foregoing document was electronically transmitted to the Clerk of Court using the ECF System for filing and transmittal of a Notice of Electronic Filing to counsel of record.

/s/ Mari-Jean Ogle

MARI-JEAN OGLE, Paralegal