

**IN THE UNITED STATES DISTRICT COURT FOR THE
SOUTHERN DISTRICT OF WEST VIRGINIA
BLUEFIELD**

UNITED STATES OF AMERICA,

v.

CRIMINAL NO. 1:25-cr-00056

APRIL ELICK

PRELIMINARY ORDER OF FORFEITURE

WHEREAS, the defendant, APRIL ELICK, appeared before this Court on June 2, 2025, with the assistance of counsel, and pled guilty to the said Information, which charged her with a violation of 18 U.S.C. § 641 (Theft of Government Money);

WHEREAS, the Information also included a forfeiture allegation against APRIL ELICK seeking a forfeiture money judgment in the amount of \$97,802.59 in United States currency, more or less, to the United States pursuant to 18 U.S.C. §§ 981, 982 or 28 U.S.C. § 2461(c).

WHEREAS, the defendant has consented to forfeit all of her right, title, and interest in the forfeiture money judgment in the amount of \$97,802.59 in United States currency, more or less described above which constituted, or was derived from, any proceeds of, or facilitated the commission of, a violation of 18 U.S.C. § 641 as set forth in the Information;

ACCORDINGLY, based on the foregoing, the Court hereby ORDERS that any and all interest of the defendant, APRIL ELICK, in the property listed above be and the same hereby is FORFEITED to the United States pursuant to 18 U.S.C. §§ 981, 982 or 28 U.S.C. § 2461(c).

WHEREAS, Fed. R. Crim. P. 32.2(c)(1) provides that “no ancillary proceeding is required to the extent the forfeiture consists of a money judgment.”

Pursuant to Fed. R. Crim. P. 32.2(b)(3), upon entry of this order, the United States Attorney's Office is authorized to conduct any discovery needed to identify, locate, or dispose of the property, including depositions, interrogatories, and requests for production of documents, and to issue subpoenas pursuant to Fed. R. Civ. P. 45.

A forfeiture money judgment shall be included in the defendant's sentence, and the United States may take steps to collect the judgment from any property of the defendant, provided, the value of any forfeited specific assets shall be credited toward satisfaction of this money judgment upon liquidation.

The parties stipulate and agree that the aforementioned asset(s) constitute property derived from or traceable to proceeds of defendant's crime(s) herein or property used in any manner to facilitate the commission of such offense(s) and are therefore subject to forfeiture pursuant to 18 U.S.C. §§ 981, 982 or 28 U.S.C. § 2461(c). The defendant hereby waives the requirements of Fed. R. Crim. P. 32.2 and 43(a) regarding notice of the forfeiture in the charging instrument, announcement of the forfeiture at sentencing, and incorporation of the forfeiture in the judgment against defendant. If the defendant has previously submitted a claim in response to an administrative forfeiture proceeding regarding any of this property, defendant hereby withdraws that claim. If defendant has not previously submitted such a claim, defendant hereby waives all right to do so.

Having established a nexus between the violation and the asset in this matter, the United States will have a clear right, title and interest in the forfeiture money judgment in this matter. As to any specific assets, following the Court's disposition a final order of forfeiture shall be entered.

The Clerk is directed to send certified copies of this Order to counsel of record, to First Sergeant Bradford S. Burner, CFE, West Virginia State Police, Bureau of Criminal Investigations, Post Office Box 1011, Beckley, West Virginia 25801.

IT IS SO ORDERED this ____ day of _____, 2025.

ENTER:

DAVID A. FABER
United States District Judge

ORDER PREPARED BY:

/s/Justin A. Marlowe
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