

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION

UNITED STATES OF AMERICA

v.

MAURICE FAYNE A/K/A ARKANSAS MO

Criminal Action No.

1:20-cr-00228-MHC-JKL

MOTION FOR FINAL ORDER OF FORFEITURE

COMES NOW the United States of America, pursuant to Rule 32.2(c) of the Federal Rules of Criminal Procedure and moves the Court for a final order of forfeiture. In support thereof, the United States states the following:

Defendant Maurice Fayne a/k/a Arkansas Mo pled guilty to Counts One through Six of the Superseding Indictment. The Consent Preliminary Order of Forfeiture was entered on May 11, 2021 [Doc. 187], forfeiting the following property to the United States pursuant to 18 U.S.C. § 982(a)(2):

- a. \$60,000.00 in funds seized from Sterling National Bank account number XXXXX5233 held in the name of Lucky Star Licensing.
- b. \$29,477.91 in funds seized from United Community Bank account number XXXXXX2864 held in the name of K.L.

- c. \$9,362.47 in funds seized from United Community Bank account number XXXXXX2299 held in the name of P.C.
- d. 2015 Kenworth T-680 truck, VIN 1XKYDP9X3FJ384332.
- e. 2015 Kenworth T-680 truck, VIN 1XKYDP9XOFJ384367.
- f. 2015 Kenworth T-680 truck, VIN 1XKYDP9X5FJ384364.
- g. 2015 Kenworth T-680 truck, VIN 1XKYDP9X5FJ384350.
- h. 2015 Kenworth T-680 truck, VIN 1XKYDP9X5FJ384347.
- i. 2015 Kenworth T-680 truck, VIN 1XKYDP9X1FJ384362.
- j. 2015 Kenworth T-680 truck, VIN 1XKYDP9XXFJ384358.
- k. 2015 Kenworth T-680 truck, VIN 1XKYDP9XBFJ384343.

Pursuant to 21 U.S.C. § 853(n)(2), as incorporated by 18 U.S.C. § 982(b)(1), the United States posted notice of the forfeiture action on the official government internet site forfeiture.gov for at least thirty consecutive days beginning on May 14, 2021, and ending on June 12, 2021 [Doc. 205]. The United States also sent notice of the forfeiture action via certified mail, return receipt requested and regular mail to all potential third-party claimants consisting of Cawanza Wilkins,

Karlie Lewis, Princeton Cunningham, and Ruben Azrak. No one has filed a claim to the assets and the deadline for doing so has expired.

Unless excused, anyone claiming an interest in the assets and/or funds must file a petition with the Court requesting a hearing to adjudicate that interest. Such a petition must be filed “within thirty days of the final publication of notice or his receipt of notice...whichever is earlier”. 21 U.S.C. § 853(n)(2). No one has filed a petition in this criminal ancillary proceeding and the time to do so has expired. Thus, the following should be forfeited to the United States pursuant to Fed. R. Crim. P. 32.2(c)(2), 21 U.S.C. § 853(n)(2), as incorporated by 18 U.S.C. § 982(b)(1):

- a. \$60,000.00 in funds seized from Sterling National Bank account number XXXXX5233 held in the name of Lucky Star Licensing.
- b. \$29,477.91 in funds seized from United Community Bank account number XXXXXX2864 held in the name of K.L.
- c. \$9,362.47 in funds seized from United Community Bank account number XXXXXX2299 held in the name of P.C.
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- f. 2015 Kenworth T-680 truck, VIN 1XKYDP9X5FJ384364.
- g. 2015 Kenworth T-680 truck, VIN 1XKYDP9X5FJ384350.
- h. 2015 Kenworth T-680 truck, VIN 1XKYDP9X5FJ384347.
- i. 2015 Kenworth T-680 truck, VIN 1XKYDP9X1FJ384362.
- j. 2015 Kenworth T-680 truck, VIN 1XKYDP9XXFJ384358.
- k. 2015 Kenworth T-680 truck, VIN 1XKYDP9XBFJ384343.

WHEREFORE, the United States respectfully requests that this Court enter a final order of forfeiture allowing the United States to dispose of the assets and funds according to law.

Respectfully submitted,

KURT R. ERSKINE

Acting United States Attorney

/s/ Radka T. Nations

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Certificate of Service

I served this document today by filing it using the Court's CM/ECF system, which automatically notifies the parties and counsel of record.

July 20, 2021

/s/ Radka T. Nations

RADKA T. NATIONS

Assistant United States Attorney