IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA CHARLESTON

UNITED STATES OF AMERICA

v. **CRIMINAL NO. 2:24-cr-00192-1**

KISHA SUTTON

PRELIMINARY ORDER OF FORFEITURE

WHEREAS, the defendant, KISHA SUTTON, appeared before this Court on July 15, 2025, with the assistance of counsel, and received a guilty verdict at trial to Count One of the Indictment, charging her with a violation of 18 U.S. Code § 1344 and 1349 (aiding and abetting bank fraud). The defendant, KISHA SUTTON, also received a guilty verdict to Count Two of the Second Superseding Indictment in this matter, which charged her with a violation of 18 U.S.C. § 1956(a)(1)(B)(i) and 2 (aiding and abetting laundering of monetary instruments);

WHEREAS, the Second Superseding Indictment also included a forfeiture allegation against KISHA SUTTON seeking a forfeiture money judgment in the amount of $3,000.00 in United States currency, more or less, to the United States pursuant to 18 U.S.C. §§ 982(a)(1) and 982(a)(2), 28 U.S.C. § 2461(c) and Rule 32.2(a) of the Federal Rules of Criminal Procedure;

ACCORDINGLY, based on the foregoing, the Court hereby ORDERS that any and all interest of the defendant, KISHA SUTTON, in the property listed above be and the same hereby is FORFEITED to the United States pursuant to 18 U.S.C. §§ 982(a)(1) and 982(a)(2), 28 U.S.C. § 2461(c) and Rule 32.2(a) of the Federal Rules of Criminal Procedure.

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. §§ 982(a)(1), 982(a)(2), 28 U.S.C. § 2461(c), and Rule 32.2 of the Rules of Criminal Procedure. 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.

As to any specific assets, following the Court's disposition of all timely petitions, a final order of forfeiture shall be entered.

The Clerk is directed to send certified copies of this Order to counsel of record, to Special Agent Greg Lipari, Federal Bureau of Investigation, 113 Virginia Street, East, Charleston, West Virginia 25301 and to the United States Marshals Service, ATTN: Asset Forfeiture/Jaime Cochran, 85 Marconi Blvd., Room 460, Columbus, Ohio 43215.

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

ENTER:

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IRENE C. BERGER
United States District Judge

ORDER PREPARED BY:

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