

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
FORT MYERS DIVISION

UNITED STATES OF AMERICA

v.

Case No. 2:22-cr-39-SPC-NPM

DANIEL JOSEPH TISONE

NOTICE OF PUBLICATION

The United States of America hereby advises the Court that notice of this criminal forfeiture was posted on an official government internet site (www.forfeiture.gov) for at least 30 consecutive days, beginning on December 31, 2022. *See* Attachment 1. Federal Rule of Criminal Procedure 32.2(b)(6)(C) incorporates the provisions of Rule G(4) of the Supplemental Rules for Admiralty or Maritime Claims and Asset Forfeiture Actions, Federal Rules of Civil Procedure, as the means of publication in a criminal forfeiture case.

Respectfully Submitted,

ROGER B. HANDBERG
United States Attorney

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CERTIFICATE OF SERVICE

I hereby certify that on January 30, 2023, I electronically filed the foregoing with the Clerk of the Court by using the CM/ECF system that will send a notice of electronic filing to counsel of record.

s/Suzanne C. Nebesky

SUZANNE C. NEBESKY

Assistant United States Attorney

Attachment 1

**UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF FLORIDA, FORT MYERS DIVISION
COURT CASE NUMBER: 2:22-CR-39-SPC-NPM; NOTICE OF FORFEITURE**

Notice is hereby given that on December 30, 2022, in the case of U.S. v. DANIEL JOSEPH TISONE, Court Case Number 2:22-CR-39-SPC-NPM, the United States District Court for the Middle District of Florida entered an Order condemning and forfeiting the following property to the United States of America:

Approximately \$832.26 seized from JPMorgan Chase Bank, N.A., Account number xxxxx8870, held in the name of TEC Ventures, LLC, which was seized from Daniel Tisone on March 31, 2022 at Tampa, FL (22-FBI-002653)

Approximately \$64,813.43 seized from Bank of Clarke County, account number xxx2616, held in the name of TEC Ventures, LLC, which was seized from Daniel Tisone on March 31, 2022 at Tampa, FL (22-FBI-002654)

A 4.02 carat solitaire, oval cut, lab-grown diamond engagement ring, in custom 18K yellow-gold band setting, purchased from Friendly Diamonds, on or about September 17, 2021, which was seized from Daniel Tisone on March 31, 2022 at Naples, FL (22-FBI-002888)

Assorted Ammunition, including Speer, Winchester, Sellier & Bellot, PMC, BVAC, Remington, IMT, Fiocchi, Blazer, FC, RP, YVX, PPU and GFL, which were seized from Daniel Tisone on March 31, 2022 at Naples, FL (22-FBI-003163)

The real property located at 550 Starboard Drive, Naples, Florida 34103, including all improvements thereon and appurtenances thereto, the legal description for which is as follows:

Lot 5, Block F, THE MOORINGS, UNIT NO. 6, in accordance with and subject to the plat thereof, recorded in Plat Book 8, pages 7 and 8, of the Public Records of Collier County, Florida

Parcel # 12981560000
(22-FBI-003172)

The real property located at 1001 10th Avenue South, Naples, Florida 34102, including all improvements thereon and appurtenances thereto, the legal description for which is as follows:

Unit 101, OLDE NAPLES SEAPORT, a Condominium, according to the Declaration of Condominium thereof as recorded in Official Records Book 3869, Page 3913, as amended from time to time, of the Public Records of Collier County, Florida

Parcel # 14749900509

(22-FBI-003173)

The United States hereby gives notice of its intent to dispose of the forfeited property in such manner as the United States Attorney General may direct. Any person, other than the defendant(s) in this case, claiming interest in the forfeited property must file an ancillary petition within 60 days of the first date of publication (December 31, 2022) of this Notice on this official government internet web site, pursuant to Rule 32.2 of the Federal Rules of Criminal Procedure and 21 U.S.C. § 853(n)(1). The ancillary petition must be filed with the Clerk of the Court, U.S. Courthouse and Federal Building, 2110 First Street, Suite 2-194, Fort Myers, FL 33901, and a copy served upon Assistant United States Attorney Suzanne Nebesky, 2110 First Street, Suite 3-137, Fort Myers, FL 33901. The ancillary petition shall be signed by the petitioner under penalty of perjury and shall set forth the nature and extent of the petitioner's right, title or interest in the forfeited property, the time and circumstances of the petitioner's acquisition of the right, title and interest in the forfeited property and any additional facts supporting the petitioner's claim and the relief sought, pursuant to 21 U.S.C. § 853(n).

Following the Court's disposition of all ancillary petitions filed, or if no such petitions are filed, following the expiration of the period specified above for the filing of such ancillary petitions, the United States shall have clear title to the property and may warrant good title to any subsequent purchaser or transferee.

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. Section 1746. For the regulations pertaining to remission or mitigation of the forfeiture, see 28 C.F.R. Sections 9.1 - 9.9. The criteria for remission of the forfeiture are found at 28 C.F.R. Section 9.5(a). The criteria for mitigation of the forfeiture are found at 28 C.F.R. Section 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 of final publication of this notice. See 28 C.F.R. Section 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. If you cannot find the desired assets online, you must file your petition for remission in writing by sending it to Assistant United States Attorney Suzanne Nebesky, 2110 First Street, Suite 3-137, Fort Myers, FL 33901. This website provides answers to frequently asked questions (FAQs) about filing a petition for remission. You may file both an ancillary petition with the court and a petition for remission or mitigation.



Advertisement Certification Report

The Notice of Publication was available on the www.forfeiture.gov web site for at least 18 hours per day between December 31, 2022 and January 29, 2023. Below is a summary report that identifies the uptime for each day within the publication period and reports the results of the web monitoring system's daily check that verifies that the advertisement was available each day.

U.S. v. DANIEL JOSEPH TISONE

Court Case No: 2:22-CR-39-SPC-NPM
For Asset ID(s): See Attached Advertisement Copy

Consecutive Calendar Day Count	Date Advertisement Appeared on the Web Site	Total Hours Web Site was Available during Calendar Day	Verification that Advertisement existed on Web Site
1	12/31/2022	23.9	Verified
2	01/01/2023	23.9	Verified
3	01/02/2023	23.9	Verified
4	01/03/2023	23.8	Verified
5	01/04/2023	23.9	Verified
6	01/05/2023	23.9	Verified
7	01/06/2023	23.9	Verified
8	01/07/2023	23.9	Verified
9	01/08/2023	23.9	Verified
10	01/09/2023	24.0	Verified
11	01/10/2023	23.8	Verified
12	01/11/2023	23.8	Verified
13	01/12/2023	23.9	Verified
14	01/13/2023	23.9	Verified
15	01/14/2023	23.9	Verified
16	01/15/2023	23.9	Verified
17	01/16/2023	23.9	Verified
18	01/17/2023	23.9	Verified
19	01/18/2023	23.9	Verified
20	01/19/2023	23.9	Verified
21	01/20/2023	23.8	Verified
22	01/21/2023	23.9	Verified
23	01/22/2023	23.9	Verified
24	01/23/2023	24.0	Verified
25	01/24/2023	23.9	Verified
26	01/25/2023	23.9	Verified
27	01/26/2023	24.0	Verified
28	01/27/2023	23.9	Verified
29	01/28/2023	23.9	Verified
30	01/29/2023	23.9	Verified

Additional log information is available and kept in the archives for 15 years after the asset has been disposed.