

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA	)	
	)	
v.	)	Criminal No. 21-CR-10269
	)	
CHYNNA SAVATH	)	
	)	
Defendant.	)	

ORDER OF FORFEITURE (MONEY JUDGMENT)

STEARNS, D.J.

WHEREAS, on September 13, 2021, the United States Attorney for the District of Massachusetts filed a two-count Information charging defendant Chynna Savath (the “Defendant”) with Wire Fraud, in violation of 18 U.S.C. § 1343 (Counts One and Two);

WHEREAS, the Information also included a Forfeiture Allegation, pursuant to 18 U.S.C. § 981(a)(1)(C) and 28 U.S.C. § 2461(c), which provided notice that the United States intended to seek the forfeiture, upon conviction of the Defendant of one or more of the offenses alleged in Counts One and Two, of any property, real or personal, which constitutes or is derived from proceeds traceable to the offenses. The property to be forfeited included, but was not limited to, the following:

(a) \$29,646, to be entered in the form of an Order of Forfeiture (Money Judgment);

WHEREAS, the Information further provided that, if any of the above-described forfeitable property, as a result of any act or omission by the Defendant, (a) cannot be located upon the exercise of due diligence; (b) has been transferred or sold to, or deposited with, a third party; (c) has been placed beyond the jurisdiction of the Court; (d) has been substantially diminished in

value; or (e) has been commingled with other property which cannot be divided without difficulty, the United States is entitled to seek forfeiture of any other property of the Defendant, up to the value of such assets, pursuant to 21 U.S.C. § 853(p), as incorporated by 28 U.S.C § 2461(c);

WHEREAS, on January 20, 2022, the Defendant waived indictment and pleaded guilty to a two-count Information charging Wire Fraud, in violation of 18 U.S.C. § 1343 (Counts One and Two), pursuant to an updated, written plea agreement the Defendant signed on September 8, 2021;

WHEREAS, in Section 7 of the plea agreement, the Defendant agreed to forfeit to the United States \$29,646 in United States currency on the grounds that such amount equals the proceeds the Defendant obtained as a result of the offense to which she pled guilty;

WHEREAS, since the initial plea agreement was signed, the government has learned of additional proceeds the Defendant obtained as a result of the scheme to defraud, and the Defendant agrees that the amount of proceeds the Defendant obtained is equal to \$34,391;

WHEREAS, based on the Defendant's admissions in the written plea agreement and her guilty plea, the United States is entitled to an Order of Forfeiture consisting of a personal money judgment against the Defendant in the amount of \$34,391 in United States currency, pursuant to 18 U.S.C. § 981(a)(1)(C) and 28 U.S.C § 2461(c);

WHEREAS, the \$34,391 in United States currency constitutes proceeds that the Defendant obtained as a result of violations of 18 U.S.C. § 1343; and

WHEREAS, Rule 32.2(c)(1) of the Federal Rules of Criminal Procedure provides that "no ancillary proceeding is required to the extent that the forfeiture consists of a money judgment."

ACCORDINGLY, it is hereby ORDERED, ADJUDGED, and DECREED:

1. The Defendant shall forfeit to the United States the sum of \$34,391 in United States currency, pursuant to 18 U.S.C. § 981(a)(1)(C) and 28 U.S.C § 2461(c).
2. This Court shall retain jurisdiction in the case for the purpose of enforcing this Order.
3. The United States may, at any time, move pursuant to Rule 32.2(e) of the Federal Rules of Criminal Procedure to amend this Order to substitute property having a value not to exceed the amount set forth in Paragraph 1 to satisfy the money judgment in whole or in part.
4. The United States may conduct, pursuant to Rule 32.2(b)(3) of the Federal Rules of Criminal Procedure and 21 U.S.C. § 853(m), incorporated by 28 U.S.C. § 2461(c), any discovery to identify, locate or dispose of forfeitable property or substitute assets, including, but not limited to, depositions and requests for documents, electronically stored information, and tangible things.
5. Pursuant to Rule 32.2(b)(4), this Order shall be included in the sentence pronounced and imposed by the Court at the sentencing hearing, and in the criminal judgment entered by this Court against the Defendant.

RICHARD G. STEARNS
United States District Judge

Dated: _____