UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO. 24-CR-20079-FAM

UNITED STATES OF AMERICA

v.

RAISHA KELLY,

Defendant.

PRELIMINARY ORDER OF FORFEITURE OF $15,000 BOND

THIS MATTER is before the Court upon motion of the United States for entry of an Order to Forfeit $15,000 Bond ("Motion") against Defendant Raisha Kelly (the "Defendant"). The Court has considered the Motion, and Defense counsel's response, and is otherwise advised in the premises, and finds as follows:

1. On May 7, 2025, this Court entered a Preliminary Order of Forfeiture, in which the Court entered a forfeiture money judgment in the amount of $131,827.25 against the Defendant pursuant to 18 U.S.C. § 982(a)(2)(A), representing property constituting, or derived from, proceeds obtained directly or indirectly as a result of the violation of 18 U.S.C. § 1349. Preliminary Order of Forfeiture, ECF No. 314. The entire balance of the money judgment remains unpaid.

2. The United States Probation Office conducted a presentence investigation, which included information on the Defendant's financial condition. *See* Presentence Investigation Report ("PSI"), ECF No. 307. During the sentencing hearing the Court discussed with the Parties the Defendant's assets, and lack thereof. ECF No. 312.

3. Earlier in the case, on April 10, 2024, the United States filed its First Motion to Revoke the Defendant's Bond. ECF No. 36. The Motion alleged that while released on bond the

Defendant engaged in criminal activity by accepting a $14,000 cash kickback. *Id.* Instead of revoking it, the Court modified the existing bond by ordering the Defendant to personally post an additional $15,000 in case bail, which was 10% of a $150,000 bond, with a *Nebbia* to confirm that the funds came from the Defendant and not a third party. ECF No. 43. Upon the Defendant posting the additional $15,000 case bail, the Court entered the $150,000, 10% personal surety bond. ECF No. 48.

4. On December 5, 2024, the Court revoked the Defendant's bond after the Government filed a Second Motion to Revoke Bond. ECF No. 189.

The United States has not been able to locate any directly forfeitable property. The Court finds that directly forfeitable property cannot be located upon the exercise of due diligence; has been transferred or sold to, or deposited with, a third party; has been placed beyond the jurisdiction of the Court; has been substantially diminished in value; or has been commingled with other property which cannot be divided without difficulty. *See* Decl. (attached as Exhibit A to Motion). Thus, pursuant to 21 U.S.C. § 853(p), the United States is authorized to forfeit substitute property, and the following property should be forfeited to satisfy the forfeiture money judgment:

i. $15,000 case bail plus any accrued interest.

Accordingly, based on the foregoing, the evidence in the record, and for good cause shown, the Motion is **GRANTED**, and it is hereby **ORDERED** that:

2. Pursuant to 21 U.S.C. § 853(p), the following substitute property is hereby forfeited and vested in the United States of America:

i. $15,000 case bail plus any accrued interest.

3. Any duly authorized law enforcement agency may seize and take possession of the forfeited property according to law.

4. The United States shall send and publish notice of the forfeiture in accordance with Rule 32.2(b)(6) of the Federal Rules of Criminal Procedure and 21 U.S.C. § 853(n).

5. The United States is authorized to conduct any discovery that might be necessary to identify, locate, or dispose of forfeited property, and to resolve any third-party petition, pursuant to Rule 32.2(b)(3), (c)(1)(B) of the Federal Rules of Criminal Procedure and 21 U.S.C. § 853(m).

6. Pursuant to Rule 32.2(b)(4) of the Federal Rules of Criminal Procedure, this Order is final as to the Defendant.

7. The Court shall retain jurisdiction in this matter for the purpose of enforcing this Order, and pursuant to Rule 32.2(e)(1) of the Federal Rules of Criminal Procedure, shall amend this Order, or enter other orders as necessary, to forfeit additional specific property when identified.

8. other orders as necessary, to forfeit additional specific property when identified.

It is further **ORDERED** that upon adjudication of all third-party interests, if any, the Court will enter a final order of forfeiture as to the property in which all interests will be addressed. Upon notice from the United States that no claims have been filed within 60 days of the first day of publication or within 30 days of receipt of notice, whichever is earlier, then, pursuant to Rule 32.2(c)(2) of the Federal Rules of Criminal Procedure and 21 U.S.C. § 853(n)(7), this Order shall become a Final Order of Forfeiture and any duly authorized law enforcement agency shall dispose of the property in accordance with applicable law.

DONE AND ORDERED in Miami, Florida, this 5th day of March 2026.

Federico A. Moreno

FEDERICO A. MORENO
UNITED STATES DISTRICT JUDGE

C: Counsel of Record