FILED
2024 Dec-26 AM 10:56
U.S. DISTRICT COURT
N.D. OF ALABAMA

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ALABAMA
NORTHEASTERN DIVISION

UNITED STATES OF AMERICA	**)**	
	)	
v.	**)**	**Case No: 5:22-cr-113-LCB-HNJ**
	)	
FRANCENE ARETHA GAYLE	**)**	

ORDER OF FORFEITURE

In a Notice of Forfeiture included in the Superseding Indictment in this case, the United States sought forfeiture pursuant to 18 U.S.C. § 982(a)(1)(C) of any property, real or personal, of Defendant FRANCENE ARETHA GAYLE, constituting or derived, directly or indirectly, from gross proceeds traceable to the Conspiracy to Commit Wire Fraud in violation of 18 U.S.C. § 1349. The Notices of Forfeiture in the Superseding Indictment also informed the Defendant of the Government's intention to seek forfeiture of substitute assets in the event the directly forfeitable property was unavailable.

On June 10, 2024, Defendant FRANCENE ARETHA GAYLE entered a formal plea of guilty to Counts Two through Seven, and Sixteen, of the Superseding Indictment. In her plea agreement, the Defendant agreed that the Court could enter an order of forfeiture against her in the amount of **$226,815.00**, representing the proceeds that she personally obtained, controlled, and benefitted from as a result of the conduct reflected in Count Sixteen of the Superseding Indictment. Defendant

specifically agreed to the forfeiture of any and all assets of the defendant as substitute assets for the purpose of satisfying the final order of forfeiture should directly forfeitable property be unavailable.

Based upon the guilty plea entered by Defendant FRANCENE ARETHA GAYLE and the Defendant's consent to the entry of an order of forfeiture contained in her plea agreement, the Attorney General is entitled to the entry of a personal money judgment in the amount of **$226,815.00** against Defendant GAYLE.

Therefore the court ORDERS:

1. That FRANCENE ARETHA GAYLE pay a personal money judgment in the amount of **$226,815.00** which represents the gross proceeds the Defendant obtained, controlled, and benefitted from as result of the offense pursuant to 18 U.S.C. § 982(a)(1)(C).

2. That the Attorney General or his designee is hereby authorized to seize said property forfeited herein.

3. That this Order of Forfeiture shall be deemed final as to Defendant FRANCENE ARETHA GAYLE and shall be made part of her sentence and included in Defendant's Judgment in accordance with Rule 32.2(b)(4) of the Federal Rules of Criminal Procedure.

4. The Court shall retain jurisdiction to enforce this Order and to amend it as necessary. *See* Fed. R. Crim. P. 32.2(e).

5. That the Clerk of the Court shall forward two certified copies of this Final Order of Forfeiture to the United States Attorney's Office, 1801 Fourth Avenue North, Birmingham, AL 35203, Attention: Kristen S. Osborne, Assistant U.S. Attorney, and one certified copy to the U.S. Marshals Service.

DONE and **ORDERED** this December 23, 2024.

LILES C. BURKE
UNITED STATES DISTRICT JUDGE