UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO. 21-cr-60254-DIMITROULEAS

UNITED STATES OF AMERICA

v.

SHANRIKA DUHART,

Defendant.

PRELIMINARY ORDER OF FORFEITURE

THIS MATTER is before the Court upon motion of the United States of America (the "United States") for entry of a Preliminary Order of Forfeiture ("Motion") against Defendant Shanrika Duhart (the "Defendant"). The Court has considered the Motion, is otherwise advised in the premises, and finds as follows:

On September 2, 2021, the United States filed an Information charging the Defendant with conspiracy to commit wire fraud in violation of 18 U.S.C. § 371. Information, ECF No. 1. The Information also contained forfeiture allegations, which alleged that upon conviction of a violation of 18 U.S.C. § 371, the Defendant shall forfeit any proceeds the defendant obtained, directly or indirectly, as the result of such violation pursuant to 18 U.S.C. § 982(a)(2)(A). *See id.* at 7.

On December 14, 2021, the Court accepted the Defendant's guilty plea to the Information. *See* Minute Entry, ECF No. 31; Plea Agreement ¶ 1, ECF No. 32-1. As part of the guilty plea, the Defendant agreed to the entry forfeiture money judgment in the amount of $388,790.00 against her. Plea Agreement ¶ 13, ECF No. 32-1.

In support of the guilty plea, the Defendant executed a Factual Proffer, and the Court found that there was a factual basis to support the Defendant's conviction. *See* Factual Proffer, ECF No.

32. The Factual Proffer also provided a basis for the forfeiture of property. *See id.* at 2.

As described in the Defendant's Factual Proffer, from on or about May 22, 2020, through at least on or about July 30, 2020, the Defendant knowingly and willfully conspired with James Stote, Keyaira Bostic, and others to submit and cause the submission of a fraudulent Paycheck Protection Program ("PPP") loan application on behalf of the Defendant's company, Hair She Goes, Inc. ("HSG"). *See* Factual Proffer at 1, ECF No. 32. As a result of the knowingly and willfully false representations made by the Defendant and James Stote in the loan documents, Bank Processor 1 approved the loan for HSG, which Bank 1 funded by making an electronic wire transfer in the amount of $388,790.00 into the HSG bank account. *Id.* at 3.

Based on the record in this case, the total value of the proceeds traceable to the offense of conviction is $388,790.00, which sum may be sought as a forfeiture money judgment pursuant to Rule 32.2 of the Federal Rules of Criminal Procedure.

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:

1. Pursuant to 18 U.S.C. § 982(a)(2)(A) and Rule 32.2 of the Federal Rules of Criminal Procedure, a forfeiture money judgment in the amount of is $388,790.00 is hereby entered against the Defendant.

2. 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).

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

4. 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.

DONE AND ORDERED in Fort Lauderdale, Florida, this 4 day of February, 2022.

WILLIAM P. DIMITROULEAS
UNITED STATES DISTRICT JUDGE