

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ALABAMA  
SOUTHERN DIVISION



20070810000376370 1/3 \$17.00  
Shelby Cnty Judge of Probate, AL  
08/10/2007 11:03:23AM FILED/CERT

UNITED STATES OF AMERICA, :

v. :

CR 03-B-0131-S

WILLIAM T. OWENS, :

Defendant.

**AMENDED ORDER OF FORFEITURE**

This matter comes before the court on the Government's First Motion to Amend Forfeiture Order by Forfeiting Certain Substitute Assets. In its Motion the government moves the court to forfeit certain real property of defendant William T. Owens as substitute property towards satisfaction of the \$2,500,000 forfeiture judgment imposed on February 27, 2006. It appears that the real property identified in the Government's motion is property in which the defendant, either in whole or in part, holds an interest.

Upon consideration, it is **ORDERED** that:

1. Pursuant to FED. R. CRIM. P. 32.2(e)(2)(A), all right, title, and interest of defendant

William T. Owens in the following property is hereby **FORFEITED** to the United States:

Certain real property located at 118 Highland View Drive, Birmingham, Alabama 35242, and more particularly described as follows:

Lot 403-A, according to a Resurvey of Lots 402 and 403, Highland Lakes, 4<sup>th</sup> Sector, Phase 1, an Eddleman Community, as recorded in May Book 21, Page 44 in the Probate Office of Shelby County, Alabama; being situated in Shelby County, Alabama. Mineral and mining rights excepted.

2. The above substitute property is forfeited up to the value of \$2,500,000, said value to be determined by the net proceeds realized by the Government upon sale or disposition of the substituted asset and the disposition of any third party claims to said property. Any net proceeds from the sale or disposition of the substitute property that exceed the amount of \$2,500,000 shall be returned to defendant William T. Owens.

3. The United States Attorney General or his authorized designee shall seize the above substitute property, and retain custody of same pending further order of this Court. FED. R. CRIM. P. 32.2(b)(3).

4. Upon the issuance of this Order and pursuant to 21 U.S.C. § 853(n), the United States shall publish notice of this Order and of its intent to dispose of the property in such a manner as the Attorney General may direct in accordance with law. The United States may also, to the extent practicable, provide direct written notice to any person known to have alleged an interest in the property that is the subject of this Order, as a substitute for published notice as to those persons so notified.


5. That any person, other than defendant William T. Owens, asserting legal interest in this real property must petition the Court within thirty (30) days of the final publication of notice or of receipt of actual notice, whichever is earlier, for a hearing to adjudicate the validity of the petitioner's alleged interest in the property, under the grounds set forth in 21 U.S.C. §§ 853(n)(6)(A) and (B). The 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 and any additional facts supporting the petitioner's claim and the relief sought.

6. That the Final Order of Forfeiture entered on February 27, 2006, shall remain in full force and effect until the forfeiture judgment has been fully satisfied or until further order of this court.

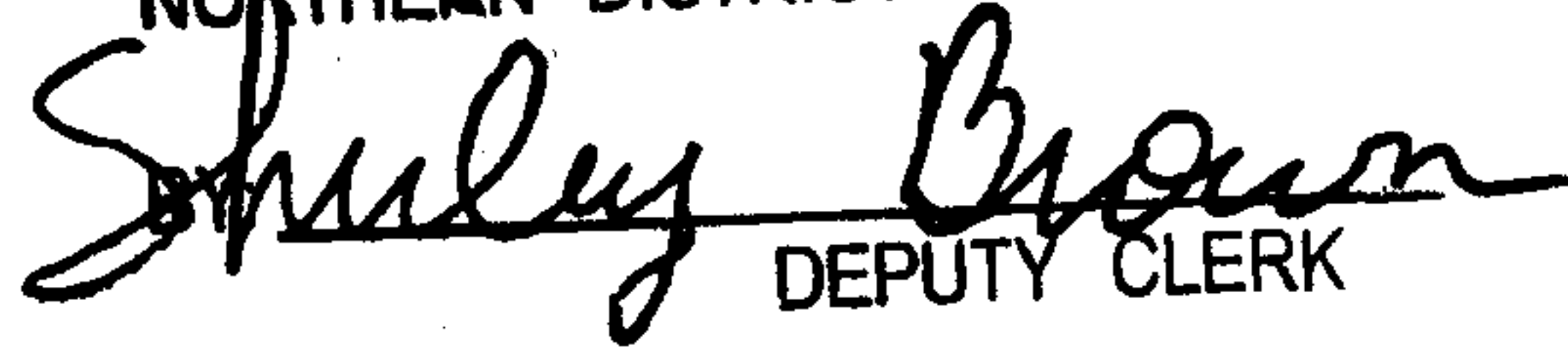
7. The clerk is **DIRECTED** to forward a certified copy of this Order to the United States Marshal and to counsel for the parties.

Done this 28<sup>th</sup> day of June, 2007.

  
20070810000376370 3/3 \$17.00  
Shelby Cnty Judge of Probate, AL  
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**SHARON LOVELACE BLACKBURN**  
Chief United States District Judge

A TRUE COPY  
SHARON N. HARRIS, CLERK  
UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF ALABAMA

  
DEPUTY CLERK