

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



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Shelby Cnty Judge of Probate, AL
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UNITED STATES OF AMERICA,)
)
v.)
)
REAL PROPERTY KNOWN AS)
420 STERLING PARK CIRCLE,)
ALABASTER, SHELBY COUNTY,)
ALABAMA, AND ALL FIXTURES)
AND APPURTENANCES THEREON,)
)
Defendant.)

No. 2:12-CV-2961-WMA

CONSENT ORDER FOR INTERLOCUTORY SALE

Based upon the Motion for Interlocutory Sale filed by
the parties, and for good cause shown,

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that:

1. The Joint Motion for Interlocutory Sale of the
Defendant Property is granted.
2. The property described as follows:

Lot 77A, according to a Resurvey of Lots
74, 75, 76 & 77 of Sterling Gates,
Sector 5, as recorded in Map Book 39,
page 71, in the Probate Office of Shelby
County, Alabama

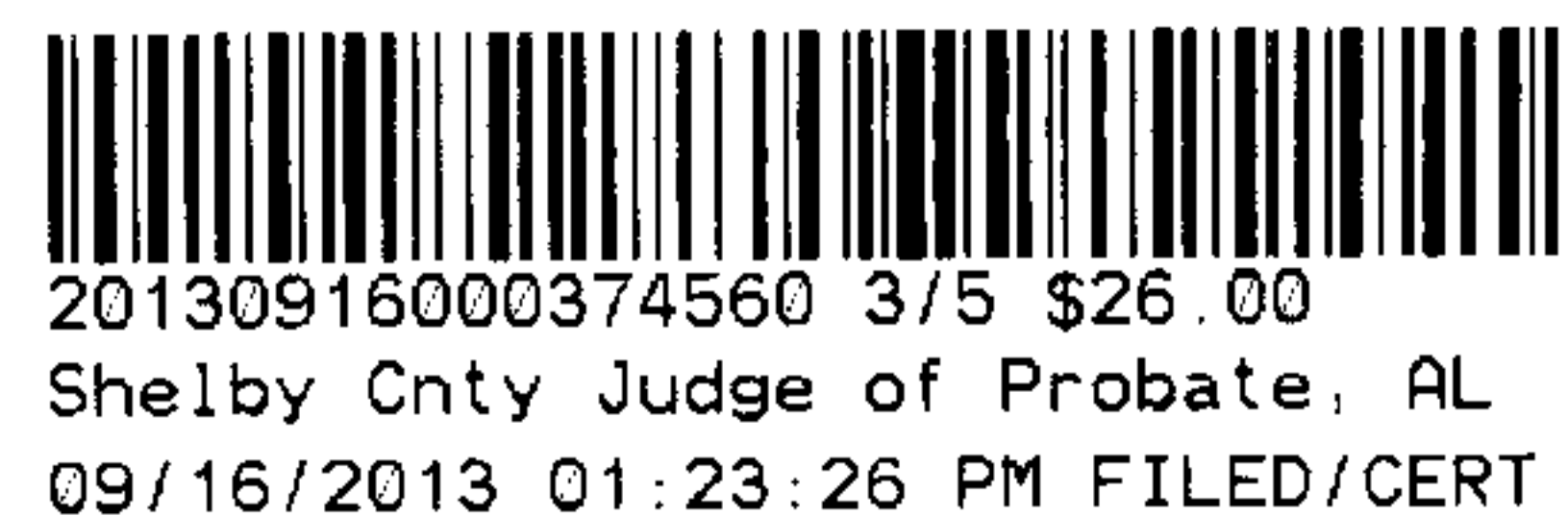
will be sold pursuant to the terms set forth
below:

- a. The Defendant Property shall be sold by the United States Marshals Service (USMS). USMS shall conduct such sale in the most commercially feasible manner.
- b. All parties shall promptly execute any and all documents necessary to convey clear title to any purchaser.
- c. The proceeds of such sale shall be distributed as follows:
 - i. First, any sale or administrative costs incurred by the USMS in conducting the sale of the Defendant Property will be reimbursed to that Agency;
 - ii. Second, the remaining funds left after reimbursement to USMS shall be placed by USMS in an interest-bearing account as substitute res and held pending the conclusion of the forfeiture proceedings. The substitute res funds will be distributed as ordered by the Court or otherwise disposed of as provided by law.



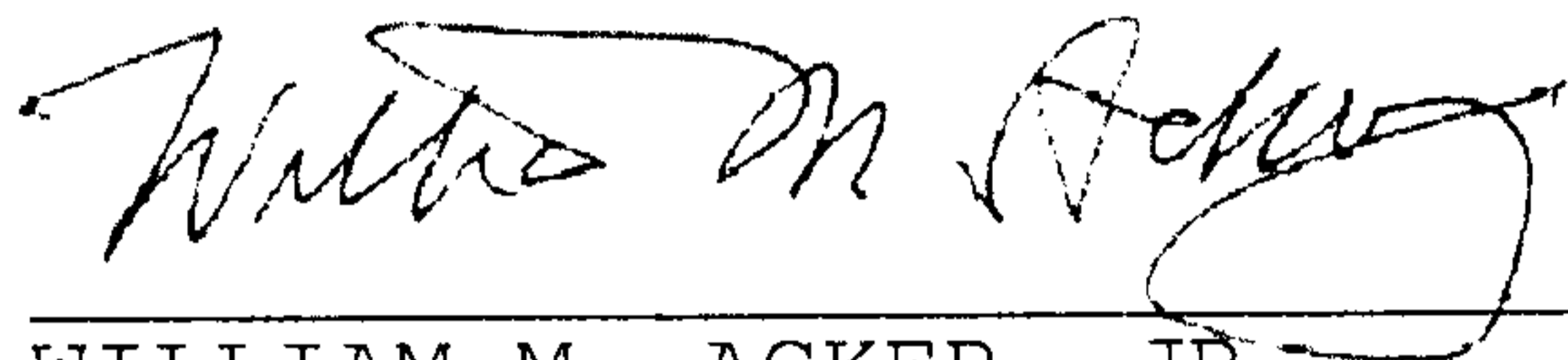
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- d. The United States shall have an appraisal of the property conducted. The initial selling price of the Defendant Property shall not be set lower than the appraised value.
- e. In the event the Defendant Property is not sold or put under contract by the USMS within six (6) months from the date of this Order, the Defendant Property will be sold through private channels, using a selling party to be determined upon mutual consent of all parties or by the Court. If the Defendant Property is sold through private channels, the proceeds of such sale will be distributed in accordance with the terms in Paragraph b above, minus the reimbursement of expenses to the USMS. The parties shall reassess the selling price of the property with the private seller at that time, and may request the Court to establish the minimum selling price.
- f. The USMS may, in its sole discretion, reject any offer to purchase the Defendant Property



where it determines that the offer is being made by, or on behalf of, a person involved in the criminal activity alleged as the basis for forfeiture.


DONE this 1st day of May, 2013.



WILLIAM M. ACKER, JR.
UNITED STATES DISTRICT JUDGE

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

BY: 
DEPUTY CLERK


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CONSENTED TO:

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