SAMK/mst July 12, 2004

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U.S. DISTRICT COURT
MID. DIST. TENN.

UNITED STATES DISTRICT COURT

FOR THE MIDDLE DISTRICT OF TENNESSEE

NASHVILLE DIVISION

UNITED STATES OF AMERICA	)	
	)	
v.	)	No. 3:02-00053
	)	Judge Campbell
RANDALL PARKER	)	
	)	
IN RE: FORFEITURE OF REAL PROPERTY AND PREMISES KNOWN AS 3632 HUNTINGBORO TRAIL, ANTIOCH, DAVIDSON COUNTY, TENNESSEE	)	Davidson County ORDER Recvd: 08/04/04 11:09 3pgs Fees:17.00 Taxes:0.00 20040804-0093429

FINAL ORDER OF FORFEITURE 07/16/04 PM 2:35

WHEREAS, on January 29, 2004, this Court entered a Preliminary Order of Forfeiture as to Randall Parker ordering the defendant to forfeit as a substitute asset to the United States of America his interest in the real property and premises known as 3632 Huntingboro Trail, Antioch, Davidson County, Tennessee, [Assessor's Parcel # 150-08-0-138-00] and more particularly described as follows:

> LAND in Davidson County, Tennessee, being Lot No. 44 on the Plan of Somerset, Phase I, of record in Plat Book 6900, pages 690 and 691 Register's Office for said county, to which reference is made for a more complete description.
>
> BEING the same property conveyed to Randall Parker from David L. Cheek and wife Shelley M. Cheek of record in Book 10399, page 632, Register's Office for Davidson County, Tennessee.

A TRUE COPY
ATTEST AND TEST:
Clerk
U.S. District Court
Middle District of Tennessee
By: Deputy Clerk

This document was entered on the docket in compliance with Rule 55, FRCrimp, on 7/16/04, By: KMB

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BEING the same property conveyed to L & R Investments, Inc. by Quit Claim Deed from Randall Parker of record in Book 10557, page 284, Register's Office for Davidson County, Tennessee.

This improved property is known as: 3632 Huntingboro Trail, Antioch, Tennessee.

hereinafter referred to as the "Subject Property"; and

WHEREAS, the United States caused to be published in *The City Paper*, a newspaper of general circulation, notice of this forfeiture action and of the intent of the United States to dispose of the Subject Property in accordance with the law and as specified in the Preliminary Order, and further notifying all third parties of their right to petition the Court within thirty (30) days for a hearing to adjudicate the validity of their alleged legal interest in the property; and

WHEREAS, CitiMortgage, Inc. (CitiMortgage) filed a timely Third Party Petition and the United States and CitiMortgage have entered an Expedited Settlement Agreement settling the interest of CitiMortgage in the Subject Property; and

WHEREAS, Somerset Homeowners Association (Somerset) filed a timely Third Party Petition and the United States and Somerset have entered an Expedited Settlement Agreement settling the interest of Somerset in the Subject Property; and

WHEREAS, no other timely petition has been filed; and

WHEREAS, the Court finds that the defendant had an interest in the Subject Property which is subject to forfeiture pursuant to 18 U.S.C. § 982 and 21 U.S.C. § 853;

NOW THEREFORE, IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the Subject Property is hereby forfeited to the United States of America pursuant to 18 U.S.C. § 982 and 21 U.S.C. § 853, subject to the Expedited Settlement Agreements entered between the United States and CitiMortgage and between the United States and Somerset; and

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that all right, title and interest to the Subject Property is hereby condemned, forfeited and vested in the United States of America, and shall be disposed of according to law; and

IT IS FURTHER ORDERED that the United States District Court shall retain jurisdiction in the case for the purpose of enforcing this Order.

IT IS SO ORDERED on this ___ day of _____, 2004.

JUDGE TODD J. CAMPBELL
United States District Judge