UNITED STATES DISTRICT COURT

FOR THE MIDDLE DISTRICT OF TENNESSEE

NASHVILLE DIVISION

Davidson County ORDER
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UNITED STATES OF AMERICA	)	
	)	
v.	)	No. 3:02-00053
	)	Judge Campbell
KENNETH B. KIMBALL	)	
	)	
IN RE: FORFEITURE OF REAL PROPERTY AND PREMISES KNOWN AS 1432 COWAN COURT, NASHVILLE, DAVIDSON COUNTY, TENNESSEE	)	

TRUE COPY ATTEST
Clerk
U.S. District Court
Middle District of Tennessee
By
Deputy Clerk

FINAL ORDER OF FORFEITURE

WHEREAS, on January 29, 2004, this Court entered a Preliminary Order of Forfeiture as to Kenneth B. Kimball 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 1432 Cowan Court, Nashville, Davidson County, Tennessee, and more particulary described as follows:

> Real property and premises known as 1432 Cowan Court, Nashville, Davidson County, Tennessee, with all appurtenances and improvements thereon, being more particularly described as follows:
>
> BEING Lot Number 6-B, on the Plan of Resubdivision Lot 6, Section Six, Cowan Industrial Park, of record in Plat Book 6050 at page 403, Register's Office for Davidson County, Tennessee, to which reference is hereby made for a more complete description. Said property is improved property known as Frank's Auto Parts and said address is 1432 Cowan Court, Nashville, Tennessee 37207.

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

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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, no 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; 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 _____, 2006.

Todd Campbell

CHIEF JUDGE TODD J. CAMPBELL
United States District Court