

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TENNESSEE  
AT KNOXVILLE

Phyllis Lee Crisp, Register  
Blount County Tennessee

UNITED STATES OF AMERICA, )  
 )  
 )  
 Plaintiff, )  
 )  
 )  
 v. )  
 )  
 )  
 JAY COX, )  
 )  
 )  
 Defendant. )

Rec #: 434531  
Rec'd: 20.00 Instrument #: 682386  
State: 0.00  
Clerk: 0.00 Recorded  
Other: 2.00 12/7/2012 at 10:20 AM  
Total: 22.00 in  
Record Book 2342 Pgs 888-891

No.: 3:10-CR-106  
(VARLAN/GUYTON)

**FINAL ORDER OF FORFEITURE**

On August 17, 2010, an Indictment was filed in the above-referenced case charging that JAY COX did combine, conspire, confederate, and agree with others to commit violations of 21 U.S.C. § 841(a)(1), that is, to knowingly, intentionally, and without authority distribute, and possess with intent to distribute, a quantity of a mixture and substance containing a detectable amount of Schedule II controlled substances, including, but not limited to oxycodone, morphine, hydrocodone and methadone in violation of 21 U.S.C. §§ 846, 841(a)(1) and 841(b)(1)(C); and did knowingly possess firearms in furtherance of a drug trafficking crime, in violation of 18 U.S.C. § 924(c)(1)(A)(i).

On August 15, 2011, a Plea Agreement was filed in the above-referenced case in which the defendant agreed to plead guilty to Counts One and Four of the Indictment charging him with violations of 21 U.S.C. §§ 846, 841(a)(1), and 841(b)(1)(C) and 18 U.S.C. § 924(c)(1)(A)(i) and agreed to waive his right to notice of forfeiture in the charging instrument in accordance with Fed. R. Crim. P. 32.2(a).

In accordance with 21 U.S.C. § 853, the defendant agreed to forfeit to the United States immediately and voluntarily the defendant's interest in the following properties, which are in the

ATTEST: A.106/06  
Certified 11/16/12  
by: [Signature] Dep. Clerk

possession or control of the defendant or the defendant's nominees and which were used and intended to be used in any manner or part to commit and to facilitate the commission of the violations of 21 U.S.C. §§ 846, 841(a)(1) and 841(b)(1)(C):

- (1) 2324 Old Knoxville Highway, Maryville, Tennessee, which is more fully identified on the deed recorded on June 15, 2007 in Book 2160, Page 2409, in the Blount County Register of Deeds;
- (2) 2326 Old Knoxville Highway, Maryville, Tennessee, which is more fully identified on the deed recorded on June 15, 2007 in Book 2160, Page 2409, in the Blount County Register of Deeds; and
- (3) 2328 Old Knoxville Highway, Maryville, Tennessee, which is more fully identified on the deed recorded on June 15, 2007 in Book 2160, Page 2414, in the Blount County Register of Deeds.

The defendant agreed to forfeit all interests in the properties as described above and to take whatever steps are necessary to pass clear title to the United States. These steps include, but are not limited to, the surrender of title, the signing of a consent decree of forfeiture, and the signing of any other documents necessary to effectuate such transfers. The defendant agreed not to object to any civil or criminal forfeiture brought against these properties. The defendant agreed to take all such steps to locate such properties and to pass title to the United States before the defendant's sentencing.

On August 25, 2011, this Court entered an Agreed Preliminary Order of Forfeiture pursuant to the guilty plea entered by the defendant, Jay Cox, forfeiting to the United States his interest in and to the property identified above.

Pursuant to 21 U.S.C. § 853 and the Agreed Preliminary Order of Forfeiture, Notice of Forfeiture as to the property was published on an official Government internet site

(www.forfeiture.gov) for at least 30 consecutive days, beginning on October 25, 2011 and ending on November 23, 2011.

The Notice of Forfeiture advised that any person, other than the defendant, Jay Cox, having or claiming a legal interest in the property described above was required to file a petition with the Court within sixty (60) days of the first date of publication (October 25, 2011) of the notice on the official Government internet web site, pursuant to Rule 32.2 of the Federal Rules of Criminal Procedure, and 21 U.S.C. § 853(n)(2). The notice further provided that the petition must be filed with the Clerk of the Court. It was required that the petition should have been signed by the petitioner under penalty of perjury, and set forth the nature and extent of the petitioner's right, title or interest in the property and any additional facts supporting the petitioner's claim and the relief sought.

No person, corporation, or entity has filed a claim as to the property listed above.

It is therefore **ORDERED, ADJUDGED AND DECREED:**

1. That the following property be and the same is hereby forfeited to the United States, pursuant to 21 U.S.C. § 853, and all right, title and interest in the property be and the same is hereby vested in the United States:

- (1) 2324 Old Knoxville Highway, Maryville, Tennessee, which is more fully identified on the deed recorded on June 15, 2007 in Book 2160, Page 2409, in the Blount County Register of Deeds;
- (2) 2326 Old Knoxville Highway, Maryville, Tennessee, which is more fully identified on the deed recorded on June 15, 2007 in Book 2160, Page 2409, in the Blount County Register of Deeds; and
- (3) 2328 Old Knoxville Highway, Maryville, Tennessee, which is more fully identified on the deed recorded on June 15, 2007 in Book 2160, Page 2414, in the Blount County Register of Deeds.

2. That the United States Marshals Service shall dispose of the forfeited property according to law.

3. That the Clerk of this Court provide the United States Marshals Service and the United States Attorney's Office with a certified copy of this Final Order of Forfeiture.

ENTER:

s/ Thomas A. Varlan  
CHIEF UNITED STATES DISTRICT JUDGE

Submitted by:

WILLIAM C. KILLIAN  
United States Attorney

By: s/ Jennifer Kolman  
Jennifer Kolman  
Assistant United States Attorney