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COLUMBUS, OHIO

United States of America,

Plaintiff,

v.

Real Property Known and Numbered as
2090 Eddystone Avenue, Franklin County,
Columbus, Ohio, with all improvements,
appurtenances, and attachments thereon,
(Recorded Owners: Dennis O'Quinn and
Betty O'Quinn), Et al.,

Defendants.

THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION

Civil Action No. C-2-09-254
JUDGE SARGUS
Magistrate Judge Kemp

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Robert G. Montgomery
Franklin County Recorder

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COLUMBUS, OHIO

DEFAULT JUDGMENT AND DECREE OF FORFEITURE

This cause came before the Court on Plaintiff's Motion for Default Judgment and Decree of Forfeiture. After a thorough review of the record, the Court finds:

1. That on April 3, 2009, Plaintiff, the United States of America, filed a Verified Complaint alleging that the Defendant Real Property was used to facilitate the manufacture, possession, and trafficking in marijuana in violation of Subchapter I of Chapter 13 of Title 21 of the United States Code and is therefore subject to forfeiture to the United States of America pursuant to 21 U.S.C. §881(a)(7); and, that the Defendant vehicle was used or intended to be used to facilitate the transportation, sale, receipt, possession or concealment of a controlled substance in violation of Subchapter I of Chapter 13 of Title 21 and is therefore forfeitable pursuant to 21 U.S.C. §881(a)(4);
2. That the aforementioned Complaint contained a verified statement that established probable cause to believe the allegations set forth in said Complaint;
3. That process was duly issued herein and returned according to law;
4. That notice of the seizure of the Defendants was given according to law;

TRANSFERRED

JUL 23 2009

JUDITH A. BOSTA
AUCTIONEER
FRANKLIN COUNTY, OHIO

207269
CONVEYANCE TAX
EXEMPT
A [Signature]
FRANKLIN COUNTY AUDITOR

5. That Dennis O'Quinn, Betty O'Quinn and Geoffrey O'Quinn were the only parties known to the United States to have any interest in the Defendants. That they and any other claimant have failed to come forward to timely file herein any claim or other pleading within the time fixed by law;

6. That the allegations of the Verified Complaint are taken as admitted; and

7. That this Court has jurisdiction pursuant to 28 U.S.C. §1345 and 1355.

NOW THEREFORE, based upon the above findings, and the Court being otherwise fully advised in the matter, it hereby:

ORDERED, ADJUDGED, AND DECREED:

1. That the Defendants were used to facilitate one or more violations of 21 U.S.C. §841 et seq., said violations being facilitating the manufacture, possession, and trafficking in marijuana; and, facilitating the transportation, sale, receipt, possession or concealment of a controlled substance, and are therefore forfeitable to the United States of America pursuant to 21 U.S.C. §881(a)(4) and (7), and that the Defendants, described as:

Real Property known and numbered as 2090 Eddystone Avenue, Franklin County, Columbus, Ohio, with all improvements, appurtenances, and attachments thereon, Recorded Owners: Dennis O'Quinn and Betty O'Quinn, and legally described as:

Situated in the State of Ohio, County of Franklin, and in the Township of Clinton, and being described as follows:

Being Lot #61 and #62, of Northern Way Subdivision, as the same is numbered and delineated upon the recorded plat thereof, of record in Plat Book 18, Page 452, Recorder's Office, Franklin County, Ohio.

Subject to the following: Zoning ordinances and regulations, legal highways, and restrictions, conditions, reservations and easements of record.

Last Transfer: of the Franklin County Recorder's Office.

Permanent Parcel #: 130-4393 / 130-4394; and,

**A 2006 Ford Econoline, E250 van, VIN
GC and R, LTD.**

Registered to:

are hereby **FORFEITED** to the United States of America pursuant 21 U.S.C. §881(a)(4) and (7).

2. That all other claims and interest in and to said property are forever closed and barred; that no right, title, or interest in the Defendants shall exist in any party other than the United States of America.

3. That the United States Marshals Service shall dispose of the forfeited property as proved by law.

IT IS SO ORDERED this 30th day of June, 2009.


HONORABLE EDMUND A. SARGUS, JR.
UNITED STATES DISTRICT COURT JUDGE

I Certify that this is a true
and correct copy of the
original filed in my office
on 7/1/09,
JAMES BONINI, CLERK

By: 

Date: 7/2/09