

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF WEST VIRGINIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

JASON KIRKLAND WEESE and  
RACHAELLE MARIE WEESE,

Defendants.

Criminal No. 5:14CR10

FINAL ORDER OF FORFEITURE

For the reasons stated below, the Government's motion for the entry of a Final Order of Forfeiture pursuant to Rule 32.2(b)(4)(A) of the Federal Rules of Criminal Procedure is GRANTED.

WHEREAS, on June 18, 2014, the defendants plead guilty to counts charged in the above-captioned superseding indictment. Jason Kirkland Weese plead guilty to Counts One and Five, charging violations of 18 U.S.C. §§ 1951(a) and 1957. Rachaelle Marie Weese plead guilty to Count One, charging a violation of 18 U.S.C. § 1951(a);

WHEREAS, on July 14, 2014, this Court entered a Preliminary Order of Forfeiture as to each defendant pursuant to Rule 32.2, Fed. R. Crim. P., in which the Court ordered the defendants to forfeit to the United States all right, title, and interest in the following: (1) one 2013 Chevrolet Camaro SS automobile, VIN 2G1FT1EW9D9145367; (2) one 2013 Mitsubishi Outlander automobile, VIN JA4JT5AX6DU011906; (3) one Toro Timecutter MX4260 lawnmower, Model 74640, Serial No. 312001455; (4) one 2013 Honda TRX90X all-terrain vehicle, VIN JH2TE1810DK200511; (5) Stock and aftermarket accessories for the 2013 Chevrolet Camaro to include, but not limited to, a hood, trunk, exhaust system and tires;

(6) \$6,185.00 in United States currency seized from defendants' residence on or about September 30, 2013, on Cricket Lane in Calcutta, Ohio; and (7) a money judgment in the amount of at least \$690,000.00 in United States currency (collectively, the "subject assets"), pursuant to 18 U.S.C. § 981(a)(1)(C), 28 U.S.C. § 2461(c), and 21 U.S.C. § 853; ;

WHEREAS, legal notice of the forfeiture of the subject assets was published in this district on the official government website, [www.forfeiture.gov](http://www.forfeiture.gov), for thirty (30) consecutive days beginning on September 17, 2014, and ending on October 14, 2014;

WHEREAS, no third party has filed with the Court any petition or claim in connection with the subject assets and the time to do so has expired;

WHEREAS, the Preliminary Order of Forfeiture as to Defendant Jason Kirkland Weese became final at his sentencing on November 14, 2014;

WHEREAS, in accordance with Federal Rule of Criminal Procedure 32.2 (b)(4)(A), Defendant Rachaelle Marie Weese has consented and agreed to the finalization of the Preliminary Order of Forfeiture entered as to her, and has further agreed to early entry of this Final Order of Forfeiture prior to sentencing.

NOW THEREFORE, IT IS HEREBY ORDERED, ADJUDGED AND DECREED AS FOLLOWS:

1. Pursuant to Fed. R. Crim. P. 32.2(b)(4)(A), this Final Order of Forfeiture is hereby entered prior to the sentencing of Defendant Rachaelle Marie Weese.
2. The Preliminary Order of Forfeiture as to Rachaelle Marie Weese entered on July 14, 2014, is HEREBY FINAL.
3. Pursuant to 18 U.S.C. § 981(a)(1)(C), 28 U.S.C. § 2461(c), and 21 U.S.C. § 853, the defendants shall forfeit all right, title and interest in the subject assets.

4. The subject assets hereby are condemned, forfeited to, and vested in the United States of America and the United States shall have clear title thereto.

5. The United States Marshals Service, and its duly authorized agents and contractors, are directed to dispose of the subject assets in accordance with all applicable laws and regulations.

6. This Court shall retain jurisdiction in the case for the purpose of enforcing this Order.

SO ORDERED.

DATED: **4-30-2015**

  
JOHN PRESTON BAILEY  
~~CHIEF~~ UNITED STATES DISTRICT JUDGE