

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION

UNITED STATES OF AMERICA            )  
  )  
  )        No. 14 CR 102-1  
  )  
MARK ANSTETT                            )        Judge Harry D. Leinenweber

PRELIMINARY ORDER OF FORFEITURE

This cause comes before the Court on motion of the United States for entry of a preliminary order of forfeiture as to specific property pursuant to the provisions of Title 18, United States Code, Section 981(a)(1)(C), Title 28, United States Code, Section 2461(c), and Fed. R. Crim. P. 32.2 and the Court being fully informed hereby finds as follows:

(a) On February 27, 2014, an indictment was returned charging defendant MARK ANSTETT with wire fraud violations pursuant to the provisions of 18 U.S.C. § 1343, among other violations;

(b) The indictment sought forfeiture to the United States of certain property pursuant to the provisions of 18 U.S.C. § 981(a)(1)(C) and 28 U.S.C. § 2461(c);

(c) On January 7, 2015, pursuant to Fed R. Crim. P. 11, defendant MARK ANSTETT entered a voluntary plea of guilty to Count Five of the indictment, charging him with a violation of 18 U.S.C. § 1343 thereby making certain property subject to forfeiture;

(d) Pursuant to the terms of the plea agreement, as a result of his violation of 18 U.S.C. § 1343, defendant MARK ANSTETT agreed that funds in the amount of \$196,000,000 are subject to forfeiture pursuant to the provisions of 18 U.S.C. § 981(a)(1)(C) and 28 U.S.C. § 2461(c), as property constituting or derived from proceeds traceable to the violation of conviction;

(e) Defendant MARK ANSTETT further agreed to the entry of forfeiture judgment in the amount of \$196,000,000 pursuant to the provisions of 18 U.S.C. § 981(a)(1)(C) and 28 U.S.C. § 2461(c);

(f) Pursuant to the provisions of 21 U.S.C. § 853(p), as incorporated by 28 U.S.C. § 2461(c), and Fed. R. Crim. P. 32.2, if any of the funds in the amount of the \$196,000,000 money judgment entered against defendant MARK ANSTETT as a result of any act or omission of the defendant:

1. cannot be located upon the exercise of due diligence;
2. has been transferred or sold to, or deposited with, a third party;
3. has been placed beyond the jurisdiction of the Court;
4. has been substantially diminished in value, or
5. has been commingled with other property which cannot be divided without difficulty;

the United States shall request that this Court order the forfeiture of any other property belonging to defendant MARK ANSTETT up to the value of \$196,000,000 in order to satisfy the judgment entered by the Court;

(g) The United States requests that the terms and conditions of this preliminary order of forfeiture entered by this Court be made part of the sentence imposed against defendant MARK ANSTETT and included in any judgment and commitment order entered in this case against him.

Accordingly, it is hereby ORDERED, ADJUDGED and DECREED:

1. That a forfeiture judgment in the amount of \$196,000,000 is entered against the defendant MARK ANSTETT;

2. That, pursuant to the provisions of 18 U.S.C. § 981(a)(1)(C), 28 U.S.C. § 2461(c) and Fed. R. Crim. P. 32.2, all right, title, and interest of defendant MARK ANSTETT in funds in the amount of \$196,000,000 is hereby forfeit to the United States of America for disposition according to law;

3. That, upon entry of this Preliminary Order of Forfeiture, the Court hereby authorizes the Attorney General or his designated representatives to conduct discovery to identify or locate property subject to forfeiture, including substitute assets, and to seize property ordered forfeited upon such terms and conditions as set forth by the Court;

4. That the terms and conditions of this preliminary order of forfeiture entered by this Court be made part of the sentence imposed against defendant MARK ANSTETT and included in any judgment and commitment order entered in this case against him;

5. This Court shall retain jurisdiction in this matter to take additional action and enter further orders as necessary to implement and enforce this forfeiture order.

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HARRY D. LEINENWEBER  
United States District Judge

DATED: \_\_\_\_\_