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10 UNITED STATES DISTRICT COURT
11 SOUTHERN DISTRICT OF CALIFORNIA

12 UNITED STATES OF AMERICA,
13 Plaintiff,

14 v.

15 WAIEL YOUSIF ANTON,
aka "Will Anton,"
16 aka "Wayne,"
17 Defendant.

Case No. 19-cr-4768-GPC
22-cr-1142-GPC

MOTION OF THE UNITED
STATES FOR AN AMENDED
ORDER OF CRIMINAL
FORFEITURE

18 COMES NOW Plaintiff, the United States of America, by and through its
19 counsel, Randy S. Grossman, United States Attorney, and Nicholas W. Pilchak,
20 Assistant United States Attorney, and respectfully submits the United States
21 Government's Motion for an Amended Order of Criminal Forfeiture. In support
22 thereof, the United States sets forth the following:

23 1. On October 7, 2022, this Court entered its Order of Criminal Forfeiture,
24 which condemned and forfeited to the United States all right, title and interest of
25 WAIEL YOUSIF ANTON ("Defendant") in the following firearms and ammunition
26 pursuant to Title 18, United States Code, Section § 924(d) and Title 28, United States
27 Code, § 2461(c):

28 a. One (1) Smith & Wesson 637 Revolver CAL:38 SN:CJA0175;

- b. One (1) Smith & Wesson M&P Shield Pistol CAL:9
SN:HTM0972;
- c. One (1) Stag Arms Stag-15 Rifle CAL:556 SN:55483;
- d. One (1) Century Arms International RAS47 Rifle CAL:762
SN:RAS47058200; and
- e. One (1) Beretta, Pietro S.P.A. APX Pistol CAL:9 SN:A000555X.

2. For thirty (30) consecutive days ending on November 13, 2022, the United States published on its forfeiture website, www.forfeiture.gov, notice of the Court's Order and the United States' intent to dispose of the firearms and ammunition in such manner as the Attorney General may direct, pursuant to 21 U.S.C. § 853(n) and Rule G(4) of the Supplemental Rules for Admiralty or Maritime Claims and Asset Forfeiture Actions, and further notifying all third parties of their right to petition the Court within thirty (30) days of the final publication for a hearing to adjudicate the validity of their alleged legal interest in the firearms and ammunition.

3. There were no potential third parties known to the United States to have alleged an interest in the forfeited firearm and ammunition. Therefore, no one was provided with direct notice of the forfeiture.

4. Thirty (30) days have passed following the final date of notice by publication and no third party has made a claim to or declared any interest in the forfeited firearm and ammunition described above.

WHEREFORE, the United States respectfully requests:

1. That this Court enter an Amended Order of Criminal Forfeiture, condemning and forfeiting to the United States of America all right, title and interest of WAIEL YOUSIF ANTON and any and all third parties in the following assets:

- a. One (1) Smith & Wesson 637 Revolver CAL:38 SN:CJA0175;
- b. One (1) Smith & Wesson M&P Shield Pistol CAL:9
SN:HTM0972;
- c. One (1) Stag Arms Stag-15 Rifle CAL:556 SN:55483;

1 d. One (1) Century Arms International RAS47 Rifle CAL:762
2 SN:RAS47058200; and

3 e. One (1) Beretta, Pietro S.P.A. APX Pistol CAL:9 SN:A000555X.

4 2. That this Court order the Bureau of Alcohol, Tobacco, Firearms, and
5 Explosives to dispose of the firearms and ammunition forthwith in accordance with
6 the law.

7 DATED: December 8, 2022.

8 Respectfully submitted,

9 RANDY S. GROSSMAN
10 United States Attorney

11 s/Nicholas W. Pilchak
12 NICHOLAS W. PILCHAK
13 Assistant United States Attorney
14 Attorneys for Plaintiff
15 United States of America

16 Attachment: Declaration of AUSA Nicholas W. Pilchak
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