

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
 v.)
)
 ALL PETROLEUM-PRODUCT CARGO)
 ABOARD THE BELLA WITH)
 INTERNATIONAL MARITIME)
 ORGANIZATION NUMBER 9208124,)
)
 ALL PETROLEUM-PRODUCT CARGO)
 ABOARD THE BERING WITH)
 INTERNATIONAL MARITIME)
 ORGANIZATION NUMBER 9149225,)
)
 ALL PETROLEUM-PRODUCT CARGO)
 ABOARD THE PANDI WITH)
 INTERNATIONAL MARITIME)
 ORGANIZATION NUMBER 9105073,)
)
 --and--)
)
 ALL PETROLEUM-PRODUCT CARGO)
 ABOARD THE LUNA WITH)
 INTERNATIONAL MARITIME)
 ORGANIZATION NUMBER 9208100,)
)
 Defendants.)

Civil A. No. 20-1791

UNDER SEAL

ORDER

Upon consideration of the Government’s Motion for Interlocutory Sale of all petroleum-product cargo aboard: the Bella with International Maritime Organization (“IMO”) number 9208124 (“Defendant Property 1”), the Bering with IMO number 9149225 (“Defendant Property

2”), the Pandi with IMO 9105073 (“Defendant Property 3”), and the Luna with IMO number 9208100 (“Defendant Property 4”) (collectively, the “Defendant Properties”), it is hereby:

ORDERED, that the above described property will be sold by the United States free and clear of any and all liens, claims, interests, and encumbrances in a commercially feasible manner and pursuant to the terms of Rule G(7)(b) of the Supplemental Rules for Admiralty or Maritime Claims and Asset Forfeiture Actions, in a private sale by the United States Department of Justice, Department of Homeland Security, or by either agencies’ contractor(s); it is further

ORDERED, that pursuant to Rule G(7)(b)(iii) and the sole party’s request, the pleadings and this order for sale shall be placed under seal to protect the safety of the buyer and seller. The government may share this sealed order as needed to effect the sale; it is further

ORDERED, that the government is directed to contact interested buyer(s) and seek a fair market value for this sale; it is further

ORDERED, that all net proceeds from the Sale, after payment of fees and expenses, shall be held in an interest-bearing account maintained by the Government pending the conclusion of the action; and it is further

ORDERED, that if the government is unable to obtain a reasonable sales price for the Defendant Properties, as determined by the government in its sole discretion, no interlocutory sale shall occur.

The Court shall retain jurisdiction with respect to all matters arising from or related to the implementation or interpretation of this Order, including but not limited to, any matter, claim, or dispute arising from or relating to the Government's sale, the sale process, the sale procedures, any purchase and sale agreement for the petroleum products comprising the Defendant Properties, and the implementation of this Order.

September 1, 2020

Date



HON. JAMES E. BOASBERG
U.S. DISTRICT COURT JUDGE