

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA**

CASE NO. 09-20346-CR-MARTINEZ

UNITED STATES OF AMERICA

vs.

JUAN DIAZ,

Defendant.

_____ /

PRELIMINARY ORDER OF FORFEITURE

THIS CAUSE is before the Court upon motion of the United States for entry of a preliminary order of forfeiture. Being fully advised in the premises and based on the motion of the United States and the record in this matter and for good cause shown thereby, the Court finds as follows with respect to forfeiture in this action as to defendant JUAN DIAZ (hereinafter referred to as "defendant"):

1. The Information sought forfeiture, pursuant to Title 18, United States Code, Section 981(a)(1)(C), Title 21 United States Code, Section 853, and Title 28, United States Code, Section 246, of any property that constitutes proceeds or was derived from proceeds traceable to a commission of an offense, in the sum of \$1,028,851.95 in United States currency.

2. On May 15, 2009, pursuant to a written plea agreement (DE15), the defendant entered a plea of guilty to the information and agreed to forfeit to the United States all of his right, title, and interest in the above property as property that constitutes proceeds or was derived from proceeds traceable to the commission of the conspiracy offense to which the defendant had pled guilty.

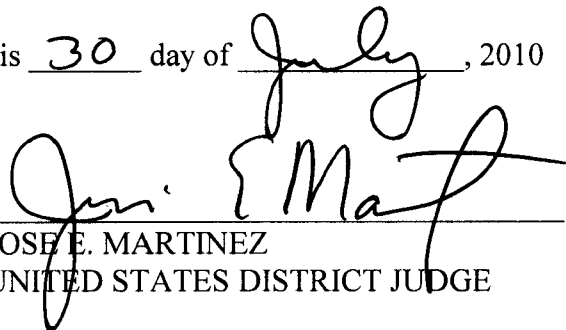
Therefore, in consideration of the Plea Agreement between the defendant and the United States and upon motion of the United States and for good cause shown thereby, it is hereby:

ORDERED that:

1. All right, title and interest of defendant JUAN DIAZ in the sum of \$1,028,851.95 in United States currency, for which he is joint and severally liable, is hereby forfeited to the United States of America pursuant to Title 18, United States Code, Section 981(a)(1)(C), Title 21 United States Code, Section 853, and Title 28, United States Code, Section 246.

It is further ORDERED pursuant to Fed. R. Crim. P. 32.2(b)(4), that at sentencing this shall be incorporated into the defendant's sentence and included in the judgement entered with respect to the defendant.

DONE AND ORDERED at Miami, Florida this 30 day of July, 2010



JOSE E. MARTINEZ
UNITED STATES DISTRICT JUDGE