

**IN THE UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF MISSOURI
CENTRAL DIVISION**

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	
v.)	No. 10-04032-03-CR-C-NKL
)	
KEVIN RAY HUNTER,)	
)	
Defendant.)	

**MOTION OF THE UNITED STATES FOR A FINAL ORDER
OF FORFEITURE, WITH SUPPORTING SUGGESTIONS**

The United States of America, by its undersigned counsel, respectfully submits its Motion for a Final Order of Forfeiture in the above entitled case for the reasons set forth in the following supporting suggestions.

SUPPORTING SUGGESTIONS

1. In the Forfeiture Allegation of the Indictment in this case, the United States sought forfeiture of the following property pursuant to 21 U.S.C. § 853:

\$17,980.00 in United States currency.

2. On April 29, 2011, Defendant Kevin Ray Hunter entered into a plea agreement with the United States, in which he agreed to forfeit to the United States the above described property.

3. By virtue of the plea agreement, this Court entered a Preliminary Order of Forfeiture regarding the above described property on June 25, 2011.

4. By virtue of the plea agreement, the United States has established that Defendant Kevin Ray Hunter has an interest in the property subject to forfeiture.

5. In accordance with 21 U.S.C. § 853, the United States properly posted notice of the forfeiture of the above described property and the requirements for filing a claim for the property on an official government internet site (www.forfeiture.gov) for at least thirty (30) days, beginning on June 28, 2011, and ending on July 27, 2011. A copy of the Declaration of Publication is on file with the Court.

6. Pursuant to 21 U.S.C. § 853, any person asserting a legal interest in the property subject to forfeiture may, within thirty (30) days of the final publication of notice, or of receipt of actual notice, whichever is earlier, petition the Court for a hearing to adjudicate the validity of his/her alleged interest in the property. No claims were filed within that thirty (30) day period. Therefore, any third-party interests are barred by failure of those parties to file a timely petition.

Accordingly, the United States respectfully requests that this Court enter a final order of forfeiture.

Respectfully submitted,

Beth Phillips
United States Attorney

By /S/

Steven R. Berry
Special Assistant U.S. Attorney
Missouri Bar No. 48586

CERTIFICATE OF SERVICE

I hereby certify that on September 20, 2011, the foregoing motion was electronically filed with the Clerk of the Court using the CM/ECF system for electronic delivery to all counsel of record.

/S/

Steven R. Berry
Special Assistant U.S. Attorney