	Case 2:17-cr-00585-GMS Document 204 Filed 06/13/18 Page 1 of 2
1 2 3 4 5 6	UNITED STATES DISTRICT COURT
	DISTRICT OF ARIZONA
7 8 9	United States of America, Plaintiff, V. DISTRICT OF ARIZONA CR-17-585-1-PHX-GMS PRELIMINARY ORDER OF
10 11 12	Thomas Mario Costanzo, Defendant.
12 13 14	Plaintiff United States of America seeks an order of forfeiture, pursuant to Federal Rule of Criminal Procedure 32.2(b), so that it can provide third parties with the
15 16	opportunity to file petitions and make claims, if any, to the forfeited property. Accordingly,
17	IT IS ORDERED that the Motion for Preliminary Order of Forfeiture is
18	GRANTED as follows:
19	As the result of the jury finding defendant Thomas Mario Costanzo guilty of five
20	counts of money laundering in violation of 18 U.S.C. § 1956(a)(3) and having returned a
21	special verdict finding that 80.94512167 Bitcoins seized from Acct.
22	#13QM5xL4rqwUgQPRtMv3tZtVvpc6caPepv ("Subject Property") was property
23	involved in defendant's money laundering offenses or was traceable to such property,
24	the government has established the requisite nexus between the Subject Property and the
25	defendant's offenses.
26	Upon entry of this Order, the United States is authorized to seize the property
27 28	listed above and to conduct any discovery proper in identifying, locating or disposing of the property subject to forfeiture, in accordance with Fed. R. Crim. P. 32.2(b)(3).

Upon entry of this Order, the United States/Attorney General (or a designee) is
 authorized to commence any applicable proceeding to comply with statutes governing
 third party rights, including giving notice of this Order.

The United States shall publish notice of the Order and its intent to dispose of the
property in such a manner as the United States/Attorney General (or a designee) may
direct. The United States may also, to the extent practicable, provide written notice to
any person known to have an alleged interest in the Subject Property.

Any person asserting a legal interest in the Subject Property may, within thirty
days of the final publication of notice or receipt of notice, whichever is earlier, petition
the court for a hearing without a jury to adjudicate the validity of his or her alleged
interest in the Subject Property, and for an amendment of the order of forfeiture,
pursuant to 21 U.S.C. § 853(n) or 28 U.S.C. § 2461(c).

13 If no third party files a timely claim, this Order shall become the Final Order of 14 Forfeiture, as provided by Fed. R. Crim. P. 32.2(c)(2). Any petition filed by a third party 15 asserting an interest in the Subject Property shall be signed by the petitioner under 16 penalty of perjury and shall set forth the nature and extent of the petitioner's right, title, 17 or interest in the property, the time and circumstances of the petitioner's acquisition of 18 the right, title or interest in the property, any additional facts supporting the petitioner's 19 claim, and the relief sought.

The United States shall have clear title to the Subject Property following the Court's disposition of all third-party interests, or, if none, following the expiration of the period provided in 21 U.S.C. § 853(n)(2), for the filing of third party petitions.

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The Court shall retain jurisdiction to enforce this Order, and to amend it as necessary, pursuant to Fed. R. Crim. P. 32.2(e).

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Dated this 13th day of June, 2018.

A Munay Suon G. Murray Snow

G. Murray Snow United States District Judge