
IN THE UNITED STATES DISTRICT COURT
DISTRICT OF UTAH, CENTRAL DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

vs.

JEREMY STONE,

Defendant.

AMENDED STIPULATED ORDER OF
FORFEITURE

Case No. 2:14CR00009-CW

Judge Clark Waddoups

1. On July 31, 2014, the Court entered a Preliminary Order of Forfeiture ([ECF No. 1](#)) that required defendant Jeremy Stone to forfeit to the government of the United States:
 - Eight boa constrictors (seven living), all seven of which are currently housed at Hogle Zoo in Salt Lake City, Utah (the “Snakes”).
2. In connection with that Preliminary Order, the United States was required to comply with statutes governing third party interests, including giving notice of the Preliminary Order.
3. Notice of the Preliminary Order was given by publication for 30 consecutive days starting on September 19, 2014, and notice was served upon the Government of Brazil on August 5, 2014.
4. On October 14, 2014, the Government of Brazil filed a petition asserting an ownership interest in the Snakes. [ECF No. 59](#).

5. On November 11, 2014, defendant Jeremy Stone asserted an objection to Brazil's petition in which he contested the factual bases asserted in the petition. [ECF No. 63](#).

6. On November 14, 2014, third-party petitioner Kara Stone filed a petition alleging an ownership interest in the Snakes. [ECF No. 64](#). On November 20, 2014, she filed an amended petition alleging an ownership interest in the Snakes. [ECF No. 67](#). On December 10, 2014, she filed a motion for leave to file a second amended petition, and a memorandum in support, and submitted a proposed, second amended petition, to assert an ownership interest in the Snakes on behalf of herself and JSR Incorporated. [ECF Nos. 71, 72, and 73](#).

7. On November 24, 2014, the United States filed a motion to strike Mr. Stone's objection to Brazil's petition.

8. On November 25, 2014, the United States filed a motion to dismiss Ms. Stone's original and amended petition. [ECF No. 69](#). On December 18, 2014, the United States filed its opposition to Ms. Stone's motion for leave to amend her petition and her proposed, second amended petition. [ECF No. 78](#).

9. On February 20, 2015, the United States, Mr. Stone, and Ms. Stone entered into a Stipulation Regarding Forfeiture of the Snakes. As part of that Stipulation, Mr. Stone acknowledged that he lacks standing to participate in this ancillary proceeding regarding the Snakes, and Ms. Stone agreed to withdraw her petition, amended petition, and requested second amended petition and to disclaim any ownership interest in the Snakes that she, JSR Incorporated, or any other business or entity with which she may be associated, may have had.

10. No other persons or entities filed a petition alleging an ownership interest in the Snakes, and the time to do so has passed. All persons or entities who have not filed a petition alleging an ownership interest are barred from doing so.

11. As a result, the sole remaining claimant to the Snakes is the Government of Brazil.

12. As part of their Stipulation, the United States, Mr. Stone, and Ms. Stone agree that the preliminary order of forfeiture, which forfeited the Snakes to the United States, should now be amended to award the Snakes to the Government of Brazil and that the Snakes may be released to the Government of Brazil. Accordingly, there is no need for an evidentiary hearing regarding the ownership claims asserted by any party to this ancillary proceeding, and the Court makes no findings regarding the merits of any such claims. Specifically, this order is not a finding of the truthfulness of any fact claimed or allegation set forth in the petition at ECF 59.

Based on the Stipulation of the United States, Mr. Stone, and Ms. Stone regarding Forfeiture of the Snakes, and good cause appearing,

IT IS HEREBY ORDERED THAT:

13. Pursuant to Rule 32.2(c), the Preliminary Order of Forfeiture, entered on July 31, 2014, is amended as follows: The Snakes are awarded to the Government of Brazil and shall be released to representatives of the Government of Brazil as soon as reasonably practical.

14. The Court shall retain jurisdiction to enter orders necessary to enforce this order. Any judicial action required to enforce or interpret the parties' stipulation or this order shall be heard or tried in the United States District Court for the District of Utah.

Dated this 24th of February, 2015

BY THE COURT:

A handwritten signature in blue ink, appearing to read "Clark Waddoups", is written over the printed name.

CLARK WADDOUPS, Judge
United States District Court
District of Utah