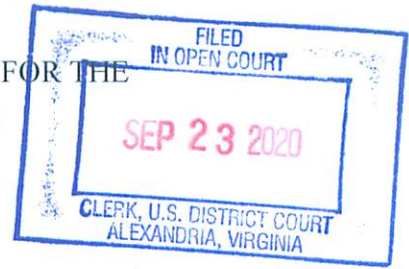


IN THE UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF VIRGINIA

Alexandria Division



)	
UNITED STATES OF AMERICA)	
)	
v.)	Criminal No. 1:20-CR-110 (RDA)
)	
JOSEPH EDWARD GARGAN,)	
)	
<i>Defendant.</i>)	

CONSENT ORDER OF FORFEITURE

WHEREAS, on June 15, 2020, the defendant, Joseph Edward Gargan, agreed to waive indictment and pleaded guilty to a two-count criminal information. Count 1 charges the defendant with theft and embezzlement of government funds, in violation of Title 18, United States Code, Section 641. Count 2 charges the defendant with wire fraud, in violation of Title 18, United States Code, Section 1343.

WHEREAS, pursuant to his plea agreement, the defendant agreed to the entry of a forfeiture money judgment for \$7,957,750, an amount that represents proceeds obtained by the defendant from the two offenses, an amount for which the defendant will be solely liable;

AND WHEREAS, the defendant agrees to waive the provisions of Federal Rules of Criminal Procedure 11(b)(1)(J), 32.2(a), 32.2(b)(4) and 43(a) with respect to notice in the criminal information that the government will seek forfeiture as part of any sentence in this case, and that entry of this order shall be made a part of the sentence, in or out of the presence of the defendant, and included in the Judgment in this case without further order of the Court.

NOW, THEREFORE, IT IS HEREBY ORDERED, ADJUDGED AND DECREED
THAT:

1. The United States of America shall have a forfeiture money judgment, pursuant to Fed. R. Crim. P. 32.2 (b)(1) & (2), 18 U.S.C. § 981(a)(1)(C) and 28 U.S.C. § 2461(c) against the defendant, Joseph Edward Gargan, for \$7,957,750, an amount that represents the proceeds the defendant obtained from the offenses of conviction. This is an amount for which the defendant shall be solely liable.


2. The United States of America may collect said judgment by all available means, including but not limited to the forfeiture of direct proceeds and substitute assets.

3. Pursuant to Fed. R. Crim. P. 32.2(b)(3), upon entry of this order, the United States is authorized to conduct any appropriate discovery including depositions, interrogatories, requests for production of documents and for admissions, and pursuant to Fed. R. Civil P. 45, the issuance of subpoenas.

4. The Attorney General, Secretary of Homeland Security, Secretary of the Treasury, or a designee, is hereby authorized to seize, inventory, and otherwise maintain custody and control of the property, whether held by the defendant or by a third party, and to conduct any discovery proper in identifying, locating or disposing of the property subject to forfeiture pursuant to Fed. R. Crim. P. 32.2 (b)(3) and 21 U.S.C. § 853(g).

5. Because the forfeiture consists of a money judgment, no ancillary proceeding is necessary as directed by Fed. R. Crim. P. 32.2(c)(1).

Date: September 23, 2020
Alexandria, Virginia



Rossie D. Alston, Jr.
United States District Judge

Rossie D. Alston
United States District Judge

WE ASK FOR THIS:

G. Zachary Terwilliger
United States Attorney
Eastern District of Virginia


By: 

William Fitzpatrick
Assistant United States Attorney

SEEN AND AGREED:



Joseph Edward Gargan
Defendant



Gregory Lynn Murphy, Esq.
Counsel for the Defendant