

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF KENTUCKY
AT LOUISVILLE**

UNITED STATES OF AMERICA

PLAINTIFF

v.

CIVIL ACTION NO. 3:08CR-119-S

**ROBERT FELNER
THOMAS SCHROEDER**

DEFENDANTS

**AGREED ORDER FOR INTERLOCUTORY SALE OF
3024 SLOOP LANE, ST. JAMES CITY, LEE COUNTY, FLORIDA**

Robert Felner (hereinafter “owner”), owner of record of property located at 3024 Sloop Lane, St. James City, Lee County, Florida, and the Plaintiff, hereby agree to the interlocutory sale of the real property, subject to forfeiture in this case, under the terms stated herein. The Court being sufficiently advised, that upon the sale of the real property located at 3024 Sloop Lane, St. James City, Lee County, Florida, it is hereby ordered:

1. That the Clerk, United States District Court, or its designee, take custody of the net proceeds of the sale of the real property located at 3024 Sloop Lane, St. James City, Lee County, Florida.
2. The net proceeds shall be remitted to the custody and control of the Clerk, United States District Court and held in the Registry Account pending final adjudication or further order of the Court.
3. Plaintiff and owner agree that the purchase price of \$240,000.00 for the property is fair market value. There are no known mortgages or liens on the property. \$217,510.62 represents the net proceeds realized from the sale of the property.

4. The legal description of the defendant property is: Lot 713, Island VII, Cherry Estates Section 1 thru 9, according to the map or plat thereof on file and recorded in the Office of the Clerk of the Circuit Court in Plat Book 29, Pages 54 to 64, Public Records of Lee County, Florida, as amended, together with all tenements, hereditaments and appurtenances thereto belonging.

5. In furtherance of the interlocutory sale, the owner agrees to execute promptly any documents which may be required to complete the interlocutory sale of the property.

6. The net proceeds from the sale of the property will include all money realized from the sale of the property, less taxes and fees associated with the sale of this property. The parties agree that these proceeds will constitute the substitute the “*res*” for the real property subject to forfeiture in this case.

SEEN AND AGREED:

CANDACE HILL
Acting United States Attorney

s/ Amy M. Sullivan
Amy M. Sullivan
Assistant U.S. Attorney
510 W. Broadway, 10th floor
Louisville, Kentucky 40202
(502) 582-5911
amy.sullivan@usdoj.gov

s/ Scott Cox (with permission)
Scott Cox
Mark Chandler
Counsel for Robert Felner
600 W. Main Street, Ste. 30
Louisville, Kentucky 40202
(502) 589-6190