

UNOFFICIAL COPY

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION



Doc# 1815734033 Fee \$52.00

KAREN A. YARBROUGH
COOK COUNTY RECORDER OF DEEDS
DATE: 06/06/2018 11:12 AM PG: 1 OF 4

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
 v.)
)
 JOHNNY HERNDON,)
)
 Defendant.)

No. 14 CR 658

Judge John J. Tharp, Jr.

FINAL ORDER OF FORFEITURE

This cause comes before the Court on motion of the United States for entry of a final order of forfeiture as to specific property pursuant to the provisions of Title 21, United States Code, Section 853 and Federal Rule of Criminal Procedure 32.2, and the Court being fully informed hereby finds as follows:

(a) On November 6, 2014, a federal grand jury returned an indictment charging defendant JOHNNY HERNDON with violations of the Controlled Substances Act pursuant to the provisions of 21 U.S.C. § 841(a)(1), among other violations.

(b) The indictment sought forfeiture to the United States of certain property pursuant to the provisions of 21 U.S.C. § 853(a)(1) and (2).

(c) On August 7, 2017, pursuant to Fed R. Crim. P. 11, defendant JOHNNY HERNDON entered a voluntary plea of guilty to Count Four of the indictment charging him with a violation of 21 U.S.C. § 841(a)(1).

(d) Pursuant to the terms of the plea agreement and as a result of his violation of 21 U.S.C. § 841(a)(1), defendant JOHNNY HERNDON agreed that the following real properties are subject to forfeiture pursuant to the provisions of 21 U.S.C. § 853(a)(1) and (2):

Bm

UNOFFICIAL COPY

1. the real property commonly known as 6107-6111 S. St. Lawrence, Chicago, Illinois and legally described as:

THE NORTH 20 FEET OF LOT 22 AND THE SOUTH 40 FEET OF LOT 23 IN BLOCK 7 IN THE RESUBDIVISION OF THE WASHINGTON PARK CLUB ADDITION TO CHICAGO, A SUBDIVISION OF THE SOUTH ½ OF THE SOUTHEAST ¼ OF SECTION 15, TOWNSHIP 38 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

PIN: 20-15-412-002-0000;

2. the real property located at 7200-7202 S. Indiana Ave. and 129-131 E. 72nd St., Chicago, Illinois legally described as:

LOTS 1 AND 2 IN BLOCK 6 IN D.B. SCULLY'S SUBDIVISION OF THE NORTHWEST ¼ OF NORTHWEST ¼ OF SECTION 27, TOWNSHIP 38 NORTH, RANGE 14, LYING EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

PIN: 20-27-108-020-0000;

3. the real property commonly known as 4538 West Jackson, Chicago, Illinois and legally described as:

LOT 21 IN BLOCK 1 IN BOYNTON'S SUBDIVISION OF THE WEST ½ OF THE WEST ½ OF THE NORTHEAST ¼ OF THE NORTHWEST ¼ (EXCEPT THE WEST 33 FEET) IN SECTION 15, TOWNSHIP 39 NORTH, RANGE 13, EAST OF THE THIRD PRINCIPAL MERIDIAN IN COOK COUNTY, ILLINOIS.

PIN: 16-15-114-019-0000;

4. the real property commonly known as 716 S. Kostner, Chicago, Illinois and legally described as:

LOT 33 IN BLOCK 1 IN THE SUBDIVISION OF THAT PART OF THE EAST ½ OF THE SOUTHWEST ¼ OF SECTION 15, TOWNSHIP 39 NORTH, RANGE 13, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

PIN: 16-15-307-040-0000; and

5. the real property commonly known as 4537-4539 W. Congress Parkway, Chicago, Illinois and legally described as:

UNOFFICIAL COPY

LOTS 22 AND 23 IN BLOCK 4 IN COUSELMAN'S SUBDIVISION OF THE SOUTH ½ OF THE SOUTHEAST ¼ OF THE NORTHWEST ¼ OF SECTION 15, TOWNSHIP 39 NORTH, RANGE 13, EAST OF THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

PIN: 16-15-131-032

(e) On March 14, 2018, this Court entered a preliminary order of forfeiture forfeiting any interest defendant JOHNNY HERNDON had in the foregoing properties for disposition according to law.

(f) Pursuant to the provisions of 21 U.S.C. § 853(n)(1), beginning on March 16, 2018, and continuing for at least 30 consecutive days, notice of the criminal forfeiture for the foregoing properties was posted on an official government internet site.

(g) The preliminary order of forfeiture was served pursuant to the district court's ECF system as to ECF filers. Additionally, James Einkley, Roosevelt Trunnel, and the Cook County Recorder of Deeds were served with a copy of the preliminary order of forfeiture. Pursuant to the provisions of 21 U.S.C. § 853(n)(1), no other parties are known to have an interest in the foregoing properties and, accordingly, no other parties were served with a copy of the preliminary order of forfeiture.

(h) To date, no petitions have been filed requesting a hearing to adjudicate any interest in the foregoing real properties and the time in which to file a request for a hearing has expired.

Accordingly, it is hereby ORDERED, ADJUDGED and DECREED:

1. That, pursuant to the provisions of 21 U.S.C. § 853 and Fed. R. Crim. P. 32.2, all rights, titles, and interests of defendant JOHNNY HERNDON and any third party in the foregoing properties is hereby forfeit to the United States for disposition according to law.

UNOFFICIAL COPY

2. That, pursuant to the provisions of 21 U.S.C. § 853(n)(7), following entry of this order, the United States shall have clear title to the foregoing properties and shall dispose of the properties, including any rent the government has collected since the entry of the preliminary order of forfeiture, according to law.

3. The United States Marshal may incur certain costs and shall be permitted to deduct from the proceeds of the sale any reasonable and necessary costs incurred to effectuate the sale and costs incurred to maintain the real properties, if any, pending sale.

4. The net proceeds remaining shall be forfeited to the United States and disposed of according to law.

5. This Court shall retain jurisdiction in this matter to take additional action and enter further orders as necessary to implement and enforce this forfeiture order.

Date: May 25, 2018



John J. Tharp, Jr.
United States District Judge