

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA**

CASE NO. 19-CR-20693-SEITZ

UNITED STATES OF AMERICA

v.

PETER SOTIS, *et al.*,

Defendants.

AMENDED NOTICE ON FINAL FORFEITURE

Pursuant to 21 U.S.C. § 853 and Rule 32.2 of the Federal Rules of Criminal Procedure, the United States of America (the “United States”), by and through the undersigned Assistant United States Attorney, hereby files this Notice on Final Forfeiture:

1. On November 3rd, 2021, pursuant to 19 U.S.C. § 1595a(d), the Court entered a Preliminary Order of Forfeiture, ECF No. 114, forfeiting, subject to third-party interests, the following property to the United States (collectively, the “Property”):

i. Four (4) rEvo III rebreathers that were exported or attempted to be exported to Libya on or about August 12, 2016.

2. Notice of the criminal forfeiture was posted on an official government internet site (www.forfeiture.gov) for a period of 30 days. *See* Decl. of Publication, ECF No. 217; 21 U.S.C. § 853(n)(1); Fed. R. Crim. P. 32.2(b)(6).

3. Direct notice was sent to any person who reasonably appeared to be a potential claimant with standing to contest the forfeiture of the Property, or such person was on actual notice of the forfeiture. *See* Fed. R. Crim. P. 32.2(b)(6); *accord* 21 U.S.C. § 853(n)(1).

4. The notice described the Property and advised that any person, other than the Defendant, asserting a legal interest in the Property may petition the Court for a hearing to adjudicate the validity of that person's alleged interest, within 60 days of the first day of publication or within 30 days of receipt of notice, whichever is earlier. Fed. R. Crim. P. 32.2(b)(6); 21 U.S.C. § 853(n)(2).

5. The time period for filing a petition claiming an interest in the Property has expired, and one petition was filed by Ramas LLC on March 30, 2022. ECF No. 182.

6. The United States and Ramas LLC entered into a settlement agreement recognizing Ramas LLC's interest in the Property, which the Court approved. *See* ECF No. 227.

7. Accordingly, the Property is now finally forfeited, and all right, title, and interest in such Property is vested in Ramas LLC and will be transferred to Ramas LLC once Defendant Sotis' pending appeal before the Eleventh Circuit Court of Appeals is affirmed and any timely petition for certiorari has been resolved.

Respectfully submitted,

FOR THE UNITED STATES

JUAN ANTONIO GONZALEZ
UNITED STATES ATTORNEY

By: /s/ Emily R. Stone
Emily R. Stone
Assistant United States Attorney
U.S. Attorney's Office
99 N.E. 4th Street, 7th Floor
Miami, Florida 33132-2111
Telephone: (305) 961-9407
Email: Emily.Stone@usdoj.gov