

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

FILED

SEP - 7 2011

Clerk, U.S. District & Bankruptcy
Courts for the District of Columbia

UNITED STATES OF AMERICA :

v. :

STEWART DAVID NOZETTE, :

Defendant. :

CRIMINAL NO. 09-276 (PLF)

CONSENT ORDER OF FORFEITURE

WHEREAS, a written plea agreement was filed with this Court and signed by defendant STEWART DAVID NOZETTE, (“NOZETTE”), and his counsel, in which defendant NOZETTE agreed to plead guilty to Count Three of a Criminal Indictment, which charged the offense of **Attempted Espionage**, in violation of Title 18, United States Code, Section 794(a);

WHEREAS, the Criminal Indictment also alleged the forfeiture of certain property, that is, a money judgment in the amount of nine thousand, six hundred dollars, and no cents (\$9,600.00), which property is subject to forfeiture pursuant to Title 18, United States Code, Section 794(d)(1), as any property constituting or derived from, any and all proceeds obtained, directly or indirectly, as the result of such offense;

WHEREAS, pursuant to Fed.R.Crim.P. 32.2(b)(2), this Court determines, based on the evidence set forth during the defendant’s plea hearing, that entry of a money judgment in favor of the United States for the sum of nine thousand, six hundred dollars, and no cents (\$9,600.00), which represents a sum of money constituting, or derived from, proceeds obtained, directly or indirectly, as the result of **Attempted Espionage**, in violation of Title 18, United States Code,

Section 794(a), is appropriate insofar as this property is subject to forfeiture pursuant to Title 18, United States Code, Section 794(d)(1), and that the Government has established the requisite connection between that forfeiture and the violation of Title 18, United States Code, Section 794(a);

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

1. That the following property is declared forfeited to the United States, pursuant to Title 18, United States Code, Section 794(d)(1):

MONEY JUDGMENT:

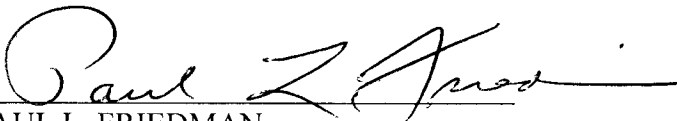
(i) judgment against defendant in favor of the United States of America for a sum of money in the amount of nine thousand, six hundred dollars, and no cents (\$9,600.00), which is equal to the amount of money constituting, or derived from, proceeds obtained, directly or indirectly, as a result of the offense alleged in Count Three of the Indictment, **Attempted Espionage**, in violation of Title 18, United States Code, Section 794(a).

2. The Court shall retain jurisdiction to enforce this Order, and to amend it as necessary, pursuant to Fed. R. Crim. P. 32.2(e).

3. That pursuant to Rule 32.2(b)(4), this Consent Order of Forfeiture shall become final as to the defendant **STEWART DAVID NOZETTE** at the time of sentencing, and shall be made part of the sentence and included in the judgment.

4. The Clerk of the Court shall forward four (4) certified copies of this Order to Assistant United States Attorney Diane Lucas, Asset Forfeiture and Money Laundering Section, United States Attorney's Office, 555 Fourth Street, N.W., Washington, D.C. 20530.

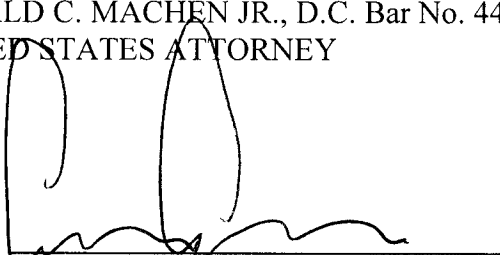
Dated this 7th day of September, 2011.

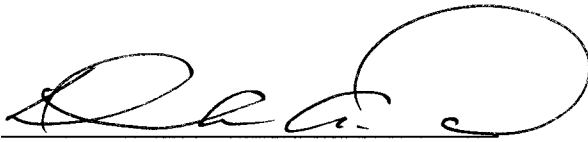

PAUL L. FRIEDMAN
UNITED STATES DISTRICT JUDGE

WE ASK FOR THIS:

/s/ Ronald C. Machen Jr.
RONALD C. MACHEN JR., D.C. Bar No. 447-889
UNITED STATES ATTORNEY

By:


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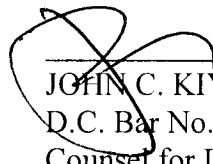
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STEWART DAVID NOZETTE
Defendant



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