

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WISCONSIN

UNITED STATES OF AMERICA,

Plaintiff,

v.

PRINCE P. BECK,

Defendant.

ORDER

08-cr-87-bbc

On October 25, 2012, defendant Prince P. Beck filed a motion for the return of property under Fed. R. Crim. P. 41(g), alleging that currency and jewelry had been taken from him by the government and never returned. In an order entered the next day, I advised him that had to proceed by way of a civil equitable proceeding because his criminal case had been closed. To initiate such a proceeding, he would have to send the court a check for \$350 or, if he could not pay this amount, submit a trust fund account to the court to enable it to determine what initial partial payment he would have to make. He was given until November 26, 2012, to pay the full amount or submit his account, but he did neither.

Instead, on December 10, 2012, the government filed a motion under 18 U.S.C. § 3664(k) to the apply the seized funds to defendant's restitution obligation in this case. (It is willing to return defendant's jewelry to him.) At this time, defendant's restitution balance is \$122,186.61; the Dane County Sheriff's Department is holding \$1,628.00 in funds seized

from defendant.

ORDER

Defendant Prince P. Beck may have until January 2, 2013 to file in writing any objection he has to the government's motion. If he fails to file by that date, the government's motion will be granted and the sheriff's department will be ordered to turn over the \$1,628 to be applied toward defendant's restitution obligation.

Entered this 12th day of December, 2012.

BY THE COURT:

/s/

BARBARA B. CRABB

District Judge