

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF ILLINOIS

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
 vs.)
)
DOYLE CUTRIGHT,)
)
 Defendant.)

CRIMINAL NO. 03-30095-MJR

**PRELIMINARY ORDER FOR FORFEITURE OF FUNDS OF
DOYLE CUTRIGHT HELD BY (ALLSTATE) STRUCTURED
SETTLEMENT TRUST AND ALLSTATE LIFE INSURANCE COMPANY**

On April 19, 2005, a monetary forfeiture judgment in the amount of \$500,000.00 was entered against Defendant Doyle Cutright and in favor of the United States [Doc. 117]. The Order provided that the judgment could be enforced as an ordinary monetary judgment, by the forfeiture of substitute assets, or by a combination of both, as long as double recovery was not obtained. There is still \$373,641.18 due and owing on the forfeiture judgment.

The United States now moves for the forfeiture, as substitute property, of additional funds of the Defendant held by (Allstate) Structured Settlement Trust and Allstate Life Insurance Company as substitute property. The Motion is granted, and the Court hereby orders forfeited the following property:

All funds and rights to payments in the future - - except for those funds previously assigned in 2008 to Henderson Receivable Origination, LLC, and in 2011 to Stone Street Capital, LLC - - to be paid at any time by (Allstate) Structured Settlement Trust and Allstate Life Insurance Company to or for the benefit of Doyle Cutright or his beneficiaries, including, but not limited to, all funds to be paid at any time to or for the benefit of Doyle Cutright or his beneficiaries, pursuant to the terms of the Qualified Assignment, Release, and Pledge Agreement executed on June 9, 1994, between Associated International Insurance Company, (Allstate) Structured Settlement Trust

and Doyle Cutright.

The United States shall provide notice of the forfeiture and the right of persons other than the defendant who have any claim or legal interest in any of the property described in above to file a petition with the Court. The notice shall be provided in a manner consistent with Supplemental Rule G(4)(a) of the Supplemental Rules for Admiralty or Maritime Claims and Asset Forfeiture Actions.

The notice shall state that the petition shall be set for a hearing to adjudicate the validity of the petitioner's alleged interest in the property, shall be signed by the petitioner under penalty of perjury, and shall set forth the nature and extent of the petitioner's right, title, or interest in the forfeited property and any additional facts supporting the petitioner's claim and the relief sought.

The United States may, also to the extent practicable, provide direct written notice to any person known to have alleged an interest in the property as a substitute for the published notice to those persons so notified.

Upon the filing a petition alleging the third-party interests in the property, the court may amend this order to resolve the claimed third-party interests.

(Allstate) Structured Settlement Trust and Allstate Life Insurance Company, and all of their officers, agents, servants, employees, attorneys and other persons who are in active concert or participation with them, are ordered and restrained, until further order of this Court, from disbursing or paying out any funds to Doyle Cutright or his beneficiaries, or any funds subject to payment under the terms of the Qualified Assignment, Release, and Pledge Agreement executed on June 9, 1994 between Associated International Insurance Company, (Allstate) Structured Settlement Trust, and Doyle Cutright; except that payments may be continued to be made pursuant to the assignments made in 2008 to Henderson Receivable Originations, LLC and in

2011 to Stone Street Capital, LLC.

Doyle Cutright and all of his officers, agents, servants, employees, attorneys and other persons who are in active concert with him shall not, until further notice of this Court, negotiate any payments from (Allstate) Structured Settlement Trust or Allstate Life Insurance Company or further pledge or assign to any entity any right to receive payments from (Allstate) Structured Settlement Trust or Allstate Life Insurance Company

This Order is a final order with respect to the Defendant Doyle Cutright; however, this Order may be later amended with respect to petitions filed by third-parties claiming an interest in the subject-matter forfeited property.

The United States shall provide (Allstate) Structured Settlement Trust and Allstate Life Insurance Company with a copy of this Order.

IT IS SO ORDERED.

Dated: January 9, 2013

s/ Michael J. Reagn
MICHAEL J. REAGAN
United States District Judge