

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF HAWAII

UNITED STATES OF AMERICA, ) CIVIL NO.  
)  
Plaintiff, ) WARRANT OF ARREST IN REM  
)  
v. )  
)  
\$1,133,648.97 SEIZED FROM )  
BANK OF HAWAII; \$979,898.75 )  
AND 11,200 LEHMAN BROTHERS )  
HOLDINGS STOCK WARRANTS )  
SEIZED FROM STERNE, AGEE & )  
LEACH, INC.; \$172,684.96 )  
SEIZED FROM JP MORGAN CHASE )  
BANK; \$474,334.39 SEIZED FROM )  
BANK OF AMERICA; \$14,402.66 )  
SEIZED FROM FIRST HAWAIIAN )  
BANK; NINETEEN (19) ASSORTED )  
VEHICLES; ASSORTED JEWELRY )  
AND PENS; ASSORTED ARTWORK; )  
AND ASSORTED COMPUTER AND ))))  
ELECTRONIC EQUIPMENT, )  
  
Defendants. )  
\_\_\_\_\_ )

WARRANT OF ARREST IN REM

TO: THE UNITED STATES MARSHALS SERVICE FOR THE DISTRICT OF  
HAWAII AND/OR ANY OTHER DULY AUTHORIZED LAW ENFORCEMENT  
OFFICER

WHEREAS, on March 29, 2007, the United States of  
America filed a verified Complaint for Forfeiture in the United  
States District Court for the District of Hawaii against the  
above-named defendant properties alleging that all of the  
defendant properties were subject to seizure and civil forfeiture  
to the United States for the reasons set out in the Complaint;

NOW THEREFORE you are hereby commanded to arrest and  
take into your possession the above-named defendant properties

and to use whatever means may be appropriate to protect and maintain such properties in your custody until further order of this Court.

YOU ARE FURTHER COMMANDED to provide notice of this action to any person thought to have a potential interest in or claim against the above-named defendant properties by serving upon such person or to the attorney representing the potential claimant with respect to the seizure of the defendant properties, copies of this Warrant of Arrest In Rem and the verified Complaint, in a manner consistent with the principles of service of process of an action in rem under the Supplemental Rules for Admiralty or Maritime and Asset Forfeiture Claims (the "Supplemental Rules"), Federal Rules of Civil Procedure.

This Warrant provides notice that in order to avoid civil forfeiture of the defendant properties, any person claiming an interest in, or right against, such properties must file a Claim in the Court where the action is pending, pursuant to Rule G of the Supplemental Rules. Rule G(5)(a)(i) sets out the following:

"The claim must:

- (A) identify the specific property claimed;
- (B) identify the claimant and state the claimant's interest in the property;
- (C) be signed by the claimant under penalty of perjury; and

(D) be served on the government  
attorney designated under  
Supplemental Rule G(4)(a)(ii)(C) or  
(b)(ii)(D)."

A claimant must file a Claim no later than 35 days after the date this notice is sent or, as applicable, no later than 30 days after the date of final publication of the notice of civil forfeiture. In addition, any person having filed such a Claim must also file an Answer to the Complaint or a motion, pursuant to Rule 12 of the Federal Rules of Civil Procedure, within 20 days after the filing of the Claim.

All Claims and Answers or motions regarding the defendant currency must be filed with the Office of the Clerk, United States District Court for the District of Hawaii, 300 Ala Moana Boulevard, Room C-338, Honolulu, Hawaii 96850, with a copy of the Claim and Answer or motion sent to Assistant United States Attorney Rachel Moriyama at the United States Attorney's Office, 300 Ala Moana Boulevard, Room 6-100, Honolulu, Hawaii 96850.

Additional procedures and regulations regarding this forfeiture action are found at 19 U.S.C. §§ 1602-1619, 28 C.F.R. § 9, and 18 U.S.C. § 983.

YOU ARE FURTHER COMMANDED, promptly after execution of this process, to file the same in this Court with your return

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thereon, identifying the individuals upon whom copies were served and the manner employed.

Dated: \_\_\_\_\_, at Honolulu, Hawaii.

SUE BEITIA  
CLERK, United States District  
Court for the District of Hawaii

By \_\_\_\_\_  
Deputy Clerk, United States  
District Court for the  
District of Hawaii