

FILED
USDC, WESTERN DISTRICT OF LA
ROBERT H. SHERWELL, CLERK
DATE 5/26/07
BY RJ

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF LOUISIANA
LAKE CHARLES DIVISION

UNITED STATES OF AMERICA	*	CRIMINAL NO. 2:04CR20075-01
	*	18 U.S.C. §§ 1341, 2, 981(a)(1)(C)
	*	21 U.S.C. §§ 331(d), 355(a), 333(a)(2)
v.	*	28 U.S.C. § 2461(c)
	*	JUDGE MELANÇON
GREGORY JAMES CATON	*	MAGISTRATE JUDGE HILL

MOTION FOR ORDER OF FORFEITURE

NOW INTO COURT, comes the UNITED STATES OF AMERICA, by and through the undersigned Assistant United States Attorney, and respectfully represents as follows:

1.

On May 26, 2004, the defendant, GREGORY JAMES CATON, pled guilty to Counts 1 and 2 of the Bill of Information charging him with knowingly and intentionally devising a scheme and artifice to defraud monies from numerous individuals by the introduction of unapproved new drugs into interstate commerce and the introduction of an unapproved new drug into interstate commerce. Further pursuant to the plea agreement and Count 3 of the Bill of Information, the defendant, GREGORY JAMES CATON, agreed to forfeiture of the property described in the Bill of Information, namely:

- (1) Real Property located at Lots 4, 5, 6, 7, and Block "G" of Houston Subdivision, a subdivision as per Plat recorded in Conveyance Book 14, Page 111, of the records of Calcasieu Parish, Louisiana, together with all buildings and improvements situated thereon. Which property has a municipal address of 2116-2128 Hodges Street and 409 Scott Street, Lake Charles, Louisiana 70601. This property was purchased by Gregory J. Caton (Herbologics, LTD), May 31, 1995 for \$220,000.

(11)

- (2) Lots 1, 2 and 3 of Block F of Houston Subdivision, a subdivision in The North East Quarter of the North East Quarter (NE 1/4 of NE 1/4) of Section 7, Township 10 South, Range 8 West, as per plat recorded in the records of Calcasieu Parish, Louisiana, together with all improvements and component parts pertaining thereto. Which property has a municipal address of 2200-2202 Hodges Street, Lake Charles, Louisiana 70601. This property was purchased by Herbologics LTD (Gregory James Caton, President), December 9, 1993 for \$43,500, \$10,000 paid in cash and a \$35,500 promissory note to seller.
- (3) Real Property commencing at the Northeast Corner of Lot One (1) of Block Three (3) Peake Addition, as per Plat recorded in Conveyance Book 2, at page 577, records of Calcasieu Parish, Louisiana, thence West along the South side of Prewitt Street 50 feet, South parallel with Cole Street 85 feet, East 50 feet, North along West side of Cole Street 85 feet to the point of commencement, together with all buildings and improvements located thereon, municipality known as 324 Prewitt, Lake Charles, LA 70601. Purchased by Catheryn Caton (Herbologics LTD) 12/11/2001 for \$42,500.
- (4) \$860,000.00 in U.S. Currency.

2.

The UNITED STATES OF AMERICA prays that this Honorable Court issue an Order of Forfeiture forfeiting the property described above and in the Bill of Information.

WHEREFORE, the UNITED STATES OF AMERICA moves this Honorable Court to issue an Order of Forfeiture forfeiting the property described above and in the Bill of Information, namely:

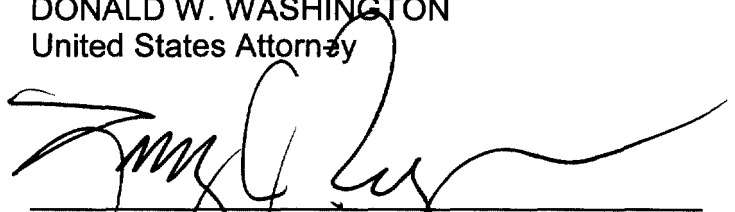
- (1) Real Property located at Lots 4, 5, 6, 7, and Block "G" of Houston Subdivision, a subdivision as per Plat recorded in Conveyance Book 14, Page 111, of the records of Calcasieu Parish, Louisiana, together with all buildings and improvements situated thereon. Which property has a municipal address of 2116-2128 Hodges Street and 409 Scott Street, Lake Charles, Louisiana 70601. This property was purchased by Gregory J. Caton (Herbologics, LTD), May 31, 1995 for \$220,000.

- (2) Lots 1, 2 and 3 of Block F of Houston Subdivision, a subdivision in The North East Quarter of the North East Quarter (NE 1/4 of NE 1/4) of Section 7, Township 10 South, Range 8 West, as per plat recorded in the records of Calcasieu Parish, Louisiana, together with all improvements and component parts pertaining thereto. Which property has a municipal address of 2200-2202 Hodges Street, Lake Charles, Louisiana 70601. This property was purchased by Herbologics LTD (Gregory James Caton, President), December 9, 1993 for \$43,500, \$10,000 paid in cash and a \$35,500 promissory note to seller.
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- (4) \$860,000.00 in U.S. Currency.

Respectfully submitted,

DONALD W. WASHINGTON
United States Attorney

By:



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