



FORM 1: SEIZURE INFORMATION

To be filed as soon as possible following entry of judgment or other final disposition of the case if it does not reach judgment. When the proceedings do result in an entry of judgment, a copy of the judgment is to accompany this form (ORS 475A.110(5)). Please return form to:

Asset Forfeiture Oversight Advisory Committee
c/o Oregon Criminal Justice Commission
885 Summer St. NE
Salem, OR 97301

For Questions, call 503-378-4830 or fax to: 503-378-4861

This Case Was a Criminal Forfeiture, Criminal re-filed as Civil Forfeiture or a Civil Forfeiture

Owner or Defendant's Name and SID _____

Agency Case # _____ Court Case # _____
(Key Field)

Court _____

Principal seizing agency _____

Forfeiting agency (if different from seizing agency) _____

Forfeiture counsel name _____

Telephone _____ E-mail _____

Date of seizure _____ Date of seizure for forfeiture _____
(Please enter "Same" if same as date of seizure)

Date of judgment, or other final disposition if no judgment _____

Form completed by: _____ Title: _____
(please print)

Phone: _____ E-mail: _____ Date Completed: _____

SEIZURE DATA

1. Class of property seized for forfeiture (check all that apply):

- Conveyance Real Property Currency Other personal property, please specify: _____
- Weapons Computer equipment _____

2. Nature of prohibited conduct leading to forfeiture (Check all that apply):

- Controlled Substances (ORS 475.992): Possession Manufacture Delivery Attempt Solicitation Conspiracy
- DUII (813.010) DWS/R (811.182) Forgery I (165.013) Forgery II (165.007) ID Theft (165.800) Prostitution (167.007)

Please cite any other ORS/ordinance number(s) _____

3. If this was a drug-related case, what suspected controlled substances were involved (check all that apply):

- Marijuana Heroin LSD Amphetamine
- Cocaine Methamphetamine Unknown
- Crack Cocaine Meth. Precursor Other known _____

4. If claims were filed, by whom: Person from whom property seized Other Financial Institution

5. Circumstances of SEARCH / SEIZURE (Check all that apply):
- Search warrant/Seizure order Vehicle Consent Inventory Public Health/Safety
 Probable Cause (no warrant) Other Consent Search Incident to Arrest Other

DISPOSITIONAL DATA

6. **For civil forfeitures only:** was the property owner represented or assisted by counsel? (check all that apply)
 Yes, at some time other than judgment Yes, at judgment Assisted only No
7. Check if the defendant to the criminal action was represented on the forfeiture by counsel other than defense counsel for the criminal charge.
8. Was entire forfeiture case (or charge) declined by forfeiture counsel? Yes No
8b. Was the associated criminal case (or charge) also declined? Yes No
(If the answer to Question 8 is "yes," do not complete the rest of this form.)
9. If this was a **civil forfeiture** and the court awarded attorney fees and costs to claimant's counsel, what was the amount awarded: \$ _____
10. **Civil Forfeitures:** Was this case a Voluntary forfeiture, for Abandoned Property, or Contraband?
If Abandoned Property, was it because there was No claim filed, or a Defective claim?
11. If stay of proceedings requested, check one: By government By claimant Jointly
12. If an expedited hearing was requested, what was the outcome (Check all that apply):
 Affirmative defense proved Property returned to claimant during pendency of hearing
 Receiver appointed to manage property Claimant petition denied
 Probable Cause Found Hearing not held
13. If a Contested Hearing (trial or other proceeding) was held, the judgment was (Check all that apply):
 For claimant Mixed verdict Summary judgment for claimant
 For government Summary judgment for government
- 13b. And the Fact Finder was: Jury Court Arbitration/Mediation
14. Other disposition (check all that apply): Settled by stipulated judgment Dismissed by forfeiture counsel
 Stipulated judgment in conjunction with a related criminal case Other _____
 Forfeiture count only was dismissed for failure to appear, forfeiture count re-filed as civil forfeiture
15. If this was a **criminal forfeiture**, check all that apply: was the property Proceeds? Instrumentalities?
 Were the proceeds the result of prior similar conduct?

16. What was the result of the Proportionality Hearing? Forfeiture mitigated Forfeiture not mitigated

17. Criminal forfeitures: if an ancillary hearing was held for third party (innocent owner) claims, were the claims
 Sustained, Partially sustained, or Denied?

18. Appeal (check all that apply): None filed Filed by government
 Filed by claimant Unknown, appeal time not yet expired

ACCOUNTING DATA

Please complete lines **19, 20, & 21 for cash only** and **do not include cash values in line 22.** ***

19. Cash Seized	\$	22. Total estimated value of property (other than cash) seizure <input type="checkbox"/> less than \$1,000 <input type="checkbox"/> \$1,000 - \$5,000 <input type="checkbox"/> \$5,001 - \$10,000 <input type="checkbox"/> \$10,001 - \$25,000 <input type="checkbox"/> \$25,001 - \$100,000 <input type="checkbox"/> over \$100,000
20. Cash Returned to claimant(s)	\$	
21. Cash Forfeited at time of judgment	\$	23. Did this seizure involve real property? <input type="checkbox"/> Yes <input type="checkbox"/> No
24. If any property was returned to a claimant prior to judgment, to whom was it returned?: <input type="checkbox"/> Person from whom seized <input type="checkbox"/> Other (specify) _____ <input type="checkbox"/> Financial Institution		

***When figuring estimated value of property, please exclude the estimated value of any contraband seized.