

TYPE-E

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:08-cv-01345-RMC**

UNITED STATES OF AMERICA v. 8 GILCREASE
LANE, QUINCY, FLORIDA 32351 et al
Assigned to: Judge Rosemary M. Collyer
Cause: 18:1961 Racketeering (RICO) Act

Date Filed: 08/05/2008
Jury Demand: None
Nature of Suit: 690 Forfeit/Penalty:
Other
Jurisdiction: U.S. Government Plaintiff

Plaintiff

UNITED STATES OF AMERICA

represented by **William Rakestraw Cowden**
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V.

Defendant

**8 GILCREASE LANE, QUINCY,
FLORIDA 32351**

Defendant

**ONE CONDO LOCATED ON
NORTH OCEAN BOULEVARD IN
MYRTLE BEACH, SOUTH
CAROLINA**

Defendant

ALL FUNDS INCLUDING

**APPROXIMATELY \$53 MILLION,
ON DEPOSIT AT BANK OF
AMERICA ACCOUNTS OF (1)
THOMAS A. BOWDOIN, JR., , (2)
CLARENCE BUSBY, JR. & DAWN
STOWERS,& (3) GOLDEN PANDA
AD BUILDER**

*Thomas A. Bowdoin, Jr., Sole
Proprietor, dba Adsurfdaily; Clarence
Busy, Jr. and Dawn Stowers dba
Golden Panda Ad Builder*

Claimant

ADSURFDAILY, INC.

represented by **Michael Louis Fayad**
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LEAD ATTORNEY
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Jonathan Goodman
AKERMAN SENTERFITT
One S.E. Third Avenue
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(305) 374-5600
PRO HAC VICE
ATTORNEY TO BE NOTICED

Claimant

THOMAS A. BOWDOIN, JR.

represented by **Michael Louis Fayad**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Jonathan Goodman
(See above for address)
PRO HAC VICE
ATTORNEY TO BE NOTICED

Claimant

**BOWDOIN HARRIS
ENTERPRISES, INC.**

represented by **Michael Louis Fayad**
(See above for address)
LEAD ATTORNEY
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Jonathan Goodman
 (See above for address)
PRO HAC VICE
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Claimant

GOLDEN PANDA AD BUILDER

represented by **Jonathan W. Emord**
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Claimant

CLARENCE BUSBY, JR.

represented by **Jonathan W. Emord**
 (See above for address)
LEAD ATTORNEY
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D. Jack Smith
 (See above for address)
PRO HAC VICE
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
08/05/2008	<u>1</u>	COMPLAINT against 8 GILCREASE LANE, QUINCY, FLORIDA 32351, ONE CONDO LOCATED ON NORTH OCEAN BOULEVARD IN MYRTLE BEACH, SOUTH CAROLINA, ALL FUNDS INCLUDING APPROXIMATELY \$53 MILLION, ON DEPOSIT AT BANK OF AMERICA ACCOUNTS OF (1) THOMAS A. BOWDOIN, JR., (2) CLARENCE BUSBY, JR. & DAWN STOWERS,& (3) GOLDEN PANDA AD BUILDER filed by UNITED STATES OF AMERICA. (Attachments: # <u>1</u> Exhibit 1 - 8, # <u>2</u> Civil Cover Sheet)(tg,) (Entered: 08/06/2008)
08/05/2008		WARRANT (3) of for Arrest in Rem issued. (tg,) (Entered: 08/06/2008)
08/11/2008	<u>2</u>	ENTERED IN ERROR.....NOTICE of Appearance by Michael Louis Fayad on behalf of ALL FUNDS INCLUDING APPROXIMATELY \$53 MILLION, ON

		DEPOSIT AT BANK OF AMERICA ACCOUNTS OF (1) THOMAS A. BOWDOIN, JR., (2) CLARENCE BUSBY, JR. & DAWN STOWERS,& (3) GOLDEN PANDA AD BUILDER (Fayad, Michael) Modified on 8/12/2008 (tg,). (Entered: 08/11/2008)
08/12/2008	<u>3</u>	ENTERED IN ERROR.....NOTICE <i>CORRECTED APPEARANCE</i> by ALL FUNDS INCLUDING APPROXIMATELY \$53 MILLION, ON DEPOSIT AT BANK OF AMERICA ACCOUNTS OF (1) THOMAS A. BOWDOIN, JR., (2) CLARENCE BUSBY, JR. & DAWN STOWERS,& (3) GOLDEN PANDA AD BUILDER re <u>2</u> Notice of Appearance, (Fayad, Michael) Modified on 8/12/2008 (tg,). (Entered: 08/12/2008)
08/12/2008	<u>4</u>	NOTICE of Appearance by Michael Louis Fayad on behalf of ADSURFDAILY, INC., THOMAS A. BOWDOIN, JR, BOWDOIN HARRIS ENTERPRISES, INC. (tg,) (Entered: 08/12/2008)
08/12/2008		NOTICE OF CORRECTED DOCKET ENTRIES: re <u>3</u> Notice of Appearance, and <u>2</u> Notice of Appearance, were entered in error. The clerk properly added the claimants to the case and entered attorney Fayad's appearance. (tg,) (Entered: 08/12/2008)
08/15/2008	<u>5</u>	MOTION for Leave to Appear Pro Hac Vice :Attorney Name- Michael L. Fayad, :Firm- Akerman Senterfitt, :Address- 8100 Boone Blvd., #700, Vienna, VA 22182. Phone No. - 703-790-8750. Fax No. - 703-448-1801 by ADSURFDAILY, INC., THOMAS A. BOWDOIN, JR, BOWDOIN HARRIS ENTERPRISES, INC. (Attachments: # <u>1</u> Pro Hac Vice Declaration of Jonathan Goodman)(Fayad, Michael) (Entered: 08/15/2008)
08/15/2008	<u>6</u>	CLAIM Verified by ADSURFDAILY, INC., THOMAS A. BOWDOIN, JR, BOWDOIN HARRIS ENTERPRISES, INC.. (Attachments: # <u>1</u> Verified Claims)(Fayad, Michael) (Entered: 08/15/2008)
08/18/2008		MINUTE ENTRY ORDER granting <u>5</u> Unopposed Motion to Permit Appearance of Counsel Jonathan Goodman Pro Hac Vice. Signed by Judge Rosemary M. Collyer on 08/18/08. (lcrmc1) (Entered: 08/18/2008)
08/18/2008	<u>7</u>	Emergency MOTION FOR RETURN OF SEIZED FUNDS TO SAVE BUSINESS AND JOBS WITH OVERSIGHT AND MONITORING AND/OR FOR EVIDENTIARY HEARING, AND MOTION TO DISMISS AND SUPPORTING POINTS OF LAW AND AUTHORITIES by ADSURFDAILY, INC., THOMAS A. BOWDOIN, JR, BOWDOIN HARRIS ENTERPRISES, INC. (Attachments: # <u>1</u> Exhibit List, # <u>2</u> Exhibit A, # <u>3</u> Exhibit B, # <u>4</u> Exhibit C, # <u>5</u> Exhibit D, # <u>6</u> Exhibit E, # <u>7</u> Exhibit F, # <u>8</u> Exhibit G, # <u>9</u> Exhibit H) (Fayad, Michael) (Entered: 08/18/2008)
08/18/2008	<u>8</u>	MOTION to Dismiss by ADSURFDAILY, INC., THOMAS A. BOWDOIN, JR, BOWDOIN HARRIS ENTERPRISES, INC. (tg,) (See Docket Entry Number <u>7</u> to view document) (Entered: 08/19/2008)
08/19/2008		MINUTE ENTRY ORDER. Upon consideration of Claimant's <u>7</u> Emergency Motion for Return of Seized Funds to Save Business and Jobs with Oversight and Monitoring and/or for Evidentiary Hearing, and Motion to Dismiss and Supporting Points of Law and Authorities, it is hereby ORDERED that the

		Government shall respond to Claimant's Motion no later than August 25, 2008. Signed by Judge Rosemary M. Collyer on 08/19/08. (lcrmc1) (Entered: 08/19/2008)
08/19/2008		Set/Reset Deadlines: Government's response due by 8/25/2008. (cdw) (Entered: 08/20/2008)
08/22/2008	<u>9</u>	ENTERED IN ERROR.....CLAIM Verified Claims of Claimants Golden Panda Ad Builder, and Clarence Busby, Jr. by ALL FUNDS INCLUDING APPROXIMATELY \$53 MILLION, ON DEPOSIT AT BANK OF AMERICA ACCOUNTS OF (1) THOMAS A. BOWDOIN, JR., (2) CLARENCE BUSBY, JR. & DAWN STOWERS,& (3) GOLDEN PANDA AD BUILDER. (Attachments: # <u>1</u> Certificate of Service)(Emord, Jonathan) Modified on 8/25/2008 (td,). (Entered: 08/22/2008)
08/22/2008		NOTICE OF CORRECTED DOCKET ENTRY: re <u>9</u> Claim, was entered in error and counsel was instructed to refile said pleading once the claimants are added. (td,) (Entered: 08/25/2008)
08/25/2008	<u>10</u>	CLAIM Verified Claim by GOLDEN PANDA AD BUILDER, CLARENCE BUSBY, JR. (Attachments: # <u>1</u> Certificate of Service)(Emord, Jonathan) (Entered: 08/25/2008)
08/25/2008	<u>11</u>	NOTICE of Appearance by Jonathan W. Emord on behalf of GOLDEN PANDA AD BUILDER, CLARENCE BUSBY, JR (Emord, Jonathan) (Entered: 08/25/2008)
08/25/2008	<u>12</u>	MOTION for Leave to Appear Pro Hac Vice :Attorney Name- D. Jack Smith, :Firm- Law Offices of D. Jack Smith, :Address- 4620 Shady Grove Road, Memphis, TN 39117. Phone No. - 901-685-1586. Fax No. - 901-763-2976 by GOLDEN PANDA AD BUILDER, CLARENCE BUSBY, JR (Attachments: # <u>1</u> Affidavit)(Emord, Jonathan) (Entered: 08/25/2008)
08/25/2008		MINUTE ENTRY ORDER granting <u>12</u> Motion for Admission Pro Hac Vice of D. Jack Smith to this Court for the purpose of representing Clarence Busby Jr. d/b/a Golden Panda Ad Builder. Signed by Judge Rosemary M. Collyer on 08/25/08. (lcrmc1) (Entered: 08/25/2008)
08/25/2008	<u>13</u>	Memorandum in opposition to re 8 MOTION to Dismiss filed by UNITED STATES OF AMERICA. (Cowden, William) (Entered: 08/25/2008)
08/25/2008	<u>14</u>	Memorandum in opposition to re 7 Emergency MOTION FOR RETURN OF SEIZED FUNDS TO SAVE BUSINESS AND JOBS WITH OVERSIGHT AND MONITORING AND/OR FOR EVIDENTIARY HEARING, AND MOTION TO DISMISS AND SUPPORTING POINTS OF LAW AND AUTHORITIES filed by UNITED STATES OF AMERICA. (Attachments: # <u>1</u> Exhibit Convention & Rally Results, # <u>2</u> Exhibit Unpublished Order (D.D.C.), # <u>3</u> Exhibit Unpublished opinion (S.D. Ohio))(Cowden, William) (Entered: 08/25/2008)
08/26/2008	<u>15</u>	Consent MOTION for Extension of Time to <i>File Responsive Pleading</i> by GOLDEN PANDA AD BUILDER, CLARENCE BUSBY, JR (Attachments: # <u>1</u> Text of Proposed Order)(Emord, Jonathan) (Entered: 08/26/2008)

08/27/2008		MINUTE ENTRY ORDER granting <u>15</u> Claimant's Unopposed Motion for Extension of Time to File Responsive Pleading. It is hereby ORDERED that the Claimant Clarence Busby Jr. d/b/a Golden Panda Ad Builder shall file a responsive pleading no later than October 13, 2008. Signed by Judge Rosemary M. Collyer on 08/27/08. (lcrmc1) (Entered: 08/27/2008)
08/27/2008		Set/Reset Deadlines: Response due by 10/13/2008 (tb,) (Entered: 08/27/2008)
08/29/2008	<u>16</u>	REPLY to opposition to motion re <u>7</u> Emergency MOTION FOR RETURN OF SEIZED FUNDS TO SAVE BUSINESS AND JOBS WITH OVERSIGHT AND MONITORING AND/OR FOR EVIDENTIARY HEARING, AND MOTION TO DISMISS AND SUPPORTING POINTS OF LAW AND AUTHORITIES, <u>8</u> MOTION to Dismiss filed by ADSURFDAILY, INC., THOMAS A. BOWDOIN, JR, BOWDOIN HARRIS ENTERPRISES, INC.. (Attachments: # <u>1</u> Exhibit Exhibit A)(Fayad, Michael) (Entered: 08/29/2008)
08/29/2008	<u>17</u>	MOTION to Sever, MOTION to Transfer Case by GOLDEN PANDA AD BUILDER, CLARENCE BUSBY, JR (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Exhibit Exhibit 1 - Affidavit of Clarence Busby Jr., # <u>3</u> Exhibit Exhibit 2 - Busby Affidavit in Support of Motion to Sever, # <u>4</u> Exhibit Exhibit 3 - Affidavit of Dawn Stowers in Support of Motion to Sever, # <u>5</u> Text of Proposed Order)(Emord, Jonathan) (Entered: 08/29/2008)
08/29/2008	<u>18</u>	Emergency MOTION for Release of Funds by GOLDEN PANDA AD BUILDER, CLARENCE BUSBY, JR (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Exhibit Affidavit of Clarence Busby Jr., # <u>3</u> Text of Proposed Order)(Emord, Jonathan) (Entered: 08/29/2008)
09/10/2008	<u>19</u>	Memorandum in opposition to re <u>18</u> Emergency MOTION for Release of Funds filed by UNITED STATES OF AMERICA. (Attachments: # <u>1</u> Exhibit (1) Golden Panda Terms of Service, # <u>2</u> Exhibit (2) Unpublished D.C.C. Opinion, # <u>3</u> Exhibit (3) Unpublished N.D. Ohio Opinion)(Cowden, William) (Entered: 09/10/2008)
09/11/2008	<u>20</u>	NOTICE of Appearance by Vasu B. Muthyala on behalf of UNITED STATES OF AMERICA (Muthyala, Vasu) (Entered: 09/11/2008)
09/12/2008	<u>21</u>	Consent MOTION for Extension of Time to File Response/Reply as to <u>17</u> MOTION to Sever MOTION to Transfer Case by UNITED STATES OF AMERICA (Cowden, William) (Entered: 09/12/2008)
09/15/2008	<u>22</u>	Consent MOTION for Extension of Time to File Response/Reply as to <u>18</u> Emergency MOTION for Release of Funds by GOLDEN PANDA AD BUILDER, CLARENCE BUSBY, JR (Attachments: # <u>1</u> Text of Proposed Order)(Emord, Jonathan) (Entered: 09/15/2008)
09/15/2008		MINUTE ENTRY ORDER granting <u>21</u> Plaintiff United States' Consent Motion for Enlargement of Time; and granting <u>22</u> Claimants Golden Panda Ad Builder's and Clarence Busby, Jr.'s Consent Motion for Extension of Time. It is hereby ORDERED that Plaintiff United States shall respond to Claimants' Motion to Sever and Transfer no later than October 3, 2008; and it is further ORDERED that Claimants shall file their reply no later than October 8, 2008. Signed by Judge Rosemary M. Collyer on 09/15/08. (lcrmc1) (Entered: 09/15/2008)

		09/15/2008)
09/15/2008		Set/Reset Deadlines/Hearings: Plaintiff's response due by 10/3/2008. Claimant's Reply due by 10/8/2008. (cdw) (Entered: 09/16/2008)
09/16/2008	23	NOTICE of Filing of Claimants' Proposed Compliance and Oversight Plan by ADSURFDAILY, INC. (Attachments: # 1 Proposed Compliance and Oversight Plan)(Fayad, Michael) (Entered: 09/16/2008)

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