

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLORADO  
Judge William J. Martínez**

Criminal Case No. 21-cr-034-WJM-1

UNITED STATES OF AMERICA,

Plaintiff,

v.

1. **MICHAEL SHAWN STEWART,**
2. **BRYANT EDWIN SEWALL,**

Defendants.

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**PRELIMINARY ORDER OF FORFEITURE FOR A PERSONAL MONEY JUDGMENT  
AND SPECIFIC ASSETS AGAINST DEFENDANT MICHAEL SHAWN STEWART**

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THIS MATTER comes before the Court on the *United States' Motion for Preliminary Order of Forfeiture for a Personal Money Judgment and Specific Assets against Defendant Michael Shawn Stewart* pursuant to Rule 32.2(b) of the Federal Rules of Criminal Procedure ("Motion") (ECF No. 378).<sup>1</sup> Defendant Stewart submitted a response, in which he maintains the jury verdict was reached in error but does not dispute that the assets listed in the Motion are traceable to the "specified unlawful activity" for which he was convicted. (ECF No. 389.)

The Court having read the parties' submissions and being otherwise fully advised, finds:

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<sup>1</sup> Also pending before the Court in a separate civil action is a Motion to Intervene filed by Defendant's former business partner, Michael Young. (1:24-y-0438-WJM, ECF No. 1.) The parties are on notice that the Court will not enter a Final Order of Forfeiture until such time as it has ruled on all matters raised in said Motion to Intervene.

THAT on February 4, 2021, the grand jury charged defendant Michael Shawn Stewart by Indictment in Counts One through Fourteen with wire fraud in violation of 18 U.S.C. § 1343, and in Count 15 with conspiracy to commit wire fraud in violation of 18 U.S.C. § 371;

THAT based on the evidence introduced at trial and submitted by the United States, \$90,919,280.14 in fraud proceeds was obtained as a result of the violations of 18 U.S.C. § 1343 and conspiracy to commit violations of 18 U.S.C. § 1343 for which defendant Michael Shawn Stewart was convicted;

THAT the Court also finds the requisite nexus exists between the below-identified assets and violations of 18 U.S.C. § 1343 and conspiracy to commit violations of 18 U.S.C. § 1343 for which defendant Michael Shawn Stewart was convicted;

THAT the below-identified assets are subject to criminal forfeiture against defendant Michael Shawn Stewart as proceeds traceable to his violations of 18 U.S.C. § 1343 and 18 U.S.C. § 371, which conviction provides a factual basis and cause to issue a forfeiture order under 18 U.S.C. § 981(a)(1)(C) and 28 U.S.C. § 2461(c); and

THAT prior to the disposition of the assets, the United States, or its designated sub-custodian, is required to seize the forfeited property and provide notice to any third parties pursuant to 21 U.S.C. § 853(n).

THEREFORE, IT IS ORDERED, DECREED AND ADJUDGED:

THAT the *United States' Motion for Preliminary Order of Forfeiture for a Personal Money Judgment and Specific Assets against Defendant Michael Shawn Stewart* is GRANTED;

THAT a money judgment in the amount of \$90,919,280.14 shall enter against defendant Michael Stewart, to be credited with the forfeited funds from any directly forfeitable assets and payments by co-conspirator defendant Bryant Sewall;

THAT defendant Michael Shawn Stewart's interest in the following is forfeited to the United States in accordance with 18 U.S.C. § 981(a)(1)(C) and 28 U.S.C. § 2461(c):

1. All funds held in account number 1007557881 at Global Fidelity Bank Ltd., held in the name of Blue Isle Markets Inc;
2. All funds held in account number 1007557882 at Global Fidelity Bank Ltd., held in the name of Blue Isle Markets Inc;
3. Approximately \$11,183,135.00, plus accrued interest, from Equiti Capital UK Limited;
4. Approximately \$853,941.00, plus accrued interest, from Advanced Markets (UK) Ltd account x1818;
5. Approximately \$50,000.00, plus accrued interest, from Advanced Markets (UK) Ltd account x1822;
6. Approximately \$15.00, plus accrued interest, from Island Technologies, LLC Banco Popular Account 030-109329
7. Approximately \$61,565.00, plus accrued interest, from Island Technologies, LLC Banco Popular Account 030-109027;
8. Approximately \$500.00, plus accrued interest, from Island Technologies, LLC Banco Popular Account 030-140862;
9. Approximately \$500.00, plus accrued interest, from Island Technologies, LLC Banco Popular Account 030-140846;
10. Approximately \$1,359,337.00, plus accrued interest, from Keystone Business Trust BBVA Compass Bank Account 6758633827;
11. Approximately \$10,240.00, plus accrued interest, from Keystone Business Trust BBVA Compass Bank Account 6756623921;
12. 2018 Chevrolet Silverado with VIN 3GCUKREC5JG299730;
13. Approximately \$30,051.00, plus accrued interest, from Banco Popular Account 274-061784;

14. Approximately \$451.00, plus accrued interest, Wells Fargo Account 5235-9286;
15. Approximately \$1,717.00, plus accrued interest, from USAA Federal Savings Bank Account 0236238132;
16. Approximately \$3,905.00, plus accrued interest, from MidFirst Bank Account 2011028270;
17. Approximately \$500.00, plus accrued interest, from Victoria Stewart Wells Fargo Account 17409200;
18. Funds from the sale of 2008 Yellow Fin Yacht, plus accrued interest;
19. Funds from the sale of 319 Dorado Beach East, Dorado, Puerto Rico, plus accrued interest;
20. Real Property located at 8082 E Arroyo Hondo Rd, Scottsdale, AZ 85266;
21. Proceeds from the sale of the real property located at Mira Mar Villas, #15 Garden Drive, Paradise Island, Bahamas, plus accrued interest;
22. Approximately \$160,122.00 from the sale of 7349 E Casitas Del Rio Dr, Scottsdale, AZ, plus accrued interest;
23. Funds totaling approximately \$118,755.00 from the sale of 8221 Sheridan St, Scottsdale, AZ, plus accrued interest;
24. Approximately \$24,730.00, plus accrued interest from Wells Fargo Bank NA Clearing, held in the name of A.L.A. Trust;
25. Approximately \$100,000.00, plus accrued interest, from Kaplan Hecker & Fink LLP;
26. Approximately \$112,188.00, plus accrued interest, from Banco Popular Account #274068741;
27. Approximately \$1,502.00, plus accrued interest, from USAA Federal Savings account 184645212;
28. Approximately \$452.00, plus accrued interest, from Navy Federal Credit Union account ending in 7165;
29. Approximately \$181.00, plus accrued interest, from Service Credit Union account 28514106-9;
30. Approximately \$815.00, plus accrued interest, from Wells Fargo account 5656128823;

31. Approximately \$9,266.62, plus accrued interest, from sale of 2012 Jeep Wrangler;
32. Approximately \$3,994,917.00, plus accrued interest, from sale of 1201 Lloyds Rd, Little Elm, TX;
33. Approximately \$277,064.00, plus accrued interest, from sale of 1197 Lloyds Rd, Little Elm, TX;
34. Approximately \$414,963.43, plus accrued interest, from the sale of the real property located at Unit Number 704 Ocean Place Condominiums, Paradise Island, The Bahamas;
35. Real property located in Ukraine at Odessa Oblast, Ovidiopol Region, Lymanka, Zhemchuzhna Street, r/a "Druzhnyi", Building 1-A, Apartment 224;
36. Real property located in Ukraine at Kyiv, Velyka Vasylykivska Street, Building 40, Apartment 11;
37. Approximately \$75,000.00, plus accrued interest, from sale of 2014 SeaVee Motor Vessel Currenseas;
38. Approximately \$262,773.00, plus accrued interest, from Banco Popular Account 274-049843;
39. Approximately \$5,663.00, plus accrued interest, from Bank Popular account 030-115590 West Beach;
40. Approximately \$1,429,942.00, plus accrued interest, from UBS Financial Services Inc Account DK account #47422;
41. Real Property located at 5406 South Cottonwood Court, Greenwood Village, CO 80121;
42. Funds from the sale of 330 Dorado Beach East, Dorado, Puerto Rico, plus accrued interest;
43. 2019 Honda Odyssey Passenger Van with VIN 5FNRL6H86KB037764;
44. Approximately \$25,935.00, plus accrued interest, from KeyBank Account 760143007226;
45. Approximately \$311,096.00, plus accrued interest, in funds from UBS Financial Services Inc Account DK 47885 94;
46. Approximately \$5,335.00, plus accrued interest, from KeyBank Account 760452066425;

47. 2016 Audi A8 Sedan VIN WAU43AFD0GN021899;
48. All funds held in CollegeAmerica 529 account DK 48076 94, plus accrued interest;
49. All funds held in CollegeAmerica 529 account DK 48077 94, plus accrued interest;
50. All funds held in CollegeAmerica 529 account DK 48078 94, plus accrued interest;
51. All funds held in CollegeAmerica 529 account DK 48079 94, plus accrued interest;
52. All funds held in CollegeAmerica 529 account DK 48080 94, plus accrued interest;
53. Real Property located at 12088 Tetzels Ave, Port Charlotte, Florida 33981; and
54. Approximately \$147,750.00 in Charitable returns;

THAT the United States, or its designated sub-custodian, is directed to seize the property subject to forfeiture, and further to make your return as provided by law;

THAT the United States or its designated sub-custodian shall publish notice of this Preliminary Order of Forfeiture in accordance with 21 U.S.C. § 853(n), via a government website for thirty consecutive days, and to make its return to this Court that such action has been completed;

THAT the United States shall send notice of this Preliminary Order of Forfeiture in accordance with 21 U.S.C. § 853(n) to all known interested third parties;

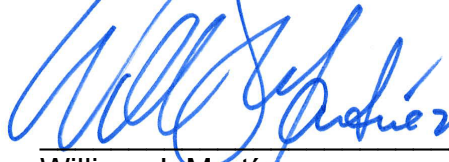
THAT upon adjudication of all third-party interests, if any, the Court will enter a Final Order of Forfeiture pursuant to 18 U.S.C. § 981(a)(1)(C), 28 U.S.C. § 2461(c), and Rule 32.2(c)(2) of the Federal Rules of Criminal Procedure, in which all interests will be addressed;

THAT the Court shall retain jurisdiction to enforce this Order and adjudicate the interests of all third parties in ancillary proceedings; and

THAT this Preliminary Order of Forfeiture may be amended pursuant to Rule 32.2(e)(1).

Dated this 22<sup>nd</sup> day of November, 2024.

BY THE COURT:



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William J. Martínez  
Senior United States District Judge