

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

UNITED STATES OF AMERICA	:	
	:	Criminal No. 09-150 (RBW)
v.	:	
	:	
WALTER KENDALL MYERS,	:	
a/k/a Agent 202	:	
	:	
and	:	
	:	
GWENDOLYN STEINGRABER MYERS,	:	
a/k/a Agent 123 and Agent E-634	:	
	:	
Defendants	:	
	:	
	:	
	:	

POST-INDICTMENT RESTRAINING ORDER

The United States has made an application to this Court, pursuant to 21 U.S.C. § 853(e)(1)(A) (2008), for a restraining order to preserve the availability of certain property that is subject to forfeiture in the above-styled criminal action. Upon consideration of the Government’s application, and the Indictment of Walter Kendall Myers and Gwendolyn Steingraber Myers, it appears to the Court that there is reasonable cause to enter a restraining order to preserve the subject property based upon the following:

1. That a federal grand jury of this district has returned an Indictment against Walter Kendall Myers and Gwendolyn Steingraber Myers, on charges including wire fraud, in violation of 18 U.S.C. § 1343 (2008). Furthermore, said Indictment alleges criminal forfeiture under 18 U.S.C. § 981(a)(1)(C) (2008) in conjunction with 28 U.S.C. § 2461(c) (2008) of certain property; to wit:

any and all funds in a roll-over IRA account, held in the name of Walter Kendall Myers, account #CFE-194077, Cambridge Investment Research, maintained at Fidelity Investments up to \$174,867.

2. That the federal grand jury's indictment of Walter Kendall Myers and Gwendolyn Steingraber Myers, which specifically identified property as being subject to forfeiture under 18 U.S.C. § 981(a)(1)(C) and in conjunction with 28 U.S.C. § 2461(c), establishes the required probable cause for the issuance of this restraining order.

3. That in the event Walter Kendall Myers and Gwendolyn Steingraber Myers are convicted of the charges alleged in said Indictment, the subject property would be subject to forfeiture under 18 U.S.C. § 981(a)(1)(C) in conjunction with 28 U.S.C. § 2461(c).

4. That the need to preserve the availability of the subject property through the entry of the order requested herein outweighs the hardship on any party against whom the order is to be entered.

5. That any third party claims to the subject property may be properly brought and resolved in ancillary proceedings conducted by this Court following the execution of a Preliminary Order of Forfeiture in accordance with the provisions of federal forfeiture law.

THEREFORE, IT IS HEREBY ORDERED AND DECREED:

That, effective immediately, Walter Kendall Myers and Gwendolyn Steingraber Myers, their agents, servants, employees, attorneys, family members and those persons in active concert or participation with them, and those persons, financial institutions, or other entities who have any interest or control over the subject property are hereby RESTRAINED, ENJOINED, AND PROHIBITED, without prior approval of this Court and upon notice to the United States and an opportunity for the United States to be heard, from attempting or completing any action that

would affect the availability, marketability or value of said property, including but not limited to selling, transferring, assigning, pledging, distributing, encumbering, wasting, secreting, depreciating, damaging, or in any way diminishing the value of all or any part of their interest, direct or indirect, in the following property:

any and all funds in a roll-over IRA account, held in the name of Walter Kendall Myers, account #CFE-194077, Cambridge Investment Research, maintained at Fidelity Investments up to \$174,867.

IT IS FURTHER ORDERED that the Federal Bureau of Investigation shall promptly serve a copy of this Restraining Order upon Walter Kendall Myers and Gwendolyn Steingraber Myers, and those persons, financial institutions, or other entities who have any interest or control over the subject property and shall make a return thereon reflecting the date and time of service.

IT IS FURTHER ORDERED that the United States or any Subject of this Order may seek modifications of this Order if it is deemed necessary by them to preserve their interest in the subject property.

THIS RESTRAINING ORDER shall remain in full force and effect until further Order of this Court.

DONE this the _____ day of June, 2009.

United States Judge