

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TENNESSEE

IN RE:

REVISION TO COLLATERAL  
FORFEITURE SCHEDULE FOR  
GSA PROPERTIES

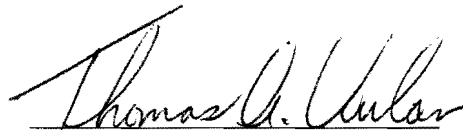
SO-13-01

**STANDING ORDER**

The prior collateral forfeiture schedule for GSA properties is hereby rescinded and the attached schedule is hereby **ADOPTED**.

Approved by the Court January 25, 2013.

ENTER:

  
Honorable Thomas A. Varlan  
Chief United States District Judge

**DHS~FPS Collateral Forfeiture Schedule for GSA Properties in the Eastern District of Tennessee**

<b>Description of Violation</b>	<b>CFR</b>	<b>CFR Section</b>	<b>Collateral amount</b>	<b>Charging document</b>
<b>Admission to Government Property 41 CFR 102-74.375</b>				
Closed areas, entry into, after hours (trespass)	41	102-74.375 (a)	\$200.00	CVB NOTICE
Closed areas, entry into, restricted area, all hours (trespass)	41	102-74.375 (b)	\$200.00	CVB NOTICE
Closed areas, failure to present or display authorizing credentials	41	102-74.375 (c)	\$50.00	CVB NOTICE
Entry by false pretense (Entering by false or misleading representation of purpose or business to conduct unauthorized activities) in violation of 41 CFR 102-74.375 (a,b,c)	41	102-74.375 (a,b,c)	Up to \$5,000.00 (Contact AUSA)	Charge under 18 USC 1036
Entry by false pretense (Use of fake or fraudulent credentials or identification to gain entry for any purpose) in violation of 41 CFR 102-74.375 (a,b,c)	41	102-74.375 (a,b,c)	Up to \$5,000.00 (Contact AUSA)	Charge under 18 USC 1036
Entry by false pretense ( With the intent to commit any felony) in violation of 41 CFR 102-74.375 (a,b,c)	41	102-74.375 (a,b,c)	Up to \$250,000.00 (Contact AUSA)	Charge under 18 USC 1036
			<b>Mandatory Appearance</b>	Information, Complaint or Indictment
<b>Entry by False Pretense 18 USC 1036</b>				
Entry by false pretense (Entering by false or misleading representation of purpose or business to conduct unauthorized activities) areas open to the public	XXXX	XXXXXXXXXX	Up to \$5,000.00 (Contact AUSA)	Charge under 18 USC 1036
Entry by false pretense (Use of fake or fraudulent credentials or identification to gain entry for any purpose) areas open to the public	XXXX	XXXXXXXXXX	Up to \$5,000.00 (Contact AUSA)	Charge under 18 USC 1036
Entry by false pretense ( With the intent to commit any felony) areas open to the public	XXXX	XXXXXXXXXX	Up to \$250,000.00 (Contact AUSA)	Charge under 18 USC 1036
			<b>Mandatory Appearance</b>	Information, Complaint or Indictment
<b>Preservation of Property 41 CFR 102-74.380</b>				
Improperly disposing of rubbish, small amount (littering)	41	102-74.380 (a)	\$100.00	CVB NOTICE
Improperly disposing of rubbish, large amount (littering)	41	102-74.380 (a)	\$200.00	CVB NOTICE
Improperly disposing of rubbish, small container (dumping)	41	102-74.380 (a)	\$100.00	CVB NOTICE
Improperly disposing of rubbish , multiple containers or large container (dumping)	41	102-74.380 (a)	<b>Mandatory Appearance</b>	CVB NOTICE
Willfully destroying or damaging property	41	102-74.380 (b)	\$200.00	CVB NOTICE
Government Property or Contracts, Degradation or Damage, Actual or Attempted, Damage < \$1,000.00	XXXX	XXXXXXXXXX	<b>Mandatory Appearance</b>	Charge under 18 USC 1361
			Contact AUSA	Information, Complaint or Indictment
Theft or removal of property (petty larceny not chargeable under 18 USC 641)	41	102-74.380 (c)	<b>Mandatory Appearance</b>	CVB NOTICE
Creating a hazard on property to things (Destruction of Property or other hazards by act or implement)	41	102-74.380 (d)	<b>Mandatory Appearance</b>	CVB NOTICE
Creating a hazard on property to persons (by act or implement)	41	102-74.380 (d)	<b>Mandatory Appearance</b>	CVB NOTICE
Throwing articles at a building	41	102-74.380 (e)	\$200.00	CVB NOTICE
Throwing articles from a building	41	102-74.380 (e)	\$200.00	CVB NOTICE
Climbing on any statue or fountain	41	102-74.380 (e)	\$200.00	CVB NOTICE
Climbing on any part of a building	41	102-74.380 (e)	\$200.00	CVB NOTICE
<b>Conformity with Official Signs and Directions 41 CFR 102-74.385</b>				
Failure to comply with signs of a directory, prohibitory or regulatory nature (other than traffic)	41	102-74.385	\$50.00	CVB NOTICE
Failure to comply with lawful directions of a law enforcement officer	41	102-74.385	\$250.00	CVB NOTICE
Failure to comply with directions of an authorized individual (PBS Manager, Designated Official, Guard)	41	102-74.385	\$250.00	CVB NOTICE
<b>Disturbances 41 CFR 102-74.390</b>				
Disorderly or other conduct which causes a loud or unusual noise or a nuisance	41	102-74.390 (a)	\$200.00	CVB NOTICE
Unreasonably obstructs the use of entrances, foyers, lobbies, corridors, offices, elevators, stairways, or parking lots	41	102-74.390 (b)	\$200.00	CVB NOTICE
Otherwise impedes or disrupts the performance of official duties of government employees	41	102-74.390 (c)	<b>Mandatory Appearance</b>	CVB NOTICE
Prevents the general public from obtaining administrative services provided on property	41	102-74.390 (d)	<b>Mandatory Appearance</b>	CVB NOTICE
<b>Gambling 41 CFR 102-74.395</b>				
Gambling, Participating in games for money or other personal property	41	102-74.395 (a)	\$50.00	CVB NOTICE
Gambling, operating gambling devices	41	102-74.395 (b)	\$50.00	CVB NOTICE
Gambling, conducting a lottery or pool	41	102-74.395 (c)	\$50.00	CVB NOTICE
Gambling, selling or purchasing of numbers tickets	41	102-74.395 (d)	\$50.00	CVB NOTICE
<b>Possession of Narcotics, etc... 41 CFR 102-74.400</b>				
Controlled Substances, Possession or use of (Small amounts)	41	102-74.400 (a)	<b>Mandatory Appearance</b>	CVB NOTICE
	XXXX	XXXXXXXXXX	Contact AUSA	
Controlled Substances, Under the influence of	41	102-74.400 (a)	\$250.00	CVB NOTICE
Operating a motor vehicle under the influence of alcohol or controlled substances (DWI/DUII)	41	102-74.400 (b)	<b>Mandatory Appearance</b>	CVB NOTICE
Operating a motor vehicle under the influence of alcohol or controlled substances (DWI/DUII) over .08 BAC	41	102-74.400 (b)	<b>Mandatory Appearance</b>	CVB NOTICE

<b>Use of Alcohol 41 CFR 102-74.405</b>				
Alcohol, Unauthorized possession	41	102-74.405	\$75.00	CVB NOTICE
Alcohol, under the influence of or use of (public intoxication/consumption)	41	102-74.405	\$250.00	CVB NOTICE
<b>Soliciting, Vending and Debt collection 41 CFR 102-74.410</b>				
Soliciting, Vending and Debt collection, unauthorized	41	102-74.410	\$50.00	CVB NOTICE
<b>Posting or Distributing Materials 41 CFR 102-74.415</b>				
All persons are prohibited from distributing free samples of any tobacco product	41	102-74.415 (a)	\$75.00	CVB NOTICE
Posting or affixing pamphlets, handbills or flyers, unauthorized (display of signs)	41	102-74.415 (b)	\$75.00	CVB NOTICE
Distributing any materials without or in violation of a permit from GSA/PBS (41 CFR 102-74.460)	41	102-74.415 (c)	\$75.00	CVB NOTICE
<b>Photography for News, Commercial, Advertising or Other Purposes 41 CFR 102-74.420</b>				
Photography, unauthorized	41	102-74.420	\$100.00	CVB NOTICE
<b>Animals on Government Property 41 CFR 102-74.425</b>				
Animals, unauthorized	41	102-74.425	\$50.00	CVB NOTICE
Animals, unauthorized, off leash, uncaged	41	102-74.425	\$50.00	CVB NOTICE
<b>Vehicular and Pedestrian Traffic 41 CFR 102-74.430</b>				
Operating a motor vehicle in an unsafe manner	41	102-74.430 (a)	\$150.00	CVB NOTICE
Failure to comply with signals and directions of an Officer, Guard or other Authorized Official	41	102-74.430 (b)	\$150.00	CVB NOTICE
Failure to comply with posted traffic signs	41	102-74.430 (c)	\$30.00	CVB NOTICE
Failure to comply with posted traffic signs (Speed Posted 1-5 MPH Over)	41	102-74.430 (c)	\$50.00	CVB NOTICE
Failure to comply with posted traffic signs (Speed Posted 6-10 MPH Over)	41	102-74.430 (c)	\$75.00	CVB NOTICE
Failure to comply with posted traffic signs (Speed Posted 11-15 MPH Over)	41	102-74.430 (c)	\$100.00	CVB NOTICE
Failure to comply with posted traffic signs (Speed Posted 16 + MPH Over)	41	102-74.430 (c)	\$150.00	CVB NOTICE
Blocking an entrance	41	102-74.430 (e)	\$50.00	CVB NOTICE
Blocking a fire exit	41	102-74.430 (e)	\$50.00	CVB NOTICE
Blocking a fire hydrant or stand pipe	41	102-74.430 (e)	\$50.00	CVB NOTICE
Blocking a driveway	41	102-74.430 (e)	\$50.00	CVB NOTICE
Blocking a walkway	41	102-74.430 (e)	\$50.00	CVB NOTICE
Blocking loading platform or dock	41	102-74.430 (e)	\$50.00	CVB NOTICE
Parking on Federal property without a permit	41	102-74.430 (f)	\$50.00	CVB NOTICE
Parking in an unauthorized location, Posted "Reserved"	41	102-74.430 (f)	\$50.00	CVB NOTICE
Parking in an unauthorized location, Posted "Handicapped"	41	102-74.430 (f)	\$50.00	CVB NOTICE
Parking in an unauthorized location, Posted "No Parking"	41	102-74.430 (f)	\$50.00	CVB NOTICE
Parking in an unauthorized location, Posted "Fire Lane"	41	102-74.430 (f)	\$50.00	CVB NOTICE
Parking in an unauthorized location, Posted "No Parking, Tow Away Zone" (Restricted Perimeter)	41	102-74.430 (f)	\$50.00	CVB NOTICE
Parking in an unauthorized location, Posted "Pick up/Drop off Only" "Driver to remain with vehicle"	41	102-74.430 (f)	\$50.00	CVB NOTICE
Parking in an unauthorized location, Over the line, More than one space	41	102-74.430 (f)	\$35.00	CVB NOTICE
Parking in an unauthorized location, Posted "Police Only" "Prisoner Transport Bus Only" "USMS Only"	41	102-74.430 (f)	\$50.00	CVB NOTICE
Parking in an unauthorized location, Posted "XX minute Parking", over time limit	41	102-74.430 (f)	\$50.00	CVB NOTICE
<b>Explosives 41 CFR 102-74.435</b>				
Possession of explosives	41	102-74.435	Up to \$5,000.00	CVB NOTICE
			<b>Mandatory Appearance</b>	
Possession of parts to make explosives	41	102-74.435	Up to \$5,000.00	CVB NOTICE
			<b>Mandatory Appearance</b>	
Possession of explosives, Fireworks, Commercially manufactured	41	102-74.435	\$100.00	CVB NOTICE
<b>Firearms or Other Dangerous Weapons 41 CFR 102-74.440</b>				
Contact AUSA for guidance prior to issuing citation for determination of applicable USC or CFR			Contact AUSA	
Possession of a firearm or other dangerous weapon (Unauthorized)	41	102-74.440	Up to \$5,000.00	CVB NOTICE
			<b>Mandatory Appearance</b>	
Possession of parts to make a firearm or other dangerous weapon (Unauthorized)	41	102-74.440	Up to \$5,000.00	CVB NOTICE
			<b>Mandatory Appearance</b>	
Possession of Chemical Irritant Projector (Mace, Pepper Spray, OC, etc...) (Unauthorized)	41	102-74.440	Up to \$5,000.00	CVB NOTICE
			<b>Mandatory Appearance</b>	
<b>Traffic and Other Offenses</b>				
Traffic violations not directly related to another violation on federal property will be prosecuted under State Law when applicable				Appropriate state charging document
All other charges under Titles 18 and 21 USC will be prosecuted under the appropriate statute				Information, Complaint or Indictment