



David Vermillion <dv@vermillionadvisors.com>

Motoryacht Amadea Owner Files Motion to Dismiss DOJ Forfeiture Complaint

David Vermillion <dv@vermillionadvisors.com>
To: David Vermillion <dv@vermillionadvisors.com>

Sat, Jan 27, 2024 at 12:05 AM

Good Evening:

As you may recall, I represent Russian businessman Eduard Khudainatov, the owner of the Motoryacht Amadea. This evening, Mr. Khudainatov's attorneys filed the attached motion to dismiss the U.S. government's forfeiture complaint in U.S. District Court for the Southern District of New York.

The following can be attributed to Adam Ford and Renée Jarusinsky, counsel for the claimants.

The Biden Administration's pursuit of the Amadea has from the outset been not based on facts and law, but a politically motivated stunt to advance a foreign policy agenda.

The government's forfeiture complaint not only is devoid of the required factual allegations to support its case, but it stretches the bounds of forfeiture, sanctions, and money laundering laws beyond their reach.

The fact remains that the Biden Administration unlawfully and unconstitutionally seized property from an unsanctioned individual with unsubstantiated and unsupported allegations. Mr. Khudainatov is, and always has been, the ultimate beneficial owner of the Amadea and we are moving to dismiss the government's case so he can reclaim his rightful property.

The attached motion to dismiss establishes the following:

1. The government has failed to prove that a sanctioned individual, Suleiman Kerimov, owns the Amadea or that payments were made on his behalf. There is not a single document connecting him to sale of the boat or connecting to him to any payments.
2. Despite assertions that this is a money laundering case, the government has failed to allege any efforts on the part of any individual to launder money.
 - a. The boat was never in the United States;
 - b. It wasn't purchased with illegal proceeds;
 - c. There was no sale in violation of U.S. law;
 - d. There's no evidence that any payments related to the boat were involved in criminal proceeds or made to launder criminal proceeds;
 - e. And there's no identification of anyone that acted to launder money or description of their intent to do so.

The government's Complaint fails to state a claim upon which relief can be granted. The Complaint should be dismissed.

###

Thank you,
Dave

--

Dave Vermillion
917.414.9769



 **Amadea MTD Filed.pdf**
455K