

IN THE SUPERIOR COURT OF FULTON COUNTY
STATE OF GEORGIA

STATE OF GEORGIA

Plaintiff,

v.

ONE HUNDRED FORTY-NINE THOUSAND FOUR HUNDRED TWENTY-SIX AND 00/100 DOLLARS (\$149,426.00) IN U.S. CURRENCY; 2022 CHEVROLET CORVETTE (VIN# 1G1YB2D46N5113704); 2022 PORSCHE 911 (VIN#WP0CD2A95NS260111); 2021 MERCEDES-BENZ GLS MAYBACH (VIN#4JGFF8HB4MA326991); WHITE 2021 MERCEDES-BENZ AMG GT (VIN# W1K7X8JB8MA036940); GRAY 2021 MERCEDES-BENZ AMG GT (VIN# W1K7X8JB7MA039537); 2021 JEEP GRAND CHEROKEE (VIN# 1C4RJFN95MC749511); 2021 DURANGO (VIN# 1C4SDJH94MC692743); 2018 LAMBORGHINI AVENTADOR (VIN# ZHWUG4ZD6JLA07121); 2015 CAN-AM SPYDER (VIN# 2BXNABC42FV000293); GLOCK 19X FIREARM (SERIAL#BTDY617); GLOCK 45 9MM-CALIBER FIREARM (SERIAL# BPHW105); FN FIVE SEVEN FIREARM (SERIAL# 386380329) SMITH & WESSON M&P .40-CALIBER FIREARM (SERIAL# NCLB00); GLOCK .357 CALIBER FIREARM (SERIAL# BKMN536); GLOCK 30S .45-CALIBER FIREARM (SERIAL# BVNU633); ASSORTED JEWELRY DESCRIBED IN ADDENDUM A,

Defendants, in rem;

JEFFERY LAMAR WILLIAMS II; MARTINEZ ARNOLD; ALLY FINANCIAL, INC.; MERCEDES-BENZ FINANCIAL SERVICES USA LLC; RAFAELLO & COMPANY INC. d/b/a A+A DIAMONDS LTD.; TRUIST BANK INC f/k/a SUNTRUST BANK; YSL ENTERPRISES, INC.,

Alleged Owners / Interest Holders.

CIVIL ACTION FILE

NO.: 2022cv367165

Atlanta Police Dept. No.

221291090

DEFAULT JUDGMENT AND ORDER OF DISTRIBUTION

The Plaintiff State of Georgia having moved for a default judgment against any and all interest Martinez Arnold may have in Defendant Personal Property, and the Court having read and considered the motion, **IT IS HEREBY ORDERED** that the motion is **GRANTED**.

More specifically, the Complaint for Forfeiture naming Martinez Arnold as an alleged owner / interest holder of certain items of personal property was filed on July 7, 2022 pursuant to O.C.G.A. § 9-16-12. The following items of Defendant Personal Property were seized from Martinez Arnold or from inside a vehicle registered to him and named in the Complaint for Forfeiture and to which no other alleged owner/interest holder has made a claim¹:

1. 2021 WHITE MERCEDES-BENZ AMG GT (VIN# W1K7X8JB8MA036940), Complaint ¶¶ 9, 42;
2. FOUR THOUSAND ONE HUNDRED TWENTY-SIX AND 00/100 DOLLARS (\$4,126.00) IN U.S. CURRENCY, Complaint ¶ 44;
3. Item 71 on Addendum A: Diamond Rolex Datejust watch with blue face, Complaint ¶ 44;
4. Item 72 on Addendum A: Diamond Cuban link chain necklace with trapezoidal clasp, Complaint ¶ 44;
5. Item 73 on Addendum A: Diamond tennis necklace with diamond “DUKE” pendant, Complaint ¶ 44;
6. Item 74 on Addendum A: Diamond “SHADY BABY” ring, Complaint ¶ 44;
7. Item 75 on Addendum A: Diamond cuff bracelet, Complaint ¶ 44;
8. Item 82 on Addendum A: Two (2) diamond stud earrings in rose gold setting, Complaint ¶ 45;
9. Item 86 on Addendum A: Diamond tennis bracelet (approximately 13 grams), Complaint ¶ 45.

Martinez Arnold was personally served by a deputy with the Fulton County Sheriff’s Office pursuant to O.C.G.A. §§ 9-16-12(b) and 9-11-4(c)(1) on July 19, 2022. A copy of the Sheriff’s Entry of Service was not filed until August 1, 2022, which started the 30-day clock for Martinez Arnold to file an Answer to the Complaint for Forfeiture pursuant to O.C.G.A. § 9-16-12(c)(1). Martinez Arnold did not file an Answer by the 30-day deadline, August 31, 2022 and was thus in

¹ Alleged Owner/Interest Holder Jeffery Lamar Williams II has made claims to certain pieces of jewelry which were seized from inside the vehicle at issue and which are therefore not included in this Order, the disposition of which shall be determined by the Court at a later time.

default. Pretermitted whether the 15-day statutory extension of the 30-day deadline found in O.C.G.A. § 9-11-55(a) even applies to civil forfeiture actions, Martinez Arnold did not file an Answer within 45 days of the filing of the Sheriff's Entry of Service. Nor has Martinez Arnold filed an Answer *or any motion or other pleading whatsoever* in this civil forfeiture proceeding as of the date of this Order. Martinez Arnold's default acts as an admission of "each and every material allegation" in the Complaint. *Hansford v. Veal*, 369 Ga. App. 641, 644 (1) (2023). Additionally, Martinez Arnold is estopped from denying the essential allegations of Fulton County Superior Court case number 22SC183572 wherein he pleaded guilty to one count of Conspiracy to Violate the Racketeer Influenced and Corrupt Organizations Act and one count of Unlawful Participation in Criminal Street Gang Activity.

Accordingly, it is hereby **ORDERED** that any and all right, title, and interest that Martinez Arnold may have in the following Defendant Personal Property is **HEREBY FORFEITED TO THE STATE OF GEORGIA**:

1. 2021 WHITE MERCEDES-BENZ AMG GT (VIN# W1K7X8JB8MA036940), Complaint ¶¶ 9, 42;
2. FOUR THOUSAND ONE HUNDRED TWENTY-SIX AND 00/100 DOLLARS (\$4,126.00) IN U.S. CURRENCY, Complaint ¶ 44;
3. Item 71 on Addendum A: Diamond Rolex Datejust watch with blue face, Complaint ¶ 44;
4. Item 72 on Addendum A: Diamond Cuban link chain necklace with trapezoidal clasp, Complaint ¶ 44;
5. Item 73 on Addendum A: Diamond tennis necklace with diamond "DUKE" pendant, Complaint ¶ 44;
6. Item 74 on Addendum A: Diamond "SHADY BABY" ring, Complaint ¶ 44;
7. Item 75 on Addendum A: Diamond cuff bracelet, Complaint ¶ 44;
8. Item 82 on Addendum A: Two (2) diamond stud earrings in rose gold setting, Complaint ¶ 45;
9. Item 86 on Addendum A: Diamond tennis bracelet (approximately 13 grams), Complaint ¶ 45.

The State shall immediately take and/or retain possession free and clear of all liens and encumbrances of the below-listed items of property seized from Martinez Arnold and that have not been claimed by any other party, and the below-listed items property shall be considered “proceeds,” as that term is used in O.C.G.A. § 9-16-2(9).²

1. 2021 WHITE MERCEDES-BENZ AMG GT (VIN# W1K7X8JB8MA036940), Complaint ¶¶ 9, 42;
2. FOUR THOUSAND ONE HUNDRED TWENTY-SIX AND 00/100 DOLLARS (\$4,126.00) IN U.S. CURRENCY, Complaint ¶ 44;
3. Item 71 on Addendum A: Diamond Rolex Datejust watch with blue face, Complaint ¶ 44;
4. Item 72 on Addendum A: Diamond Cuban link chain necklace with trapezoidal clasp, Complaint ¶ 44;
5. Item 73 on Addendum A: Diamond tennis necklace with diamond “DUKE” pendant, Complaint ¶ 44;
6. Item 74 on Addendum A: Diamond “SHADY BABY” ring, Complaint ¶ 44;
7. Item 75 on Addendum A: Diamond cuff bracelet, Complaint ¶ 44;
8. Item 82 on Addendum A: Two (2) diamond stud earrings in rose gold setting, Complaint ¶ 45;
9. Item 86 on Addendum A: Diamond tennis bracelet (approximately 13 grams), Complaint ¶ 45.

These proceeds shall be considered forfeited to the State of Georgia and distributed in accordance with O.C.G.A. § 9-16-19 as follows:

1. In accordance with O.C.G.A. § 9-16-19(c)(1), the Fulton County District Attorney’s Office, as the seizing law enforcement agency and prosecuting office, shall sell by any commercially feasible means the seized and forfeited WHITE 2021 MERCEDES-BENZ AMG GT (VIN# W1K7X8JB8MA036940) and the seized and forfeited jewelry proceeds, with the proceeds from the sale, minus any costs incurred in the sale, to be

² ““Proceeds” means property derived directly or indirectly from, maintained by, or realized through an act or omission relating to criminal conduct and includes any benefit, interest, or property of any kind without reduction for expenses incurred for acquisition, maintenance, or any other purpose.” O.C.G.A. § 9-16-2.

distributed to the Fulton County District Attorney's Office, and which amount shall be used for official law enforcement and prosecutorial purposes pursuant to O.C.G.A. § 9-16-19(f).

2. The Fulton County District Attorney's Office, as the seizing law enforcement agency and prosecuting office, shall retain the seized and forfeited FOUR THOUSAND ONE HUNDRED TWENTY-SIX AND 00/100 DOLLARS (\$4,126.00) IN U.S. CURRENCY to be used for official law enforcement and prosecutorial purposes pursuant to O.C.G.A. § 9-16-19(f).

SO ORDERED, this the 17th day of March 2025.

A handwritten signature in black ink, appearing to read "Paige Reese Whitaker", is written over a horizontal line.

JUDGE PAIGE REESE WHITAKER
SUPERIOR COURT OF FULTON COUNTY
ATLANTA JUDICIAL CIRCUIT

Prepared by (with revisions by the Court):

Grant Rood, Ga. Bar No. 955552

Deputy District Attorney