

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF SOUTH CAROLINA
ANDERSON/GREENWOOD DIVISION**

IN RE: RECEIVER FOR)
RONNIE GENE WILSON AND) Civil Action No. 8:12-cv-2078-JMC
ATLANTIC BULLION & COIN, INC.)
_____)

ORDER

This matter is before the Court on a Petition for a Rule to Show Cause (“Petition”) filed by the Receiver, through his counsel, on June 23, 2014 (ECF No. 98). The Receiver has claimed a right to recover \$2,665,008.85 received by Tracy Neily (“Neily”) that is directly attributable to the illegal Ponzi scheme perpetrated by Ronnie Gene Wilson and Atlantic Bullion & Coin, Inc. *See United States v. Wilson*, 8:12-cr-00320-JMC. On June 26, 2014, the Court issued an Order to Show Cause (“Order”) directing Neily to provide the Court, by July 15, 2014, all written documentation or evidence as to why she should not be required to repay the money acquired from the illegal Ponzi scheme to the Receiver. (Order, ECF Doc. 99.) In response to the Order, Neily submitted documents to the Receiver, but not to the Court. As set forth in the Reply filed by the Receiver on August 21, 2014, the documents contained no legal writings, contracts, or other binding written instruments that establish the legitimacy of Neily’s possession of the funds. (Reply, ECF Doc. 108.) Although she did provide some documents and tax returns, she failed to provide tax returns for 2011 and 2012, which are the years in which she received the majority of the \$2,665,008.85.

Based upon the representations made by the Receiver and the lack of documentation received from Neily by the Court, the Court directs Neily to repay \$2,665,008.85 of funds

acquired from the illegal Ponzi scheme as set forth in Exhibit A to the Receiver's Petition. If payment is not made within 30 days of the date of this Order, Neily is ordered to submit to all necessary discovery, including, but not limited to, depositions, production of any and all relevant records and tax returns sought by the Receiver, and any other request by the Receiver, related to the relief ordered herein. This Order will continue until Neily makes full payment as set forth above.

The Receiver is directed to serve the within Order on Neily, and to file proof of service with the Court.

IT IS SO ORDERED.

s/J. Michelle Childs
J. Michelle Childs
United States District Judge

March 18, 2015
Greenville, South Carolina