

HIGHLIGHTS TO THE 2025 EDITION OF CIVIL & CRIMINAL FORFEITURE: FEDERAL AND STATE PRACTICE

In addition to updated statutes, case law, and administrative decisions, the following updates are included in this edition:

- The government's right to discovery regarding a claimant's Article III standing (Chapter 1);
- Analysis of judgments for violations of the Excessive Fines Clause (Chapters 2A, 3A);
- Whether exercising in rem jurisdiction of foreign property without establishing control or construction control violates the Due Process Clause (Chapter 3);
- Whether there is a Sixth Amendment right to counsel in a post judgment, substitute asset proceeding (Chapter 4);
- Analysis of 18 U.S.C.A. § 1983(f) regarding petitions for release of property (Chapter 5);
- Defendant not entitled to an offset by amounts collected through other seizures or forfeitures (Chapter 5);
- Changes to Delaware's civil asset forfeiture proceedings law (Chapter 10);
- Applicability of Oregon forfeiture law as violative of the Double Jeopardy Clause (Chapter 11);
- Update on forfeiture laws in Vermont (Chapter 11); and
- New Internal Revenue Service Manual Criminal Investigation—Asset Seizure and Forfeiture (Appendix E).