

United States Court of Appeals
for the Fifth Circuit

United States Court of Appeals
Fifth Circuit

FILED

June 11, 2026

Lyle W. Cayce
Clerk

No. 25-50428
Summary Calendar

UNITED STATES OF AMERICA,

Plaintiff—Appellee,

versus

BRITTANY BUSTOS,

Defendant—Appellant.

Appeal from the United States District Court
for the Western District of Texas
USDC No. 4:22-CR-734-4

Before WIENER, WILLETT, and WILSON, *Circuit Judges.*

PER CURIAM:*

Brittany Bustos appeals the dismissal of her third-party petition asserting a legal interest in a property located in Monahans, Texas, that was the subject of a final order of forfeiture in a criminal case against her father, Anthony Bustos, Sr. Bustos asserts that she complied with the statutory requirements set forth in 21 U.S.C. § 853(n) and that she sufficiently alleged

* This opinion is not designated for publication. *See* 5TH CIR. R. 47.5.

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that she was a bona fide purchaser for value of the property at issue. She argues that the district court thus erred by dismissing her petition pursuant to Federal Rule of Criminal Procedure 32.2(c)(1)(A).

We review *de novo*. See *United States v. Butt*, 930 F.3d 430, 413 (5th Cir. 2019). Because Bustos’s petition fails to allege sufficient facts indicating the time and circumstances under which she acquired her interest in the property and that she was a bona fide purchaser for value of the subject property as required, she has not shown that the district court erred by dismissing her third-party petition. See 21 U.S.C. § 853(n)(3), (6)(B); see also *Butt*, 930 F.3d at 413; *United States v. Holy Land Found. for Relief & Dev.*, 722 F.3d 677, 684–85 (5th Cir. 2013).

The district court’s judgment is AFFIRMED.