

## **Part One: Background**

The federal restitution statutes aim to make victims whole by requiring convicted defendants to compensate victims for the amount of actual losses that resulted directly from the crime. Two general statutes vest courts with authority to order restitution: both 18 U.S.C. § 3663 and 18 U.S.C. § 3663A facilitate restitution to “victims” who are defined as: (1) “A person directly and proximately harmed as a result of the commission of an offense for which restitution may be ordered,” 18 USC 3663(a)(2), 3663A(a)(2). Moreover, an award of restitution cannot compensate a victim for losses caused by conduct not charged in the indictment or specified in a guilty plea, United States v. Gushlak, 728 F.3d 194-195 & n. 7 (2d Cir. 2013). Note, however that the Sixth Circuit has held in United States v. Jones, 641 F.3d 706, 714 (6th Cir. 2011) that “In the context of mail fraud convictions, we have read this statutory definition of ‘victim’ to allow for restitution for the loss attributable to all the victims of a defendant’s scheme to defraud, even when the defendant was not indicted or convicted of fraud with respect to each victim.”

The amount of a restitution order may later be reduced to account for compensatory damages for the same loss recovered in a civil action, 18 U.S.C. § 3664(j)(2); United States v. Smathers, 879 F.3d 453, 459-60 (2d Cir. 2018); United States v. Kovall, 857 F.3d 1060, 1072 (9th Cir. 2017); 18 U.S.C. 3664(j)(2). The defendant generally bears the burden of establishing that the civil recovery corresponds to the injury for which restitution was ordered, United States v. Sizemore, 850 F.3d 821, 829 (6th Cir. 2017). (Courts should avoid “the undesirable result of restitution effectuating a double recovery.”)

Two recent Supreme Court cases may impact our restitution claims:

1. Ciminelli v. United States, 598 U.S. \_\_\_ (2023) -- overturning a wire fraud conviction that involved no economic loss but alleged misrepresentations which caused faulty decisions – similar to mortgage fraud cases where the “victims” informed prosecutors they sustained

no losses but that the government alleged a conspiracy to deprive lenders of full and complete information about the terms of real estate transactions.

2. Tyler v. Hennepin County, 598 U.S. \_\_\_ (2023), concerned government seizure of property for unpaid taxes, when the value of the property seized was greater than the tax debt. A unanimous court held that the surplus value is protected by the Fifth Amendment's Takings Clause; thus, the government may not take of more than what is owed to satisfy a debt. The opinion states: "The principle that a government may not take more from a taxpayer than she owes can trace its origins at least as far back as Runnymede in 1215, where King John swore in the Magna Carta that when his sheriff or bailiff came to collect any debts owed him from a dead man, they could remove property until the debt which is evident shall be fully paid to us; and the residue shall be left to the executors to fulfil the will of the deceased." 598 U.S. \_\_\_ (2023). The opinion cited other cases from English law and American Colonial Law establishing the consensus that the government may not take more than it was owed to satisfy a debt, and states that that consensus "held true through the passage of the Fourteenth Amendment."

The Hennepin County case may create an obligation of the government to properly account for what, exactly, is owing on restitution orders.

## **Part Two: Specific Issues in Cuyahoga County Mortgage Fraud Task Force Cases**

The financial meltdown of 2008 was caused by an overextension of mortgages to weak borrowers, magnified when loans were repackaged and then sold to willing buyers on Wall Street. However, the convoluted ownership structures of these securities complicated mortgage fraud prosecutions because the entities listed as "victims" in mortgage fraud prosecutions generally sold all loans at a profit and never sustained any "losses." These same entities offered 'no money

down, cash back' mortgage loans and knowingly made risky loans and/or waived key lending guidelines and conditions – facts ignored by prosecutors and the very basis of Brady claims in these prosecutions.

Complications, due process issues or errors in restitution orders resulted from the following factors:

- Master loan originators and wholesalers identified as “victims” in criminal indictments (including Argent, New Century, Long Beach, Washington Mutual, etc.) quickly resold loans and never lost money – and “victims” often stated they did lose money and did not want restitution (See, for example, Viola PSI.)
- The exact same properties (and mortgage loans) are listed in a myriad of cases, often both federal and state court and often involving different theories of criminality (lenders are either victims of fraud, entitled to restitution, OR they are perpetrators of the offense of conviction, obligated to pay buyers of mortgage backed securities for losses because they relied on false representations about loan quality).
- Judges often mixed up forfeiture and restitution, or ordered restitution to non-victims (including the “Task Force”)
- Attorney Darryl Pittman initiated litigation seeking payments for informants from restitution or forfeiture, claiming that Dan Kasaris and Arvin Clar promised his clients money in exchange for cooperation, Barton, et. al, vs. Cuyahoga County, Case # 16-cv-857905, Cuyahoga County Common Pleas Court.
- The Task Force obtained Bureau of Justice Assistance Grant # 2009-SC-B9-0080 based on false representations that over \$15 million in restitution was collected and returned to crime victims. A series of “reports” to the Justice Department make false claims and may be of assistance to us now.

In addition, Mark Bennett does not understand the Restitution Laws because his actions (and court orders, which Don Nugent rubber stamped) contain obvious errors and are contrary to statute:

1. Pursuant to the restitution statutes, when the government and the probation officer have been unable to determine the full extent of victim losses within 10 days of sentencing, they are obligated to inform the court. The court is then to set a date, no later than 90 days after sentencing, for the final determination of victim losses, but Mark Bennett waited 18 months, raised the restitution in case # 08-cr-506 from \$1.1 million to \$2.9 million, but provided no notice or opportunity to contest these amounts, contrary to 18 U.S.C. § 3664(d)(5), **Exhibit A**.
2. Viola co-defendant Noah Bloch pled guilty to the same conspiracy but was only ordered to pay \$3,000 in restitution because Bennett claimed Bloch did not enjoy significant personal profit from any illegal scheme. Restitution, however, is not based on a defendant's actual profit but the victim's losses. In reality, Bennett and Bloch's attorney Roger Synenberg are buddies and Bennett used his power to assist Roger, who recently wrote letters of support for Bennett in his disbarment proceeding, **Exhibit B**.
3. According to the restitution order in USA v. Viola, 08-cr-506, N.D. Ohio, federal prosecutor Mark Bennett negotiated a settlement of the Gofman criminal matter, and required a \$1 million payment towards restitution in the state proceeding concerning identical victims and properties, and also compelled various donations to the County Land Bank. In rulings about restitution, Don Nugent erred in his analysis of this credit against the government's lien, stating that the undersigned "claims one of his co-defendants offered to pay \$1,000,000 toward restitution." This \$1 million payment was no mere "offer" made out of generosity, but court ordered restitution, which co-defendant Uri Gofman claims should be credited against any restitution balance.

4. **Exhibit C** summarizes all of the cases where the same mortgage loans, victims, co-defendants and properties are involved in restitution orders and related civil fraud settlements, but the government has never instituted a proper accounting mechanism to track payments or to know when the lien against Viola's property located at 3048 Meadowbrook in Cleveland Heights was actually satisfied and/or should be released.
5. Restitution orders lack a proper accounting mechanism so that the government can ensure victims do not receive a recovery in excess of any losses sustained, and judgment liens are recorded as satisfied when the amount of a judgment is paid in full. The government may be violating the restitution statutes, which limit a victim's recovery to actual losses and further require the Clerk of Court to reduce the restitution obligation by any amount the victim recovers as compensatory damages for the same loss, 18 U.S.C. 3663(a)(1) and 3664(f)(1)(A); United States v. Elson, 577 F.3d 713, 733-34 (6th Cir., 2009).

**Part Three: Double Game with Banks – Lender Settlements Involve the same properties while Admissions by Lenders in DOJ “Statement of Facts” Contradict Trial Testimony**

While the federally funded Task Force was prosecuting citizens and collecting restitution in a myriad of cases involving the same alleged victims, same co-defendants and same mortgage loans and properties, the Task Force was also pursuing various fraud claims against lenders – **concerning the exact same transactions** -- for knowingly making ‘no money down’ loan that did not meet underwriting guidelines; see Ohio v. Harris, Case Number 551555, Cuyahoga County Common Pleas Court, charging lender employees with knowingly approving ‘no money down’ loans concerning the same properties in the Viola case. In the Harris case and in “Statements of Facts” in lender settlements with the Justice Department, lenders portrayed as victims in mortgage fraud prosecutions made admissions that they were actually the perpetrators of the offense of conviction and make payments to the purchasers of mortgage backed securities.

Had the lenders read these settlements at my trials, no one would have believed they were “victims” of mortgage fraud schemes. But concerning restitution, it’s possible to track the parties foreclosing on houses and identify the bond pool that owned the loan at issue in mortgage fraud prosecutions. By searching that entity, we can determine that the same lenders and transactions are at issue in both criminal prosecutions AND civil fraud cases. The titled owner of almost all of the mortgage loans in the Viola criminal case was Deutsche Bank National Trust Company as Trustee for Long Beach Loan Trust 2005 WL3. However, this entity was involved with the Justice Department’s multi-billion dollar lender settlements with JP Morgan, whereby the bank paid \$13 billion in civil fraud penalties, admitted knowingly making mortgage loans that did not meet its underwriting guidelines and lying about that practice. Not only did the bank admit wrongdoing, and make admissions wholly contrary to its testimony at Viola’s trials, but it also reached civil fraud settlements with the aforementioned Deutsche Bank National Trust Company as Trustee for Long Beach Loan Trust 2005 WL3 concerning the exact same properties at issue in the Viola criminal prosecution, see Deutsche Bank v. Federal Deposit Insurance Corp., et. al., Case No. 09-cv-1656, District of Columbia District Court, **Exhibit D**. However, these separate proceedings featuring different theories of criminality are contrary to the restitution statutes, as an entity cannot be both a victim and a perpetrator of fraud concerning the same charged conduct, In Re Wellcare, 754 F.3d 1234, 1239-40 (11th Cir., 2014)(collecting cases), see **Exhibit E**, comparison between lender testimony at Viola’s trial and admissions in lender settlements.

#### **Part Four – Tony Initiatives Concerning Restitution**

Over the past decade, I have pursued the restitution claim, and amassed significant evidence that “victims” were not receiving any restitution and that the restitution orders in cases prosecuted by the Task Force were fundamentally flawed. Previous initiatives include:

- Writing lenders listed on my restitution orders, saying I want to pay the balance, asking for a payoff. None of these

entities knew anything about the court order and/or claimed I did not owe money.

- Filing complaints with the Consumer Financial Protection Bureau, asking them to require lenders to tell me how much I owe – but this agency could not determine any restitution was owing.
- Writing the Treasury (who seizes my tax refunds) and the US Attorney in Cleveland to make them aware of state orders and lender settlements, but no response is ever received.
- Asking the federal Bureau of Prisons (who collected thousands of dollars from me for a decade while I was incarcerated) to provide an accounting of how much they collected, to no avail.
- Fling a lawsuit in the DC District Court, arguing that the government waived Sovereign Immunity through the Administrative Procedures Act and is required to account for civil fraud recoveries in related cases where the government is a party to the lender settlements, but that request was denied. The pleadings by lenders and the court rulings may be very helpful to us now, and the whole case is on PACER. I am attaching the court ruling there as **Exhibit F** and have more pleadings I can share.

**Part Five: Defendants may have standing if we can establish Harm from victim's excess Recoveries**

The MVRA does not authorize a victim's recovery to exceed the amount of its loss, United States v. Nucci, 364 F.3d 419, 423–24 (2d Cir. 2004); United States v. Elson, 577 F.3d 713, 734–35 (6th Cir. 2009); United States v. Stanley, 309 F.3d 611, 613 (9th Cir. 2002); United States v. Dawson, 250 F.3d 1048, 1050–51 (7th Cir. 2001). The conclusion that the MVRA does not authorize a victim to recover more than its total loss is based in part on § 3664(j), which states that

[a]ny amount paid to a victim under an order of restitution shall be reduced by any amount later recovered as compensatory damages for the same loss by the victim in--

(A) any Federal civil proceeding; and

(B) any State civil proceeding, to the extent provided by the law of the State, 18 U.S.C. § 3664(j)(2).

When defendants are made jointly and severally liable, each is liable for the entire amount, but the victim is entitled to no more than what is required to be made whole, regardless of what portion each of the defendants ultimately contributes, United States v. Rosin, 664 F.3d 1052, 1066-67 (6th Cir. 2012).

Moreover, some restitution orders appear to be based on the total loan amount, without any offsetting recovery following a foreclosure sale, contrary to Robers v. United States, 134 S. Ct. 1854 (2014). If it's helpful, I can create a spreadsheet for each property in restitution orders and track the amount recovered at foreclosure sales. NOTE: Nick Myles has looked into this and believes whole loan amounts were used as "losses" despite later partial recoveries at sheriff sales.

One question to consider is this: do courts have jurisdiction to order a forensic accounting for restitution or order an inquiry as to whether or not their orders were followed? Another key issue in cases prosecuted locally is the simultaneous prosecution in both state and federal court, but I cannot find any authority concerning the government's obligation to track restitution across jurisdictions, hence the importance of the 2023 Hennepin County Supreme Court decision.

### **Part Six: Irregularities in the Collection and Disbursement of Restitution by the Task Force**

The Task Force obtained Bureau of Justice Assistance Grant # 2009-SC-B9-0080 based on false representations that over \$15

million in restitution was collected and returned to crime victims, but there is no proof that any "victim" has ever received a penny of restitution in any case prosecuted by the Task Force. Instead, a disbursement ledger confirms that the Task Force misappropriated those funds to pay:

- \$10,000 to the Sheraton Hotel;
- \$5,079 to US Air;
- Nearly \$2,000 to Prosecutor Dan Kasaris (who prosecuted most mortgage fraud cases);
- Former Cuyahoga County Prosecutor Tim McGinty received a \$2,060 laptop and pocketed \$894 in cash;
- Other entities (including "OhioWho" and "KatKen") received tens of thousands of dollars, according to the "Cash Account Register" that identifies restitution collection and disbursement; and
- Government witness and state co-defendant James Leoni does not appear to have been ordered to pay restitution, yet the ledger indicates Leoni was paying restitution – but these payments have never been credited to the Viola balance.

At the same time restitution was being diverted from crime victims, the Cuyahoga County Land Bank obtained millions of dollars in real estate, often without any court orders or written agreements from former property owners following demands by the County Prosecutor that individuals surrender real estate to the Land Bank in order to have criminal cases dismissed or resolved. Local journalist Laura McShane has been tracking Land Bank acquisition of properties and has all sorts of information, but I'm not sure the Land Bank issues relate directly to restitution claims.

In the summer of 2022, I submitted all of the documents, the restitution disbursement ledger and federal grant applications to the Cuyahoga County Internal Auditor, and requested a forensic

accounting of funds collected by the Prosecutor's Office, pursuant to Section 11:03 of the Cuyahoga County charter, which states:

*The County Audit Committee shall provide internal auditing to assist the County Executive, Fiscal Officer, the Council, and other county officers and departments, institutions, boards, commissions, authorities, organizations, and agencies of the County government funded in whole or in part by County funds in providing taxpayers of the County with efficient and effective services.*

In December, 2022, Cuyahoga County Internal Auditor Monica Houston stated that the Auditor's Office did not have the authority to audit accounts maintained by the County Prosecutor's Office, adding that "Unfortunately, our ability to carry out what we believe is the ultimate responsibility of our department as desired and voted on by Cuyahoga County residents, the upholding and preservation of taxpayer trust through the provision of independent, objective audit services, is currently being inhibited."

Similar requests to the Ohio Auditor and the Bureau of Justice Assistance to audit the restitution being collected or to investigate grant fraud by the Task Force have been ignored or rejected, and I recently made another records request to the Cuyahoga County Probation Department and the Clerk of Court, **Exhibit G**.

**Part Seven: Overview of Rob McCoy's Restitution Order & Grounds for a Court filing**

According to Rob McCoy's plea agreement, PSI and judgment, the following three mortgage loans and victims are the beneficiary of his restitution order:

**PROPERTY ADDRESS**

**VICTIM**

25988 Fitzroy Street  
Westlake, OH

Master Financial

3782 East 151<sup>st</sup> Street  
Cleveland, OH

Argent Mortgage

1415 East 53<sup>rd</sup> Street  
Cleveland, OH

Long Beach Mortgage

Property information and tax records are attached as **Exhibit H**.

Kindly note that Rob McCoy previously wrote each “victim” listed in his restitution order asking for a payoff but had all requests marked “return to Sender. Rob previously provided these letters to your office. He also has requested a payoff from the Clerk of Court but not yet heard back.

State restitution orders in companion cases have restitution orders requiring payment to non-victims and no accounting mechanism to track (See Journal Entries, **Exhibit I**.

In the case of the Fitzroy House, Master Financial made a loan in the amount of \$892,500 on June 5, 2006 and later recovered \$647,000 at Sheriff’s Sale on February 6, 2008, a difference of \$245,500, **Exhibit J**. It’s unclear if no payments were ever made or how the government calculated a restitution figure of \$355,500, but the indictment alleges excess proceeds were received by the defendants. Restitution is supposed to be based on the victim’s losses and not funds received by defendants.

Finally, in the McCoy restitution order, we can also track the owner of the loan on East 151<sup>st</sup> Street to “Park Place Asset Backed Pass Through Certificates, Series 2005-WCW-1” which was established by Argent Mortgage and later recovered funds through mortgage litigation with the Justice Department, see page 5, Annex 2 of the attached settlement, **Exhibit K**. Any recoveries here were never applied to the restitution balance in McCoy’s case.

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# Exhibit A

**RE: Anthony L. Viola**

41. Victim Impact Statements were sent to the victim mortgage companies. To date, no response has been received, except as noted below.
42. Long Beach Mortgage was owned by Washington Mutual. Washington Mutual failed. The FDIC stepped in to take over the assets. Resolutions and Receiverships Specialist Mike Stanislaw (telephone: 972-761-2222) has provided information regarding the loss related to the Long Beach Mortgage Properties. The loss pertaining to these 17 properties total **\$877,338.55**. Restitution in this amount should be directed to: FDIC Restitution Payments, P.O. Box 971774, Dallas, TX 75397-1774.
43. Argent - This officer left 3 messages for representative Steve Newcombe (telephone: 714-617-9798) but has not heard back from him. The loss as to these 10 loans appears to be **\$657,232**. However, since the victim has not requested restitution, the figure is an estimate. The address for Argent provided by the Assistant U.S. Attorney is 2677 North Main Street, #1050, Santa Ana, CA 92705.
44. Mortgage IT - General Counsel for Deutsche Bank, Mary Dauherty (telephone: 212-250-5548), indicated that Mortgage IT incurred no loss. The 4 loans involving Mortgage IT were turned over to American Servicing Corp. Client Services Consultant Paula Pellicot of Wells Fargo Home Mortgage, reported the loss as to the property at 9905 Elizabeth Avenue was taken by Trustee, U.S. Bank National Association, in the amount of **\$150,232.75**, and the loss as to the property at 9013 Laisy Avenue, was taken by Trustee, U.S. Bank National Association, in the amount of **\$103,710.33**. Restitution can be wired to Wells Fargo Bank NA, ABA #121000248, San Francisco, CA, Account # 0007028209, Account Name: Service Holding, Attention: Penni Cooley. On September 8, 2011, this officer requested Ms. Pellicot provide a copy of the calculation of realized loss. It is noted the requested restitution exceeds the original loan amount.

Ms. Pellicot also indicated that they service released two of the loans and therefore, the loss may have been incurred by those servicing companies. Quantum Servicing Corp<sup>1</sup> was the servicing company as to the property at 686 E. 130<sup>th</sup> Street, and One West Bank<sup>2</sup> was the servicing company as to the property at 3439 East 71<sup>st</sup> Street. On September 7, 2011, Trisch Valdez, Loan Administration Coordinator at Quantum (telephone: 813-472-6484), indicated that the loan as to 686 E. 130<sup>th</sup> Street was service released on December 20, 2007. She indicated she would refer my contact information to someone else at Quantum who may be able to provide additional information. No further information has been received. A messages was left for a representative at One West Bank; however, to date, the message has not been returned.

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<sup>1</sup> The contact person for Quantum is Trisch Valdez, Loan Administration Coordinator, 6302 E. Martin Luther King Blvd., #300, Tampa, FL 33619 (telephone: 813-472-6484).

<sup>2</sup> The contact person for One West Bank is Lance Pames (telephone: 512-918-7524).

**RE: Anthony L. Viola**

45. BNC Mortgage is being liquidated. Attorney Jennifer Larson (telephone: 212-310-8800) of Lehman Bros is the contact person. This officer has left messages for her, sent her an email, spoke with her briefly once, and understands that Aurora Bank holds the records for BNC, and Ms. Larson has not been able to access the information needed. This officer is still awaiting a response. The loss as to this single loan (Count 21) appears to be **\$54,216**. The address for BNC provided by the Assistant U.S. Attorney is Jennifer Larson c/o Weilgotshal and Manges LLP, 767 5th Ave., New York City, NY 10153.
46. New Century Mortgage - According to Helen King (telephone: 714-432-6558) of New Century Liquidating Trust, New Century sold both loans within 90 days of the mortgage and therefore did not incur a loss and is not owed restitution. The service providers for the loans then became: Select Portfolio Servicing, Inc. (telephone: 800-258-8602) and Ocwen Loan Servicing LLC (telephone: 800-746-2936). Select Portfolio would not provide any information without a subpoena. Ocwen Loan Servicing is requesting restitution of **\$125,246.86** related to the property at 10102 North Boulevard. Restitution should be directed to Ocwen Loan Servicing, LLC, Attn: Cashiering Dept., 1661 Worthington Road, Suite 100, West Palm Beach, FL 33409. It is unclear how Ocwen determined this loss figure as the sale price on the property was \$100,000 and the original mortgage was for \$90,665. On September 8, 2011, this officer attempted to contact Juan Rodriguez, the Consumer Account Analyst who submitted the letter to this officer requesting restitution. The operator was unable to put me through to Mr. Rodriguez, offered to provide assistance, and then reported she was unable to provide any information to this officer as to this loan due to confidentiality issues.

**Adjustment for Obstruction of Justice**

47. The probation officer has no information to suggest the defendant impeded or obstructed justice as described in U.S.S.G. § 3C1.1.

**Adjustment for Acceptance of Responsibility**

48. The defendant took this case to trial and has not accepted responsibility.

**Offense Level Computations**

49. The 2010 edition of the Guidelines Manual was used in this case.
50. Pursuant to §§ 1B1.11(a) and (b)(1), the Court shall use the Guidelines Manual in effect on the date the defendant is sentenced. However, if the use of that manual would violate the ex post facto clause of the United States Constitution, the Court shall use the Guidelines Manual in effect on the date that the offense of conviction was committed.
51. In this case, the 2010 and 2008 editions of the Guidelines Manual were compared, and they both produce the same offense level computations.

DEPARTMENT OF JUSTICE

NOTICE OF LIEN FOR FINE AND/OR  
RESTITUTION IMPOSED PURSUANT TO  
18 UNITED STATES CODE §3613

United States Attorney's Office for  
the Northern District of Ohio

For Optional Use By  
Recording Office  
  
CUYAHOGA COUNTY  
OFFICE OF FISCAL OFFICER - 1  
FJL 4/20/2012 1:52:55 PM  
**201204209010**

NOTICE is hereby given of a lien against the property of the defendant named below. Pursuant to Title 18, United States Code, § 3613(c), a fine or an order of restitution imposed pursuant to the provisions of subchapter C of chapter 227 is a lien in favor of the United States upon all property belonging to the person fined or ordered to pay restitution. Pursuant to § 3613(d), a notice of lien shall be considered a notice of lien for taxes for the purposes of any State or local law providing for the filing of a tax lien. The lien arises at the time of the entry of judgment and continues until the liability is satisfied, remitted, or set aside, or until it becomes unenforceable pursuant to § 3613(b).

Name of Defendant  
Anthony Viola

Court Number  
1:06CR506

Residence  
3048 Meadowbrook Blvd.  
Cleveland Heights, OH 44118

Date of Judgment  
January 5, 2012

Amount of Fine/Restitution  
\$1,256,528.49 Restitution

Date of Entry of Judgment  
January 12, 2012

Court Imposing Judgment  
U. S. District Court, Northern District  
of Ohio, Eastern Division

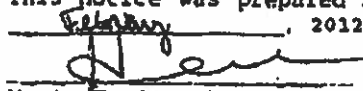
Rate of Interest: .12%

If payment becomes past due, penalties totaling up to 25 percent of the principal amount past due may arise. 18 U.S.C. § 3612(g).

IMPORTANT RELEASE INFORMATION--with respect to the lien listed above, this notice shall operate as a certificate of release pursuant to 18 U.S.C. § 3613(b) by operation of law, but no later than July 5, 2032.

PLACE OF FILING Cleveland, OH

This notice was prepared and signed at Cleveland, OH on this 24<sup>th</sup> day of February, 2012.

  
Heather Tonsing Volosin, 0069606  
Assistant U. S. Attorney

U. S. Attorney's Office  
801 West Superior Avenue, Suite 400  
Cleveland, OH 44113

Electronically Filed 02/24/2016 17:08 / CV 16 859482 / Confirmation Nbr. 680162 / CLMBW

Electronically Filed 02/25/2016 09:05 / SERVICE / CV 16 859482 / Confirmation Nbr. 680369 / CLDM2

**UNITED STATES DISTRICT COURT**  
 NORTHERN DISTRICT OF OHIO

UNITED STATES OF AMERICA )

v. )

ANTHONY L. VIOLA )

**JUDGMENT IN A CRIMINAL CASE**

Case Number: 1:08 CR 506 - 006

USM Number: 32238-160

Kevin Spellacy, Esq.  
 Defendant's Attorney

**THE DEFENDANT:**

pleaded guilty to count(s) \_\_\_\_\_

pleaded nolo contendere to count(s) \_\_\_\_\_  
 which was accepted by the court.

was found guilty on count(s) 1,2,3 - 20, 22 - 36  
 after a plea of not guilty.

The defendant is adjudicated guilty of these offenses:

Title & Section	Nature of Offense	Offense Ended	Count
18 U.S.C. §371 and 1343	Conspiracy to Commit Wire Fraud	6/2005	1 & 2
18 U.S.C. §1343	Wire Fraud	8/2006	3-20,22-36

See additional count(s) on page 2

The defendant is sentenced as provided in pages 2 through 6 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

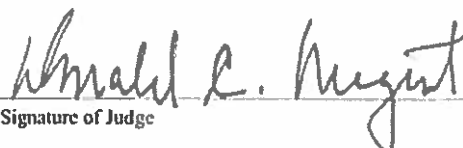
The defendant has been found not guilty on count(s) 21

Count(s) \_\_\_\_\_  is  are dismissed on the motion of the United States.

It is ordered that the defendant must notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid. If ordered to pay restitution the defendant must notify the court and United States attorney of material changes in economic circumstances.

January 5, 2012

Date of Imposition of Judgment

  
 Signature of Judge

DONALD C. NUGENT, United States District Judge

Name of Judge

Title of Judge

January 12, 2012  
 Date

DEFENDANT: ANTHONY L. VIOLA  
CASE NUMBER: 1:08 CR 506 - 006

### IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a total term of:  
Sixty months on Counts One and Two concurrent and one hundred fifty months on the remaining counts to run concurrent.

The court makes the following recommendations to the Bureau of Prisons:

FCI Ashland

The defendant is remanded to the custody of the United States Marshal.

The defendant shall surrender to the United States Marshal for this district:

at \_\_\_\_\_  a.m.  p.m. on \_\_\_\_\_

as notified by the United States Marshal.

The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons:

before \_\_\_\_\_ on \_\_\_\_\_

as notified by the United States Marshal.

as notified by the Probation or Pretrial Services Office.

### RETURN

I have executed this judgment as follows:

Defendant delivered on \_\_\_\_\_ to \_\_\_\_\_

a \_\_\_\_\_, with a certified copy of this judgment.

UNITED STATES MARSHAL

By \_\_\_\_\_  
DEPUTY UNITED STATES MARSHAL

DEFENDANT: ANTHONY L. VIOLA  
CASE NUMBER: 1:08 CR 506 - 006

Judgment Page: 3 of 6

### SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of :  
Three years with the usual conditions as directed.

The defendant must report to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.

The defendant shall not commit another federal, state or local crime.

The defendant shall not unlawfully possess a controlled substance. The defendant shall refrain from any unlawful use of a controlled substance. The defendant shall submit one drug test within 15 days of release from imprisonment and at least two periodic drug tests thereafter, as determined by the court.

- The above drug testing condition is suspended, based on the court's determination that the defendant poses a low risk of future substance abuse. (Check, if applicable.)
- The defendant shall not possess a firearm, ammunition, destructive device, or any other dangerous weapon. (Check, if applicable.)
- The defendant shall cooperate in the collection of DNA as directed by the probation officer. (Check, if applicable.)
- The defendant shall comply with the requirements of the Sex Offender Registration and Notification Act (42 U.S.C. § 16901, et seq.) as directed by the probation officer, the Bureau of Prisons, or any state sex offender registration agency in which he or she resides, works, is a student, or was convicted of a qualifying offense. (Check, if applicable.)
- The defendant shall participate in an approved program for domestic violence. (Check, if applicable.)

If this judgment imposes a fine or restitution, it is a condition of supervised release that the defendant pay in accordance with the Schedule of Payments sheet of this judgment.

The defendant must comply with the standard conditions that have been adopted by this court as well as with any additional condition on the attached page.

### STANDARD CONDITIONS OF SUPERVISION

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer in a manner and frequency directed by the court or the probation officer;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependents and meet other family responsibilities;
- 5) the defendant shall comply with the Northern District of Ohio Offender Employment Policy which may include participation in training, education, counseling and/or daily job search as directed by the pretrial services and probation officer. If not in compliance with the condition of supervision requiring full-time employment at a lawful occupation, the defendant may be directed to perform up to 20 hours of community service per week until employed, as approved or directed by the pretrial services and probation officer.
- 6) the defendant shall notify the probation officer at least ten days prior to any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any controlled substance or any paraphernalia related to any controlled substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity and shall not associate with any person convicted of a felony, unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view of the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court; and
- 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.

Upon finding of a violation of probation or supervised release, I understand that the court may (1) revoke supervision, (2) extend the term of supervision and/or (3) modify the conditions of supervision. These conditions have been read to me. I fully understand the conditions and have been provided a copy of them.

ated:

DEFENDANT: ANTHONY L. VIOLA  
CASE NUMBER: 1:08 CR 506 - 006

Judgment Page: 4 of 6

### **SPECIAL CONDITIONS OF SUPERVISION**

#### **Mandatory/Standard Conditions**

While on supervision, the defendant shall not commit another federal, state, or local crime, shall not illegally possess a controlled substance, shall comply with the standard conditions that have been adopted by this Court, and shall comply with any additional conditions as directed.

#### **Firearms and Dangerous Weapons**

The defendant shall not possess a firearm, destructive device or any dangerous weapon.

#### **Financial Disclosure**

The defendant shall provide the probation officer with access to any requested financial information.

#### **Financial Restrictions**

The defendant shall not incur new credit charges or open additional lines of credit without the approval of the probation officer.

#### **Financial Windfall Condition**

The defendant shall apply all monies received from income tax refunds, lottery winnings, judgments, and/or any other anticipated or unexpected financial gains to the outstanding court-ordered financial obligation.

#### **Forfeiture**

The defendant shall forfeit the defendant's interest in the property outlined in the Superseding Indictment to the United States.



DEFENDANT: ANTHONY L. VIOLA  
 CASE NUMBER: 1:08 CR 506 - 006

Judgment Page: 5 of 6

**CRIMINAL MONETARY PENALTIES**

The defendant must pay the total criminal monetary penalties under the schedule of payments on Sheet 6.

	<u>Assessment</u>	<u>Fine</u>	<u>Restitution</u>
<b>TOTALS</b>	<b>\$ 3,500.00</b>	<b>\$</b>	<b>\$ 1,256,528.49</b>

The determination of restitution is deferred until \_\_\_\_\_. An Amended Judgement in a Criminal Case (AO 245C) will be entered after such determination.

The defendant must make restitution (including community restitution) to the following payees in the amount listed below.

If the defendant makes a partial payment, each payee shall receive an approximately proportioned payment, unless specified otherwise in the priority order or percentage payment column below. However, pursuant to 18 U.S.C. § 3664(i), all nonfederal victims must be paid before the United States is paid.

<u>Name of Payee</u>	<u>Total Loss*</u>	<u>Restitution Ordered</u>	<u>Priority or Percentage</u>
FDIC Restitution Payments P.O. Box 971774; Dallas, TX 753-1774		\$877,338.55	25% in prison
Ocwen Loan Servicing, ATTN: Cashiering Dept. 1661 Worthington Rd., Suite 101; West Palm Beach, FL 33409		\$125,246.86	" "
U.S. Bank National Association through Wells Fargo Bank NA ABA #121000248; San Francisco, CA Acct. #0007028209 Acct. Name: Service Holding, ATTN: Penni Cooley		\$253,943.08	" "
AMOUNTS TO BE PAID THROUGH THE CLERK OF COURT AT A RATE OF 25% OF GROSS MONTHLY INCOME, AND T			
THROUGH THE FEDERAL BUREAU OF PRISONS INMATE FINANCIAL RESPONSIBILITY PROGRAM. THE RESTITUTION AMOUNT MAY BE SUPPLEMENTED IN			
A SEPARATE ORDER.			

<b>TOTALS</b>	<b>\$0.00</b>	<b>\$1,256,528.49</b>
---------------	---------------	-----------------------

See page 5A for additional criminal monetary conditions.

Restitution amount ordered pursuant to plea agreement \$ \_\_\_\_\_

The defendant must pay interest on restitution and a fine of more than \$2,500, unless the restitution or fine is paid in full before the fifteenth day after the date of the judgment, pursuant to 18 U.S.C. § 3612(f). All of the payment options on Sheet 6 may be subject to penalties for delinquency and default, pursuant to 18 U.S.C. § 3612(g).

The court determined that the defendant does not have the ability to pay interest and it is ordered that:

the interest requirement is waived for the  fine  restitution.

the interest requirement for the  fine  restitution is modified as follows:

\* Findings for the total amount of losses are required under Chapters 109A, 110, 110A, and 113A of Title 18 for offenses committed on or after September 13, 1994, but before April 23, 1996.

DEFENDANT: ANTHONY L. VIOLA  
CASE NUMBER: 1:08 CR 506 - 006

### SCHEDULE OF PAYMENTS

Having assessed the defendant's ability to pay, payment of the total criminal monetary penalties is due as follows:

- A  Lump sum payment of \$ \_\_\_\_\_ due immediately, balance due
  - not later than \_\_\_\_\_, or
  - in accordance  C,  D,  E, or  F below; or
- B  Payment to begin immediately (may be combined with  C,  D, or  F below); or
- C  Payment in equal \_\_\_\_\_ (e.g., weekly, monthly, quarterly) installments of \$ \_\_\_\_\_ over a period of \_\_\_\_\_ (e.g., months or years), to commence \_\_\_\_\_ (e.g., 30 or 60 days) after the date of this judgment; or
- D  Payment in equal \_\_\_\_\_ (e.g., weekly, monthly, quarterly) installments of \$ \_\_\_\_\_ over a period of \_\_\_\_\_ (e.g., months or years), to commence \_\_\_\_\_ (e.g., 30 or 60 days) after release from imprisonment to a term of supervision; or
- E  Payment during the term of supervised release will commence within 60 days (e.g., 30 or 60 days) after release from imprisonment. The court will set the payment plan based on an assessment of the defendant's ability to pay at that time; or
- F  Special instructions regarding the payment of criminal monetary penalties:
  - A special assessment of \$ \_\_\_\_\_ is due in full immediately as to count(s) \_\_\_\_\_.  
PAYMENT IS TO BE MADE PAYABLE AND SENT TO THE CLERK, U.S. DISTRICT COURT.
  - After the defendant is released from imprisonment, and within 30 days of the commencement of the term of supervised release, the probation officer shall recommend a revised payment schedule to the Court to satisfy any unpaid balance of the restitution. The Court will enter an order establishing a schedule of payments.

Unless the court has expressly ordered otherwise, if this judgment imposes imprisonment, payment of criminal monetary penalties is due during imprisonment. All criminal monetary penalties, except those payments made through the Federal Bureau of Prisons' Inmate Financial Responsibility Program, are made to the clerk of the court.

The defendant shall receive credit for all payments previously made toward any criminal monetary penalties imposed.

Joint and Several

Defendant and Co-Defendant Names and Case Numbers (including defendant number), Total Amount, Joint and Several Amount, and corresponding payee, if appropriate.

- The defendant shall pay the cost of prosecution.
- The defendant shall pay the following court cost(s):
- The defendant shall forfeit the defendant's interest in the following property to the United States:  
As outlined in the Superseding Indictment to the United States.

Payments shall be applied in the following order: (1) assessment, (2) restitution principal, (3) restitution interest, (4) fine principal, (5) fine interest, (6) community restitution, (7) penalties, and (8) costs, including cost of prosecution and court costs.



donated several properties to the Cuyahoga County Land Bank, and it was unclear whether any of the donated properties were also involved in this case and/or at what value the County had appraised the properties. (ECF # 48). None of the properties donated by defendant Gofman were properties involved in this case and, therefore, there are no further reductions, or "credits against loss", based on the donated properties. (ECF # 48). For the foregoing reasons, the Government's Proposed Restitution Order shall be ENTERED. (ECF # 48). Each defendant is so ordered to pay restitution in the following amount set forth below:

DEFENDANT	TOTAL RESTITUTION	AMOUNT TO VICTIM LENDERS	JOINT & SEVERAL WITH
Uri Gofman	\$2,649,865	<p>\$774,910 – Argent, 2677 North Main Street, Suite #1050, Santa Ana, CA 92705</p> <p>\$1,384,335 – Long Beach c/o FDIC Restitution Payments, P.O. Box 971774, Dallas, TX 75397-1774</p> <p>\$326,220 – Mortgage IT c/o Wells Fargo Bank NA, ABA #121000248, Account Name: Service Holding, Attention: Penni Cooley, San Francisco, CA</p> <p>\$77,400 – New Century c/o Select Portfolio, Inc., Attn: Remittance Processing, P.O. Box 65450, Salt Lake City, UT 84165-0450; and,</p> <p>\$87,000 – New Century c/o Ocwen Loan Servicing, LLC, Attn: Cashiering Dept., 1661 Worthington Road, Suite 100, West Palm Beach, FL 33409</p>	Anthony Viola, Nicholas Myles, David Pirichy, Anthony Capuozzo, and Kathryn Clover


<p>Anthony Viola</p>	<p>\$2,649,865</p>	<p>\$774,910 – Argent, 2677 North Main Street, Suite #1050, Santa Ana, CA 92705</p> <p>\$1,384,335 – Long Beach c/o FDIC Restitution Payments, P.O. Box 971774, Dallas, TX 75397-1774</p> <p>\$326,220 – Mortgage IT c/o Wells Fargo Bank NA, ABA #121000248, Account Name: Service Holding, Attention: Penni Cooley, San Francisco, CA</p> <p>\$77,400 – New Century c/o Select Portfolio, Inc., Attn: Remittance Processing, P.O. Box 65450, Salt Lake City, UT 84165-0450; and,</p> <p>\$87,000 – New Century c/o Ocwen Loan Servicing, LLC, Attn: Cashiering Dept., 1661 Worthington Road, Suite 100, West Palm Beach, FL 33409</p>	<p>Uri Goffman, Nicholas Myles, David Pirichy, Anthony Capuozzo, and Kathryn Clover</p>
<p>Nicholas Myles</p>	<p>\$2,649,865</p>	<p>\$774,910 – Argent, 2677 North Main Street, Suite #1050, Santa Ana, CA 92705</p> <p>\$1,384,335 – Long Beach c/o FDIC Restitution Payments, P.O. Box 971774, Dallas, TX 75397-1774</p> <p>\$326,220 – Mortgage IT c/o Wells Fargo Bank NA, ABA #121000248, Account Name: Service Holding, Attention: Penni Cooley, San Francisco, CA</p> <p>\$77,400 – New Century c/o Select Portfolio, Inc., Attn: Remittance Processing, P.O.</p>	<p>Uri Goffman, Anthony Viola, David Pirichy, Anthony Capuozzo, and Kathryn Clover</p>

		<p>Box 65450, Salt Lake City, UT 84165-0450; and,</p> <p>\$87,000 – New Century c/o Ocwen Loan Servicing, LLC, Attn: Cashiering Dept., 1661 Worthington Road, Suite 100, West Palm Beach, FL 33409</p>	
David Pirichy	\$2,649,865	<p>\$774,910 – Argent, 2677 North Main Street, Suite #1050, Santa Ana, CA 92705</p> <p>\$1,384,335 – Long Beach c/o FDIC Restitution Payments, P.O. Box 971774, Dallas, TX 75397-1774</p> <p>\$326,220 – Mortgage IT c/o Wells Fargo Bank NA, ABA #121000248, Account Name: Service Holding, Attention: Penni Cooley, San Francisco, CA</p> <p>\$77,400 – New Century c/o Select Portfolio, Inc., Attn: Remittance Processing, P.O. Box 65450, Salt Lake City, UT 84165-0450; and,</p> <p>\$87,000 – New Century c/o Ocwen Loan Servicing, LLC, Attn: Cashiering Dept., 1661 Worthington Road, Suite 100, West Palm Beach, FL 33409</p>	<p>Uri Gofman, Anthony Viola, Nicholas Myles, Anthony Capuozzo, and Kathryn Clover</p>
Anthony Capuozzo	\$2,649,865	<p>\$774,910 – Argent, 2677 North Main Street, Suite #1050, Santa Ana, CA 92705</p> <p>\$1,384,335 – Long Beach c/o FDIC Restitution Payments, P.O. Box 971774, Dallas, TX 75397-1774</p> <p>\$326,220 – Mortgage IT c/o Wells Fargo Bank NA, ABA</p>	<p>Uri Gofman, Anthony Viola, Nicholas Myles, David Pirichy, and Kathryn Clover</p>

		<p>#121000248, Account Name: Service Holding, Attention: Penni Cooley, San Francisco, CA</p> <p>\$77,400 – New Century c/o Select Portfolio, Inc., Attn: Remittance Processing, P.O. Box 65450, Salt Lake City, UT 84165-0450; and,</p> <p>\$87,000 – New Century c/o Ocwen Loan Servicing, LLC, Attn: Cashiering Dept., 1661 Worthington Road, Suite 100, West Palm Beach, FL 33409</p>	
Kathryn Clover	\$2,649,865	<p>\$774,910 – Argent, 2677 North Main Street, Suite #1050, Santa Ana, CA 92705</p> <p>\$1,384,335 – Long Beach c/o FDIC Restitution Payments, P.O. Box 971774, Dallas, TX 75397-1774</p> <p>\$326,220 – Mortgage IT c/o Wells Fargo Bank NA, ABA #121000248, Account Name: Service Holding, Attention: Penni Cooley, San Francisco, CA</p> <p>\$77,400 – New Century c/o Select Portfolio, Inc., Attn: Remittance Processing, P.O. Box 65450, Salt Lake City, UT 84165-0450; and,</p> <p>\$87,000 – New Century c/o Ocwen Loan Servicing, LLC, Attn: Cashiering Dept., 1661 Worthington Road, Suite 100, West Palm Beach, FL 33409</p>	Uri Gofman, Anthony Viola, Nicholas Myles, David Pirichy, and Anthony Capuozzo
Paul Lesniak	\$1,487,230	<p>\$386,900 – Argent, 2677 North Main Street, Suite #1050, Santa Ana, CA 92705</p>	Uri Gofman, Anthony Viola, Nicholas Myles, David Pirichy, Anthony

		<p>\$845,820 – Long Beach c/o FDIC Restitution Payments, P.O. Box 971774, Dallas, Texas 75397-1774</p> <p>\$254,510 – Mortgage IT c/o Wells Fargo Bank NA, ABA #121000248, Account Name: Service Holding, Attention: Penni Cooley, San Francisco, CA</p>	<p>Capuozzo and Kathryn Clover</p>
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IT IS SO ORDERED.

  
DONALD C. NUGENT  
United States District Judge

DATED: July 11, 2012

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# Exhibit B

2010 NOV 15 PM 1:32  
U.S. DISTRICT COURT  
NORTHERN DISTRICT OF OHIO  
COLUMBUS, OHIO

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION

UNITED STATES OF AMERICA,	)	Case No. 1:08 CR 506
	)	
Plaintiff,	)	
	)	Judge DONALD C. NUGENT
v.	)	
	)	
NOAH BLOCH,	)	<u>PLEA AGREEMENT</u>
	)	
Defendant.	)	

Pursuant to Rule 11(c)(1)(A) and (B) of the Federal Rules of Criminal Procedure, and in consideration of the mutual promises set forth below, the United States Attorney's Office for the Northern District of Ohio (hereinafter "USAO"), by and through its undersigned attorney, and the defendant, NOAH BLOCH (hereinafter "Defendant"), agree as follows:

*Plea Agreement (Noah Bloch).indd*

Defendant's Initials:     *NB*

Plea Agreement of Noah Bloch - page 8 of 16

**RESTITUTION**

14. Based on the evidence obtained at the time of the signing of this plea agreement, Defendant's conduct and that of Defendant's co-conspirators charged in Count 1 of the Superseding Indictment caused a loss to the various mortgage lenders of over approximately \$400,000. Due to Defendant's timely cooperation with the USAO, Defendant's role in the offense, the number of co-conspirators in the offense and Defendant's desire to make timely restitution to the victim even though he did not personally profit from the mortgage fraud scheme, the parties agree to recommend to the U.S. Probation Office that the Court enter a restitution order against Defendant for \$2,000. Restitution should be made payable to Clerk of Court for the Northern District of Ohio and deposited with the Clerk of Court prior to his sentencing. The parties further agree to request that the Court order Defendant to pay \$2,000 in its entirety, and not order restitution joint and several with any other co-defendant or co-conspirator or otherwise credit Defendant's restitution order by any amount paid by a co-defendant or co-conspirator.

(\*)

**OTHER OBLIGATIONS OF THE PARTIES**

15. **Financial Statement.** Defendant agrees to submit to the USAO, prior to the date of sentencing, a complete and accurate financial statement, on government form OBD-500.

*NB*



DEFENDANT: NOAH BLOCH  
CASE NUMBER: 1:08 CR 506 - 007

## PROBATION

The defendant is hereby sentenced to probation for a term of:

Three years with the first four months to be on home confinement with electronic monitoring as directed.

The defendant shall not commit another federal, state or local crime.

The defendant shall not unlawfully possess a controlled substance. The defendant shall refrain from any unlawful use of a controlled substance. The defendant shall submit to one drug test within 15 days of placement on probation and at least two periodic drug tests thereafter, as determined by the court.

- The above drug testing condition is suspended, based on the court's determination that the defendant poses a low risk of future substance abuse. *(Check, if applicable.)*
- The defendant shall not possess a firearm, ammunition, destructive device, or any other dangerous weapon. *(Check, if applicable.)*
- The defendant shall cooperate in the collection of DNA as directed by the probation officer. *(Check, if applicable.)*
- The defendant shall comply with the requirements of the Sex Offender Registration and Notification Act (12 U.S.C. § 16901, *et seq.*) as directed by the probation officer, the Bureau of Prisons, or any state sex offender registration agency in which he or she resides, works, is a student, or was convicted of a qualifying offense. *(Check, if applicable.)*
- The defendant shall participate in an approved program for domestic violence. *(Check, if applicable.)*

If this judgment imposes a fine or restitution, it is a condition of probation that the defendant pay in accordance with the Schedule of Payments sheet of this judgment.

The defendant must comply with the standard conditions that have been adopted by this court as well as with any additional conditions on the attached page.

### STANDARD CONDITIONS OF SUPERVISION

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependents and meet other family responsibilities;
- 5) the defendant shall comply with the Northern District of Ohio Offender Employment Policy which may include participation in training, education, counseling and/or daily job search as directed by the pretrial services and probation officer. If not in compliance with the condition of supervision requiring full-time employment at a lawful occupation, the defendant may be directed to perform up to 20 hours of community service per week until employed, as approved or directed by the pretrial services and probation officer.
- 6) the defendant shall notify the probation officer at least ten days prior to any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any controlled substance or any paraphernalia related to any controlled substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity and shall not associate with any person convicted of a felony, unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view of the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court; and
- 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.

"Upon finding of a violation of probation or supervised release, I understand that the court may (1) revoke supervision, (2) extend the term of supervision, and/or (3) modify the conditions of supervision. These conditions have been read to me. I fully understand the conditions and have been provided a copy of them."

Dated: \_\_\_\_\_

\_\_\_\_\_  
Defendant

\_\_\_\_\_  
U.S. Probation Officer

15-cv-00242-3:

DEFENDANT: NOAH BLOCH  
CASE NUMBER: 1:08 CR 506 - 007

**SPECIAL CONDITIONS OF SUPERVISION**

Financial Disclosure

Mental Health Treatment as directed

Location Monitoring Program

DNA Collection

Financial Windfall Condition

DEFENDANT: NOAH BLOCH  
CASE NUMBER: 1:08 CR 506 - 007

**CRIMINAL MONETARY PENALTIES**

The defendant must pay the total criminal monetary penalties under the schedule of payments on Sheet 6.

	<u>Assessment</u>	<u>Fine</u>	<u>Restitution</u>
TOTALS	\$ 100.00	\$ 3,000.00	\$ 2,000.00

The determination of restitution is deferred until \_\_\_\_\_ . An Amended Judgment in a Criminal Case (AO 245C) will be entered after such determination.

The defendant must make restitution (including community restitution) to the following payees in the amount listed below.

If the defendant makes a partial payment, each payee shall receive an approximately proportioned payment, unless specified otherwise in the priority order or percentage payment column below. However, pursuant to 18 U.S.C. § 3664(i), all nonfederal victims must be paid before the United States is paid.

<u>Name of Payee</u>	<u>Total Loss*</u>	<u>Restitution Ordered</u>	<u>Priority or Percentage</u>
----------------------	--------------------	----------------------------	-------------------------------

Argent Mortgage  
2677 North Main Street, Suite 1050  
Santa Ana, CA 92704

Mortgage IT c/o Deutsche Bank  
60 Wall Street, 36th Floor, Mail Stop NYC60-3605  
New York City, NY 10005

Long Beach Mortgage c/o FDIC Restitution Payments  
P.O. Box 971774  
Dallas, TX 75397-1774

Restitution to be divided between the victims.

		\$2,000.00
TOTALS	\$0.00	\$2,000.00

Restitution amount ordered pursuant to plea agreement \$ \_\_\_\_\_

The defendant must pay interest on restitution and a fine of more than \$2,500, unless the restitution or fine is paid in full before the fifteenth day after the date of the judgment, pursuant to 18 U.S.C. § 3612(f). All of the payment options on Sheet 6 may be subject to penalties for delinquency and default, pursuant to 18 U.S.C. § 3612(g).

The court determined that the defendant does not have the ability to pay interest and it is ordered that:

the interest requirement is waived for the  fine  restitution.

the interest requirement for the  fine  restitution is modified as follows:

\* Findings for the total amount of losses are required under Chapters 109A, 110, 110A, and 113A of Title 18 for offenses committed on or after September 13, 1994, but before April 23, 1996.

DEFENDANT: NOAH BLOCH  
CASE NUMBER: 1:08 CR 506 - 007

### SCHEDULE OF PAYMENTS

Having assessed the defendant's ability to pay, payment of the total criminal monetary penalties is due as follows:

- A  Lump sum payment of \$ \_\_\_\_\_ due immediately, balance due  
 not later than \_\_\_\_\_, or  
 in accordance  C,  D,  E, or  F below; or
- B  Payment to begin immediately (may be combined with  C,  D, or  F below); or
- C  Payment in equal \_\_\_\_\_ (e.g., weekly, monthly, quarterly) installments of \$ \_\_\_\_\_ over a period of \_\_\_\_\_ (e.g., months or years), to commence \_\_\_\_\_ (e.g., 30 or 60 days) after the date of this judgment; or
- D  Payment in equal \_\_\_\_\_ (e.g., weekly, monthly, quarterly) installments of \$ \_\_\_\_\_ over a period of \_\_\_\_\_ (e.g., months or years), to commence \_\_\_\_\_ (e.g., 30 or 60 days) after release from imprisonment to a term of supervision; or
- E  Payment during the term of supervised release will commence within \_\_\_\_\_ (e.g., 30 or 60 days) after release from imprisonment. The court will set the payment plan based on an assessment of the defendant's ability to pay at that time; or
- F  Special instructions regarding the payment of criminal monetary penalties:  
 A special assessment of \$ 100.00 is due in full immediately as to count(s) One of the Indictment  
PAYMENT IS TO BE MADE PAYABLE AND SENT TO THE CLERK, U.S. DISTRICT COURT.  
 After the defendant is released from imprisonment, and within 30 days of the commencement of the term of supervised release, the probation officer shall recommend a revised payment schedule to the Court to satisfy any unpaid balance of the restitution. The Court will enter an order establishing a schedule of payments.

Unless the court has expressly ordered otherwise, if this judgment imposes imprisonment, payment of criminal monetary penalties is due during imprisonment. All criminal monetary penalties, except those payments made through the Federal Bureau of Prisons' Inmate Financial Responsibility Program, are made to the clerk of the court.

The defendant shall receive credit for all payments previously made toward any criminal monetary penalties imposed.

Joint and Several

Defendant and Co-Defendant Names and Case Numbers (including defendant number), Total Amount, Joint and Several Amount, and corresponding payee, if appropriate.

- The defendant shall pay the cost of prosecution.
- The defendant shall pay the following court cost(s):
- The defendant shall forfeit the defendant's interest in the following property to the United States:

Payments shall be applied in the following order: (1) assessment, (2) restitution principal, (3) restitution interest, (4) fine principal, (5) fine interest, (6) community restitution, (7) penalties, and (8) costs, including cost of prosecution and court costs.

DEFENDANT: NOAH BLOCH  
CASE NUMBER: 1:08 CR 508 - 007  
DISTRICT: NORTHERN DISTRICT OF OHIO

STATEMENT OF REASONS  
(Not for Public Disclosure)

I COURT FINDINGS ON PRESENTENCE INVESTIGATION REPORT

- A  The court adopts the presentence investigation report without change.
- B  The court adopts the presentence investigation report with the following changes.  
(Check all that apply and specify court determination, findings, or comments, referencing paragraph numbers in the presentence report, if applicable.)  
(Use page 4 if necessary.)
- 1  Chapter Two of the U.S.S.C. Manual determinations by court (including changes to base offense level, or specific offense characteristics):  
At the time of sentencing the Court determined the Total Offense Level to be 9 with 5K1.1 departure.
- 2  Chapter Three of the U.S.S.C. Manual determinations by court (including changes to victim-related adjustments, role in the offense, obstruction of justice, multiple counts, or acceptance of responsibility):
- 3  Chapter Four of the U.S.S.C. Manual determinations by court (including changes to criminal history category or scores, career offender, or criminal livelihood determinations):
- 4  Additional Comments or Findings (including comments or factual findings concerning certain information in the presentence report that the Federal Bureau of Prisons may rely on when it makes inmate classification, designation, or programming decisions):
- C  The record establishes no need for a presentence investigation report pursuant to Fed.R.Crim.P. 32.

II COURT FINDING ON MANDATORY MINIMUM SENTENCE (Check all that apply.)

- A  No count of conviction carries a mandatory minimum sentence.
- B  Mandatory minimum sentence imposed.
- C  One or more counts of conviction alleged in the indictment carry a mandatory minimum term of imprisonment, but the sentence imposed is below a mandatory minimum term because the court has determined that the mandatory minimum does not apply based on
- findings of fact in this case
- substantial assistance (18 U.S.C. § 3553(e))
- the statutory safety valve (18 U.S.C. § 3553(f))

III COURT DETERMINATION OF ADVISORY GUIDELINE RANGE (BEFORE DEPARTURES):

Total Offense Level: 13

Criminal History Category: 1

Imprisonment Range: 12 to 18 Months

Supervised Release Range: 2 to 3 Years

Fine Range: \$ 3,000 to \$ 30,000

- Fine waived or below guideline range due to defendant's inability to pay.

DEFENDANT: NOAH BLOCH
CASE NUMBER: 1:08 CR 506 - 007
DISTRICT: NORTHERN DISTRICT OF OHIO

STATEMENT OF REASONS
(Not for Public Disclosure)

IV ADVISORY GUIDELINE SENTENCING DETERMINATION (Check only one.)

- A The sentence is within an advisory guideline range that is not greater than 24 months, and the court finds no reason to depart.
B [checked] The sentence is within an advisory guideline range that is greater than 24 months, and the specific sentence is imposed for these reasons.
C The court departs from the advisory guideline range for reasons authorized by the sentencing guidelines manual.
D The court imposed a sentence outside the advisory sentencing guideline system.

V DEPARTURES AUTHORIZED BY THE ADVISORY SENTENCING GUIDELINES (If applicable.)

- A The sentence imposed departs (Check only one.):
[checked] below the advisory guideline range
above the advisory guideline range

B Departure based on (Check all that apply):

- 1 Plea Agreement (Check all that apply and check reason(s) below.):
[checked] 5K1.1 plea agreement based on the defendant's substantial assistance
5K3.1 plea agreement based on Early Disposition or "Fast-track" Program
binding plea agreement for departure accepted by the court
plea agreement for departure, which the court finds to be reasonable
plea agreement that states that the government will not oppose a defense departure motion.
2 Motion Not Addressed in a Plea Agreement (Check all that apply and check reason(s) below.):
5K1.1 government motion based on the defendant's substantial assistance
5K3.1 government motion based on Early Disposition or "Fast-track" program
government motion for departure
defense motion for departure to which the government did not object
defense motion for departure to which the government objected
3 Other
Other than a plea agreement or motion by the parties for departure (Check reason(s) below.):

C Reason(s) for Departure (Check all that apply other than 5K1.1 or 5K3.1.)

- 4A1.3 Criminal History Inadequacy
5H1.1 Age
5H1.2 Education and Vocational Skills
5H1.3 Mental and Emotional Condition
5H1.4 Physical Condition
5H1.5 Employment Record
5H1.6 Family Ties and Responsibilities
5H1.11 Military Record, Charitable Service, Good Works
5K2.0 Aggravating or Mitigating Circumstances
5K2.1 Death
5K2.2 Physical Injury
5K2.3 Extreme Psychological Injury
5K2.4 Abduction or Unlawful Restraint
5K2.5 Property Damage or Loss
5K2.6 Weapon or Dangerous Weapon
5K2.7 Disruption of Government Function
5K2.8 Extreme Conduct
5K2.9 Criminal Purpose
5K2.10 Victim's Conduct
5K2.11 Lesser Harm
5K2.12 Coercion and Duress
5K2.13 Diminished Capacity
5K2.14 Public Welfare
5K2.16 Voluntary Disclosure of Offense
5K2.17 High-Capacity, Semiautomatic Weapon
5K2.18 Violent Street Gang
5K2.20 Aberrant Behavior
5K2.21 Dismissed and Uncharged Conduct
5K2.22 Age or Health of Sex Offenders
5K2.23 Discharged Terms of Imprisonment
Other guideline basis (e.g., 2B).1 commentary

D Explain the facts justifying the departure. (Use page 4 if necessary.)

DEFENDANT: NOAH BLOCH  
CASE NUMBER: 1:08 CR 506 - 007  
DISTRICT: NORTHERN DISTRICT OF OHIO

**STATEMENT OF REASONS**  
*(Not for Public Disclosure)*

**VI COURT DETERMINATION FOR SENTENCE OUTSIDE THE ADVISORY GUIDELINE SYSTEM**  
*(Check all that apply.)*

**A The sentence imposed is (Check only one.):**

- below the advisory guideline range  
 above the advisory guideline range

**B Sentence imposed pursuant to (Check all that apply.):**

**1 Plea Agreement (Check all that apply and check reason(s) below.):**

- binding plea agreement for a sentence outside the advisory guideline system accepted by the court  
 plea agreement for a sentence outside the advisory guideline system, which the court finds to be reasonable  
 plea agreement that states that the government will not oppose a defense motion to the court to sentence outside the advisory guideline system

**2 Motion Not Addressed in a Plea Agreement (Check all that apply and check reason(s) below.):**

- government motion for a sentence outside of the advisory guideline system  
 defense motion for a sentence outside of the advisory guideline system to which the government did not object  
 defense motion for a sentence outside of the advisory guideline system to which the government objected

**3 Other**

- Other than a plea agreement or motion by the parties for a sentence outside of the advisory guideline system *(Check reason(s) below.)*

**C Reason(s) for Sentence Outside the Advisory Guideline System (Check all that apply.)**

- the nature and circumstances of the offense and the history and characteristics of the defendant pursuant to 18 U.S.C. § 3553(a)(1)  
 to reflect the seriousness of the offense, to promote respect for the law, and to provide just punishment for the offense (18 U.S.C. § 3553(a)(2)(A))  
 to afford adequate deterrence to criminal conduct (18 U.S.C. § 3553(a)(2)(B))  
 to protect the public from further crimes of the defendant (18 U.S.C. § 3553(a)(2)(C))  
 to provide the defendant with needed educational or vocational training, medical care, or other correctional treatment in the most effective manner (18 U.S.C. § 3553(a)(2)(D))  
 to avoid unwarranted sentencing disparities among defendants (18 U.S.C. § 3553(a)(6))  
 to provide restitution to any victims of the offense (18 U.S.C. § 3553(a)(7))

**D Explain the facts justifying a sentence outside the advisory guideline system. (Use page 4 if necessary.)**

DEFENDANT: NOAH BLOCH  
CASE NUMBER: 1:08 CR 506 - 007  
DISTRICT: NORTHERN DISTRICT OF OHIO

**STATEMENT OF REASONS**  
*(Not for Public Disclosure)*

**VII COURT DETERMINATIONS OF RESTITUTION**

- A  Restitution Not Applicable.
- B Total Amount of Restitution: \$ 2,000.00
- C Restitution not ordered *(Check only one.)*:
- 1  For offenses for which restitution is otherwise mandatory under 18 U.S.C. § 3663A, restitution is not ordered because the number of identifiable victims is so large as to make restitution impracticable under 18 U.S.C. § 3663A(c)(3)(A)
  - 2  For offenses for which restitution is otherwise mandatory under 18 U.S.C. § 3663A, restitution is not ordered because determining complex issues of fact and relating them to the cause or amount of the victims' losses would complicate or prolong the sentencing process to a degree that the need to provide restitution to any victim would be outweighed by the burden on the sentencing process under 18 U.S.C. § 3663A(c)(3)(B)
  - 3  For other offenses for which restitution is authorized under 18 U.S.C. § 3663 and/or required by the sentencing guidelines, restitution is not ordered because the complication and prolongation of the sentencing process resulting from the fashioning of a restitution order outweigh the need to provide restitution to any victims under 18 U.S.C. § 3663(a)(1)(B)(ii).
  - 4  Restitution is not ordered for other reasons. *(Explain.)*
- D  Partial restitution is ordered for these reasons *(18 U.S.C. § 3553(c))*:

**VIII ADDITIONAL FACTS JUSTIFYING THE SENTENCE IN THIS CASE *(If applicable.)***

Sections I, II, III, IV, and VII of the Statement of Reasons form must be completed in all felony cases.

Defendant's Soc. Sec. No.: 287-68-9848

Defendant's Date of Birth: 3/19/1975

Defendant's Residence Address: 5348 Blue Bell Drive  
Lyndhurst, OH 44124

Defendant's Mailing Address: Same as above

June 23, 2011

Date of Imposition of Judgment

Donald C. Nugent  
Signature of Judge  
DONALD C. NUGENT, United States District Judge

Name of Judge Title of Judge

Date Signed

July 1, 2011

# Exhibit C

**The Same Mortgage Loans are listed in a Myriad of Restitution Orders  
And Related Civil Fraud Settlements**

<b>PROPERTY ADDRESS/ MORTGAGE LOAN</b>	<b><u>USA v. Viola</u> 08-cr-506, ND Ohio Count Number</b>	<b><u>Ohio v. Viola</u> 10-cr-536977 Count Number</b>
3313 West 55	3	1
1040 East 70	4	1
1670 East 71	5	1
3475 East 76	6	1
979 East 78	7	1
1386 East 92	8	1
2920 East 121	9	1
1074 East 147	10	1
9113 Birchdale	11	1
9809 Orleans	12	1
5815 Portage	13	1
10709 Shale	14	1
3214 Sycamore	15	1
3712 East 77	16	1
3202 West 32	17	1
686 East 130	18	1

<u>PROPERTY ADDRESS/ MORTGAGE LOAN</u>	<u>USA v. Viola 08-cr-506, ND Ohio Count Number</u>	<u>Ohio v. Viola 10-cr-536977 Count Number</u>
9905 Elizabeth	19	1
9013 Laisy	20	1
6731 Gertrude	21	1
1391 Russell	22	1
12805 Bartfield	23	1
1347 East 86	24	72
2341 East 61	25	1
10102 North	26	1
1461 East 112	27	1
1202 East 82	28	1
1680 East 84	29	32
2284 East 86	30	225
3796 Woodbridge	31	55
5209 Luther	32	1
3233 Dellwood	33	1
1328 East 117	34	1
1035 East 69	35	29
3439 East 71	36	20

## HARRIS CASE INDICTMENT COMPARISON

Property Address	<u>USA v. Viola</u> 08-cr-506, ND Oh	<u>Ohio v. Harris</u> 10-cr-551555,
3233 Dellwood	Count 33	Count 83
9809 Orleans	Count 12	Count 85
889 Woodview	404(b) – Burton	Count 38
1687 Colonial	404(b) – Burton	Count 35
2192 Edgewood	404(b) – Burton	Count 28
9013 Laisy	Count 20	Count 11
3212-14 Sycamore	404(b) – Prusk	Count 7
3212 East 77	Count 16	Count 6
12805 Bartfield	Count 23	Count 1
1389-91 Russell	Count 22	Count 1
1347 East 86	Count 24	Count 1
5209 Luther	Count 32	Count 1
7120 Colfax	404(b) – McCarthy	Count 1
739 East 95	404(b) – Snowden	Count 1
5369 Homer	404(b) – Snowden	Count 1
3536 Silsby	404(b) – Burton	Count 1
3219 East Overlook	404(b) – Burton	Count 1
3712 East 77	Count 16	Count 1

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# Exhibit D

Deutsche Bank and its MortgageIT subsidiary were the alleged victims of mortgage fraud schemes, and are currently the beneficiaries of restitution concerning the following properties in USA v. Viola, 08-cr-506, N.D. Ohio:

COUNT 18 - 686 East 130<sup>th</sup> Street  
COUNT 19 - 9905 Elizabeth Avenue  
COUNT 20 - 9013 Laisy Avenue  
COUNT 21 - 3439 East 71<sup>st</sup> Street

Deutsche Bank National Trust Company as Trustee for Long Beach Mortgage Loan Trust 2005-WL3 is the owner of the following mortgage loans, and was the recipient of millions of dollars in civil fraud settlements concerning the same mortgage loans / transactions in **Deutsche Bank v. FDIC, et. al.**, Case # 09-1656, DC District Court:

<u>Property Address / Mortgage Loan</u>	<u>USA v. Viola Count Number</u>
1670 East 71	5
3476 East 76	6
979 East 78	7
2920 East 121	9
1074 East 147	10
9809 Orleans	12
5815 Portage	13
10709 Shale	14
3302 West 32	17
1461 East 112	27
1202 East 82	28
1680 East 84	29
2284 East 86	30
1328 East 117	34
1035 East 69	35

###

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# Exhibit E

Kindly consider the following:

Testimony of Mr. Alfio Savarino,  
a "representative" of JP Morgan,  
USA v. Viola, CR-08-506 (N.D. Ohio)

November 19, 2013 Admissions by JP  
Morgan in its \$13 billion Settlement;  
"Statement of Facts" 11/19/13

- 
- |   |   |
|---|---|
| (1) JP Morgan "underwrote to the policy" p. 1199  | "JP Morgan ... received information that ... loans did not comply with underwriting guidelines [but] were sold and marketed to investors; however, JP Morgan did not disclose this to securitization investors; page 1. |
| (2) "Everything, analyzing risk and the way we graded it [i.e. the loan] was done manually" p. 1125                           | "JP Morgan" closed loans "without analyzing these loans on a case-by-case basis" page 4.  |
| (3) "We would look at ... debt to income ratios" p. 1126  | JP Morgan closed loans fully aware of "high debt-to-income ratios" page 4.  |
| (4) JP Morgan would "decline" a loan if income was falsely stated, p. 1128  | JP Morgan "concluded that borrowers overstated their incomes" but JP Morgan "agreed to purchase" the loans regardless, page 6.  |
| (5) "The employment ... was verified" p. 1127   | JP Morgan closed loans with "inadequate or missing documentation of income" page 4.   |
| (6) "Correct" the underwriter would look at the assets reported on the application p. 1129                                    | JP Morgan closed loans when its files were "missing documentation such as proof of income, employment or assets" page 4.  |
| (7) JP Morgan "verified the employment" p. 1218 and if incomes were falsely stated, the bank would "decline the loan" p. 1128 | JP Morgan closed loans with "stated income that the vendors concluded were unreasonable" page 4.  |
| (8) "Every appraisal was sent to the review department ... they would look at it" p. 1131                                     | JP Morgan closed loans with "missing appraisals" p. 4   |
| (9) JP Morgan required "a minimum of 10% down" p. 1133; borrowers needed "some skin in the game" p. 1235                      | JP Morgan knowingly closed loans with "high loan-to-value ratios (some over 100 percent)" Page 4.   |
-

Contradictions between JP Morgan Chase Trial Testimony in CR-08-506,  
USA v. Viola, Northern District of Ohio and JP Morgan Statement of Facts

Testimony of Mr. Alfio Savarino, "corporate  
representative of JP Morgan Chase" p. 1118

November 19, 2013 Statement of Facts  
signed by JP Morgan

- |  |  |
|--|--|
| (1) JP Morgan underwrote to policy,<br>page 1199   | JP Morgan ... received information tha<br>... loans did not comply with underwri<br>ing guidelines [but] were ... sold<br>and marketed to investors; however,<br>JP Morgan ... did not disclose this to<br>securitization investors, page 1. |
| (2) Everything, analysing risk and the way<br>we graded it [i.e the loan] was done<br>manually page 1125   | JP Morgan [closed loans] without<br>analyzing these loans on a case-by-case<br>basis, page 4.  |
| (3) We would look at ... debt to income<br>ratios page 1126  | JP Morgan closed loans with "high<br>debt to income ratios" page 4.  |
| (4) JP Morgan would "decline the loan" if<br>income was falsely stated" page 1128  | JP Morgan "concluded borrowers overstated<br>their incomes" but "agreed to purchase"<br>loans regardless, page 6.  |
| (5) The income was ... verified, page 1127   | JP Morgan closed loans with "inadequate<br>or missing documentation of income"<br>page 4.  |
| (6) The underwriter would look at the assets<br>reported on the application, page 1129<br>and JP Morgan relied on "the presentation<br>of income, page 1129. | JP Morgan closed loans with "missing<br>documentation such as ... proof of inco<br>employment or assets" page 4.   |
| (7) JP Morgan verified the employment,<br>page 1218  | JP Morgan closed loan with "stated<br>income that the vendors concluded were<br>unreasonable" page 4.  |
| (8) Every appraisal was sent to the review<br>department, page 1131  | JP Morgan closed loans with "missing<br>appraisals" page 4.  |
| (9) JP Morgan required "a minimum of 10% down"<br>p. 1133  | JP Morgan closed loans with "high loan-<br>to-value ratios (some over 100 percent)<br>page 4.  |

INDICTMENT, page 4 "The object of the conspiracy was ... to induce the mortgage companies  
to finance the purchase of nineteen properties at an inflated appraised value."

JP MORGAN'S MR. SAVARINO AT TRIAL, page 1233: JP Morgan relies on the appraisal.

JURY INSTRUCTIONS, page 3797: The crime was "to induce the mortgage company to finance  
the purchase of the property at an inflated appraised value."

STATEMENT OF FACTS, page 2: "Properties securing the loans had a appraised values that  
were higher than the values derived in due diligence testing from automated valuation mode  
broker price opinions or other due diligence methods."

###

# Exhibit F

## Viola v. Fed. Deposit Ins. Corp.

Decided Jun 14, 2019

Civil Action No. 18-2351 (JEB)

06-14-2019

ANTHONY VIOLA, Plaintiff, v. FEDERAL DEPOSIT INSURANCE CORP., et al., Defendants.

JAMES E. BOASBERG United States District Judge

### MEMORANDUM OPINION

Incarcerated *pro se* Plaintiff Anthony L. Viola makes a clear request: show me the money. Or at least: show me where the money went. Convicted of wire fraud and ordered, along with several co-defendants, to pay restitution to assorted victims, Viola now seeks an accounting. As he and his co-defendants are jointly and severally liable, Viola wants to know what payments have been made and to whom. Plaintiff's claims hit several snags, however. For starters, he fails to show injury and thus lacks standing. His counts against each of the four Defendants also suffer substantive defects. As a result, the Court will dismiss the suit without prejudice.

### I. Background

On April 1, 2011, Viola was convicted of wire fraud and related charges in the U.S. District Court for the Northern District of Ohio. See ECF No. 12 (Fed. Def. MTD) at 2; see also United States v. Viola, 2011 WL 6749643, at \*2 (N.D. Ohio Dec. 22, 2011). That court subsequently held him and five co-defendants jointly and severally liable for \$2,649,865 in restitution to five victims of the fraud. See Fed. Def. MTD at 2; see also ECF No.

1 (Compl.), Attach. 1 at 1-6 (Restitution Order). Those victims included the Federal Deposit Insurance \*2 Corporation and Argent Mortgage Company. See Restitution Order at 3. To execute the court's restitution order, the Bureau of Prisons has deducted between \$25 and \$50 from Viola's account every three months since September 2012. Id. at 8-10 (Inmate Financial Obligations); Fed. Def. MTD, Attach. 1 (Viola Payment History).

Viola alleges that in January 2018, he requested that each of the payees provide a current balance of his outstanding restitution debt. See Compl. at 1. He claims that they either ignored him or failed to confirm receipt of restitution payments. Id. Viola further alleges that he requested from the court a "full accounting" of his payments, but that the court "refused to provide the information." Id.

Unhappy with his lack of progress, on October 9, 2018, Plaintiff filed suit in this Court against the U.S. District Court for the Northern District of Ohio, the FDIC, BOP, and Argent. Although he does not delineate specific causes of action, he principally invokes 18 U.S.C. § 3664, the Mandatory Victims Restitution Act. Id. at 4. He seeks to obtain an accounting of his restitution payments, verification that his payments have reached the proper payees, and the amount remaining on all co-defendants' liability. Id. at 4-5. The three federal Defendants have now filed a collective Motion to Dismiss under Federal Rules of Civil Procedure 12(b)(1) and 12(b)(6). Citigroup, Inc., as alleged successor to Argent, has filed a separate Motion to Dismiss under Rule 12(b)(6). See ECF No. 13.

### II. Legal Standard

In evaluating Defendants' Motions to Dismiss, the Court must "treat the complaint's factual allegations as true . . . and must grant plaintiff 'the benefit of all inferences that can be derived from the facts alleged.'" Sparrow v. United Air Lines, Inc., 216 F.3d 1111, 1113 (D.C. Cir. 2000) (quoting Schuler v. United States, 617 F.2d 605, 608 (D.C. Cir. 1979)); see <sup>3</sup> also Jerome Stevens Pharms., Inc. v. FDA, 402 F.3d 1249, 1253-54 (D.C. Cir. 2005). The Court need not accept as true, however, "a legal conclusion couched as a factual allegation," nor an inference unsupported by the facts set forth in the Complaint. See Trudeau v. FTC, 456 F.3d 178, 193 (D.C. Cir. 2006) (quoting Papasan v. Allain, 478 U.S. 265, 286 (1986)).

Federal Rule of Civil Procedure 12(b)(6) provides for the dismissal of an action where a complaint fails "to state a claim upon which relief can be granted." Although "detailed factual allegations" are not necessary to withstand a Rule 12(b)(6) motion, "a complaint must contain sufficient factual matter, accepted as true, to 'state a claim to relief that is plausible on its face.'" Ashcroft v. Iqbal, 556 U.S. 662, 678 (2009) (internal citation omitted). For a complaint to survive a 12(b)(6) motion, the facts alleged in the complaint "must be enough to raise a right to relief above the speculative level." Bell Atl. Corp. v. Twombly, 550 U.S. 544, 555-56 (2007).

The standard to survive a motion to dismiss under Rule 12(b)(1) is less forgiving. Under this Rule, a plaintiff bears the burden of proving that the Court has subject-matter jurisdiction to hear his claims. See Lujan v. Defenders of Wildlife, 504 U.S. 555, 561 (1992). A court also has an "affirmative obligation to ensure that it is acting within the scope of its jurisdictional authority." Grand Lodge of Fraternal Order of Police v. Ashcroft, 185 F. Supp. 2d 9, 13 (D.D.C. 2001). For this reason, "the [p]laintiff's factual allegations in the complaint . . . will bear closer scrutiny in resolving a 12(b)(1) motion' than in resolving a 12(b)(6) motion for failure to state a claim." Id. at

13-14 (quoting 5A Charles A. Wright & Arthur R. Miller, Federal Practice and Procedure § 1350 (2d ed. 1987)).

The Court is mindful that complaints filed by *pro se* claimants are held "to less stringent standards than formal pleadings drafted by lawyers." Haines v. Kerner, 404 U.S. 519, 520 (1972). But "even a *pro se* complainant must plead 'factual matter' that permits the court to infer <sup>4</sup> 'more than the mere possibility of misconduct.'" Atherton v. D.C. Office of the Mayor, 567 F.3d 672, 681-82 (D.C. Cir. 2009) (quoting Iqbal, 556 U.S. at 678). The Court therefore must dismiss a *pro se* complaint "where the plaintiff's complaint provides no factual or legal basis for the requested relief." Strunk v. Obama, 880 F. Supp. 2d 1, 3 (D.D.C. 2011) (internal citations omitted).

### III. Analysis

The Court, as it must, first considers Defendants' jurisdictional challenges, see Steel Co. v. Citizens for a Better Env't, 523 U.S. 83, 95 (1998), before exploring defects in Viola's claims against each Defendant.

#### A. Jurisdiction

The Government initially argues that the case is now moot because the Clerk has since provided Viola with a two-page payment history. Yet Plaintiff rejoins that this is insufficient, especially because it does not detail payments from his co-defendants. The Court need not spend time on this point, however, as a more basic obstacle blocks Viola's path — namely, lack of standing.

Article III of the United States Constitution limits the jurisdiction of federal courts to resolving "Cases" and "Controversies." U.S. Const. art. III, § 2, cl. 1. A party's standing "is an essential and unchanging part of the case-or-controversy requirement of Article III." Lujan, 504 U.S. at 560. Standing therefore represents a "predicate to any exercise of [the Court's] jurisdiction." Florida Audubon Soc'y v. Bentsen, 94 F.3d 658, 663 (D.C. Cir. 1996).

To maintain standing, a plaintiff must meet three criteria. First, he "must have suffered an injury in fact — an invasion of a legally-protected interest which is (a) concrete and particularized . . . and (b) actual or imminent, not conjectural or hypothetical." Lujan, 504 U.S. \*5 at 560 (citations and internal quotation marks omitted). Second, "there must be a causal connection between the injury and the conduct complained of — the injury has to be fairly . . . trace[able] to the challenged action of the defendant, and not . . . th[e] result [of] the independent action of some third party not before the court." Id. (alterations in original) (citation and internal quotation marks omitted). Third, "it must be likely, as opposed to merely speculative, that the injury will be redressed by a favorable decision." Id. at 561 (citation and internal quotation marks omitted). A "deficiency on any one of the three prongs suffices to defeat standing." US Ecology, Inc. v. US Dep't of Interior, 231 F.3d 20, 24 (D.C. Cir. 2000).

Injury is the "[f]irst and foremost" of standing's three elements. See Steel Co., 523 U.S. at 103. To meet this requirement, a plaintiff must show that he has suffered a distinct harm. See Valley Forge Christian College v. Americans United for Separation of Church and State, Inc., 454 U.S. 464, 472 (1982). Such an injury, moreover, must be "concrete and particularized." Spokeo, Inc. v. Robins, 136 S. Ct. 1540, 1545 (2016) (quoting Friends of the Earth, Inc. v. Laidlaw Environmental Services (TOC), Inc., 528 U.S. 167, 180-81 (2000)). In other words, injury requires more than a statutory violation: plaintiffs must also show a "'concrete interest' that is 'de facto,' 'real,' and 'actually exist[s].'" Owner-Operator Indep. Drivers Ass'n v. U.S. Dep't of Transportation, 879 F.3d 339, 343 (D.C. Cir. 2018) (quoting Hancock v. Urban Outfitters, Inc., 830 F.3d 511, 514 (D.C. Cir. 2016)).

Here, Viola has not demonstrated such a concrete injury. He makes a conclusory statement that he "continues to be damaged" by the Government's acceptance of restitution payments "without any

certainty of the amount of his liability and to whom it is being paid." Compl. at 3. But uncertainty alone is insufficient to show injury. See, e.g., New England Power Generators Ass'n, Inc. v. FERC, 707 F.3d 364, 369 (D.C. Cir. 2013) ("It would be a strange \*6 thing indeed if uncertainty were a sufficiently certain harm to constitute an injury in fact."). To the extent Viola alleges a violation of the MVRA, he still must show he has suffered a concrete injury that "actually exist[s]," Spokeo, 136 S. Ct. at 1548 — not that he is merely uncertain whether the Government is properly reimbursing his victims.

Viola, consequently, must show either that there is a likelihood he has overpaid, or that the lack of accounting is causing him some other concrete injury — *e.g.*, it affects how he pays the restitution. Yet he has pled neither. Indeed, his own submissions indicate that he has not come close to paying his full restitution balance. See Inmate Financial Obligations; see also Viola Payment History. In other words, his payments of a few hundred dollars are nowhere near the \$2.5 million that is due, even when adding in the more than \$88,000 he alleges his co-defendants have paid. See ECF No. 16 (Pl. Opp.) at 1. Likewise, Viola does not claim that the withholding of an accounting has affected the manner of his quarterly payments of \$25 to \$50. This is not to preclude standing in the future if, for instance, substantial payments are made by him or the others such that the full figure is in sight. As for now, however, Viola has not shown he has suffered any real harm here.

There is another potential avenue, however. Rather than argue direct injury, he could seek to show informational standing — that is, he might maintain that he has been deprived of information about his restitution payments to which he is entitled. Under the Supreme Court's holding in FEC v. Akins, 524 U.S. 11 (1998), a plaintiff "suffers an 'injury in fact' when [he] fails to obtain information which must be publicly disclosed pursuant to a statute." Id. at 21. The D.C. Circuit

has since elaborated that "a denial of access to information can work an 'injury in fact' for standing purposes, at least where a statute (on the claimants' reading) requires that the information 'be publicly disclosed' and there 'is no reason to doubt their claim that the \*7 information would help them.'" Ethyl Corp. v. EPA, 306 F.3d 1144, 1148 (D.C. Cir. 2002) (quoting Akins, 524 U.S. at 21). For informational standing to apply, however, the statute in question must specifically give the plaintiff a right to the sought information. See Am. Soc. for Prevention of Cruelty to Animals v. Feld Entm't, Inc., 659 F.3d 13, 23 (D.C. Cir. 2011).

The difficulty for Viola here is that the MVRA contains no such information-disclosure requirement. Section 3664(b) comes closest, by requiring the court to disclose its pre-sentence restitution report to the defendant. That section, however, only requires disclosing one pre-sentence report; it plainly does not compel ongoing accounting to convicted defendants. Id. As nothing in the statute gives Viola an independent entitlement to the information, he cannot show informational standing. See Feld, 659 F.3d at 23. Showing no injury under any theory, Plaintiff lacks standing.

There is a further jurisdictional hurdle in relation to Plaintiff's suing the court itself. It is "well established that federal district courts do not have jurisdiction to reconsider decisions of other federal courts." Yi Tai Shao v. Roberts, 2019 WL 249855, at \*14 (D.D.C. Jan. 17, 2019); accord Jung v. Bank of America, N.A., 2018 WL 6680579, at \*5 n.7 (D.D.C. Dec. 19, 2018) (noting that "federal district courts do not have jurisdiction to reconsider decisions of other federal district courts"); Atchison v. U.S. Dist. Courts, 190 F. Supp. 3d 78, 88 (D.D.C. 2016) (noting that federal district courts "ha[ve] no subject matter jurisdiction to reconsider the decisions of other federal district courts"). As a corollary, federal district courts lack jurisdiction to "attack the judicial acts of a sister court" by ordering its clerks or staff to implement their judgements in a certain

way. See Atchison, 190 F. Supp. 3d at 88. Plaintiff, consequently, has not sufficiently established subject-matter jurisdiction for the Court to proceed. \*8

While one may sympathize with Viola's being left in the dark, he is not without remedy. The Clerk's Office has provided him with a detailed accounting of his payments and appears receptive to working with him to correct any errors. See Fed. Def. MTD at 5-6; ECF No. 18 (Fed. Def. Reply) at 2. And if Viola believes the Clerk's accounting to be inaccurate or incomplete, his best route to relief is through petitioning his sentencing court. See 18 U.S.C. § 3664(o); see also United States v. Villongo, 2016 WL 3747508, at \*5 (D.D.C. July 11, 2016) (listing circumstances where sentencing court may modify restitution order).

#### B. Merits

Even if there were jurisdiction, the Court would have to dismiss Viola's suit because his claim against each Defendant is deficient.

##### 1. U.S. District Court

A court (as well as its Clerk) retains absolute judicial immunity, and Viola thus fails to state a claim against either. It has long been established that "judges . . . are not liable to civil actions for their judicial acts." Stump v. Sparkman, 435 U.S. 349, 356-57 (1978) (citation omitted). Similarly, "[i]t is well established that judicial immunity 'extends to other officers of government whose duties are related to the judicial process,' including court clerks. See Roth v. King, 449 F.3d 1272, 1287 (D.C. Cir. 2006) (quoting Barr v. Matteo, 360 U.S. 564, 569 (1959)); see also Hester v. Dickerson, 576 F. Supp. 2d 60, 62 (D.D.C. 2008) (denying injunctive relief because "[i]n this Circuit, absolute judicial immunity extends to clerks of the court") (citing Sindram v. Suda, 986 F.2d 1459, 1460-61 (D.C. Cir. 1993)). If court clerks were not immune from suit, "courts would face the danger that disappointed litigants,

Handwritten notes in blue and green ink: a circled 'X' and a circle containing the numbers '0 7 1' and '005'.

blocked by the doctrine of absolute immunity from suing the judge directly[,] [would] vent their wrath on clerks, court reporters, and other judicial adjuncts." Sindram, 986 F.2d at 1461 (second alteration in \*9 original) (internal quotation marks and citations omitted). Judges and clerks, however, have absolute immunity only for acts performed as part of the judicial process. They enjoy no immunity for "administrative" acts involving "supervising court employees" or "overseeing the efficient operation of a court." Forrester v. White, 484 U.S. 219, 229 (1988).

Viola challenges the Clerk's alleged refusal to provide him with a full accounting of all restitution payments. See Compl. at 1. First off, the court did eventually deliver to him an accounting of his payments, though he contests its accuracy and seeks further information. See Viola Payment History; Pl. Reply at 1. It is also unclear whether Viola is suing the Clerk, to whom he addresses his arguments, or the court itself, which he names in his Complaint. See Compl. at 2, 4. In any event, Plaintiff's claim deals with a judicial action taken — or not taken — by the Clerk in her judicial role. Court-ordered restitution payments are part of a court's ruling, and the way the Clerk goes about implementing that ruling is a judicial function shielded by judicial immunity. Cf. Sibley v. U.S. Supreme Court, 786 F. Supp. 2d 338, 344 (D.D.C. 2011) ("The clerk or deputy clerk's receipt and processing of a litigant's filings are part and parcel of the process of adjudicating cases.").

Monitoring court-ordered restitution is dissimilar to the types of administrative employment actions courts have found may give rise to liability. Viola cites Forrester v. White, a case that dealt narrowly with a judge's demotion and discharge of a probation officer. Id. at 221; see also Kurowski v. Krajewski, 848 F.2d 767, 775-76 (7th Cir. 1988) (holding judge's firing of public defenders because of their political beliefs was administrative act not protected by judicial immunity). Yet even if

Viola's claim could be seen as similar to a request for public judicial records, this Court remains the  
10 wrong place for him to seek relief. \*10

## 2. FDIC and BOP

Viola's claims against the FDIC and BOP are similarly barred — this time, by the doctrine of sovereign immunity. Under that doctrine, the federal government is subject to suit only upon its consent, which must be clear and unequivocal. See United States v. Mitchell, 463 U.S. 206, 212 (1983) ("It is axiomatic that the United States may not be sued without its consent and that the existence of consent is a prerequisite for jurisdiction."). Such a waiver of sovereign immunity must be "unequivocally expressed" in a statute. Hubbard v. EPA, 982 F.2d 531, 532 (D.C. Cir. 1992) (*en banc*) (quoting United States v. Mitchell, 445 U.S. at 535, 538 (1980)).

Viola has failed to establish that sovereign immunity has been waived here. He appears to premise jurisdiction on a combination of 28 U.S.C. § 1331 (federal-question jurisdiction), 18 U.S.C. § 3664 (the MVRA), and 28 U.S.C. § 1361 (the Mandamus Act). See Compl. at 3-4. But none of these statutes waives sovereign immunity. See, e.g., Walton v. Fed. Bureau of Prisons, 533 F. Supp. 2d 107, 114 (D.D.C. 2008) (holding federal-question statute does not waive sovereign immunity); Stone v. Holder, 859 F. Supp. 2d 48, 52 (D.D.C. 2012) (same for MVRA); Washington Legal Found. v. U.S. Sentencing Comm'n, 89 F.3d 897, 901 (D.C. Cir. 1996) (same for Mandamus Act). As a result, this Court lacks subject-matter jurisdiction to hear the claims against the remaining federal Defendants.

To the extent the Administrative Procedure Act waives sovereign immunity even when not explicitly invoked, see Chamber of Commerce v. Reich, 74 F.3d 1322, 1328-29 (D.C. Cir. 1996), Viola is still out of luck because he fails to state a claim under the APA. That Act authorizes courts to "compel agency action unlawfully withheld or unreasonably delayed." 5 U.S.C. § 706(1). But "a

claim under § 706(1) can proceed only where a plaintiff asserts that an agency failed to take a discrete agency action that it is required to take."

11 Norton v. S. Utah 11 Wilderness All., 542 U.S. 55, 64 (2004). Viola does not point to any authority showing that the FDIC or BOP was obliged to provide him the information he seeks. Indeed, the MVRA makes clear that "[n]othing in this section . . . shall be construed to create a cause of action not otherwise authorized in favor of any person against the United States or any officer or employee of the United States." 18 U.S.C. § 3664(p). As Plaintiff cannot demonstrate that either agency failed to take a discrete action it was required to take, he does not state a claim against the FDIC or BOP.

### 3. Citigroup/Argent

Finally, Plaintiff seeks from "Argent Mortgage—successors—assigns" an accounting of all payments it has received on his behalf. See Compl. at 2. Citigroup, as alleged successor to Argent, responds with two arguments. First, it points out that Viola never named it as a Defendant or alleged that Citigroup was the legal successor to Argent. See ECF No. 13 (Citi MTD) at 3. Second, Citigroup notes that a fraud victim has no obligation to produce restitution accounting to the person ordered to pay such restitution. Id. at 4-5. The Court agrees on both counts.

First, Viola does not mention Citigroup in his Complaint. In his Opposition, he suggests that he intended to refer to Citigroup as the successor to Argent, although the bank never appears in the Complaint. See Pl. Opp. at 3. The Court appreciates that *pro se* claims are held "to less stringent standards than formal pleadings drafted by lawyers," Haines, 404 U.S. at 520, and Viola's Opposition did indicate that he understood Citigroup to be the successor to Argent, even if he never pled that fact. See Pl. Opp. at 3. But "even a *pro se* complainant must plead 'factual matter' that permits the court to infer 'more than the mere possibility of misconduct.'" Atherton, 567 F.3d at

681-82 (quoting Iqbal, 556 U.S. at 678). Although 12 he seems to have served \*12 Citigroup with his Complaint, Viola nowhere named Citigroup a defendant. See Citi MTD at 2. As a result, his pleadings do not state a claim against that entity. Similarly, while Plaintiff names Argent in the Complaint, he neither served it nor argued in his brief that it is in any way liable to him.

Regardless of which entity he is suing, Viola has a second, bigger problem: he never pled facts sufficient to support a claim of liability against either one. The MVRA is quite clear that "[n]o victim shall be required to participate in any phase of a restitution order." 18 U.S.C. § 3664(g)(1). That system makes sense, as it would be irrational to allow a convicted fraudster to badger his former victim for an accounting of his payments.

For that reason, the court serves as an intermediary between Viola and his payees. Plaintiff has no direct relationship in the restitutionary process with any of them; as Viola himself recognizes, his dealings are with the court. See Compl. at 1 (requesting accounting of "restitution collected by the government"). The Complaint, therefore, is devoid of any plausible allegation that Citigroup or Argent owes a legal duty to provide an accounting to him. Even if Viola had standing, then, the Court would grant Citigroup's Motion to Dismiss for failure to state a claim.

## IV. Conclusion

For these reasons, the Court will dismiss Plaintiff's claims for lack of subject-matter jurisdiction. A separate Order so stating will issue this day.

/s/ James E. Boasberg.

JAMES E. BOASBERG

United States District Judge Date: June 14, 2019

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# Exhibit G

Customer Name:  
Customer ID: FORF.20%

Receipt Number: 121113-2  
Date: 12/11/13  
Reference: 121113-2

<u>ITEM / INVOICE</u>	<u>DESCRIPTION</u>	<u>QUANTITY</u>	<u>UNIT PRICE</u>	<u>AMOUNT</u>
	Dep to LETF - Restitution CR 535936 / Julius Graves			2.50
	Dep to LETF - Restitution CR 535949 / Richard			25.00
	Dep to LETF - Restitution CR 527972 / James Leonl	—	Viola Co-defendant	16.67
	Dep to LETF - Restitution CR 563827 / Sharon Stucko			20.00
	Dep to LETF - Restitution CR 536179 / Edreaysia			10.00
	Dep to LETF - Reimb CC Land Revltzn / Uri Gofman	—	Viola Co-defendant	88,690.05
	Dep to LETF - Dept Homeland Security v. Harouni		GOFMAN	7,852.39

Payment Method: Check

Subtotal: 98,516.61  
Sales Tax: 0.00  
98,516.61

Receipt Number: 121113-2  
Date: 12/11/13  
Reference: 121113-2

<u>ITEM / INVOICE</u>	<u>DESCRIPTION</u>	<u>QUANTITY</u>	<u>UNIT PRICE</u>	<u>AMOUNT</u>
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	Dep to LETF - Reimb CC Land Revltzn / Uri Gofman			88,690.05
	Dep to LETF - Dept Homeland Security v. Harouni			7,852.39

Payment Method: Check

Subtotal: 98,516.61  
Sales Tax: 0.00  
98,516.61

**Cuyahoga County Prosecutor's Office  
Cash Account Register  
For the Period From Jan 1, 2012 to Dec 31, 2013  
1000 - PNC-Law Enforcement**

Filter Criteria includes: Report order is by Transaction Date.

Date	Reference	Type	Payee/Paid By	Memo	Payment Am	Receipt Amt	Balance
1/1/12	07491	Payment	Opening Balance				
1/4/12	010412	Payment	cleohsup		100.00	375,152.78	375,152.78
1/4/12	0104121	Payment	humrescou		100.00		375,052.78
1/30/12	13012	Receipt	paypal		18.48		374,938.28
1/30/12	130121	Receipt	Forfeitures.20%	13012		3,487.82	378,424.10
1/31/12	Annual Fee	Gen. Jrrl.	Forfeitures.20%	13012		7,029.23	385,453.33
1/31/12	013112	Payment	lawenf		1,686.86		383,766.47
1/31/12	07432	Payment	cleohsup		0.70		383,765.77
1/31/12	07433	Payment	cleohsup		100.00		383,665.77
1/31/12	07434	Payment	gerfuacle		100.00		383,565.77
1/31/12	07435	Payment	gerfuacle		50.00		383,515.77
1/31/12	07436	Payment	gerfuacle		50.00		383,465.77
1/31/12	07437	Payment	gerfuacle		50.00		383,415.77
1/31/12	07438	Payment	gerfuacle		50.00		383,365.77
1/31/12	07439	Payment	gerfuacle		50.00		383,315.77
1/31/12	07440	Payment	gerfuacle		50.00		383,265.77
1/31/12	07441	Payment	gerfuacle		50.00		383,215.77
1/31/12	07442	Payment	gerfuacle		50.00		383,165.77
1/31/12	07443	Payment	gerfuacle		50.00		383,115.77
1/31/12	07444	Payment	gerfuacle		50.00		383,065.77
1/31/12	07445	Payment	gerfuacle		50.00		383,015.77
1/31/12	07446	Payment	gerfuacle		50.00		382,965.77
1/31/12	07447	Payment	gerfuacle		50.00		382,915.77
1/31/12	07448	Payment	gerfuacle		50.00		382,865.77
1/31/12	07449	Payment	gerfuacle		50.00		382,815.77
1/31/12	07450	Payment	gerfuacle		50.00		382,765.77
1/31/12	07451	Payment	gerfuacle		50.00		382,715.77
1/31/12	07452	Payment	gerfuacle		50.00		382,665.77
1/31/12	07453	Payment	gerfuacle		50.00		382,615.77
1/31/12	07454	Payment	secofsta		5.00		382,565.77
1/31/12	07455	Payment	secofsta		5.00		382,560.77
1/31/12	07456	Payment	secofsta		5.00		382,555.77
1/31/12	07457	Payment	secofsta		5.00		382,550.77
1/31/12	07458	Payment	secofsta		5.00		382,545.77
1/31/12	07459	Payment	secofsta		5.00		382,540.77
1/31/12	07460	Payment	secofsta		5.00		382,538.77
1/31/12	07461	Payment	secofsta		5.00		382,530.77
1/31/12	07462	Payment	secofsta		5.00		382,528.77
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1/31/12	07467	Payment	secofsta		5.00		382,500.77
1/31/12	07468	Payment	secofsta		5.00		382,495.77
1/31/12	07469	Payment	secofsta		5.00		382,490.77
1/31/12	07470	Payment	secofsta		5.00		382,485.77
1/31/12	07471	Payment	secofsta		5.00		382,480.77
1/31/12	07472	Payment	secofsta		5.00		382,475.77
1/31/12	07473	Payment	secofsta		5.00		382,470.77
1/31/12	07474	Payment	clecllaw		5.00		382,470.77
1/31/12	07475	Payment	fltra		250.00		382,220.77
1/31/12	07476	Payment	fltra		105.00		382,115.77
1/31/12	07477	Payment	fltra		1,346.00		380,769.77
1/31/12	07478	Payment	mnjtec		930.20		379,839.67
1/31/12	07479	Payment	mnjtec		4,189.16		375,650.42
1/31/12	07480	Payment	mnjtec		1,793.60		373,856.82
1/31/12	07481	Payment	mnjtec		3,531.00		370,325.82
1/31/12	07481	Payment	cleohsup		100.00		370,225.82
1/31/12	07488	Void Pmnt	secofsta		5.00		370,220.82
2/1/12	07529	Payment	fltra		780.80		369,430.22
2/2/12	07482	Payment	plsame		332.50		369,097.72
2/2/12	07483	Payment	plsame		1,025.05		368,072.67
2/2/12	07484	Payment	plsame		707.75		367,364.92

**Cuyahoga County Prosecutor's Office  
Cash Account Register  
For the Period From Jan 1, 2012 to Dec 31, 2013  
1000 - PNC-Law Enforcement**

Filter Criteria includes: Report order is by Transaction Date.

Date	Reference	Type	Payee/Paid By	Memo	Payment Am	Receipt Amt	Balance
8/28/12	07818	Payment	ptsame		1,539.95		398,325.39
8/28/12	07819	Payment	ptsame		1,044.15		397,281.24
8/28/12	07820	Payment	ptsame		1,754.65		395,526.59
8/28/12	082812	Payment	wall		112.10		395,414.49
8/29/12	082912	Payment	cleunista		350.00		395,064.49
8/30/12	07822	Payment	radbrl		220.28		394,844.21
8/30/12	07823	Payment	buscar		799.65		394,044.56
8/30/12	07824	Payment	wills		128.39		393,916.18
8/30/12	07825	Payment	sovign		124.61		393,793.57
8/30/12	07826	Payment	gerfuecla		50.00		393,743.57
8/30/12	07827	Payment	gerfuecla		50.00		393,693.57
8/30/12	07828	Payment	gerfuecla		50.00		393,643.57
8/30/12	07829	Payment	gerfuecla		50.00		393,593.57
8/30/12	07830	Payment	gerfuecla		50.00		393,543.57
8/30/12	07831	Payment	gerfuecla		50.00		393,493.57
8/30/12	07832	Payment	gerfuecla		50.00		393,443.57
8/30/12	07833	Payment	gerfuecla		50.00		393,393.57
8/30/12	07834	Payment	gerfuecla		50.00		393,343.57
8/30/12	07835	Payment	gerfuecla		50.00		393,293.57
8/30/12	07838	Payment	gerfuecla		50.00		393,243.57
8/30/12	07837	Payment	gerfuecla		50.00		393,193.57
8/30/12	07838	Payment	gerfuecla		50.00		393,143.57
8/30/12	07839	Payment	gerfuecla		50.00		393,093.57
8/30/12	07840	Payment	gerfuecla		50.00		393,043.57
8/30/12	07841	Payment	gerfuecla		50.00		392,993.57
8/30/12	07842	Payment	gerfuecla		50.00		392,943.57
8/30/12	07843	Payment	gerfuecla		50.00		392,893.57
8/30/12	07844	Payment	gerfuecla		50.00		392,843.57
8/30/12	07845	Payment	gerfuecla		50.00		392,793.57
8/30/12	083012	Payment	altman		330.00		392,463.57
8/30/12	07821	Void Pmnt	cajnd		50.00		392,413.57
8/31/12	083112	Receipt	Forfeitures.20%	083112		22,060.14	414,473.71
8/31/12	0831122	Receipt	Forfeitures.20%	083112		733.65	415,207.36
8/31/12	0831123	Receipt	Forfeitures.20%	083112	KARKA	488,829.03	884,036.39
9/4/12	07847	Payment	filtra		598.20		883,438.19
9/4/12	07848	Payment	filtra		1,041.20		882,396.99
9/4/12	07849	Payment	filtra		789.20		881,607.79
9/4/12	07850	Payment	wifang		97.01		881,510.78
9/4/12	07851	Payment	frjar		55.28		881,455.52
9/4/12	07852	Payment	wolcob		8,457.82		872,997.90
9/4/12	07853	Payment	ohicse		88.00		872,909.90
9/4/12	090412	Payment	paypal		16.48		872,893.42
9/4/12	07846	Void Pmnt	filtra		696.80		872,296.62
9/4/12	07846V	Void Pmnt	filtra		-598.60		872,893.42
9/5/12	07854	Payment	clechisup		100.00		872,793.42
9/5/12	07855	Payment	clechisup		100.00		872,693.42
9/5/12	07856	Payment	nicand		199.57		872,493.85
9/5/12	07857	Payment	nicand		289.79		872,203.76
9/5/12	07858	Payment	clemat		360.00		871,843.76
9/5/12	07859	Payment	wills		416.52		871,427.24
9/5/12	07860	Payment	matter		128.21		871,301.03
9/8/12	07861	Payment	ohisupcou		200.00		871,101.03
9/8/12	07862	Payment	ptsame		515.85		870,585.18
9/8/12	07863	Payment	radbrl		220.28		870,364.90
9/8/12	07864	Payment	filtra		1,691.00		868,673.90
9/7/12	07865	Payment	filtra		696.20		867,977.70
9/7/12	07866	Payment	filtra		630.20		867,347.50
9/7/12	07867	Payment	clerapci		520.00		866,827.50
9/7/12	080713	Payment	websto		577.17		866,250.33
9/10/12	07868	Payment	tarsin		492.00		865,758.33
9/10/12	07869	Payment	norcoabeh		114.00		865,644.33
9/12/12	07870	Payment	clechisup		100.00		865,540.89
9/12/12	07870	Payment	clechisup		100.00		865,440.89

Printed on: 9/10/13 03:21:29 PM Report 56 / COMPLAINT / CV 18 857905 / Confirmation Number 1902678 / CLMDW

**Cuyahoga County Prosecutor's Office**  
**Cash Account Register**  
**For the Period From Jan 1, 2012 to Dec 31, 2013**  
**1000 - PNC-Law Enforcement**

Filter Criteria Includes: Report order is by Transaction Date.

Date	Reference	Type	Payee/Paid By	Memo	Payment Am	Receipt Amt	Balance
5/7/13	08812	Payment	ptsame				
5/7/13	08813	Payment	ptsame		601.36		1,234,564.40
5/7/13	08814	Payment	ptsame		1,184.85		1,233,379.55
5/7/13	08816	Payment	ptsame		408.65		1,232,970.90
5/7/13	08816	Payment	ptsame		328.00		1,232,642.90
5/7/13	08817	Payment	ptsame		494.00		1,232,148.90
5/7/13	08818	Payment	ptsame		608.16		1,231,540.74
5/7/13	08819	Payment	ptsame		328.00		1,231,212.74
5/7/13	08820	Payment	ptsame		1,237.50		1,229,975.24
5/7/13	08821	Payment	ptsame		328.00		1,229,647.24
5/7/13	08822	Payment	cuycouland	depmad	328.00		1,229,319.24
5/7/13	08823	Payment	buecar		77,868.24		1,151,451.00
5/7/13	08824	Payment	scodata		748.32		1,150,702.68
5/7/13	08826	Payment	kazdan		12,810.00		1,137,892.68
5/7/13	08826	Payment	secofsta		250.48		1,137,642.20
5/7/13	08827	Payment	secofsta		6.00		1,137,636.20
5/7/13	08828	Payment	secofsta		6.00		1,137,630.20
5/7/13	08829	Payment	secofsta		6.00		1,137,624.20
5/7/13	08830	Payment	secofsta		6.00		1,137,618.20
5/7/13	08831	Payment	secofsta		6.00		1,137,612.20
5/7/13	08832	Payment	secofsta		6.00		1,137,606.20
5/7/13	08833	Payment	secofsta		6.00		1,137,600.20
5/7/13	08834	Payment	secofsta		6.00		1,137,594.20
5/7/13	08836	Payment	secofsta		6.00		1,137,588.20
5/7/13	08838	Payment	secofsta		6.00		1,137,582.20
5/7/13	08837	Payment	secofsta		6.00		1,137,576.20
5/7/13	08838	Payment	secofsta		6.00		1,137,570.20
5/7/13	08839	Payment	secofsta		6.00		1,137,564.20
5/7/13	08840	Payment	secofsta		6.00		1,137,558.20
5/7/13	08841	Payment	secofsta		6.00		1,137,552.20
5/7/13	08842	Payment	secofsta		6.00		1,137,546.20
5/7/13	08843	Payment	secofsta		6.00		1,137,540.20
5/7/13	08844	Payment	secofsta		6.00		1,137,534.20
5/7/13	08845	Payment	secofsta		6.00		1,137,528.20
5/7/13	08846	Payment	cuycoucle		60.00		1,137,468.20
5/7/13	08847	Payment	cuycoucle		60.00		1,137,408.20
5/7/13	08848	Payment	cuycoucle		60.00		1,137,348.20
5/7/13	08849	Payment	cuycoucle		60.00		1,137,288.20
5/7/13	08850	Payment	cuycoucle		60.00		1,137,228.20
5/7/13	08851	Payment	cuycoucle		60.00		1,137,168.20
5/7/13	08852	Payment	cuycoucle		60.00		1,137,108.20
5/7/13	08853	Payment	cuycoucle		60.00		1,137,048.20
5/7/13	08854	Payment	cuycoucle		60.00		1,136,988.20
5/7/13	08855	Payment	cuycoucle		60.00		1,136,928.20
5/7/13	08856	Payment	cuycoucle		60.00		1,136,868.20
5/7/13	08857	Payment	cuycoucle		60.00		1,136,808.20
5/7/13	08858	Payment	cuycoucle		60.00		1,136,748.20
5/7/13	08859	Payment	cuycoucle		60.00		1,136,688.20
5/7/13	080713	Receipt	Forfeitures.20%	050713	60.00		1,136,628.20
5/7/13	08860	Void Pmnt	cuycoucle			13,439.48	1,150,067.68
5/7/13	08861	Void Pmnt	cuycoucle		60.00		1,150,007.68
5/7/13	08862	Void Pmnt	cuycoucle		60.00		1,150,308.48
5/7/13	08863	Void Pmnt	cuycoucle		60.00		1,150,248.48
5/7/13	08864	Void Pmnt	cuycoucle		60.00		1,150,188.48
5/7/13	08865	Void Pmnt	cuycoucle		60.00		1,150,128.48
5/10/13	051013	Payment	bankofamerica		748.32		1,149,380.16
5/13/13	051313	Payment	-assampla		61.88		1,149,298.28
5/14/13	08866	Payment	dicla		626.20		1,148,672.08
5/15/13	051513	Payment	-assampla		1,999.00		1,146,673.08
5/15/13	08867	Payment	filtra		954.50		1,145,718.58
5/15/13	08868	Void Pmnt	patjos		327.89		1,145,390.69
5/16/13	08869	Payment	parhelpol		40,000.00		1,105,390.69

**Cuyahoga County Prosecutor's Office**  
**Cash Account Register**  
**For the Period From Jan 1, 2012 to Dec 31, 2013**  
**1000 - PNC-Law Enforcement**

Filter Criteria includes: Report order is by Transaction Data.

Date	Reference	Type	Payee/Paid By	Memo	Payment Am	Receipt Amt	Balance
8/19/13		Payment	sheraton		3,885.66		805,501.15
8/20/13	08983	Payment	cuycoaland	URI GOFMAN	23,010.00		782,491.15
8/20/13	08984	Payment	blayve		105.20		782,385.95
8/20/13	08985	Payment	szpel		180.29		782,205.67
8/20/13	08986	Payment	whjos		218.03		781,987.64
8/20/13	08987	Payment	karri		338.01		781,649.63
8/20/13	08988	Payment	zarsco		289.02		781,360.61
8/20/13	08989	Payment	sowker		281.78		781,118.83
8/20/13	08990	Payment	goltra		231.94		780,886.89
8/20/13	08991	Payment	debtor		434.08		780,452.81
8/20/13	08992	Payment	thoeng		322.07		780,130.74
8/20/13	08993	Payment	mogim		894.31		779,236.43
8/20/13	08994	Payment	intraspro		22,302.33		756,934.12
8/20/13	082013	Receipt	NET PROCEEDS	082013		4,164.55	761,098.67
8/20/13	082013-3	Receipt	ICAC REIMBRSMNT	082013-3		365.00	761,463.67
8/20/13	082013-4	Receipt	GEN FUND REIMBRSM	082013-4		42,718.89	804,172.38
8/21/13	082113	Receipt	NET PROCEEDS	082113		25.00	804,197.38
8/27/13	082713	Payment	Comfort Inn	Stmnt Chgs f	167.66		804,029.72
8/27/13	082713-2	Receipt	NET PROCEEDS	082713		10,729.20	814,758.92
8/28/13		Payment	cropla			988.00	813,770.92
8/28/13		Payment	webeto		8,467.90		810,286.82
8/28/13	08985	Payment	katken		330.15		808,956.67
8/30/13	08989	Payment	ohsupcou		6,000.00		803,956.67
8/30/13	08997	Payment	ohsupcou		100.00		803,856.67
8/30/13	08999	Payment	secofsta		5.00		803,756.67
8/30/13	09000	Payment	secofsta		5.00		803,751.67
8/30/13	09001	Payment	secofsta		5.00		803,746.67
8/30/13	09002	Payment	secofsta		5.00		803,741.67
8/30/13	09003	Payment	secofsta		5.00		803,736.67
8/30/13	09004	Payment	secofsta		5.00		803,731.67
8/30/13	09005	Payment	secofsta		5.00		803,726.67
8/30/13	09006	Payment	secofsta		5.00		803,721.67
8/30/13	09008	Payment	secofsta		5.00		803,716.67
8/30/13	09009	Payment	secofsta		5.00		803,711.67
8/30/13	09010	Payment	secofsta		5.00		803,706.67
8/30/13	09011	Payment	secofsta		5.00		803,701.67
8/30/13	09012	Payment	secofsta		5.00		803,696.67
8/30/13	09014	Payment	secofsta		5.00		803,691.67
8/30/13	09015	Payment	secofsta		5.00		803,686.67
8/30/13	08860V	Void Print	cuycoucle		-50.00		803,636.67
8/30/13	08861V	Void Print	cuycoucle		-50.00		803,586.67
8/30/13	08862V	Void Print	cuycoucle		-50.00		803,536.67
8/30/13	08863V	Void Print	cuycoucle		-50.00		803,486.67
8/30/13	08864V	Void Print	cuycoucle		-50.00		803,436.67
8/30/13	08865V	Void Print	cuycoucle		-50.00		803,386.67
8/30/13	08998	Void Print	secofsta		100.00		803,486.67
8/30/13	09007	Void Print	secofsta		100.00		803,586.67
8/30/13	09007V	Void Print	secofsta		-100.00		803,486.67
8/30/13	09013	Void Print	secofsta		5.00		803,491.67
8/30/13	09016	Void Print	bogphi		9,500.00		794,378.67
9/3/13		Payment	hyareg		1,740.00		792,638.67
9/3/13	09017	Void Print	ohsupcou		100.00		792,538.67
9/5/13		Payment	Design Pics, Inc.	McGinty Lap	2,000.00		790,478.67
9/5/13	090513	Receipt	GEN FUND REIMBRSM	090513		22,302.33	812,778.99
9/5/13	090513.2	Receipt	Forfeitures.20%	090513-2		1,413.20	814,192.18
9/6/13		Payment	Nat Org Vic Asst		660.00		813,532.18
9/6/13	09018	Payment	bogphi		8,250.00		805,282.18
9/6/13	09019	Payment	cornil		1,190.77		804,091.41
9/6/13	09020	Payment	ochfra		11,307.39		792,784.02
9/6/13	09021	Payment	algdis		200.00		792,584.02
9/6/13	09022	Payment	howker		275.00		792,311.03
9/6/13	09023	Payment	howker		252.50		792,058.53

4/16/14 at 17:24:04.62

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**Cuyahoga County Prosecutor's Office**  
**Cash Account Register**  
**For the Period From Jan 1, 2012 to Dec 31, 2013**  
**1000 - PNC-Law Enforcement**

Filter Criteria Includes: Report order is by Transaction Date.

Date	Reference	Type	Payee/Paid By	Memo	Payment Am	Receipt Amt	Balance
11/14/13	09181	Payment	nicand		81.71		827,331.92
11/14/13	09182	Payment	smikes		285.51		827,046.41
11/14/13	09183	Payment	mckler		244.97		826,801.44
11/14/13	09184	Payment	ptsame		2,010.80		824,790.64
11/14/13	09141	Void Pmnt	parhelpol		59,840.00		765,260.64
11/14/13	09141V	Void Pmnt	parhelpol		-59,840.00		824,790.64
11/14/13	09143	Void Pmnt	ussecsr		81,830.00		762,960.64
11/14/13	09143V	Void Pmnt	ussecsr		-81,830.00		824,790.64
11/18/13	111513	Receipt	GEN FUND	111513		7,138.03	831,928.67
11/18/13	111513-2	Receipt	FORF.20%	111513-2		32,307.48	864,236.35
11/18/13	111513-3	Receipt	ICAC	111513-3		2,841.49	867,077.83
11/18/13	111513-4	Receipt	DTAC	111513-4		23,010.00	890,087.83
11/18/13	111513-5	Receipt	GROSS PROCEEDS	111513-5		124,311.84	1,014,399.37
11/18/13		Payment	actra		385.00		1,014,014.37
11/18/13		Payment	usair		6,079.00		1,008,935.37
11/18/13	09165	Payment	clamet		50.00		1,008,885.37
11/18/13	111813	Receipt	BANK CREDIT	111813		17.85	1,008,903.22
11/18/13	09166	Payment	parhelpol		14,462.08		994,441.16
11/18/13	09167	Payment	chilwnt		15,018.29		979,422.87
11/18/13	09168	Payment	ussecsr		15,018.29		964,404.58
11/18/13	09169	Payment	chisupcou		100.00		964,304.58
11/18/13	09160	Payment	chisupcou		100.00		964,204.58
11/20/13	112013	Receipt	GROSS PROCEEDS	112013		44,468.88	1,008,703.23
11/20/13	112013-2	Receipt	FORF.20%	112013-2		13,824.68	1,022,327.89
11/20/13	112013-3	Receipt	BANK CREDIT	112013-3		839.60	1,023,167.49
11/21/13		Payment	usdis		400.00		1,022,767.49
11/21/13	09161	Payment	chiosup		100.00		1,022,667.49
11/21/13	09162	Payment	ptsame		4,340.80		1,018,326.69
11/21/13	112113	Receipt	BANK CREDIT	112113		419.80	1,018,746.39
11/22/13		Payment	United Airlines		512.00		1,018,234.39
11/28/13		Payment	actra		35.00		1,018,199.39
11/28/13		Payment	amatr		763.60		1,017,435.79
11/28/13		Payment	hyareg		393.88		1,017,042.23
11/28/13	09163	Payment	chisupcou		19,840.00		997,202.23
11/28/13	09164	Payment	nadlsalt		1,193.00		996,009.23
11/28/13	09165	Payment	ptsame		2,668.00		993,441.23
11/28/13	112813	Receipt	FORF.20%	112813		18,810.80	1,012,252.03
11/27/13	112713	Receipt	FORF.20%	112713		131.50	1,012,383.53
11/27/13	112713-2	Receipt	ICAC REIMBSMNT	112713-2		5,090.07	1,017,473.60
11/27/13	112713-3	Receipt	GEN FUND	112713-3		2,384.13	1,019,857.73
11/29/13		Payment	nadlsalt		7,200.00		1,012,657.73
12/2/13		Payment	sheraton		1,458.00		1,011,202.73
12/3/13	09168	Payment	hyndslght		28,386.00		986,807.73
12/3/13	09167	Payment	spr		818.31		984,989.42
12/4/13		Payment	actra		35.00		984,954.42
12/5/13		Payment	nadlsalt		4,955.00		979,999.42
12/5/13		Payment	sheraton		891.00		979,108.42
12/8/13		Payment	spr		818.31		978,290.11
12/10/13		Payment	sheraton		98.00		978,194.11
12/10/13	09168	Payment	buscar		1,005.21		977,188.90
12/10/13	09169	Payment	supcouchl		100.00		977,088.90
12/10/13	09170	Payment	chiosup		100.00		976,988.90
12/11/13	121113	Receipt	ICAC REIMBSMNT	121113		1,648.10	978,637.00
12/11/13	121113-2	Receipt	FORF.20%	121113-2		96,516.81	1,075,153.81
12/11/13	121113-3	Receipt	GEN FUND	121113-3	SEE METRIC ATTACHED	28,233.00	1,103,386.81
12/11/13	121113-4	Receipt	BANK CREDIT	121113-4		98.39	1,103,485.00
12/12/13	09171	Payment	hamcou		3,098.00		1,100,387.00
12/13/13		Payment	amatr		821.60		1,099,565.40
12/13/13		Payment	bankofamerica		1,009.21		1,098,556.19
12/16/13		Payment	nathusins		199.00		1,098,357.19
12/16/13		Payment	NJ Business Service		6.25		1,098,350.94
12/16/13		Payment	sheraton		6,149.28		1,092,201.66
12/16/13	09172	Payment	wleand		177.41		1,092,024.33

Electronically Filed 03/21/2016 10:58 AM COMPLAINT / CV 16 857905 / Confirmation No. 1602878 / CLMDW

EXHIBIT F-06



**MICHAEL C. O'MALLEY**  
CUYAHOGA COUNTY PROSECUTOR

July 5, 2018

Larry Norris  
2200 Garfield Avenue, apt 703  
Terre Haute, IN 47804

*Public Records Request*

*Re: State of Ohio v Harris, et al Case No. CR-11-551555-1*  
*Re: State of Ohio v. Anthony L. Viola, et al Case No: CR-10-543886*  
*Re: State of Ohio v. URI Gofman et al., Case No: CR-10-536877-J*

Dear Mr. Norris:

I am writing in response to your letter addressed to Barbara Marburger requesting documents concerning collections and disbursements of restitution in the criminal cases referenced above. After searching our records, I have determined that there are no documents pertaining to restitution for these cases.

If you have any further questions, please contact the undersigned.

Very truly yours,

Sandra Curtis-Patrick  
Assistant Prosecuting Attorney



# Dave Yost • Auditor of State

June 7, 2018

Larry Norris  
2200 Garfield Avenue  
Apartment #703  
Terre Haute, Indiana 47804

Re: Cuyahoga County Prosecutor's Office  
Case No. 2018-CA10106

Dear Mr. Norris:

The Ohio Inspector General's Office referred your complaint to the Auditor of State's Public Integrity Assurance Team for its review and consideration. Your complaint regarding the above-mentioned matter was forwarded to the Auditor of State's Special Audit Task Force.

It is the policy of the Auditor of State's Office that allegations of public corruption, requests for special audits, or requests for additional audit procedures are referred to the Auditor of State's Special Audit Task Force. The Special Audit Task Force reviews the complaint or request, reviews additional relevant information gathered by our investigative or audit staff, and obtains input from our legal staff on the resolution of legal issues. At the completion of our preliminary review, the Task Force members determine whether our office will address the issues as part of the annual or biennial audit, determine that the issues are not within the statutory authority of the State Auditor's office, or recommend to the Auditor of State that a special audit be initiated.

The recommendation by the Special Audit Task Force was to refer your complaint to the Cuyahoga County Inspector General's Office for its information and consideration of whether any action is warranted by this agency. The Auditor of State strives to make sure all complaints are referred to the agency which has jurisdiction. For this reason, the Auditor of State is referring your complaint to the above mentioned agency.

Thank you for contacting the Auditor of State's Office with your concerns.

Sincerely,

A handwritten signature in cursive script that reads "Cheryl S. Gray".

Cheryl S. Gray  
Complaint Specialist  
Public Integrity Assurance Team  
Direct: (614) 728-7268

# OHIO AUDITOR OF STATE KEITH FABER



March 14, 2019

Anthony L. Viola ID #32238-160  
McKean Federal Correctional Institution  
P.O. Box 8000  
Bradford, PA 16701

Re: Cuyahoga County Prosecutor's Office  
Case No. 2018-CA10291

Dear Mr. Viola:

The Auditor of State's Special Investigations Unit is in receipt of your complaint regarding the above-captioned matter. Your complaint regarding the above-mentioned matter was forwarded to the Auditor of State's Special Audit Task Force.

It is the policy of the Auditor of State's Office that allegations of public corruption, requests for special audits, or requests for additional audit procedures are referred to the Auditor of State's Special Audit Task Force. The Special Audit Task Force reviews the complaint or request, reviews additional relevant information gathered by our investigative or audit staff, and obtains input from our legal staff on the resolution of legal issues. At the completion of our preliminary review, the Task Force members determine whether our office will address the issues as part of the annual or biennial audit, determine that the issues are not within the statutory authority of the State Auditor's office, or recommend to the Auditor of State that a special audit be initiated.

The recommendation by the Special Audit Task Force was to refer your complaint to the Cuyahoga County Agency of the Inspector General for its review and consideration. The Auditor of State strives to make sure all complaints are referred to the agency which has jurisdiction. For this reason, the Auditor of State is referring your complaint to the above mentioned agency.

Thank you for contacting the Auditor of State's Office with your concerns.

Sincerely,

A handwritten signature in black ink that reads "Cheryl S. Gray".

Cheryl S. Gray  
Complaint Specialist  
Special Investigations Unit  
Direct: (614) 728-7268

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From: Monica A. Houston mhouston@cuyahogacounty.us

Subject: RE: Follow up from Tony Viola

Date: December 2, 2022 at 10:16:14 AM

To: Tony Viola mrtonyviola@icloud.com

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Good day Mr. Viola. I would recommend the Inspector General office; the Charter provides them authority relative to investigations of fraud, waste, and abuse and they seem to have done a better job at preserving such authority.

Sent via the Samsung Galaxy S10e, an AT&T 5G Evolution capable smartphone

----- Original message -----

From: Tony Viola <mrtonyviola@icloud.com>

Date: 12/2/22 9:46 AM (GMT-05:00)

To: "Monica A. Houston" <mhouston@cuyahogacounty.us>

Subject: Re: Follow up from Tony Viola

Ms. Houston -

Thanks for your response. I'll certainly pursue the avenues you suggest and I share your frustration. I guess the only question I have is this: Let's assume, for the sake of discussion, that the County Prosecutor has misappropriated \$20 million in crime victim funds and instead of forwarding the funds collected from citizens to the parties listed on restitution orders, the Prosecutors are using these dollars as an all-purpose slush fund. Which office would I go to and present this

---

information? Or who has authority to at least take a look at the evidence we have compiled?

Any suggestions are welcome and appreciated.

Thanks again for reviewing our submission and for your feedback.

Respectfully,

Tony Viola

[MrTonyViola@lcloud.com](mailto:MrTonyViola@lcloud.com) (330) 998-3290

On Dec 1, 2022, at 11:46 AM, Monica A. Houston <[mhouston@cuyahogacounty.us](mailto:mhouston@cuyahogacounty.us)> wrote:

Good morning Mr. Viola. Thank you for following up. Please accept my apologies for not closing the loop on your request for our involvement. Unfortunately based upon the information you provided it appears that your request is beyond the scope of our authority. Section 11:03 of the Cuyahoga County charter sets forth our authority as follows:

The County Audit Committee shall provide internal auditing to assist the County Executive, Fiscal Officer, the Council, and other county officers and departments, institutions, boards, commissions, authorities, organizations, and agencies of the

County government funded in whole or in part by County funds in providing taxpayers of the County with efficient and effective services.

The historical application and recently communicated interpretation of this provision, as well as other pertinent state law, places the Common Court of Pleas beyond the jurisdiction of the County Audit Committee. Additionally, we have recently been presented with legal challenges to our authority to independently compel an audit or perform reviews of entities that have been determined to be clearly within the jurisdiction of the County Audit Committee. Due to such challenges, I believe it highly unlikely that we would be successful in auditing the County Prosecutor's Office, Clerk of Court, or Probation Office especially if such is relative to that which you are asserting. Unfortunately, our ability to carry out what we believe is the ultimate responsibility of our department as desired and voted on by Cuyahoga County residents, the upholding and preservation of taxpayer trust through the provision of independent, objective audit services, is currently being inhibited. This inhibition is of concern to the Audit Committee and they are working to address the concern, however the currently identified pathway of a Charter revision will require significant political support and/or public pressure. This item is on the Agenda for discussion at the upcoming Audit Committee meeting on December 8, please feel free to avail yourself of your citizen's rights to attend and/or keep abreast of any actions through review of the minutes.

Enjoy your day and sincere apologies that we could not be of assistance.

Anthony Viola  
2820 Mayfield Road # 205  
Cleveland Heights, Ohio 44118  
(330) 998-3290  
MrTonyViola@ICloud.com

December 5, 2022

Ms. Alexa Beeler  
Cuyahoga County Inspector General  
2079 East 9th Street  
Cleveland, OH 44115

RE: Misappropriation of Restitution – Cuyahoga County Prosecutor

Dear Ms. Beeler,


Your colleague Ms. Monica Houston suggested I write you about the misappropriation of nearly \$20 million by the Cuyahoga County Prosecutor's Office, which diverted funds collected on behalf of crime victims but never remitted the funds to entities listed on restitution orders.

I am enclosing my submission to Ms. Houston, as well as her email to me suggesting I contact you.

Please acknowledge receipt of this information and let me know if you have time to discuss this matter further.

Thank you very much for your consideration and for your service to the citizens of Cuyahoga County!

Respectfully,



Tony Viola

Anthony Viola  
2820 Mayfield Road # 205  
Cleveland Heights, Ohio 44118  
(330) 998-3290  
[MrTonyViola@ICloud.com](mailto:MrTonyViola@ICloud.com)

April 22, 2022

Ms. Monica Houston  
Director of Internal Audit  
Cuyahoga County  
2079 East 9th Street - 4th Floor  
Cleveland Ohio 44115

RE: Mortgage Fraud Task Force Restitution

Dear Ms. Houston,

Thank you very much for making time to discuss how Cuyahoga County is collecting and disbursing restitution in criminal cases prosecuted by the Cuyahoga County Mortgage Fraud Task Force. I was prosecuted in both state and federal court on identical charges, and following a federal conviction, I was acquitted on the same charges at a subsequent trial, utilizing evidence provided by a whistleblower, Ms. Dawn Pasela. Because I am jointly and severally liable for restitution with multiple individuals, I have attempted to identify payments made by those co-defendants to Cuyahoga County, but the information I have received indicates that funds collected from these individuals (including James Leoni and Uri Gofman) are not being sent to victims listed on restitution orders, and therefore, not being credited to my overall obligation.

Many other individuals are impacted by the policy of not forwarding restitution to entities named as "victims" in mortgage fraud prosecutions (including Steve Holman, Keith McCoy and many others). This letter respectfully requests that your office to look into the disbursements of crime victim funds to non victims – or entities nt listed on restitution orders – and specifically, why "KasDan" is listed on the ledgers I obtained, because most mortgage fraud cases were prosecuted by former Assistant Cuyahoga County Prosecutor Daniel Kasaris. Multiple individuals are concerned that Mr. Kasaris, currently the Senior Assistant Ohio Attorney General, was able to obtain funds collected on behalf of crime victims.

I have been extremely fortunate that many people have assisted me over the past fifteen years, as this matter has unfolded. In addition to Dawn Pasela (and her family) helping me, I am also extremely fortunate that I have an extremely accomplished private investigator, former FBI Agent Bob Friedrich, assisting me. Our investigation has uncovered multiple instances of potentially improper uses of restitution, including:

- Multiple individuals (including Kelly Connors and Brian Butler, among others) have stated that Mr. Kasaris had a romantic relationship with government witness Kathryn Clover and that Kasaris provided Clover with significant amounts of cash and government funds – these funds and this affair were never disclosed prior to Clover’s testimony, and allegations have been made that Kasaris accessed restitution or forfeited funds in mortgage fraud cases to fund his affair with Clover.
- According to litigation filed in Cuyahoga County, government witnesses and informants were promised a share of restitution if cases resulted in criminal convictions, Cuyahoga County Common Pleas Court Case Number CV-16-857905 Carlton Barton, JR., ET AL. vs. County of Cuyahoga, et al.

All of the records we have are available to you or your colleagues, and multiple individuals would be honored to cooperate in any review that you or your colleagues may initiate.

I’m enclosing a summary of what we found and would welcome the chance to further discuss this matter with you or one of your colleagues.

Thank you very much for your time on the phone and for your service to the citizens of Cuyahoga County!

Respectfully,



Tony Viola

## **Misappropriation of \$15 million from Victims Fund**

The Cuyahoga County Prosecutor's Office is engaged in a money laundering scheme concerning the collection of crime victim funds. Over \$20 million in restitution in mortgage fraud cases has been collected, but zero dollars (\$0) of these funds has ever been remitted to any victims. Instead, prosecutors used over \$15 million in restitution collected on behalf of crime victims to purchase airline tickets, hotel rooms and laptop computers. In addition, undisclosed payments were made to government witness Kathryn Clover, while Kelly Connors claimed that Senior Assistant Ohio Attorney General Daniel Kasaris used state money to fund their affair. Furthermore, Kasaris pocketed some of the crime victims' funds directly, according to a disbursement ledger obtained by our investigative team. These disbursements and payments to Kasaris (listed as "KasDan" on the ledger) violate statutes that say restitution may only be paid to parties named in restitution orders. Since 2009, over 500 citizens have paid restitution in cases prosecuted by a Federal-State Mortgage Fraud Task Force. In grant applications for federal funds, The Task Force falsely claimed it collected and distributed over \$15 million to crime victims, Bureau of Justice Assistance Grant # 2009-SC-B9-0080.

## **Prosecutors caught lying on Grant Applications to Obtain Federal Funds**

State officials, including Kasaris, repeatedly lied on applications and progress reports to obtain federal funding for a Mortgage Fraud Task Force, falsely telling the Justice Department they distributed \$15 million in restitution to victims, when no restitution was ever forwarded to any victims named in restitution orders, Bureau of Justice Assistance Grant # 2009-SC-B9-0080. Former Cuyahoga County Prosecutor Bill Mason signed grant applications claiming that federal funds were being used for Task Force operations to collect and distribute restitution to victims. In addition, the

Task Force's Director, Arvin Clar, submitted a false affidavit in federal court. Mr. Clar's affidavit says that "no federal funding, including but not limited to federal grants or loans, was utilized to create or maintain [the] task force ... Any assertion that the federal government or any federal agency had anything to do with funding [the] task force is false," Please see attached exhibits.

# Bureau of Justice Assistance

**Award Title:** Recovery Act Grant Program

**Award Description:**

The Recovery Act Edward Byrne Memorial Competitive Grant Program (Byrne Competitive Program) will help communities improve the capacity of state and local justice systems and provide for national support efforts including training and technical assistance programs strategically targeted to address local needs. This competitive grant announcement focuses on initiatives in eight areas: 1) preventing and reducing violent crime through community-based data-driven approaches; 2) providing funding for neighborhood-based probation and parole officers; 3) reducing mortgage fraud and crime related to vacant properties; 4) hiring of civilian support personnel in law enforcement (training staff, analysts, dispatchers, etc.); 5) enhancing forensic and crime scene investigations; 6) improving resources and services for victims of crime; 7) supporting problem-solving courts; and 8) national training and technical assistance partnerships.

Under category 3, the Cuyahoga County Prosecutor's Office will use the grant to increase their number of law enforcement partners and expand their efforts to aggressively investigate and prosecute fraudulent mortgages within Cuyahoga County. The Cuyahoga County Prosecutors Office convened the Cuyahoga County Mortgage Fraud Task Force in January 2007. Since 2007, the Cuyahoga County Prosecutors Office has indicted 219 defendants for their involvement in fraudulent loans (totaling more than \$55 million), taken on 353 homes. Of the 353 home loans under investigation, 252 of the houses (71 percent) have fallen into foreclosure. The task force is comprised of 12 federal, state, and local law enforcement agencies. The grant funds will be used to hire three additional full-time employees. The increased capacity provided by adding staff is expected to result in criminal indictments being brought against an additional 250 defendants for fraudulent mortgages by the end of the 24-month grant cycle.

CA/NCF

<b>Awardee Name:</b> Cuyahoga County Prosecutors Office	<b>Award Number:</b> 2009-SC-B9-0080
<b>Solicitation Title:</b> BJA FY 09 Recovery Act Edward Byrne Memorial Competitive Grant Program: Reducing Mortgage Fraud and Crime Related to Vacant Properties	<b>Fiscal Year:</b> 2009
<b>Supplement Number:</b> 00	<b>Amount:</b> \$279,950.00
<b>Earmark:</b> No	<b>Recovery Act:</b> Yes
<b>State/Territory:</b> OH	<b>County:</b> Cuyahoga
<b>Congressional District:</b> 11	<b>Award Status:</b> Closed

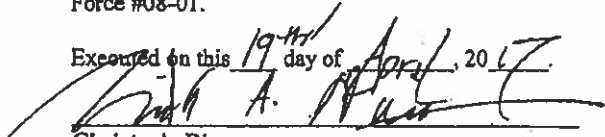
**AFFIDAVIT OF CHRISTA A. DIMON**

STATE OF OHIO  
COUNTY OF FRANKLIN:

The undersigned, CHRISTA A. DIMON, being duly sworn, hereby deposes and says:

1. I am over the age of 18 and am a resident of the State of Ohio. I have personal knowledge of the facts herein, and if called as a witness, could testify completely thereto.
2. I am an attorney in good standing licensed to practice in The State of Ohio, bar number 0029910.
3. I am currently employed by The Office of the Ohio Attorney General. I am a Principal Attorney assigned to the Ohio Organized Crime Investigations Commission. (OOCIC)
4. On September 26, 2007, OOCIC formed Task Force #08-01 which was established as a Mortgage Fraud Task Force to investigate organized criminal activity in Cuyahoga County, Ohio.
5. The establishment of Task Force #08-01 was governed by the terms set forth in a MOU, attached hereto as Exhibit A.
6. As provided in the attached MOU, the funding of Task Force #08-01 was the joint responsibility of OOCIC and the Ohio state and/or local participating agencies/departments. (See page 3) and no federal funding was utilized in the creation of or the maintaining of Task Force #08-01.

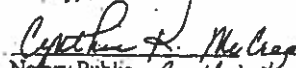
Executed on this 19<sup>th</sup> day of April, 2017.

  
Christa A. Dimon

State of Ohio  
County of Franklin

On the 19<sup>th</sup> day of April, 2017 before me, the undersigned notary public, personally appeared Christa A. Dimon, personally known to me and acknowledged that she did sign the foregoing Affidavit, and being first duly sworn on oath according to law, deposes and says she has read the foregoing Affidavit subscribed by her and that the matters stated herein are true to the best of her knowledge and belief.

Witness my hand by Christa A. Dimon before me on this 19<sup>th</sup> day of April, 2017, Franklin County, Ohio

  
Notary Public Cynthia K. McCreary, Notary Public  
My Commission expires 8-15-2020

**AFFIDAVIT ARVIN CLAR, AFFIANT**

STATE OF OHIO

COUNTY OF SUMMIT

I, **AFFIANT**, being first duly sworn according to law, hereby depose and state that I am over the age of 18, I am a resident of the State of Ohio, and I have personal knowledge of the facts set forth herein and, if called as a witness, testify completely to the following:

1. My name is Arvin Clar, and I currently work for the Ohio Bureau of Criminal Investigations. I am a retired Cleveland Police officer. I have worked for the Ohio Bureau of Criminal Investigations since 2007.
2. From 2007 until 2011, I was involved with an Ohio Organized Crime Commission Task force OCIC #08-01, which investigated and referred for prosecution organized criminal conduct as it related to mortgage fraud in Cuyahoga County, Ohio. I was the Assistant Director of said task force and then its director for a period of time. I was also involved in the Uri Goffman, Tony Viola Mortgage Fraud Investigation.
3. On September 26, 2007, the Ohio Organized Crime Investigations Commission (OOCIC) assembled Task Force # 08-01 pursuant to Section 177.02 of the Ohio Revised Code. Task Force # 08-01 was an organized crime mortgage fraud task force created to investigate organized criminal activity in the County of Cuyahoga. A copy of the Memorandum of Understanding establishing Task Force #08-01 is attached hereto as Exhibit A. Although Task Force # 08-01 was occasionally referred to in news releases as the Cuyahoga County Mortgage Fraud Task

JA580

Force, that was simply a shorthand description of Task Force # 08-01. There was in fact no such legal entity denominated as the "Cuyahoga County Mortgage Fraud Task Force."

4. The signatory Participating Members of Task Force # 08-01 were:

- The Cleveland Heights Police Department;
- The Cuyahoga County Prosecutor's office;
- The Cuyahoga County Sheriff's Department;
- The Pepper Pike Police Department;
- The Cleveland Police Department; and
- The Bureau of Criminal Identification and Investigation, within the Office of the Ohio Attorney General.

5. Various Cooperating Agencies cooperated with Task Force # 08-01 but were not signatory Participating Members. These Cooperating Agencies provided support for or cooperated with Task Force #08-01 by sharing information with Task force # 08-01 in an effort to combat organized crime/mortgage fraud in Cuyahoga County. The Cooperating Agencies for Task force # 08-01 were:

- The Cuyahoga County Recorder;
- The Cuyahoga County Auditor;
- The Cuyahoga County Treasurer;
- The Federal Bureau of Investigation;
- The Office of the United States Attorney for the Northern District of Ohio;
- The Ohio Department of Commerce;
- The United States Department of Housing and Urban Development; and
- The United States Postal Inspection Service.

JA581

6. Task Force # 08-01 possessed its own secured evidence room or location under the supervision of the Task Force director for the purpose of securing and maintaining such evidence. It was led by a Task force director. There were three task force directors during the time OCIC 08-1 existed. The first director was a member of the Solon, Ohio, Police Department. The second was an employee of the State of Ohio; and the third was an employee of the Cuyahoga County Sheriff. I was the second director of OCIC 08-01.

7. All funding for Task Force # 08-01 was provided by the State of Ohio/Ohio Organized Crime Investigations Commission. Pursuant to the express terms of the Memorandum of Understanding, the OOCIC "shall provide funding for TF # 08-1 in an amount to be determined by and consistent with the budget of the [OOIC]." Funds provided by the State of Ohio/Ohio Organized Crime Investigations Commission were used to pay for the following:

- An office manager from July of 2007-July 2008, after which the Cuyahoga County Prosecutor's office provided the office manager;
- Office supplies;
- Office equipment such as computers, printers, desks, chairs;
- Rental space;
- Utilities;
- Workers Compensation expenses for any Participating Member staff assigned to the task force during the time they were working at the task force office or investigating on behalf of Task Force # 08-01;
- Expenses incurred by any of the Participating Member officers.

8. No Salaries were paid for by the State of Ohio/Ohio Organized Crime Investigations Commission for any person who was assigned to or who assisted Task Force # 08-01.

9. No federal agency was a signatory Participating Member in Task Force # 08-01.

10. No federal agency that was a Cooperating Agency for Task Force # 08-01 had any right of authority or control over the activities of Task Force # 08-01. Nor did any federal agency which was a Cooperating Agency provide any money or funds to OCIC #08-01.

11. No federal funding, including but not limited to federal grants or federal loans, was utilized to create or maintain Task Force # 08-01. All funding for Task Force # 08-01 was provided exclusively by the OOCIC as set forth in the Memorandum of Understanding. Any assertion that the federal government or any federal agency had anything to do with funding Task Force # 08-01 is false.

12. No federal agency that was a Cooperating Agency received any forfeited funds secured by Task Force # 08-01 from any matter that was prosecuted in Ohio State court proceedings. Only Participating Members received forfeited funds secured by Task Force # 08-01.

13. The Cuyahoga County Prosecutor's Office secured federal grant monies to hire their own investigators, namely Gary Stein, Ralph Barone and Tim Lea. These men were employees of the Cuyahoga County Prosecutor's office.

Executed on this 25 day of October, 2017.

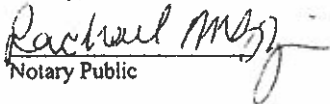
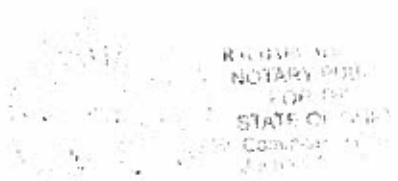


Affiant, Arvin Clar

State of Ohio  
County of SUMMIT

On the 25<sup>th</sup> day of October, 2017, before me, the undersigned notary public, personally appeared Affiant, personally known to me and acknowledged that he did sign the foregoing Affidavit, and being first duly sworn on oath according to law, deposes and says he has read the foregoing Affidavit subscribed by him and that the matters stated herein are true to the best of his knowledge and belief.

Witness my hand by RACHAEL M. ZINNI, this 25<sup>th</sup> day of October, 2017, SUMMIT  
County, Ohio

  
Notary Public



JOHN J. RUSSO  
Presiding Judge  
(216) 443-8676

THE COURT OF COMMON PLEAS  
COUNTY OF CUYAHOGA  
JUSTICE CENTER  
1200 ONTARIO STREET  
CLEVELAND, OHIO 44113

Administrative Judge  
General Division

July 11, 2018

Mr. Tony Viola  
# 32238-160  
McKean Federal Correctional Institution  
P. O. Box 8000  
Bradford, PA 16701

Dear Mr. Viola:

I have received your letter dated June 20, 2018 regarding the collecting of restitution from criminal defendants.

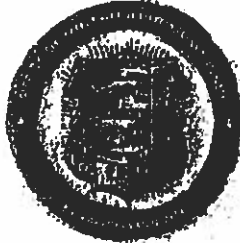
I wish to thank you for your letter and let you know that I turned your letter over to the Public Defender's office for their information and review.

Sincerely,

  
John J. Russo  
Presiding & Administrative Judge

JJR/law

cc: Public Defender's Office



**Timothy J. McGinty**  
CUYAHOGA COUNTY PROSECUTOR

October 12, 2012

Melanie Davis  
Grant Manager  
810 7<sup>th</sup> Street N.W.  
Washington, D.C. 20531

Dear Ms. Davis:

Pursuant to your request for written confirmation, our Office desires to close out the Mortgage Fraud Grant. We understand there is a balance and are not requesting an extension.

Our Office successfully investigated and brought to prosecution about 437 defendants constituting mortgage fraud of over 1000 houses and the court orders over \$15,274,334.00 of Restitution and Forfeiture from the offenders back to the Community. The Program was an enormous success. As such, the Task Force consisting of our Office, the County Sheriff, The Attorney General's Office/BCI, Housing and Urban Development, U.S. Postal Inspectors, Local Police Departments, and FBI has concluded its work and is disbanding their operations.

Being mindful of our duty to our taxpayers and residents to avoid further use of their resources on a completed task it is incumbent to not request a further extension.

We are grateful for the stimulus monies extended as it jumpstarted our operation. The personnel who benefitted have been retained as employees, further demonstrating the success of the intended recovery to our economy.

Again, thank you.

  
Criminal Investigations Division Chief

MFU-M. Davis 10-12-12

**OFFICE OF THE PROSECUTING ATTORNEY**  
The Justice Center • Courts Tower • 1200 Ontario Street • Cleveland, Ohio 44113  
(216) 443-7800 • Fax (216) 443-7601

Anthony Viola  
2820 Mayfield Road # 205  
Cleveland Heights, Ohio 44118  
(330) 998-3290 -- MrTonyViola@icloud.com

July 19, 2023

Cuyahoga County Probation Department  
1200 Ontario Street  
Cleveland, Ohio 44113

Copy To:

Clerk of Court  
Cuyahoga County Common Pleas Court  
1200 Ontario Street  
Cleveland, Ohio 44113

RE: Collection of Restitution – Case Numbers CR-10-543886;  
CR-10-536877 and CR-09-527972


Dear Sirs:

I am writing to request that you provide me with the amount of restitution your office collected concerning the cases captioned above.

For your reference, I am enclosing copies of journal entries in these cases where courts ordered payment of restitution and where probation was terminated following payment in full of the obligation.

Kindly provide the information in any format you collect the information (for instance, by defendant, by case number or by victim). If there is a cost for the production of this information, please let me know. Thank you.

Respectfully Submitted,

  
Tony Viola

## New Search

<b>Case Number</b>	<b>Case Status</b>	<b>Filing Date</b>	<b>Jail / Bail Status</b>
<u>CR-10-543886-A</u>	CASE CLOSED	11/05/2010	---
<u>CR-10-536877-I</u>	CASE CLOSED	04/27/2010	---
<u>CR-09-527972-BK</u>	CASE CLOSED	08/10/2009	---

Only the official court records available from the Cuyahoga County Clerk of Courts, available in person, should be relied upon as accurate and current.

[Website Questions or Comments.](#)

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[skip to main content](#)[Print](#)**CASE INFORMATION****CR-09-527972-N THE STATE OF OHIO vs. TROY SPENCER****Docket Information**

Proceeding Date	Filing Date	Docket Party	Docket Type	Docket Description	View Image
03/21/2013	03/21/2013	N/A	NT	COMMUNITY CONTROL / PROBATION TERMINATED	
03/20/2013	03/20/2013	D1	CL	COGNOVIT NOTE RECEIVED AND FILED.	
03/06/2013	03/07/2013	N/A	JE	DEFENDANT TO SIGN COGNOVIT JUDGMENT IN FAVOR OF CUYAHOGA COUNTY. 03/06/2013 CPMJS 03/06/2013 16:22:19	
02/08/2013	02/08/2013	N/A	JE	SUPERVISION FEE IS SATISFIED THROUGH COURT COMMUNITY SERVICE. 02/08/2013 CPMJS 02/08/2013 15:47:20	
05/02/2012	05/02/2012	D1	\$\$	PAYMENT ON ACCOUNT MADE ON BEHALF OF SPENCER/TROY/E IN THE AMOUNT OF \$25.00	
04/17/2012	04/17/2012	D1	\$\$	PAYMENT ON ACCOUNT MADE ON BEHALF OF SPENCER/TROY/E IN THE AMOUNT OF \$100.00	
02/01/2012	02/28/2012	N/A	JE	DEFENDANT IS TRANSFERRED TO LOW RISK SUPERVISION. 02/01/2012 CPMJS 02/24/2012 10:55:33	
03/28/2011	03/28/2011	N/A	CS	COURT COST ASSESSED TROY E SPENCER BILL AMOUNT 275 PAID AMOUNT 0 AMOUNT DUE 275	
03/28/2011	03/28/2011	D1	DR	COURT REPORTER FEE	
03/28/2011	03/28/2011	D1	DR	SHERIFF FEES	
03/28/2011	03/28/2011	N/A	CS	RC 2743.70 REPARATION FEE	
03/22/2011	03/22/2011	N/A	CS	COURT REPORTER FEE	
03/21/2011	03/28/2011	N/A	JE	DEFENDANT IN COURT. COUNSEL CARLOS K JOHNSON PRESENT. COURT REPORTER PRESENT. ON A FORMER DAY OF COURT THE DEFENDANT PLEAD GUILTY TO THEFT; AGGRAVATED THEFT 2913.02 A(3) F5 AS AMENDED IN COUNT(S) 12 OF THE INDICTMENT. ON A FORMER DAY OF COURT THE DEFENDANT PLEAD GUILTY TO TAMPERING WITH RECORDS 2913.42 - F5 AS AMENDED IN COUNT(S) 94, 96 OF THE INDICTMENT. REMAINING COUNTS WERE NOLLED. THE COURT CONSIDERED ALL REQUIRED FACTORS OF THE LAW. THE COURT FINDS THAT A COMMUNITY CONTROL SANCTION WILL ADEQUATELY PROTECT THE PUBLIC AND WILL NOT Demean THE SERIOUSNESS OF THE OFFENSE. IT IS THEREFORE ORDERED THAT THE DEFENDANT IS SENTENCED TO 2 YEAR(S) OF COMMUNITY CONTROL, UNDER SUPERVISION OF THE ADULT PROBATION DEPARTMENT WITH THE FOLLOWING CONDITIONS: DEFENDANT TO ABIDE BY THE RULES AND REGULATIONS OF THE PROBATION DEPARTMENT. COURT ORDERS DEFENDANT TO BE SUPERVISED BY: REGULAR SUPERVISION UNIT VIOLATION OF THE TERMS AND CONDITIONS MAY RESULT IN MORE RESTRICTIVE SANCTIONS, OR A PRISON TERM OF 1 YEAR(S) AS APPROVED BY LAW. \$200.00 SUPERVISION FEE. RESTITUTION ORDERED IN THE AMOUNT OF \$7,168.67 TO CUYAHOGA COUNTY TREASURER FOR PROPERTIES LOCATED AT 3522 E. 108TH AND 3946 E 74TH.; PAYABLE THROUGH THE PROBATION DEPARTMENT. DEFENDANT IS TO PAY COURT COSTS. 03/21/2011 CPDXM 03/23/2011 10:33:08	
02/17/2011	02/17/2011	N/A	CS	COURT REPORTER FEE	
02/16/2011	02/24/2011	N/A	JE	DEFENDANT IN COURT WITH COUNSEL CARLOS K JOHNSON. PROSECUTING ATTORNEY DAN KASARIS PRESENT. COURT REPORTER PRESENT. DEFENDANT FULLY ADVISED IN OPEN COURT OF HIS/HER CONSTITUTIONAL RIGHTS AND PENALTIES. ON	

RECOMMENDATION OF PROSECUTOR COUNT(S) 12 IS/ARE AMENDED : AMOUNT BETWEEN \$500.00 AND \$5,000.00. ON RECOMMENDATION OF PROSECUTOR COUNT(S) 94, 96 IS/ARE AMENDED : AMOUNT BETWEEN \$500.00 AND \$5,000.00. DEFENDANT RETRACTS FORMER PLEA OF NOT GUILTY AND ENTERS A PLEA OF GUILTY TO THEFT; AGGRAVATED THEFT 2913.02 A(3) F5 AS AMENDED IN COUNT(S) 12 OF THE INDICTMENT. DEFENDANT RETRACTS FORMER PLEA OF NOT GUILTY AND ENTERS A PLEA OF GUILTY TO TAMPERING WITH RECORDS 2913.42 - F5 AS AMENDED IN COUNT(S) 94, 96 OF THE INDICTMENT. REMAINING COUNTS ARE NOLLED. COURT ACCEPTS DEFENDANT'S GUILTY PLEA. RESTITUTION ORDERED IN THE AMOUNT OF \$7,168.87 TO CUYAHOGA COUNTY TREASURER FOR PROPERTIES LOCATED AT 3522 E. 108TH AND 3946 E 74TH.; PAYABLE THROUGH THE PROBATION DEPARTMENT. THE DEFENDANT IS REFERRED TO THE COUNTY PROBATION DEPARTMENT FOR A PRE-SENTENCE INVESTIGATION AND REPORT. NO STATE PSI ORIGINAL BOND CONTINUED. SENTENCING SET FOR 03/21/2011 AT 10:30 AM. 02/16/2011 CPEDB 02/17/2011 12:37:52

01/13/2011	01/20/2011	N/A	JE	PRETRIAL HELD 01/13/2011. PRETRIAL CONTINUED TO 02/16/2011 AT 01:00 PM AT THE REQUEST OF DEFENDANT. 01/13/2011 CPMJS 01/14/2011 12:08:05
12/06/2010	12/16/2010	N/A	JE	PRETRIAL HELD 12/06/2010. PRETRIAL CONTINUED TO 01/13/2011 AT 09:00 AM AT THE REQUEST OF DEFENDANT. 12/06/2010 CPMJS 12/06/2010 15:49:37
11/08/2010	11/15/2010	N/A	JE	PRETRIAL HELD 11/08/2010. TRIAL SET FOR 12/13/2010 AT 09:00 AM. AT THE REQUEST OF DEFENDANT. 11/08/2010 CPMJS 11/08/2010 10:40:04
10/27/2010	11/05/2010	N/A	JE	PRETRIAL HELD 10/27/2010. PRETRIAL CONTINUED TO 11/08/2010 AT 09:00 AM AT THE REQUEST OF DEFENDANT. 10/27/2010 CPMJS 10/27/2010 15:35:48
09/29/2010	10/04/2010	N/A	JE	PRETRIAL HELD 09/29/2010. PRETRIAL CONTINUED TO 10/27/2010 AT 01:00 PM AT THE REQUEST OF DEFENDANT. 09/29/2010 CPMJS 09/29/2010 13:55:59
05/07/2010	05/07/2010	D1	MO	MOTION REQUESTING PAYMENT FOR FEES AND COSTS INCURRED RELATING TO ASSIGNMENT AS ESCROW AGENT DURING THE PERIOD NOVEMBER 1, 2009 THROUGH APRIL 30, 2010, FILED.
05/04/2010	05/06/2010	N/A	JE	PRETRIAL HELD 05/04/2010. PRETRIAL CONTINUED TO 06/02/2010 AT 01:30 PM AT THE REQUEST OF DEFENDANT. 05/04/2010 CPMJS 05/04/2010 15:37:29
04/13/2010	04/15/2010	N/A	JE	PRETRIAL HELD 04/13/2010. PRETRIAL CONTINUED TO 05/04/2010 AT 01:30 PM AT THE REQUEST OF DEFENDANT. 04/13/2010 CPMJS 04/13/2010 15:36:33
03/12/2010	03/22/2010	N/A	JE	PRETRIAL HELD 03/12/2010. PRETRIAL CONTINUED TO 04/13/2010 AT 01:00 PM AT THE REQUEST OF DEFENDANT. 03/12/2010 CPMJS 03/12/2010 15:50:31
02/18/2010	02/23/2010	N/A	JE	PRETRIAL HELD 02/18/2010. PRETRIAL CONTINUED TO 03/12/2010 AT 11:00 AM AT THE REQUEST OF DEFENDANT. 02/18/2010 CPMJS 02/18/2010 16:29:35
02/18/2010	02/18/2010	P	MO	NOTICE OF DISCOVERY, FILED.
02/11/2010	02/11/2010	P	MO	STATE'S BILL OF PARTICULARS, FILED.
01/19/2010	01/22/2010	N/A	JE	PRETRIAL HELD 01/19/2010. PRETRIAL CONTINUED TO 02/18/2010 AT 01:00 PM AT THE REQUEST OF DEFENDANT. 01/19/2010 CPMJS 01/19/2010 16:35:46
12/14/2009	12/16/2009	N/A	JE	PRETRIAL HELD 12/14/2009. PRETRIAL CONTINUED TO 01/19/2010 AT 01:00 PM AT THE REQUEST OF DEFENDANT. 12/14/2009 CPMJS 12/14/2009 16:07:50
11/20/2009	11/20/2009	P	MO	NOTICE OF DISCOVERY PROVIDED TO DEFENSE COUNSEL, FILED.
11/02/2009	11/06/2009	N/A	JE	DEFENSE ATTORNEY TO HAVE HARD-DRIVE TO PROSECUTOR NO LATER THAN NOVEMBER 14, 2009. STATUS HEARING SCHEDULED FOR DECEMBER 14, 2009 AT 1:00 P.M. AT THE REQUEST OF THE DEFENDANTS. PRETRIAL HELD 11/02/2009. 11/02/2009 CPMJS 11/02/2009 15:30:31

[skip to main content](#)



### CASE INFORMATION

**CR-09-527972-P THE STATE OF OHIO vs. SULIEMAN MUMIN**

#### Docket Information

Proceeding Date	Filing Date	Docket Party	Docket Type	Docket Description	View Image
08/19/2014	08/19/2014	D1	CL	COGNOVIT NOTE RECEIVED AND FILED. VICTIM: CUYAHOGA COUNTY TREASURER AMOUNT: \$1,873.00	
08/19/2014	08/19/2014	D1	CL	COGNOVIT NOTE RECEIVED AND FILED. VICTIM: CUYAHOGA COUNTY TREASURER AMOUNT: \$3,893.41	
07/06/2014	07/06/2014	N/A	NT	COMMUNITY CONTROL / PROBATION TERMINATED	
06/24/2014	06/24/2014	N/A	JE	COMMUNITY CONTROL TO EXPIRE ON JULY 6, 2014. 06/24/2014 CPMJS 06/24/2014 10:31:25	
07/26/2013	07/29/2013	N/A	JE	PROBATION IS EXTENDED UNTIL JULY 6, 2014 OR UNTIL FINANCIAL OBLIGATIONS TO COURT ARE MET. 07/26/2013 CPMJS 07/26/2013 12:36:08	
05/24/2011	05/27/2011	N/A	JE	DEFENDANT IS TRANSFERRED TO LOW MODERATE RISK SUPERVISION. 05/24/2011 CPMJS 05/24/2011 15:13:16	
01/27/2011	02/01/2011	N/A	JE	** PLEASE IGNORE ENTRY RE: PROBATION TERMINATION, DATED 1-20-11 AND JOURNALIZED ON 1-25-11, AS ENTRY WAS ENTERED IN ERROR. ENTRY BELONGS ON CO-DEFENDANT. ** 01/27/2011 CPEDB 01/27/2011 15:52:57	
01/20/2011	01/25/2011	N/A	JE	MOTION TO TERMINATE PROBATION IS GRANTED. PROBATION TO TERMINATE JANUARY 30, 2011. CLERK ORDERED TO SEND A COPY OF THIS ORDER TO: ATTORNEY GARY COOK; 3655 PROSPECT AVENUE EAST, 3RD FLOOR, CLEVELAND, OHIO 4115 01/20/2011 CPMJS 01/20/2011 16:09:58	
07/13/2010	07/13/2010	N/A	CS	COURT COST ASSESSED SULIEMAN M MUMIN BILL AMOUNT 287 PAID AMOUNT 0 AMOUNT DUE 287	
07/13/2010	07/13/2010	D1	DR	COURT REPORTER FEE	
07/13/2010	07/13/2010	D1	DR	SHERIFF FEES	
07/13/2010	07/13/2010	N/A	CS	REPARATION FEE RC 2743.70 ; 2937.22 ; 2949.091	
07/07/2010	07/07/2010	N/A	CS	COURT REPORTER FEE	
07/06/2010	07/13/2010	N/A	JE	DEFENDANT IN COURT. COUNSEL JAMES ALEXANDER PRESENT. ON A FORMER DAY OF COURT THE DEFENDANT PLEAD GUILTY TO THEFT; AGGRAVATED THEFT 2913.02 A(3) F4 AS AMENDED IN COUNT(S) 16 OF THE INDICTMENT. ON A FORMER DAY OF COURT THE DEFENDANT PLEAD GUILTY TO ATTEMPTED, ADDITIONAL MONEY LAUNDERING PROHIBITIONS 2923.02/1315.55 - F4 AS AMENDED IN COUNT(S) 140, 146, 151 OF THE INDICTMENT. COUNT(S) 137, 141, 143 WAS/WERE NOLLED. THE COURT CONSIDERED ALL REQUIRED FACTORS OF THE LAW. THE COURT FINDS THAT A COMMUNITY CONTROL SANCTION WILL ADEQUATELY PROTECT THE PUBLIC AND WILL NOT Demean THE SERIOUSNESS OF THE OFFENSE. IT IS THEREFORE ORDERED THAT THE DEFENDANT IS SENTENCED TO 3 YEAR(S) OF COMMUNITY CONTROL, UNDER SUPERVISION OF THE ADULT PROBATION DEPARTMENT WITH THE FOLLOWING CONDITIONS: DEFENDANT TO ABIDE BY THE RULES AND REGULATIONS OF THE PROBATION DEPARTMENT. COURT ORDERS DEFENDANT TO BE SUPERVISED BY: REGULAR SUPERVISION UNIT SUBMIT TO REGULAR DRUG TESTING VIOLATION OF THE TERMS AND CONDITIONS MAY RESULT IN MORE RESTRICTIVE SANCTIONS, OR A PRISON TERM OF 1 YEAR(S) AS	

APPROVED BY LAW. RESTITUTION ORDERED IN THE AMOUNT OF \$3,000.00 TO VICTIM, FOR 5600 LAFAYETTE; PAYABLE THROUGH THE PROBATION DEPARTMENT. RESTITUTION ORDERED IN THE AMOUNT OF \$5,020.41 TO VICTIM, FOR 591 E97TH STREET; PAYABLE THROUGH THE PROBATION DEPARTMENT. THE DEFENDANT IS ORDERED TO PAY A SUPERVISION FEE IN THE SUM OF \$ 200.00. DEFENDANT IS TO PAY COURT COSTS. 07/06/2010 CPEDB 07/08/2010 09:38:19

05/25/2010	05/25/2010	N/A	CS	COURT REPORTER FEE
05/24/2010	06/14/2010	N/A	JE	DEFENDANT IN COURT WITH COUNSEL JAMES ALEXANDER. PROSECUTING ATTORNEY DAN KASARIS PRESENT. DEFENDANT FULLY ADVISED IN OPEN COURT OF HIS/HER CONSTITUTIONAL RIGHTS AND PENALTIES. ON RECOMMENDATION OF PROSECUTOR COUNT(S) 16 IS/ARE AMENDED TO SHOW AMOUNT \$5,000 TO \$100,000. ON RECOMMENDATION OF PROSECUTOR COUNT(S) 140, 146, 151 IS/ARE AMENDED TO ATTEMPTED, ADDITIONAL MONEY LAUNDERING PROHIBITIONS 2923.02/1315.55 - F4. DEFENDANT RETRACTS FORMER PLEA OF NOT GUILTY AND ENTERS A PLEA OF GUILTY TO THEFT; AGGRAVATED THEFT 2913.02 A(3) F4 AS AMENDED IN COUNT(S) 16 OF THE INDICTMENT. DEFENDANT RETRACTS FORMER PLEA OF NOT GUILTY AND ENTERS A PLEA OF GUILTY TO ATTEMPTED, ADDITIONAL MONEY LAUNDERING PROHIBITIONS 2923.02/1315.55 - F4 AS AMENDED IN COUNT(S) 140, 146, 151 OF THE INDICTMENT. COUNT(S) 137, 141, 143 IS/ARE NOLLED. COURT ACCEPTS DEFENDANT'S GUILTY PLEA. THE DEFENDANT IS REFERRED TO THE COUNTY PROBATION DEPARTMENT FOR A PRESENTENCE INVESTIGATION AND REPORT. RESTITUTION TO BE PAID FOR BACK TAXES - \$3,000.00 FOR 591 EAST 97TH; \$5,020.41 5600 LAFAYETTE. ORIGINAL BOND CONTINUED. SENTENCING SET FOR 07/06/2010 AT 10:00 AM. 05/24/2010 CP1TT 05/27/2010 14:11:34
05/17/2010	06/02/2010	N/A	JE	PRETRIAL HELD 05/17/2010. PRETRIAL CONTINUED TO 05/24/2010 AT 09:00 AM AT THE REQUEST OF DEFENDANT. 05/17/2010 CPMJS 05/19/2010 11:54:29
05/07/2010	05/07/2010	D1	MO	MOTION REQUESTING PAYMENT FOR FEES AND COSTS INCURRED RELATING TO ASSIGNMENT AS ESCROW AGENT DURING THE PERIOD NOVEMBER 1, 2009 THROUGH APRIL 30, 2010, FILED.
04/13/2010	04/15/2010	N/A	JE	PRETRIAL HELD 04/13/2010. PRETRIAL CONTINUED TO 05/17/2010 AT 11:00 AM AT THE REQUEST OF DEFENDANT. 04/13/2010 CPMJS 04/13/2010 15:39:02
03/12/2010	03/22/2010	N/A	JE	PRETRIAL HELD 03/12/2010. PRETRIAL CONTINUED TO 04/13/2010 AT 01:00 PM AT THE REQUEST OF DEFENDANT. 03/12/2010 CPMJS 03/12/2010 15:50:30
02/18/2010	02/23/2010	N/A	JE	PRETRIAL HELD 02/18/2010. PRETRIAL CONTINUED TO 03/12/2010 AT 11:00 AM AT THE REQUEST OF DEFENDANT. 02/18/2010 CPMJS 02/18/2010 16:29:34
02/18/2010	02/18/2010	P	MO	NOTICE OF DISCOVERY, FILED.
02/11/2010	02/11/2010	P	MO	STATE'S BILL OF PARTICULARS, FILED.
01/19/2010	01/22/2010	N/A	JE	PRETRIAL HELD 01/19/2010. PRETRIAL CONTINUED TO 02/18/2010 AT 01:00 PM AT THE REQUEST OF DEFENDANT. 01/19/2010 CPMJS 01/19/2010 16:35:46
12/14/2009	12/16/2009	N/A	JE	PRETRIAL HELD 12/14/2009. PRETRIAL CONTINUED TO 01/19/2010 AT 01:00 PM AT THE REQUEST OF DEFENDANT. 12/14/2009 CPMJS 12/14/2009 16:07:50
11/20/2009	11/20/2009	P	MO	NOTICE OF DISCOVERY PROVIDED TO DEFENSE COUNSEL, FILED.
11/02/2009	11/06/2009	N/A	JE	DEFENSE ATTORNEY TO HAVE HARD-DRIVE TO PROSECUTOR NO LATER THAN NOVEMBER 14, 2009. STATUS HEARING SCHEDULED FOR DECEMBER 14, 2009 AT 1:00 P.M. AT THE REQUEST OF THE DEFENDANTS. PRETRIAL HELD 11/02/2009. 11/02/2009 CPMJS 11/02/2009 15:30:30
10/14/2009	10/14/2009	D1	MO	NOTICE OF APPEARANCE, FILED. ATTORNEY, JAMES ALEXANDER JR.
10/07/2009	10/13/2009	N/A	JE	PRETRIAL HELD 10/07/2009. PRETRIAL CONTINUED TO 11/02/2009 AT 01:00 PM AT THE REQUEST OF DEFENDANT. 10/07/2009 CPMJS

[skip to main content](#)[Print](#)**CASE INFORMATION****CR-09-527972-K THE STATE OF OHIO vs. RONALD MEDLEY****Docket Information**

Proceeding Date	Filing Date	Docket Party	Docket Type	Docket Description	View Image
02/18/2011	02/18/2011	N/A	NT	COMMUNITY CONTROL / PROBATION TERMINATED	
10/05/2010	10/05/2010	D1	\$\$	PAYMENT ON ACCOUNT MADE ON BEHALF OF MEDLEY JR/RONALD/ IN THE AMOUNT OF \$51.50	
09/16/2010	09/24/2010	N/A	JE	IT IS HEREBY ORDERED THAT J. CHARLES RUIZ-BUENO, ESQ., HERETOFORE ASSIGNED AS COUNSEL FOR THE DEFENDANT IN THIS CAUSE, BE ALLOWED \$100.00 FOR SERVICES SO RENDERED. IT IS ORDERED THAT THE COURT CERTIFY SAID AMOUNT TO THE COUNTY AUDITOR AND THE COMMISSIONERS FOR ALLOWANCE AND PAYMENT. AC 1008338 09/16/2010 CPMKE 09/16/2010 14:52:27	
09/14/2010	09/14/2010	D	RE	ATTORNEY FEE BILL SUBMITTED J. CHALRES RUIZ-BUENO	
09/14/2010	09/14/2010	N/A	CS	COURT COST ASSESSED RONALD MEDLEY JR BILL AMOUNT 263.5 PAID AMOUNT 212 AMOUNT DUE 51.5	
09/14/2010	09/14/2010	D1	DR	PROBATION VIOLATION COURT COST	
09/09/2010	09/09/2010	N/A	CS	COURT REPORTER FEE	
09/08/2010	09/14/2010	N/A	JE	DEFENDANT IN COURT. DEFENDANT INDIGENT; ATTORNEY J CHARLES RUIZ-BUENO ASSIGNED AND PRESENT. DEFENDANT, RONALD MEDLEY, IN OPEN COURT REPRESENTED BY COUNSEL FOR HEARING ON ALLEGED PROBATION VIOLATION. HEARING HAD. COURT FINDS DEFENDANT, RONALD MEDLEY, TO BE A PROBATION VIOLATOR IN THIS CASE. PROBATION IS CONTINUED. WITH PRIOR CONDITIONS. DEFENDANT ORDERED RELEASED. 09/08/2010 CPDXM 09/09/2010 08:10:45	
05/07/2010	05/07/2010	D1	MO	MOTION REQUESTING PAYMENT FOR FEES AND COSTS INCURRED RELATING TO ASSIGNMENT AS ESCROW AGENT DURING THE PERIOD NOVEMBER 1, 2009 THROUGH APRIL 30, 2010, FILED.	
04/28/2010	05/04/2010	N/A	JE	IT IS HEREBY ORDERED THAT MICKEY MOTT, ESQ., HERETOFORE ASSIGNED AS COUNSEL FOR THE DEFENDANT IN THIS CAUSE, BE ALLOWED \$100.00 FOR SERVICES SO RENDERED. IT IS ORDERED THAT THE COURT CERTIFY SAID AMOUNT TO THE COUNTY AUDITOR AND THE COMMISSIONERS FOR ALLOWANCE AND PAYMENT. AC 1003708 04/28/2010 CPMKE 04/28/2010 09:05:02	
04/14/2010	04/14/2010	D	RE	ATTORNEY FEE BILL SUBMITTED MICKEY MOTT	
04/06/2010	04/06/2010	N/A	CS	COURT REPORTER FEE	
04/05/2010	04/12/2010	N/A	JE	DEFENDANT IN COURT. DEFENDANT INDIGENT; ATTORNEY RONALD (MICKEY) MOTT ASSIGNED AND PRESENT. DEFENDANT, RONALD MEDLEY, IN OPEN COURT REPRESENTED BY COUNSEL FOR HEARING ON ALLEGED PROBATION VIOLATION. HEARING HAD. COURT FINDS DEFENDANT, RONALD MEDLEY, TO BE A PROBATION VIOLATOR IN THIS CASE. PROBATION IS CONTINUED. WITH PRIOR CONDITIONS. DEFENDANT'S PROBATION IS TRANSFERRED TO I.S.P. 2 AA/NA MEETINGS PER WEEK. OBTAIN SPONSOR AND HOME GROUP. 04/05/2010 CPCLF 04/07/2010 09:45:23	
04/05/2010	04/05/2010	D1	\$\$	PAYMENT ON ACCOUNT MADE ON BEHALF OF MEDLEY JR/RONALD/ IN THE AMOUNT OF \$212.00	
03/10/2010	03/15/2010	N/A	JE	IT IS HEREBY ORDERED THAT MICHAEL F. WESTERHAUS, ESQ., HERETOFORE ASSIGNED AS COUNSEL FOR THE DEFENDANT IN THIS CAUSE, BE ALLOWED \$600.00 FOR SERVICES SO RENDERED. IT	

IS ORDERED THAT THE COURT CERTIFY SAID AMOUNT TO THE COUNTY AUDITOR AND THE COMMISSIONERS FOR ALLOWANCE AND PAYMENT. AC 1001882 03/10/2010 CPMKE 03/10/2010 11:21:38

02/25/2010	02/25/2010	D	RE	ATTORNEY FEE BILL SUBMITTED MICHAEL WESTERHAUS
02/23/2010	02/23/2010	N/A	CS	COURT COST ASSESSED RONALD MEDLEY JR BILL AMOUNT 210 PAID AMOUNT 0 AMOUNT DUE 210
02/23/2010	02/23/2010	D1	DR	COURT REPORTER FEE
02/23/2010	02/23/2010	D1	DR	SHERIFF FEES
02/23/2010	02/23/2010	N/A	CS	RC 2743.70 REPARATION FEE
02/19/2010	02/19/2010	N/A	CS	COURT REPORTER FEE
02/18/2010	02/23/2010	N/A	JE	DEFENDANT IN COURT WITH COUNSEL MICHAEL F WESTERHAUS. PROSECUTING ATTORNEY DAN KASARIS PRESENT. DEFENDANT FULLY ADVISED IN OPEN COURT OF HIS/HER CONSTITUTIONAL RIGHTS AND PENALTIES. ON RECOMMENDATION OF PROSECUTOR COUNT(S) 375 IS/ARE AMENDED TO DELETE AMOUNTS. ON RECOMMENDATION OF PROSECUTOR COUNT(S) 376 IS/ARE AMENDED TO DELETE AMOUNTS. DEFENDANT RETRACTS FORMER PLEA OF NOT GUILTY AND ENTERS A PLEA OF GUILTY TO THEFT; AGGRAVATED THEFT 2913.02 - M1 AS AMENDED IN COUNT(S) 375 OF THE INDICTMENT. DEFENDANT RETRACTS FORMER PLEA OF NOT GUILTY AND ENTERS A PLEA OF GUILTY TO TAMPERING WITH RECORDS 2913.42 - M1 AS AMENDED IN COUNT(S) 376 OF THE INDICTMENT. COURT ACCEPTS DEFENDANT'S GUILTY PLEA. THE COURT CONSIDERED ALL REQUIRED FACTORS OF THE LAW. IT IS NOW ORDERED AND ADJUDGED THAT SAID DEFENDANT RONALD MEDLEY, IS SENTENCED TO THE CUYAHOGA COUNTY JAIL FOR A TERM OF 6 MONTH(S). 6 MONTHS ON EACH COUNT, CONCURRENT. EXECUTION OF SENTENCE SUSPENDED. DEFENDANT TO SERVE 1 YEAR(S) PROBATION. THE DEFENDANT IS ORDERED TO REPORT TO THE PROBATION DEPARTMENT. DEFENDANT TO ABIDE BY THE RULES AND REGULATIONS OF THE PROBATION DEPARTMENT. RESTITUTION ORDERED IN THE AMOUNT OF \$1,205.14 TO CUYAHOGA COUNTY FOR BACK TAXES (PROPERTY 8003 CORY AVE. \$867.85; 8214 BELLEVIEW AVE. \$337.29); PAYABLE THROUGH THE PROBATION DEPARTMENT. THE DEFENDANT IS ORDERED TO PAY A SUPERVISION FEE IN THE SUM OF \$ 100.00. DEFENDANT IS TO PAY COURT COSTS. DEFENDANT TO MAKE MONTHLY PAYMENTS. 02/18/2010 CPEDB 02/19/2010 10:28:37
01/19/2010	01/22/2010	N/A	JE	PRETRIAL HELD 01/19/2010. PRETRIAL CONTINUED TO 02/18/2010 AT 01:00 PM AT THE REQUEST OF DEFENDANT. 01/19/2010 CPMJS 01/19/2010 16:35:41
12/14/2009	12/16/2009	N/A	JE	PRETRIAL HELD 12/14/2009. PRETRIAL CONTINUED TO 01/19/2010 AT 01:00 PM AT THE REQUEST OF DEFENDANT. 12/14/2009 CPMJS 12/14/2009 16:07:44
11/02/2009	11/06/2009	N/A	JE	DEFENSE ATTORNEY TO HAVE HARD-DRIVE TO PROSECUTOR NO LATER THAN NOVEMBER 14, 2009. STATUS HEARING SCHEDULED FOR DECEMBER 14, 2009 AT 1:00 P.M. AT THE REQUEST OF THE DEFENDANTS. PRETRIAL HELD 11/02/2009. 11/02/2009 CPMJS 11/02/2009 15:30:25
10/07/2009	10/13/2009	N/A	JE	PRETRIAL HELD 10/07/2009. PRETRIAL CONTINUED TO 11/02/2009 AT 01:00 PM AT THE REQUEST OF DEFENDANT. 10/07/2009 CPMJS 10/08/2009 13:15:06
09/28/2009	10/01/2009	N/A	JE	FIRST PRETRIAL PREVIOUSLY SET FOR 09/30/2009 AT 01:00PM IS RESET FOR 10/07/2009 AT 01:00PM. ATTORNEYS HAVE BEEN NOTIFIED. 09/28/2009 CPCJK 09/28/2009 11:41:26
09/18/2009	09/18/2009	D1	SR	CERTIFIED MAIL RECEIPT NO. 14332403 RETURNED BY U.S. MAIL DEPARTMENT 09/18/2009 MEDLEY JR/RONALD/ MAIL RECEIVED BY ADDRESSEE 09/14/2009.
09/14/2009	09/18/2009	N/A	JE	FIRST PRETRIAL SET FOR 09/30/2009 AT 01:00 PM. ALL ATTORNEYS HAVE BEEN NOTIFIED. 09/14/2009 CPCJK 09/14/2009 13:45:14
09/14/2009	09/14/2009	D1	MO	REQUEST FOR INFORMATION AND INSPECTION, FILED.
09/14/2009	09/14/2009	D1	MO	MOTION FOR BILL OF PARTICULARS, FILED.

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**CASE INFORMATION**

**CR-09-527972-F THE STATE OF OHIO vs. SHIRLEY VANNERSON BOARD**

**Docket Information**

Proceeding Date	Filing Date	Docket Party	Docket Type	Docket Description	View Image
06/17/2011	06/17/2011	N/A	NT	COMMUNITY CONTROL / PROBATION TERMINATED	
05/18/2011	05/23/2011	N/A	JE	DEFENDANT TO SIGN A COGNOVIT JUDGMENT ON BEHALF OF COUNTY TREASURER FOR TAXES. 05/18/2011 CPMJS 05/18/2011 15:43:52	
06/18/2010	06/18/2010	N/A	CS	COURT REPORTER FEE	
06/17/2010	06/17/2010	N/A	JE	DEFENDANT IN COURT WITH COUNSEL CARLOS K JOHNSON. PROSECUTING ATTORNEY DAN KASARIS PRESENT. DEFENDANT FULLY ADVISED IN OPEN COURT OF HIS/HER CONSTITUTIONAL RIGHTS AND PENALTIES. ON RECOMMENDATION OF PROSECUTOR COUNT(S) 19, 175, 176 IS/ARE AMENDED TO RECEIVING STOLEN PROPERTY 2913.51 - M1. DEFENDANT RETRACTS FORMER PLEA OF NOT GUILTY AND ENTERS A PLEA OF GUILTY TO RECEIVING STOLEN PROPERTY 2913.51 - M1 AS AMENDED IN COUNT(S) 19, 175, 176 OF THE INDICTMENT. COUNT(S) 167, 168, 170, 171, 172, 173, 174, 177, 333, 334 IS/ARE NOLLED. COURT ACCEPTS DEFENDANT'S GUILTY PLEA. THE COURT CONSIDERED ALL REQUIRED FACTORS OF THE LAW. IT IS NOW ORDERED AND ADJUDGED THAT SAID DEFENDANT SHIRLEY VANNERSON BOARD, IS SENTENCED TO THE CUYAHOGA COUNTY JAIL FOR A TERM OF 6 MONTH(S). 6 MONTHS ON EACH COUNT, CONCURRENT. EXECUTION OF SENTENCE SUSPENDED. DEFENDANT TO SERVE 1 YEAR(S) PROBATION. THE DEFENDANT IS ORDERED TO REPORT TO THE PROBATION DEPARTMENT. DEFENDANT TO ABIDE BY THE RULES AND REGULATIONS OF THE PROBATION DEPARTMENT. ALL FEES WAIVED. DEFENDANT TO REPORT MONTHLY. PROBATION TO TERMINATE WHEN RESTITUTION IS PAID. COSTS WAIVED FINE(S) WAIVED. RESTITUTION ORDERED IN THE AMOUNT OF \$1,106.28 TO BACK TAXES FOR 13408 BENWOOD; PAYABLE THROUGH THE PROBATION DEPARTMENT. THE DEFENDANT IS ORDERED TO PAY A SUPERVISION FEE IN THE SUM OF \$ 100.00. 06/17/2010 CPEDB 06/17/2010 14:49:35	
06/17/2010	06/17/2010	N/A	CS	REPARATION FEE RC 2743.70 ; 2937.22 ; 2949.091	
05/07/2010	05/07/2010	D1	MO	MOTION REQUESTING PAYMENT FOR FEES AND COSTS INCURRED RELATING TO ASSIGNMENT AS ESCROW AGENT DURING THE PERIOD NOVEMBER 1, 2009 THROUGH APRIL 30, 2010, FILED.	
05/04/2010	05/06/2010	N/A	JE	PRETRIAL HELD 05/04/2010. PRETRIAL CONTINUED TO 06/02/2010 AT 01:30 PM AT THE REQUEST OF DEFENDANT. 05/04/2010 CPMJS 05/04/2010 15:37:26	
04/13/2010	04/15/2010	N/A	JE	PRETRIAL HELD 04/13/2010. PRETRIAL CONTINUED TO 05/04/2010 AT 01:30 PM AT THE REQUEST OF DEFENDANT. 04/13/2010 CPMJS 04/13/2010 15:36:29	
03/12/2010	03/22/2010	N/A	JE	PRETRIAL HELD 03/12/2010. PRETRIAL CONTINUED TO 04/13/2010 AT 01:00 PM AT THE REQUEST OF DEFENDANT. 03/12/2010 CPMJS 03/12/2010 15:50:27	
02/18/2010	02/23/2010	N/A	JE	PRETRIAL HELD 02/18/2010. PRETRIAL CONTINUED TO 03/12/2010 AT 11:00 AM AT THE REQUEST OF DEFENDANT. 02/18/2010 CPMJS 02/18/2010 16:29:27	
02/18/2010	02/18/2010	P	MO	NOTICE OF DISCOVERY, FILED.	

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Proceeding Date	Filing Date	Docket Party	Docket Type	Docket Description	View Image
08/19/2014	08/19/2014	D1	CL	COGNOVIT NOTE RECEIVED AND FILED.	
03/27/2014	03/27/2014	D1	CL	COGNOVIT NOTE RECEIVED AND FILED.	
02/27/2013	02/28/2013	N/A	JE	IT IS HEREBY ORDERED THAT GARY STROH, ESQ., HERETOFORE ASSIGNED AS COUNSEL FOR THE DEFENDANT IN THIS CAUSE, BE ALLOWED \$100.00 FOR SERVICES SO RENDERED. IT IS ORDERED THAT THE COURT CERTIFY SAID AMOUNT TO THE FISCAL OFFICER AND THE COUNTY EXECUTIVE FOR ALLOWANCE AND PAYMENT. AC 1301739 02/27/2013 CPMKE 02/27/2013 13:57:35	
02/26/2013	02/26/2013	N/A	CS	COURT COST ASSESSED JAMES M LEONI BILL AMOUNT 99 PAID AMOUNT 47.5 AMOUNT DUE 51.5	
02/26/2013	02/26/2013	D1	DR	PROBATION VIOLATION COURT COST	
02/22/2013	02/22/2013	D	RE	ATTORNEY FEE BILL SUBMITTED GARY STROH	
02/20/2013	02/20/2013	N/A	CS	COURT REPORTER FEE	
02/19/2013	02/21/2013	N/A	JE	DEFENDANT IN COURT. DEFENDANT INDIGENT; ATTORNEY GARY E STROH ASSIGNED AND PRESENT. DEFENDANT, JAMES LEONI, IN OPEN COURT REPRESENTED BY COUNSEL FOR HEARING ON ALLEGED VIOLATION OF COMMUNITY CONTROL SANCTIONS. HEARING HAD. COURT FINDS DEFENDANT, JAMES LEONI, TO BE IN VIOLATION OF COMMUNITY CONTROL SANCTIONS. COMMUNITY CONTROL IS EXTENDED TO 02/24/2014. DRUG TEST IMMEDIATELY, CALL COURT WITH RESULTS EXT. 8706. 02/19/2013 CPTRC 02/20/2013 10:03:15	
01/09/2013	01/09/2013	N/A	JE	PROBATION IS EXTENDED UNTIL FEBRUARY 2, 2014. 01/09/2013 CPMJS 01/09/2013 15:36:53	
04/10/2012	04/10/2012	D1	\$\$	PAYMENT ON ACCOUNT MADE ON BEHALF OF LEONI/JAMES/M IN THE AMOUNT OF \$47.50	
02/07/2012	02/07/2012	N/A	CS	COURT COST ASSESSED JAMES M LEONI BILL AMOUNT 47.5 PAID AMOUNT 0 AMOUNT DUE 47.5	
02/07/2012	02/07/2012	D1	DR	PROBATION VIOLATION COURT COST	
02/07/2012	02/15/2012	N/A	JE	IT IS HEREBY ORDERED THAT KATRICE MCCRAE, ESQ., HERETOFORE ASSIGNED AS COUNSEL FOR THE DEFENDANT IN THIS CAUSE, BE ALLOWED \$50.00 FOR SERVICES SO RENDERED. IT IS ORDERED THAT THE COURT CERTIFY SAID AMOUNT TO THE FISCAL OFFICER AND THE COUNTY EXECUTIVE FOR ALLOWANCE AND PAYMENT. AC 1201043 02/07/2012 CPMKE 02/07/2012 11:38:18	
02/03/2012	02/03/2012	N/A	CS	COURT REPORTER FEE	
02/02/2012	02/07/2012	N/A	JE	DEFENDANT RETAINS COUNSEL DOMINIC J VITANTONIO. DEFENDANT, JAMES LEONI, IN OPEN COURT REPRESENTED BY COUNSEL FOR HEARING ON ALLEGED VIOLATION OF COMMUNITY CONTROL SANCTIONS. HEARING HAD. * ATTORNEY KATRICE MCCRAE WAS ASSIGNED TO REPRESENT INDIGENT DEFENDANT ON A PRIOR DATE. * COURT FINDS DEFENDANT, JAMES LEONI, TO BE IN VIOLATION OF COMMUNITY CONTROL SANCTIONS. COMMUNITY CONTROL IS CONTINUED AND EXTENDED TO 02/02/2013, WITH PRIOR CONDITIONS. DEFENDANT IS PERMITTED TO RETURN TO ILL. ON COMMUNITY CONTROL. DEFENDANT TO REPORT WEEKLY. DRUG	

				TEST DEFENDANT IMMEDIATELY, CALL COURT WITH RESULTS EXT 8706. 02/02/2012 CPEDB 02/03/2012 11:18:17
03/03/2011	03/03/2011	N/A	CS	RC 2743.70 REPARATION FEE
02/25/2011	02/25/2011	N/A	CS	COURT REPORTER FEE
02/24/2011	03/03/2011	N/A	JE	DEFENDANT IN COURT. COUNSEL DOMINIC J VITANTONIO PRESENT. COURT REPORTER PRESENT. ON A FORMER DAY OF COURT THE DEFENDANT PLEAD GUILTY TO COMPLICITY, THEFT; AGGRAVATED THEFT 2923.03/2913.02 A(3) F4 AS AMENDED IN COUNT(S) 6 OF THE INDICTMENT. ON A FORMER DAY OF COURT THE DEFENDANT PLEAD GUILTY TO TAMPERING WITH RECORDS 2913.42 - F4 AS CHARGED IN COUNT(S) 94, 167 OF THE INDICTMENT. ON A FORMER DAY OF COURT THE DEFENDANT PLEAD GUILTY TO TAMPERING WITH RECORDS 2913.42 - F4 AS AMENDED IN COUNT(S) 98 OF THE INDICTMENT. REMAINING COUNTS WERE NOLLED. THE COURT CONSIDERED ALL REQUIRED FACTORS OF THE LAW. THE COURT FINDS THAT A COMMUNITY CONTROL SANCTION WILL ADEQUATELY PROTECT THE PUBLIC AND WILL NOT DEMEAN THE SERIOUSNESS OF THE OFFENSE. IT IS THEREFORE ORDERED THAT THE DEFENDANT IS SENTENCED TO 1 YEAR(S) OF COMMUNITY CONTROL, UNDER SUPERVISION OF THE ADULT PROBATION DEPARTMENT WITH THE FOLLOWING CONDITIONS: DEFENDANT TO ABIDE BY THE RULES AND REGULATIONS OF THE PROBATION DEPARTMENT. SUPERVISION FEES TO BE PAID AT A RATE OF \$20.00 A MONTH. COURT ORDERS DEFENDANT TO BE SUPERVISED BY: REGULAR SUPERVISION UNIT SUBMIT TO REGULAR DRUG TESTING ATTEND AA/NA/CA MEETINGS, 3 PER WEEK, PROVIDE PROOF OF MEETINGS TO THE SUPERVISING OFFICER. OBTAIN SPONSOR AND VERIFY JOIN HOME GROUP. COMMUNITY CONTROL TRANSFERRED TO DUPAGE COUNTY. VIOLATION OF THE TERMS AND CONDITIONS MAY RESULT IN MORE RESTRICTIVE SANCTIONS, OR A PRISON TERM OF 1 YEAR(S) AS APPROVED BY LAW. DEFENDANT DECLARED INDIGENT. COSTS WAIVED SUPERVISION FEE WAIVED RESTITUTION ORDERED IN THE AMOUNT OF \$2,000.00 TO COST OF PROSECUTION (TO BE PAID FIRST); PAYABLE THROUGH THE PROBATION DEPARTMENT. RESTITUTION ORDERED IN THE AMOUNT OF \$5,000.00 TO CITBANK; PAYABLE THROUGH THE PROBATION DEPARTMENT. RESTITUTION ORDERED IN THE AMOUNT OF \$688.76 TO BACK TAXES ON 3946 E. 74TH STREET (COUNT 98); PAYABLE THROUGH THE PROBATION DEPARTMENT. RESTITUTION ORDERED IN THE AMOUNT OF \$2,593.00 TO BACK TAXES ON 4233 E. 114TH STREET (COUNT 173); PAYABLE THROUGH THE PROBATION DEPARTMENT. RESTITUTION ORDERED IN THE AMOUNT OF \$460.50 TO BACK TAXES ON 13405 BENWOOD (COUNT 176); PAYABLE THROUGH THE PROBATION DEPARTMENT. RESTITUTION ORDERED IN THE AMOUNT OF \$1,411.45 TO BACK TAXES ON 972 WOODVIEW (COUNT 178); PAYABLE THROUGH THE PROBATION DEPARTMENT. 02/24/2011 CPEDB 02/28/2011 10:07:05
01/18/2011	01/18/2011	D1	MO	MOTION TO CONTINUE, FILED.
11/29/2010	11/29/2010	N/A	CS	COURT REPORTER FEE
11/24/2010	12/08/2010	N/A	JE	DEFENDANT IN COURT WITH COUNSEL DOMINIC J VITANTONIO. PROSECUTING ATTORNEY DAN KASARIS PRESENT. COURT REPORTER PRESENT. DEFENDANT FULLY ADVISED IN OPEN COURT OF HIS/HER CONSTITUTIONAL RIGHTS AND PENALTIES. ON RECOMMENDATION OF PROSECUTOR COUNT(S) 6 IS/ARE AMENDED : AMOUNT \$5,000.00 TO \$100,000.00. ON RECOMMENDATION OF PROSECUTOR COUNT(S) 98 IS/ARE AMENDED : AMOUNT \$5,000.00 TO \$100,000.00. DEFENDANT RETRACTS FORMER PLEA OF NOT GUILTY AND ENTERS A PLEA OF GUILTY TO COMPLICITY, THEFT; AGGRAVATED THEFT 2923.03/2913.02 A(3) F4 AS AMENDED IN COUNT(S) 6 OF THE INDICTMENT. DEFENDANT RETRACTS FORMER PLEA OF NOT GUILTY AND ENTERS A PLEA OF GUILTY TO TAMPERING WITH RECORDS 2913.42 - F4 AS CHARGED IN COUNT(S) 94, 167 OF THE INDICTMENT. DEFENDANT RETRACTS FORMER PLEA OF NOT GUILTY AND ENTERS A PLEA OF GUILTY TO TAMPERING

[skip to main content](#)[Print](#)**CASE INFORMATION****CR-10-536877-C THE STATE OF OHIO vs. DARRIN HARSLEY****Docket Information**

Proceeding Date	Filing Date	Docket Party	Docket Type	Docket Description	View Image
12/07/2011	12/07/2011	D1	\$\$	PAYMENT ON ACCOUNT MADE ON BEHALF OF HARSLEY/DARRIN/ IN THE AMOUNT OF \$78.00	
12/06/2011	12/06/2011	N/A	NT	COMMUNITY CONTROL / PROBATION TERMINATED	
07/06/2011	07/06/2011	D1	\$\$	PAYMENT ON ACCOUNT MADE ON BEHALF OF HARSLEY/DARRIN/ IN THE AMOUNT OF \$100.00	
03/02/2011	03/02/2011	D1	\$\$	PAYMENT ON ACCOUNT MADE ON BEHALF OF HARSLEY/DARRIN/ IN THE AMOUNT OF \$50.00	
12/16/2010	12/16/2010	N/A	CS	COURT COST ASSESSED DARRIN HARSLEY BILL AMOUNT 226 PAID AMOUNT 0 AMOUNT DUE 226	
12/16/2010	12/16/2010	D1	DR	COURT REPORTER FEE	
12/16/2010	12/16/2010	D1	DR	SHERIFF FEES	
12/16/2010	12/16/2010	N/A	CS	REPARATION FEE RC 2743.70 ; 2937.22 ; 2949.091	
12/06/2010	12/16/2010	N/A	JE	DEFENDANT IN COURT WITH COUNSEL MICHAEL P. SHAUGHNESSY. PROSECUTING ATTORNEY DAN KASARIS PRESENT. COURT REPORTER PRESENT. DEFENDANT FULLY ADVISED IN OPEN COURT OF HIS/HER CONSTITUTIONAL RIGHTS AND PENALTIES. ON RECOMMENDATION OF PROSECUTOR COUNT(S) 200, 202 IS/ARE AMENDED BY DELETING AMOUNT. ON RECOMMENDATION OF PROSECUTOR COUNT(S) 220 IS/ARE AMENDED BY DELETING AMOUNT. DEFENDANT RETRACTS FORMER PLEA OF NOT GUILTY AND ENTERS A PLEA OF GUILTY TO TAMPERING WITH RECORDS 2913.42 - M1 AS AMENDED IN COUNT(S) 200, 202 OF THE INDICTMENT. DEFENDANT RETRACTS FORMER PLEA OF NOT GUILTY AND ENTERS A PLEA OF GUILTY TO RECEIVING STOLEN PROPERTY 2913.51 - M1 AS AMENDED IN COUNT(S) 220 OF THE INDICTMENT. COUNT(S) 195, 196, 206, 218 IS/ARE NOLLED. COURT ACCEPTS DEFENDANT'S GUILTY PLEA. THE COURT CONSIDERED ALL REQUIRED FACTORS OF THE LAW. IT IS NOW ORDERED AND ADJUDGED THAT SAID DEFENDANT DARRIN HARSLEY, IS SENTENCED TO THE CUYAHOGA COUNTY JAIL FOR A TERM OF 6 MONTH(S). 6 MONTHS ON EACH COUNT, CONCURRENT. EXECUTION OF SENTENCE SUSPENDED. DEFENDANT TO SERVE 1 YEAR(S) PROBATION. THE DEFENDANT IS ORDERED TO REPORT TO THE PROBATION DEPARTMENT. DEFENDANT TO ABIDE BY THE RULES AND REGULATIONS OF THE PROBATION DEPARTMENT. RESTITUTION ORDERED IN THE AMOUNT OF \$3,000.00 TO BACK TAXES FOR 3690 WASHINGTON ST., 6611 EDNA; PAYABLE THROUGH THE PROBATION DEPARTMENT. THE DEFENDANT IS ORDERED TO PAY A SUPERVISION FEE IN THE SUM OF \$ 100.00. WHEN RESTITUTION IS PAID COURT WILL CONSIDER EARLY TERMINATION. DEFENDANT IS TO PAY COURT COSTS. 12/06/2010 CPEDB 12/07/2010 09:24:31	
11/16/2010	11/16/2010	P	MO	DEMAND FOR DISCOVERY BY THE STATE OF OHIO, FILED.	
11/16/2010	11/16/2010	P	MO	DISCOVERY, FILED.	
09/29/2010	10/04/2010	N/A	JE	PRETRIAL HELD 09/29/2010. PRETRIAL CONTINUED TO 10/27/2010 AT 01:00 PM AT THE REQUEST OF DEFENDANT. 09/29/2010 CPMJS 09/29/2010 13:58:33	

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**CASE INFORMATION**

**CR-10-536877-G THE STATE OF OHIO vs. GENNIDAY SIMKHOVICH**

**Docket Information**

Proceeding Date	Filing Date	Docket Party	Docket Type	Docket Description	View Image
07/09/2013	07/09/2013	N/A	NT	COMMUNITY CONTROL / PROBATION TERMINATED	
09/05/2012	09/05/2012	D1	\$\$	PAYMENT ON ACCOUNT MADE ON BEHALF OF SIMKHOVICH/GENNADIY/ IN THE AMOUNT OF \$422.00	
07/24/2012	07/24/2012	N/A	CS	COURT COST ASSESSED GENNADIY SIMKHOVICH BILL AMOUNT 422 PAID AMOUNT 0 AMOUNT DUE 422	
07/24/2012	07/24/2012	D1	DR	COURT REPORTER FEE	
07/24/2012	07/24/2012	D1	DR	SHERIFF FEES	
07/16/2012	07/16/2012	N/A	CS	REPARATION FEE RC 2743.70 ; 2937.22 ; 2949.091	
07/10/2012	07/10/2012	N/A	CS	COURT REPORTER FEE	
07/09/2012	07/16/2012	N/A	JE	DEFENDANT IN COURT. COUNSEL CRAIG T WEINTRAUB PRESENT. COURT REPORTER PRESENT. ON A FORMER DAY OF COURT THE DEFENDANT PLEAD GUILTY TO THEFT; AGGRAVATED THEFT 2913.02 A(3) F4 AS AMENDED IN COUNT(S) 14 OF THE INDICTMENT. ON A FORMER DAY OF COURT THE DEFENDANT PLEAD GUILTY TO TAMPERING WITH RECORDS 2913.42 - F4 AS CHARGED IN COUNT(S) 79 OF THE INDICTMENT. COUNT(S) 1, 48, 77, 152, 153, 164, 170 WAS/WERE NOLLED. PLEA TAKEN ON 6-7-12 IS TO REFLECT ALL FORFEITURE SPECS ARE TO BE DISMISSED. THE COURT CONSIDERED ALL REQUIRED FACTORS OF THE LAW. THE COURT FINDS THAT A COMMUNITY CONTROL SANCTION WILL ADEQUATELY PROTECT THE PUBLIC AND WILL NOT DEMEAN THE SERIOUSNESS OF THE OFFENSE. IT IS THEREFORE ORDERED THAT THE DEFENDANT IS SENTENCED TO 1 YEAR(S) OF COMMUNITY CONTROL, UNDER SUPERVISION OF THE ADULT PROBATION DEPARTMENT WITH THE FOLLOWING CONDITIONS: DEFENDANT TO ABIDE BY THE RULES AND REGULATIONS OF THE PROBATION DEPARTMENT. COURT ORDERS DEFENDANT TO BE SUPERVISED BY: REGULAR SUPERVISION UNIT BANK ACCOUNT AND REAL ESTATE IN DEFENDANT'S NAME AS WELL AS ESTHER SIMKHOVICH ARE TO BE RELEASED. VIOLATION OF THE TERMS AND CONDITIONS MAY RESULT IN MORE RESTRICTIVE SANCTIONS, OR A PRISON TERM OF 6 MONTH(S) AS APPROVED BY LAW. PAY 100.00 SUPERVISION FEE. RESTITUTION ORDERED IN THE AMOUNT OF \$5,000.00 TO STATE OF OHIO, FOR COST OF PROSECUTION; PAYABLE THROUGH THE PROBATION DEPARTMENT. THE COURT HEREBY ENTERS JUDGMENT AGAINST THE DEFENDANT IN AN AMOUNT EQUAL TO THE COSTS OF THIS PROSECUTION. 07/09/2012 CPEDB 07/12/2012 10:45:17	
06/11/2012	06/11/2012	N/A	CS	COURT REPORTER FEE	
06/07/2012	06/13/2012	N/A	JE	DEFENDANT IN COURT WITH COUNSEL CRAIG T WEINTRAUB. PROSECUTING ATTORNEY NICK GIEGERICH PRESENT. COURT REPORTER PRESENT. DEFENDANT FULLY ADVISED IN OPEN COURT OF HIS/HER CONSTITUTIONAL RIGHTS AND PENALTIES. DEFENDANT RETRACTS FORMER PLEA OF NOT GUILTY AND ENTERS A PLEA OF GUILTY TO THEFT; AGGRAVATED THEFT 2913.02 A(3) F4 WITH FORFEITURE SPECIFICATION (2941.1417) AS CHARGED IN COUNT(S) 14 OF THE INDICTMENT. DEFENDANT RETRACTS FORMER PLEA OF NOT GUILTY AND ENTERS A PLEA OF GUILTY TO TAMPERING WITH RECORDS 2913.42 - F4 AS CHARGED IN COUNT(S) 79 OF THE	

[skip to main content](#)[Print](#)**CASE INFORMATION****CR-10-536877-Q THE STATE OF OHIO vs. DAVID LOVE****Docket Information**

Proceeding Date	Filing Date	Docket Party	Docket Type	Docket Description	View Image
11/19/2020	11/19/2020	N/A	JE	PROBATION IS HEREBY TERMINATED. CAPIAS RECALLED. 11/19/2020 CPMJS 11/19/2020 16:31:08	
04/14/2011	04/14/2011	N/A	CL	CAPIAS PRINTED AND SENT TO SHERIFF	
03/25/2011	04/14/2011	N/A	JE	CAPIAS TO ISSUE FOR DEFENDANT, DAVID LOVE. 03/25/2011 CPMJS 03/25/2011 11:36:21	
12/16/2010	12/16/2010	N/A	CS	COURT COST ASSESSED DAVID LOVE BILL AMOUNT 280 PAID AMOUNT 0 AMOUNT DUE 280	
12/16/2010	12/16/2010	D1	DR	COURT REPORTER FEE	
12/16/2010	12/16/2010	D1	DR	SHERIFF FEES	
12/16/2010	12/16/2010	N/A	CS	REPARATION FEE RC 2743.70 ; 2937.22 ; 2949.091	
11/23/2010	12/01/2010	N/A	JE	IT IS HEREBY ORDERED THAT RICHARD A. NEFF, ESQ., HERETOFORE ASSIGNED AS COUNSEL FOR THE DEFENDANT IN THIS CAUSE, BE ALLOWED \$500.00 FOR SERVICES SO RENDERED. IT IS ORDERED THAT THE COURT CERTIFY SAID AMOUNT TO THE COUNTY AUDITOR AND THE COMMISSIONERS FOR ALLOWANCE AND PAYMENT. AC 1010514 11/23/2010 CPMKE 11/23/2010 15:21:52	
11/17/2010	11/17/2010	D	RE	ATTORNEY FEE BILL SUBMITTED RICHARD NEFF	
11/17/2010	11/17/2010	N/A	CS	COURT REPORTER FEE	
11/16/2010	12/16/2010	N/A	JE	DEFENDANT IN COURT. COUNSEL RICHARD A NEFF PRESENT. COURT REPORTER JULIANN ADAMS PRESENT. ON A FORMER DAY OF COURT THE DEFENDANT PLEAD GUILTY TO MORTGAGE BROKER CERTIFICATION OF REGISTRATION 1322.02 B M1 AS AMENDED IN COUNT(S) 61, 80 OF THE INDICTMENT. COUNT(S) 58, 60, 78, 82, 85, 213, 214, 215 WAS/WERE NOLLED. THE COURT CONSIDERED ALL REQUIRED FACTORS OF THE LAW. IT IS NOW ORDERED AND ADJUDGED THAT SAID DEFENDANT DAVID LOVE, IS SENTENCED TO THE CUYAHOGA COUNTY JAIL FOR A TERM OF 6 MONTH(S). (6 MONTHS ON EACH COUNT, CONCURRENT) EXECUTION OF SENTENCE SUSPENDED. DEFENDANT TO SERVE 1 YEAR(S) PROBATION. THE DEFENDANT IS ORDERED TO REPORT TO THE PROBATION DEPARTMENT. DEFENDANT TO ABIDE BY THE RULES AND REGULATIONS OF THE PROBATION DEPARTMENT. TRANSFER PROBATION TO CONNETICUT. MAY REPORT BY PHONE FOR FIRST VISIT. RESTITUTION ORDERED IN THE AMOUNT OF \$1,607.75 TO CUYAHOGA COUNTY TREASURER (TO BE DIVIDED BETWEEN 3420 ALTAMONT AND 13818 CRANWOOD); PAYABLE THROUGH THE PROBATION DEPARTMENT. THE DEFENDANT IS ORDERED TO PAY A SUPERVISION FEE IN THE SUM OF \$ 100.00. DEFENDANT IS TO PAY COURT COSTS. 11/16/2010 CPEDB 12/06/2010 14:10:18	
11/12/2010	12/16/2010	N/A	JE	DEFENDANT IN COURT WITH COUNSEL RICHARD A NEFF. PROSECUTING ATTORNEY DAN KASARIS PRESENT. COURT REPORTER JULIANN ADAMS PRESENT. DEFENDANT FULLY ADVISED IN OPEN COURT OF HIS/HER CONSTITUTIONAL RIGHTS AND PENALTIES. ON RECOMMENDATION OF PROSECUTOR COUNT(S) 61, 80 IS/ARE AMENDED TO MORTGAGE BROKER CERTIFICATION OF REGISTRATION 1322.02 B M1. DEFENDANT RETRACTS FORMER PLEA OF NOT GUILTY AND ENTERS A PLEA OF GUILTY TO MORTGAGE BROKER CERTIFICATION OF REGISTRATION 1322.02 B	

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### CASE INFORMATION

**CR-09-527972-BB THE STATE OF OHIO vs. ERIC GESIS**

#### Docket Information

Proceeding Date	Filing Date	Docket Party	Docket Type	Docket Description	View Image
06/08/2012	06/11/2012	N/A	JE	PROBATION TO TERMINATE JUNE 15, 2012. 06/08/2012 CPMJS 06/08/2012 11:58:16	
05/04/2012	05/15/2012	N/A	JE	MOTION TO MODIFY PROBATION CONDITION IS GRANTED. PROPERTY TAXES ORDERED AS RESTITUTION IS HEREBY SATISFIED. CLERK ORDERED TO SEND A COPY OF THIS ORDER TO: ATTORNEY JEROME EMOFF; 55 PUBLIC SQUARE, #950, CLEVELAND, OHIO 44113 05/04/2012 CPMJS 05/04/2012 11:24:26	
04/30/2012	05/01/2012	N/A	JE	CORRECTED ENTRY PROBATION IS EXTENDED UNTIL APRIL 27, 2013. 04/30/2012 CPMJS 04/30/2012 14:16:02	
04/27/2012	04/28/2012	N/A	JE	PROBATION IS EXTENDED UNTIL APRIL 27, 2012. 04/27/2012 CPMJS 04/27/2012 13:42:59	
01/09/2012	01/09/2012	D1	MO	MOTION TO MODIFY PROBATION CONDICTION, FILED.	
07/19/2011	07/25/2011	N/A	JE	PERMISSION TO TRAVEL FROM JULY 24, 2011 TO AUGUST 8, 2011 IS HEREBY GRANTED. 07/19/2011 CPMJS 07/19/2011 15:41:04	
06/17/2011	06/29/2011	N/A	JE	MOTION TO TERMINATE PROBATION IS DENIED. CLERK ORDERED TO SEND A COPY OF THIS ORDER TO: ATTORNEY JEROME EMOFF; 55 PUBLIC SQUARE, #950, CLEVELAND, OHIO 44113 06/17/2011 CPMJS 06/17/2011 11:19:41	
05/25/2011	05/25/2011	D1	MO	MOTION TO TERMINATE PROBATION, FILED.	
01/11/2011	01/11/2011	D1	\$\$	PAYMENT ON ACCOUNT MADE ON BEHALF OF GESIS/ERIC/ IN THE AMOUNT OF \$257.00	
11/03/2010	11/03/2010	N/A	CS	COURT REPORTER FEE	
11/03/2010	11/03/2010	N/A	CS	COURT REPORTER FEE	
11/02/2010	11/02/2010	N/A	CS	COURT COST ASSESSED ERIC GESIS BILL AMOUNT 257 PAID AMOUNT 0 AMOUNT DUE 257	
11/02/2010	11/02/2010	D1	DR	COURT REPORTER FEE	
11/02/2010	11/02/2010	D1	DR	SHERIFF FEES	
11/02/2010	11/02/2010	N/A	CS	RC 2743.70 REPARATION FEE	
10/28/2010	11/02/2010	N/A	JE	DEFENDANT IN COURT. COUNSEL JEROME M EMOFF PRESENT. COURT REPORTER PRESENT. ON A FORMER DAY OF COURT THE DEFENDANT PLEAD GUILTY TO TAMPERING WITH RECORDS 2913.42 - F3 AS CHARGED IN COUNT(S) 111 OF THE INDICTMENT. ON A FORMER DAY OF COURT THE DEFENDANT PLEAD GUILTY TO TAMPERING WITH RECORDS 2913.42 - F5 AS AMENDED IN COUNT(S) 358, 361 OF THE INDICTMENT. ON A FORMER DAY OF COURT THE DEFENDANT PLEAD GUILTY TO THEFT; AGGRAVATED THEFT 2913.02 A(3) F4 AS CHARGED IN COUNT(S) 360 OF THE INDICTMENT. COUNT(S) 108, 217, 331, 332, 334, 343, 344, 355, 357 WAS/WERE NOLLED. THE COURT CONSIDERED ALL REQUIRED FACTORS OF THE LAW. THE COURT FINDS THAT A COMMUNITY CONTROL SANCTION WILL ADEQUATELY PROTECT THE PUBLIC AND WILL NOT Demean THE SERIOUSNESS OF THE OFFENSE. IT IS THEREFORE ORDERED THAT THE DEFENDANT IS SENTENCED TO 18 MONTH(S) OF COMMUNITY CONTROL, UNDER SUPERVISION OF THE ADULT PROBATION DEPARTMENT WITH THE FOLLOWING CONDITIONS: DEFENDANT TO ABIDE BY THE RULES AND REGULATIONS OF THE PROBATION DEPARTMENT. COURT ORDERS DEFENDANT TO BE	

SUPERVISED BY: REGULAR SUPERVISION UNIT SUBMIT TO REGULAR DRUG TESTING VIOLATION OF THE TERMS AND CONDITIONS MAY RESULT IN MORE RESTRICTIVE SANCTIONS, OR A PRISON TERM OF 1 YEAR(S) AS APPROVED BY LAW. RESTITUTION ORDERED IN THE AMOUNT OF \$14,698.86 TO CUYAHOGA COUNTY FOR PROPERTY TAXES LOCATED AT 2730 E. 110TH STREET; PAYABLE THROUGH THE PROBATION DEPARTMENT. THE DEFENDANT IS ORDERED TO PAY A SUPERVISION FEE IN THE SUM OF \$ 200.00. DEFENDANT IS TO PAY COURT COSTS. 10/28/2010 CPEDB 10/29/2010 09:24:12

09/10/2010	09/10/2010	N/A	CS	COURT REPORTER FEE
09/09/2010	09/09/2010	N/A	JE	DEFENDANT IN COURT WITH COUNSEL JEROME M EMOFF. PROSECUTING ATTORNEY DAN KASARIS PRESENT. COURT REPORTER PRESENT. DEFENDANT FULLY ADVISED IN OPEN COURT OF HIS/HER CONSTITUTIONAL RIGHTS AND PENALTIES. ON RECOMMENDATION OF PROSECUTOR COUNT(S) 358, 361 IS/ARE AMENDED : AMOUNT BETWEEN \$500.00 AND \$5,000.00. DEFENDANT RETRACTS FORMER PLEA OF NOT GUILTY AND ENTERS A PLEA OF GUILTY TO TAMPERING WITH RECORDS 2913.42 - F3 AS CHARGED IN COUNT(S) 111 OF THE INDICTMENT. DEFENDANT RETRACTS FORMER PLEA OF NOT GUILTY AND ENTERS A PLEA OF GUILTY TO TAMPERING WITH RECORDS 2913.42 - F5 AS AMENDED IN COUNT(S) 358, 361 OF THE INDICTMENT. DEFENDANT RETRACTS FORMER PLEA OF NOT GUILTY AND ENTERS A PLEA OF GUILTY TO THEFT; AGGRAVATED THEFT 2913.02 A(3) F4 AS CHARGED IN COUNT(S) 360 OF THE INDICTMENT. COUNT(S) 108, 217, 331, 332, 334, 343, 344, 355, 357 IS/ARE NOLLED. COURT ACCEPTS DEFENDANT'S GUILTY PLEA. RESTITUTION ORDERED IN THE AMOUNT OF \$14,698.86 TO CUYAHOGA COUNTY FOR PROPERTY TAXES LOCATED AT 2730 E. 110TH STREET; PAYABLE THROUGH THE PROBATION DEPARTMENT. THE DEFENDANT IS REFERRED TO THE COUNTY PROBATION DEPARTMENT FOR A PRE-SENTENCE INVESTIGATION AND REPORT. ORIGINAL BOND CONTINUED. SENTENCING SET FOR 10/28/2010 AT 11:00 AM. 09/09/2010 CPEDB 09/09/2010 15:41:38
08/30/2010	09/03/2010	N/A	JE	PRETRIAL HELD 08/30/2010. PRETRIAL CONTINUED TO 09/09/2010 AT 01:00 PM AT THE REQUEST OF DEFENDANT. 08/30/2010 CPMJS 08/30/2010 15:24:33
08/23/2010	08/27/2010	N/A	JE	PRETRIAL HELD 08/23/2010. PRETRIAL CONTINUED TO 09/23/2010 AT 01:00 PM AT THE REQUEST OF DEFENDANT. 08/23/2010 CPMJS 08/23/2010 15:52:01
07/29/2010	08/06/2010	N/A	JE	PRETRIAL HELD 07/29/2010. PRETRIAL CONTINUED TO 08/23/2010 AT 01:00 PM AT THE REQUEST OF DEFENDANT. 07/29/2010 CPMJS 07/29/2010 14:25:05
06/29/2010	07/08/2010	N/A	JE	PRETRIAL HELD 06/29/2010. PRETRIAL CONTINUED TO 07/29/2010 AT 01:00 PM AT THE REQUEST OF DEFENDANT. 06/29/2010 CPMJS 06/29/2010 15:39:15
05/07/2010	05/07/2010	D1	MO	MOTION REQUESTING PAYMENT FOR FEES AND COSTS INCURRED RELATING TO ASSIGNMENT AS ESCROW AGENT DURING THE PERIOD NOVEMBER 1, 2009 THROUGH APRIL 30, 2010, FILED.
04/15/2010	06/02/2010	N/A	JE	PRETRIAL HELD 04/15/2010. PRETRIAL CONTINUED TO 06/02/2010 AT 09:00 AM AT THE REQUEST OF DEFENDANT. 04/15/2010 CPMJS 05/19/2010 11:56:24
03/18/2010	03/24/2010	N/A	JE	PRETRIAL HELD 03/18/2010. PRETRIAL CONTINUED TO 04/15/2010 AT 11:00 AM AT THE REQUEST OF DEFENDANT. 03/18/2010 CPMJS 03/18/2010 16:38:53
02/18/2010	02/18/2010	P	MO	NOTICE OF DISCOVERY, FILED.
02/11/2010	02/11/2010	P	MO	STATE'S BILL OF PARTICULARS, FILED.
01/20/2010	01/22/2010	N/A	JE	PRETRIAL HELD 01/20/2010. PRETRIAL CONTINUED TO 03/18/2010 AT 01:00 PM AT THE REQUEST OF DEFENDANT. 01/20/2010 CPMJS 01/20/2010 16:04:10
12/16/2009	12/22/2009	N/A	JE	PRETRIAL HELD 12/16/2009. PRETRIAL CONTINUED TO 01/20/2010 AT 01:00 PM AT THE REQUEST OF DEFENDANT. 12/16/2009 CPMJS



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### CASE INFORMATION

**CR-09-527972-BN THE STATE OF OHIO vs. DAVE PIRICHY**

#### Docket Information

Proceeding Date	Filing Date	Docket Party	Docket Type	Docket Description	View Image
04/24/2012	04/25/2012	N/A	JE	PROBATION IS EXTENDED UNTIL JUNE 30, 2012 OR UNTIL RESTITUTION IS PAID. 04/24/2012 CPMJS 04/24/2012 15:49:26	
12/15/2011	12/15/2011	D1	\$\$	PAYMENT ON ACCOUNT MADE ON BEHALF OF PIRICHY/DAVID/M IN THE AMOUNT OF \$224.00	
10/25/2011	10/25/2011	N/A	CS	COURT COST ASSESSED DAVID M PIRICHY BILL AMOUNT 224 PAID AMOUNT 0 AMOUNT DUE 224	
10/25/2011	10/25/2011	D1	DR	COURT REPORTER FEE	
10/25/2011	10/25/2011	D1	DR	SHERIFF FEES	
10/25/2011	10/25/2011	N/A	CS	RC 2743.70 REPARATION FEE	
10/21/2011	10/21/2011	N/A	CS	COURT REPORTER FEE	
10/20/2011	10/25/2011	N/A	JE	DEFENDANT IN COURT. COUNSEL JOHN A FATICA PRESENT. COURT REPORTER PRESENT. ON A FORMER DAY OF COURT THE DEFENDANT PLEAD GUILTY TO TAMPERING WITH RECORDS 2913.42 - F4 AS CHARGED IN COUNT(S) 68, 70, 71, 80 OF THE INDICTMENT. REMAINING COUNTS WERE NOLLED. THE COURT CONSIDERED ALL REQUIRED FACTORS OF THE LAW. THE COURT FINDS THAT A COMMUNITY CONTROL SANCTION WILL ADEQUATELY PROTECT THE PUBLIC AND WILL NOT DEMEAN THE SERIOUSNESS OF THE OFFENSE. IT IS THEREFORE ORDERED THAT THE DEFENDANT IS SENTENCED TO 6 MONTH(S) OF COMMUNITY CONTROL, UNDER SUPERVISION OF THE ADULT PROBATION DEPARTMENT WITH THE FOLLOWING CONDITIONS: DEFENDANT TO ABIDE BY THE RULES AND REGULATIONS OF THE PROBATION DEPARTMENT. COURT ORDERS DEFENDANT TO BE SUPERVISED BY: REGULAR SUPERVISION UNIT COMMUNITY CONTROL TO TERMINATE WHEN RESTITUTION IS PAID. VIOLATION OF THE TERMS AND CONDITIONS MAY RESULT IN MORE RESTRICTIVE SANCTIONS, OR A PRISON TERM OF 6 MONTH(S) AS APPROVED BY LAW. RESTITUTION ORDERED IN THE AMOUNT OF \$14,199.76 TO CUYAHOGA COUNTY TREASURER FOR BACK TAXES; PAYABLE THROUGH THE PROBATION DEPARTMENT. SUPERVISION FEES TO BE PAID AT A RATE OF \$20.00 A MONTH. THE COURT HEREBY ENTERS JUDGMENT AGAINST THE DEFENDANT IN AN AMOUNT EQUAL TO THE COSTS OF THIS PROSECUTION. 10/20/2011 CPEDB 10/21/2011 09:39:08	
05/07/2010	05/07/2010	D1	MO	MOTION REQUESTING PAYMENT FOR FEES AND COSTS INCURRED RELATING TO ASSIGNMENT AS ESCROW AGENT DURING THE PERIOD NOVEMBER 1, 2009 THROUGH APRIL 30, 2010, FILED.	
04/15/2010	04/15/2010	N/A	CS	COURT REPORTER FEE	
04/14/2010	04/22/2010	N/A	JE	DEFENDANT IN COURT WITH COUNSEL JOHN A FATICA. PROSECUTING ATTORNEY DAN KASARIS PRESENT. DEFENDANT FULLY ADVISED IN OPEN COURT OF HIS/HER CONSTITUTIONAL RIGHTS AND PENALTIES. DEFENDANT RETRACTS FORMER PLEA OF NOT GUILTY AND ENTERS A PLEA OF GUILTY TO TAMPERING WITH RECORDS 2913.42 - F4 AS CHARGED IN COUNT(S) 68, 70, 71, 80 OF THE INDICTMENT. REMAINING COUNTS ARE NOLLED. COURT ACCEPTS DEFENDANT'S GUILTY PLEA. THE DEFENDANT IS REFERRED TO THE COUNTY PROBATION DEPARTMENT FOR A PRE-SENTENCE INVESTIGATION AND REPORT. DEFENDANT TO PAY BACK	

TAXES ON PROPERTY LOCATED AT 2284 E.85TH STREET - \$265.00; 10004 CUMBERLAND - \$1,625.72; 1035 E. 69TH STREET - \$562.60; 1680 E. 84TH STREET \$7,392.50; 12805. BARTLEFIELD \$514.00; 2314 E. 81ST STREET - \$865.52; 220 E 82ND STREEET, 240.36; 5209 LUTHER \$1,867.96; 1461 E. 112TH ST \$665.24; 1328 E 117TH STREET \$200.86. ORIGINAL BOND CONTINUED. SENTENCING SET FOR 05/24/2010 AT 09:30 AM. 04/14/2010 CPEDB 04/19/2010 10:01:08

03/18/2010	03/24/2010	N/A	JE	PRETRIAL HELD 03/18/2010. PRETRIAL CONTINUED TO 04/15/2010 AT 11:00 AM AT THE REQUEST OF DEFENDANT. 03/18/2010 CPMJS 03/18/2010 16:38:59
02/18/2010	02/18/2010	P	MO	NOTICE OF DISCOVERY, FILED.
02/11/2010	02/11/2010	P	MO	STATE'S BILL OF PARTICULARS, FILED.
01/20/2010	01/22/2010	N/A	JE	PRETRIAL HELD 01/20/2010. PRETRIAL CONTINUED TO 03/18/2010 AT 01:00 PM AT THE REQUEST OF DEFENDANT. 01/20/2010 CPMJS 01/20/2010 16:04:12
12/16/2009	12/22/2009	N/A	JE	PRETRIAL HELD 12/16/2009. PRETRIAL CONTINUED TO 01/20/2010 AT 01:00 PM AT THE REQUEST OF DEFENDANT. 12/16/2009 CPMJS 12/16/2009 15:02:35
10/22/2009	10/27/2009	N/A	JE	MOTION FOR PERMISSION TO TRAVEL IS GRANTED. 10/22/2009 CPMJS 10/22/2009 15:23:36
10/15/2009	10/15/2009	D1	MO	MOTION FOR PERMISSION TO TRAVEL, FILED.
10/15/2009	10/15/2009	D1	MO	DEFENDANT'S MOTION FOR NOTICE AS TO THE STATE'S INTENTION TO USE EVIDENCE IN CHIEF AT TRIAL, FILED.
10/15/2009	10/15/2009	D1	MO	DEFENDANT'S MOTION TO EXAMINE EXCULPATORY AND MITIGATORY MATERIAL, FILED.
10/15/2009	10/15/2009	D1	MO	DEFENDANT'S MOTION FOR BILL OF PARTICULARS, FILED.
10/15/2009	10/15/2009	D1	MO	REQUEST FOR INFORMATION AND INSPECTION, FILED.
10/07/2009	10/13/2009	N/A	JE	PRETRIAL HELD 10/07/2009. PRETRIAL CONTINUED TO 12/16/2009 AT 01:00 PM AT THE REQUEST OF DEFENDANT. 10/07/2009 CPMJS 10/08/2009 13:37:50
09/28/2009	10/01/2009	N/A	JE	FIRST PRETRIAL PREVIOUSLY SET FOR 09/30/2009 AT 01:00PM IS RESET FOR 10/07/2009 AT 01:00PM. ATTORNEYS HAVE BEEN NOTIFIED. 09/28/2009 CPCJK 09/28/2009 11:41:38
09/14/2009	09/18/2009	N/A	JE	FIRST PRETRIAL SET FOR 09/30/2009 AT 01:00 PM. ALL ATTORNEYS HAVE BEEN NOTIFIED. 09/14/2009 CPCJK 09/14/2009 13:45:25
09/11/2009	09/11/2009	D1	SR	CERTIFIED MAIL RECEIPT NO. 14317122 RETURNED BY U.S. MAIL DEPARTMENT 09/11/2009 PIRICHY/DAVID/M MAIL RECEIVED BY ADDRESSEE 09/03/2009.
09/10/2009	09/10/2009	N/A	BN	\$10,000.00 PERSONAL BOND POSTED ON 09/10/2009 BY DEFENDANT. BOND NO. 563007
09/10/2009	09/10/2009	N/A	CS	PRISONER IN COURT
09/10/2009	09/10/2009	N/A	JE	DEFENDANT PRESENT WITH COUNSEL. DEFENDANT RETAINED FATICA, JOHN A AS COUNSEL. READING OF INDICTMENT WAIVED. TWENTY-FOUR HOUR SERVICE WAIVED. DEFENDANT PLEAD NOT GUILTY TO INDICTMENT. BOND SET AT 10,000.00 DOLLARS. BOND TYPE: PERSONAL. . JUDGE GAUL, DANIEL (303) ASSIGNED (MANUALLY).
09/02/2009	09/02/2009	N/A	SR	SUMMONS - CRIMINAL(14317122) SENT BY CERTIFIED MAIL. TO: PIRICHY/DAVID/M 16599 SNOW RD BURTON, OH 440210000
08/26/2009	08/28/2009	N/A	GP	ARRAIGNMENT SCHEDULED FOR 09/10/2009.
08/26/2009	08/26/2009	N/A	CS	WRIT FEE
08/26/2009	08/26/2009	N/A	CR	INDICTED ORIGINAL ON 08/26/2009
08/26/2009	08/28/2009	N/A	SF	LEGAL RESEARCH
08/26/2009	08/28/2009	N/A	SF	CRIME STOPPERS
08/26/2009	08/28/2009	N/A	SF	COMPUTER FEE
08/26/2009	08/28/2009	N/A	SF	CLERK FEE
08/13/2009	08/13/2009	N/A	CR	CIF ENTERED

Only the official court records available from the Cuyahoga County Clerk of Courts, available in person, should be relied upon as accurate and current.

**CUYAHOGA COUNTY MORTGAGE FRAUD  
DEFENDANT LIST**

1. **Uri Gofman, 38, of Beachwood**  
Indicted on a total of 132 counts:  
1x Engaging in a Pattern of Corrupt Activity, (10 years mandatory)  
4x Theft, (F1)  
6x Theft, (F3)  
41x Tampering with Records, (F3)  
25x Tampering with Records, (F4)  
29x Telecommunications Fraud, (F4)  
26x Money Laundering, (F3)
2. **Tony Viola, 43, of Cleveland**  
Indicted on a total of 36 counts  
1x Engaging in a Pattern of Corrupt Activity, (10 years mandatory)  
2x Theft, (F3)  
1x Theft, (F4)  
3x Tampering with Records, (F3)  
4x Tampering with Records, (F4)  
3x Receiving Stolen Property, (F4)  
12x Receiving Stolen Property, (F5)  
10x Money Laundering, (F3)
3. **Igor Gofman, 47, of Beachwood**  
Indicted on a total of 4 counts  
1x Engaging in a Pattern of Corrupt Activity, (10 years mandatory)  
1x Theft, (F1)  
1x Tampering with Records, (F3)  
1x Tampering with Records, (F4)
4. **Samuel Goldshtain, 51, of Highland Hts.**  
Indicted on a total of 9 counts  
2x Theft, (F3)  
1x Theft, (F4)  
3x Tampering with Records, (F3)  
3x Tampering with Records, (F4)
5. **Alex Kurlenko, 27, of South Euclid**  
Indicted on a total of 8 counts  
1x Theft, (F3)  
1x Theft, (F4)  
3x Tampering with Records, (F3)  
3x Tampering with Records, (F4)
6. **Kevin Landrum, 30, of Solon**  
Indicted on a total of 12 counts  
1x Engaging in a Pattern of Corrupt Activity, (10 years mandatory)  
2x Theft, (F3)  
8x Tampering with Records, (F3)  
1x Money Laundering, (F3)
7. **The Real Asset Fund, 2120 Green Rd. South Euclid**  
Indicted on a total of 11 counts  
1x Engaging in a Pattern of Corrupt Activity, (10 years mandatory)  
4x Theft, (F1)  
1x Theft, (F4)  
1x Tampering with Records, (F3)  
1x Tampering with Records, (F4)  
1x Receiving Stolen Property, (F3)  
2x Money Laundering, (F3)
8. **Yan Satanovskiy, 61, of Lyndhurst**  
Indicted on a total of 2 counts  
1x Theft, (F4)  
1x Tampering with Records, (F4)
9. **Irina Satanovskiy, 61, of Lyndhurst**  
Indicted on a total of 2 counts  
1x Tampering with Records, (F3)  
1x Tampering with Records, (F4)
10. **Ester Simkhovich, 35, of Lakewood, New Jersey**  
Indicted on a total of 7 counts

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- 1x Theft, (F3)  
1x Theft, (F4)  
2x Tampering with Records, (F3)  
3x Tampering with Records, (F4)
11. Leonid Simkhovich, 31, of Wickliffe  
Indicted on a total of 6 counts  
3x Theft, (F3)  
3x Tampering with Records, (F3)
12. Gennady Simkhovich, 52, of Highland Hts.  
Indicted on a total of 30 counts  
1x Engaging in a Pattern of Corrupt Activity, (10 years mandatory)  
1x Theft, (F3)  
2x Theft, (F4)  
4x Tampering with Records, (F3)  
1x Tampering with Records, (F4)  
20x Telecommunications Fraud, (F4)  
1x Money Laundering, (F3)
13. Marina Simkhovich, 47, of Highland Hts.  
Indicted on a total of 12 counts  
2x Theft, (F3)  
2x Theft, (F4)  
6x Tampering with Records, (F3)  
3x Tampering with Records, (F4)
14. Alexander Vinokur, 39, of Solon  
Indicted on a total of 10 counts  
1x Theft, (F3)  
1x Theft, (F4)  
5x Tampering with Records, (F3)  
3x Tampering with Records, (F4)
15. Eric Gesls, 46, of Highland Hts.  
Indicted on a total of 12 counts  
4x Theft, (F3)  
6x Tampering with Records, (F4)  
2x Telecommunications Fraud, (F4)
16. Tigran Babloyan, 44, of Reminderville  
Indicted on a total of 2 counts  
1x Theft, (F4)  
1x Tampering with Records, (F4)
17. Karka Inc., 2120 Green Rd. South Euclid  
Indicted on a total of 3 counts  
1x Engaging in a Pattern of Corrupt Activity, (10 years mandatory)  
2x Money Laundering, (F3)
18. James Alexander, 42, of Warrensville Hts.  
Indicted on a total of 4 counts  
1x Theft, (F3)  
3x Tampering with Records, (F3)
19. Tiffany Alexander, 39, of Beachwood  
Indicted on a total of 2 counts  
1x Theft, (F3)  
1x Tampering with Records, (F3)
20. Ferah Dailey, 30, of Euclid  
Indicted on a total of 2 counts  
1x Theft, (F3)  
1x Tampering with Records, (F4)
21. George F. Gardner III, 38, of Euclid  
Indicted on a total of 26 counts  
1x Engaging in a Pattern of Corrupt Activity, (10 years mandatory)  
1x Theft, (F2)  
1x Theft, (F3)  
2x Theft, (F4)  
4x Tampering with Records, (F3)  
11x Tampering with Records, (F4)  
6x Money Laundering, (F3)
22. Donnie Eatman, 44, of Macedonia  
Indicted on a total of 2 counts

- 1x Theft, (F4)  
1x Tampering with Records, (F4)
23. Rochelle Huffman, 35, of Cleveland Hts.  
Indicted on a total of 2 counts  
1x Theft, (F4)  
1x Tampering with Records, (F3)
24. Brian P. Jordan, 48, of Cleveland  
Indicted on a total of 7 counts  
1x Theft, (F3)  
1x Theft, (F4)  
1x Tampering with Records, (F3)  
4x Tampering with Records, (F4)
25. Crystal McCoy, 53, of Cleveland  
Indicted on a total of 4 counts  
1x Theft, (F4)  
3x Tampering with Records, (F4)
26. Maura McKissic, 32, of Cleveland Hts.  
Indicted on a total of 10 counts  
5x Theft, (F3)  
5x Tampering with Records, (F3)
27. Steve Greenwald, 43, of Solon  
Indicted on a total of 26 counts  
1x Engaging in a Pattern of Corrupt Activity, (10 years mandatory)  
1x Theft, (F1)  
9x Tampering with Records, (F3)  
16x Tampering with Records, (F4)
28. Zakkyya Mumin, 32, of Warrensville Hts.  
Indicted on a total of 16 counts  
2x Theft, (F3)  
1x Theft, (F4)  
8x Tampering with Records, (F3)  
4x Tampering with Records, (F4)  
1x Money Laundering, (F3)
29. Sulleman Mumin, 30, of Warrensville Hts.  
Indicted on a total of 8 counts  
1x Theft, (F3)  
1x Theft, (F4)  
1x Tampering with Records, (F3)  
3x Money Laundering, (F3)
30. Troy E. Spencer, 47, Cleveland Hts.  
Indicted on a total of 17 counts  
2x Theft, (F3)  
1x Theft, (F4)  
6x Tampering with Records, (F3)  
8x Tampering with Records, (F4)
31. Shirley Board (Vannerson), 69, of Cleveland Hts.  
Indicted on a total of 12 counts  
3x Theft, (F3)  
2x Theft, (F4)  
1x Tampering with Records, (F3)  
6x Tampering with Records, (F4)
32. Nathan Prusak, 38, of Bay Village  
Indicted on a total of 4 count  
1x Theft, (F3)  
2x Tampering with Records, (F3)  
1x Tampering with Records, (F4)
33. Dale M. Adams, 34, of Solon  
Indicted on a total of 24 counts  
1x Engaging in a Pattern of Corrupt Activity, (10 years mandatory)  
3x Theft, (F2)  
2x Theft, (F4)  
13x Tampering with Records, (F3)  
5x Tampering with Records, (F4)
34. Miroslav Simkhovich, 35, of Willoughby  
Indicted on a total of 18 counts

- 2x Theft, (F3)  
1x Theft, (F4)  
6x Tampering with Records, (F3)  
5x Tampering with Records, (F4)
35. **Ronald Medley, 45, of Cleveland**  
Indicted on a total of 2 counts  
1x Theft, (F4)  
1x Tampering with Records, (F4)
36. **Darrin Harsley, 39, of University Hts.**  
Indicted on a total of 11 counts  
1x Theft, (F3)  
4x Tampering with Records, (F3)  
3x Receiving Stolen Property, (F5)  
3x Money Laundering, (F3)
37. **Dave Pirichy, 38, of Burton**  
Indicted on a total of 29 counts  
1x Engaging in a Pattern of Corrupt Activity, (10 years mandatory)  
1x Theft, (F2)  
2x Theft, (F3)  
1x Theft, (F4)  
10x Tampering with Records, (F3)  
13x Tampering with Records, (F4)  
1x Telecommunications Fraud, (F4)
38. **Linas Puskorius, 51, of Cleveland**  
Indicted on a total of 7 counts  
1x Tampering with Records, (F3)  
3x Tampering with Records, (F4)  
2x Receiving Stolen Property, (F5)  
1x Telecommunications Fraud, (F4)
39. **Howard Siefert, 68, of Euclid**  
Indicted on a total of 18 counts  
11x Tampering with Records, (F3)  
7x Tampering with Records, (F4)
40. **James M. Leont, 35, Lyndhurst**  
Indicted on a total of 29 counts  
1x Engaging in a Pattern of Corrupt Activity, (10 years mandatory)  
2x Theft, (F2)  
3x Theft, (F3)  
13x Tampering with Records, (F3)  
10x Tampering with Records, (F4)
41. **Realty Corporation of America, 815 Superior Ave. Cleveland**  
Indicted on a total of 23 counts  
1x Engaging in a Pattern of Corrupt Activity, (10 years mandatory)  
3x Receiving Stolen Property, (F4)  
13x Receiving Stolen Property, (F5)  
6x Money Laundering, (F3)
42. **Tiffney Dennis, 35, of Cleveland Hts.**  
Indicted on a total of 31 counts  
1x Engaging in a Pattern of Corrupt Activity, (10 years mandatory)  
2x Theft, (F3)  
1x Theft, (F4)  
6x Tampering with Records, (F3)  
3x Tampering with Records, (F4)  
5x Receiving Stolen Property  
7x Money Laundering, (F3)  
6x Mortgage Broker Act Violation, (F5)
43. **Alicia McKnight, 25, of Bedford Hts.**  
Indicted on a total of 3 counts  
1x Theft, (F3)  
2x Tampering with Records, (F3)
44. **Gregory L. Krainess, 44, of Beachwood**  
Indicted on a total of 12 counts  
1x Engaging in a Pattern of Corrupt Activity, (10 years mandatory)  
11x Tampering with Evidence, (F3)
45. **JN & DH Investments, 3213 Portman Ave. Cleveland**  
Indicted on a total of 2 counts

Print

**CASE SUMMARY**

<p align="center"><b>CASE INFORMATION</b></p> <p><b>Number:</b> CR-09-527972-BL</p> <p><b>Caption:</b> THE STATE OF OHIO vs. URI GOFMAN</p> <p><b>Status:</b> CASE OPEN</p> <p><b>Judge Name:</b> N/A</p> <p><b>PO Name:</b> N/A</p> <p><b>Next Event:</b> N/A</p> <p><b>Arrested:</b> N/A</p>		<p align="center"><b>DEFENDANT INFORMATION</b></p> <p><b>Number:</b> 11873382</p> <p><b>Name:</b> URI GOFMAN</p> <p><b>Status:</b> UNKNOWN</p> <p><b>Date of Birth:</b> <input type="text"/></p> <p><b>Race:</b> WHITE</p> <p><b>Sex:</b> MALE</p>																																																							
<p><b>BOND INFORMATION</b></p>																																																									
<p align="center"><b>ACTIONS</b></p> <p>No actions found for this case</p>		<p align="center"><b>CHARGES</b></p>																																																							
<p align="center"><b>OTHER DEFENDANTS</b></p> <table border="0"> <thead> <tr> <th align="left">Defendant Name</th> <th align="left">Defendant Nbr</th> </tr> </thead> <tbody> <tr><td>GREGORY L KRAINESS</td><td>11873237</td></tr> <tr><td>DARRIN HARSLEY</td><td>169488</td></tr> <tr><td>LINAS K PUSKORIUS</td><td>11873677</td></tr> <tr><td>JAMES M LEONI</td><td>11873688</td></tr> <tr><td>SHIRLEY BOARD</td><td>11873709</td></tr> <tr><td>TIFFENEY DENNIS</td><td>11873728</td></tr> <tr><td>MARINA SIMKHOVICH</td><td>11873749</td></tr> <tr><td>ALICIA N MCKNIGHT</td><td>11873750</td></tr> <tr><td>ALEXANDER VINOKUR</td><td>11873764</td></tr> <tr><td>REAL ASSET FUND</td><td>11873772</td></tr> <tr><td>ERIC GESIS</td><td>11873792</td></tr> <tr><td>JAMES ALEXANDER</td><td>11873944</td></tr> <tr><td>TIFFANY LEE ALEXANDER</td><td>11873954</td></tr> <tr><td>FARAH DAILEY</td><td>11873960</td></tr> <tr><td>GEORGE F GARDNER</td><td>11873976</td></tr> <tr><td>DONNIE L EATMON</td><td>11873983</td></tr> <tr><td>ROCHELLE M HUFFMAN</td><td>11873990</td></tr> <tr><td>BRIAN JORDON</td><td>11874024</td></tr> <tr><td>CRYSTAL J MCCOY</td><td>11874142</td></tr> <tr><td>MAURA A MCKISSIC</td><td>11874147</td></tr> <tr><td>STEVEN GREENWALD</td><td>11874153</td></tr> <tr><td>DALE M ADAMS</td><td>11874158</td></tr> <tr><td>ZAKKIYYA N MUMIN</td><td>11874164</td></tr> <tr><td>SULIEMAN M MUMIN</td><td>11874168</td></tr> <tr><td>INC. KARKA</td><td>11874173</td></tr> <tr><td>CORPORATION OF AMERICA</td><td>11874179</td></tr> </tbody> </table>		Defendant Name	Defendant Nbr	GREGORY L KRAINESS	11873237	DARRIN HARSLEY	169488	LINAS K PUSKORIUS	11873677	JAMES M LEONI	11873688	SHIRLEY BOARD	11873709	TIFFENEY DENNIS	11873728	MARINA SIMKHOVICH	11873749	ALICIA N MCKNIGHT	11873750	ALEXANDER VINOKUR	11873764	REAL ASSET FUND	11873772	ERIC GESIS	11873792	JAMES ALEXANDER	11873944	TIFFANY LEE ALEXANDER	11873954	FARAH DAILEY	11873960	GEORGE F GARDNER	11873976	DONNIE L EATMON	11873983	ROCHELLE M HUFFMAN	11873990	BRIAN JORDON	11874024	CRYSTAL J MCCOY	11874142	MAURA A MCKISSIC	11874147	STEVEN GREENWALD	11874153	DALE M ADAMS	11874158	ZAKKIYYA N MUMIN	11874164	SULIEMAN M MUMIN	11874168	INC. KARKA	11874173	CORPORATION OF AMERICA	11874179	<p align="center"><b>OTHER CASES</b></p>	
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CORPORATION OF AMERICA	11874179																																																								

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329E-CV-71645-91

REALTY	
TROY E SPENCER	11874205
NATHAN PRUSAK	11874221
MIROSLAV SIMKHOVICH	11874231
TIGRAM BOBHOYAN	11881653
JN & DH INVESTMENTS, LLC	11881666
HOWARD J SIEFERD	11873665
RONALD MEDLEY JR	109467
GENNADIY SIMKHOVICH	11873679
LEONID SIMKHOVICH	11873663
KEVIN L LANDRUM	11289505
ALEKSEY KURILENKO	10425003
SAMUEL GOLDSHTEIN	11873547
IGOR GOFMAN	11873405
ANTHONY L VIOLA	11873387
DAVID M PIRICHY	11876437
ESTHER SIMKHOVICH	11876445
IRINA S SATANOVSKIY	11881661
YAN SATANOVSKIY	11881640

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OTHER DEFENDANTS

Case Number Defendant Case Status
CR-09-527972-BL URI GOFMAN CASE OPEN

There are 44 defendants associated with this case. Please select one.

Table with columns: Name, Date of Birth, Race, Sex, Party ID. Lists 44 defendants including Gregory L. Krainess, Darrin Harsley, Linas K. Puskorius, James M. Leoni, Shirley Board, Tiffeney Dennis, Marina Simkhovich, Alicia N. Mcknight, Alexander Vinokur, Real Asset Fund, Eric Gesis, James Alexander, Tiffany Lee Alexander, Farah Dailey, George F. Gardner, Donnie L. Eatmon, Rochelle M. Huffman, Brian Jordan, Crystal J. McCoy, Maura A. Mckissic, Steven Greenwald, Dale M. Adams, Zakkiyya N. Mumin, Suliem M. Mumin, Inc. Karka, Corporation of America Realty, Troy E. Spencer, Nathan Prusak, Miroslav Simkhovich, Tigram Bobhojan, JN & DH Investments, LLC, Howard J. Sieferd, Ronald Medley Jr, Gennadiy Simkhovich, Leonid Simkhovich, Kevin L. Landrum, Aleksey Kurilenko, Samuel Goldshtein, Igor Gofman.

329E-CV-71645-92

ANTHONY L VIOLA  
DAVID M PIRICHY  
ESTHER SIMKHOVICH  
IRINA S SATANOVSKIY  
YAN SATANOVSKIY

10/11/1985



WHITE MALE  
WHITE MALE  
WHITE FEMALE  
WHITE FEMALE  
WHITE MALE

11873387  
11876437  
11876445  
11881661  
11881640

b6  
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