

United States District Court

FOR THE
NORTHERN DISTRICT OF CALIFORNIA

VENUE: SAN FRANCISCO

UNITED STATES OF AMERICA,

v.

AHMAD WAGAAFE HARED
and
MATTHEW GENE DITMAN,

FILED

JAN 22 2019 *JS*

SUSAN Y. SOONG
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

CR 19 040

DEFENDANT(S).

INDICTMENT

WHO

- 18 U.S.C. § 1030(b) – Conspiracy to Commit Computer Fraud and Abuse
- 18 U.S.C. § 1030(a)(7) – Threatening to Damage a Protected Computer
- 18 U.S.C. § 875(d) – Interstate Communications with Intent to Extort
- 18 U.S.C. § 1029(b)(2) – Conspiracy to Commit Access Device Fraud
- 18 U.S.C. § 1028A(a)(1) – Aggravated Identity Theft
- 18 U.S.C. § 2 – Aiding and Abetting
- 18 U.S.C. §§ 981(a)(1)(C) & 982(a) & 28 U.S.C. § 2461 – Criminal Forfeiture

A true bill.

John W. Wells

Foreman

Filed in open court this 22 day of

JAN. 2019

Stephen Ybarra

Clerk

Suzanna Lopez Bail, \$

AO 257 (Rev. 6/78)

DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT

BY: COMPLAINT INFORMATION INDICTMENT SUPERSEDING

Name of District Court, and/or Judge/Magistrate Location

NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

OFFENSE CHARGED

18 U.S.C. § 1030(b) – Conspiracy to Commit Computer Fraud and Abuse; 18 U.S.C. § 1030(a)(7) – Threatening to Damage a Protected Computer; 18 U.S.C. § 875(d) – Interstate Communications with Intent to Extort; 18 U.S.C. § 1029(b)(2) – Conspiracy to Commit Access Device Fraud; 18 U.S.C. § 1028A(a)(1) – Aggravated Identity Theft

Petty
 Minor
 Felony

PENALTY: See attached.

DEFENDANT - U.S.

AHMAD WAGAAFE HARED

DISTRICT COURT NUMBER

FILED **CR** **19** **040**

JAN 22 2019

DEFENDANT

WHO

PROCEEDING

Name of Complainant Agency, or Person (& Title, if any)

Federal Bureau of Investigation

person is awaiting trial in another Federal or State Court, give name of court

this person/proceeding is transferred from another district per (circle one) FRCrP 20, 21, or 40. Show District

this is a reprosecution of charges previously dismissed which were dismissed on motion of:

U.S. ATTORNEY DEFENSE

SHOW DOCKET NO.

this prosecution relates to a pending case involving this same defendant

MAGISTRATE CASE NO.

prior proceedings or appearance(s) before U.S. Magistrate regarding this defendant were recorded under

SUSAN Y. SOONG
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

IS NOT IN CUSTODY

Has not been arrested, pending outcome this proceeding. If not detained give date any prior summons was served on above charges

2) Is a Fugitive

3) Is on Bail or Release from (show District)

IS IN CUSTODY

4) On this charge

5) On another conviction } Federal State

6) Awaiting trial on other charges
If answer to (6) is "Yes", show name of institution

Has detainer been filed? Yes No

If "Yes" give date filed

DATE OF ARREST

Month/Day/Year

Or... if Arresting Agency & Warrant were not

DATE TRANSFERRED TO U.S. CUSTODY

Month/Day/Year

Name and Office of Person Furnishing Information on this form David L. Anderson

U.S. Attorney Other U.S. Agency

Name of Assistant U.S. Attorney (if assigned) Robert S. Leach

This report amends AO 257 previously submitted

ADDITIONAL INFORMATION OR COMMENTS

PROCESS:

SUMMONS NO PROCESS* WARRANT

Bail Amount: _____

If Summons, complete following:

Arraignment Initial Appearance

* Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment

Defendant Address:

Date/Time: _____ Before Judge: _____

Comments:

PENALTY SHEET ATTACHMENT

Count One:

18 U.S.C. § 1030(b) – Conspiracy to Commit Computer Fraud and Abuse

Maximum Penalties: 5 years of imprisonment
\$250,000 fine or not more than twice the gross gain or twice the gross loss (18 U.S.C. § 3571)
3 years of supervised release (18 U.S.C. §§ 3583(b)(2) & 3559(a)(3))
\$100 special assessment (18 U.S.C. § 3013)

Count Two:

18 U.S.C. § 1030(a)(7) – Threatening to Damage a Protected Computer

Maximum Penalties: 5 years of imprisonment
\$250,000 fine or not more than twice the gross gain or twice the gross loss (18 U.S.C. § 3571)
3 years of supervised release (18 U.S.C. §§ 3583(b)(2) & 3559(a)(3))
\$100 special assessment (18 U.S.C. § 3013)

Count Three:

18 U.S.C. § 875(d) – Interstate Communications with Intent to Extort

Maximum Penalties: 2 years of imprisonment
\$250,000 fine or not more than twice the gross gain or twice the gross loss (18 U.S.C. § 3571)
1 year of supervised release (18 U.S.C. §§ 3583(b)(3) & 3559(a)(5))
\$100 special assessment (18 U.S.C. § 3013)

Count Four:

18 U.S.C. § 1029(b)(2) – Conspiracy to Commit Access Device Fraud

Maximum Penalties: 5 years of imprisonment

\$250,000 fine or not more than twice the gross gain or twice the gross loss (18 U.S.C. § 3571)
3 years of supervised release (18 U.S.C. §§ 3583(b)(2) & 3559(a)(3))
\$100 special assessment (18 U.S.C. § 3013)

Count Five:

18 U.S.C. § 1028A(a)(1) – Aggravated Identity Theft

Maximum Penalties: 2-year mandatory minimum consecutive to sentence on other counts
\$100 special assessment (18 U.S.C. § 3013)

AO 257 (Rev. 6/78)

DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT

BY: COMPLAINT INFORMATION INDICTMENT
 SUPERSEDING

Name of District Court, and/or Judge/Magistrate Location

NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

OFFENSE CHARGED

18 U.S.C. § 1030(b) – Conspiracy to Commit Computer Fraud and Abuse; 18 U.S.C. § 1030(a)(7) – Threatening to Damage a Protected Computer; 18 U.S.C. § 875(d) – Interstate Communications with Intent to Extort; 18 U.S.C. § 1029 – Conspiracy to Commit Access Device Fraud; 18 U.S.C. 1028A(a)(1) – Aggravated Identity Theft

Petty
 Minor
 Misdemeanor
 Felony

PENALTY: See attached

DEFENDANT - U.S.

MATTHEW GENE DITMAN

DISTRICT COURT NUMBER

CR 19 040 WHO

FILED

DEFENDANT

IS NOT IN CUSTODY

1) Has not been arrested, pending outcome this proceeding. If not detained give date any prior summons was served on above charges

2) Is a Fugitive
3) Is on Bail or Release from (show District)

IS IN CUSTODY

4) On this charge
5) On another conviction } Federal State
6) Awaiting trial on other charges
If answer to (6) is "Yes", show name of institution

Has detainer been filed? Yes No } If "Yes" give date filed

DATE OF ARREST Month/Day/Year

Or... if Arresting Agency & Warrant were not

DATE TRANSFERRED TO U.S. CUSTODY Month/Day/Year

This report amends AO 257 previously submitted

PROCEEDING

Name of Complainant Agency, or Person (& Title, if any)

Federal Bureau of Investigation

person is awaiting trial in another Federal or State court, give name of court

this person/proceeding is transferred from another district per (circle one) FRCrp 20, 21, or 40. Show District

this is a reprosecution of charges previously dismissed which were dismissed on motion of:

U.S. ATTORNEY DEFENSE

SHOW DOCKET NO.

this prosecution relates to a pending case involving this same defendant

MAGISTRATE CASE NO.

prior proceedings or appearance(s) before U.S. Magistrate regarding this defendant were recorded under

Name and Office of Person Furnishing Information on this form David L. Anderson

U.S. Attorney Other U.S. Agency

Name of Assistant U.S. Attorney (if assigned) Robert S. Leach

ADDITIONAL INFORMATION OR COMMENTS

PROCESS:

SUMMONS NO PROCESS* WARRANT

Bail Amount: _____

If Summons, complete following:

Arraignment Initial Appearance

* Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment

Defendant Address: _____

Date/Time: _____ Before Judge: _____

Comments: _____

PENALTY SHEET ATTACHMENT

Count One:

18 U.S.C. § 1030(b) – Conspiracy to Commit Computer Fraud and Abuse

Maximum Penalties: 5 years of imprisonment
\$250,000 fine or not more than twice the gross gain or twice the gross loss (18 U.S.C. § 3571)
3 years of supervised release (18 U.S.C. §§ 3583(b)(2) & 3559(a)(3))
\$100 special assessment (18 U.S.C. § 3013)

Count Two:

18 U.S.C. § 1030(a)(7) – Threatening to Damage a Protected Computer

Maximum Penalties: 5 years of imprisonment
\$250,000 fine or not more than twice the gross gain or twice the gross loss (18 U.S.C. § 3571)
3 years of supervised release (18 U.S.C. §§ 3583(b)(2) & 3559(a)(3))
\$100 special assessment (18 U.S.C. § 3013)

Count Three:

18 U.S.C. § 875(d) – Interstate Communications with Intent to Extort

Maximum Penalties: 2 years of imprisonment
\$250,000 fine or not more than twice the gross gain or twice the gross loss (18 U.S.C. § 3571)
1 year of supervised release (18 U.S.C. §§ 3583(b)(3) & 3559(a)(5))
\$100 special assessment (18 U.S.C. § 3013)

Count Four:

18 U.S.C. § 1029(b)(2) – Conspiracy to Commit Access Device Fraud

Maximum Penalties: 5 years of imprisonment

\$250,000 fine or not more than twice the gross gain or twice the gross loss (18 U.S.C. § 3571)
3 years of supervised release (18 U.S.C. §§ 3583(b)(2) & 3559(a)(3))
\$100 special assessment (18 U.S.C. § 3013)

Count Five:

18 U.S.C. § 1028A(a)(1) – Aggravated Identity Theft

Maximum Penalties: 2-year mandatory minimum consecutive to sentence on other counts
\$100 special assessment (18 U.S.C. § 3013)

1 DAVID L. ANDERSON (CABN 149604)
2 United States Attorney

FILED

JAN 22 2019 *ms*

SUSAN Y. SOONG
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

~~RECEIVED BY COURT ORDER~~

8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
10 SAN FRANCISCO DIVISION

11 UNITED STATES OF AMERICA,
12 Plaintiff,
13 v.
14 AHMAD WAGAAFE HARED and
15 MATTHEW GENE DITMAN,
16 Defendants.

Case No. **CR 19 040 WHO**

) VIOLATIONS: 18 U.S.C. § 1030(b) –
) Conspiracy to Commit Computer Fraud and
) Abuse; 18 U.S.C. § 1030(a)(7) – Threatening to
) Damage a Protected Computer; 18 U.S.C.
) § 875(d) – Interstate Communications with Intent
) to Extort; 18 U.S.C. § 1029(b)(2) – Conspiracy
) to Commit Access Device Fraud; 18 U.S.C.
) § 1028A(a)(1) – Aggravated Identity Theft; 18
) U.S.C. § 2 – Aiding and Abetting; 18 U.S.C.
) §§ 981(a)(1)(C) & 982(a) & 28 U.S.C. § 2461 –
) Criminal Forfeiture
)
) SAN FRANCISCO VENUE

20 INDICTMENT

21 The Grand Jury charges:

22 Introductory Allegations

23 At all times relevant to this Indictment, unless otherwise indicated:

24 1. AHMAD WAGAAFE HARED (“HARED”) resided in Tucson, Arizona. He used and
25 controlled the email addresses shenron@gmail.com, special@gmail.com, and hangmvn@gmail.com.
26 He used and controlled an iMessage account, loser@openmailbox.org. He used a Skype account with
27 the user name “special547.” He also went by the alias “winblo.”

ms

1 2. MATTHEW GENE DITMAN resided in Las Vegas, Nevada. He used and controlled the
2 email address mditman95@gmail.com. He also used a Skype account with the user name "lord crump."

3 3. A Subscriber Identity Module or Subscriber Identification Module ("SIM card") was a
4 technology used to identify and authenticate subscribers on mobile phone devices.

5 COUNT ONE: (18 U.S.C. § 1030(b) – Conspiracy to Commit Computer Fraud and Abuse)

6 4. The factual allegations in Paragraphs 1 through 3 are re-alleged and incorporated by
7 reference.

8 5. On or about and between October 2016 and May 2018, in the Northern District of
9 California and elsewhere, the defendants,

10 AHMAD WAGAAFE HARED and
11 MATTHEW GENE DITMAN,

12 and others, knowingly conspired and agreed, with each other, and with others, to commit computer fraud
13 and abuse, that is, with intent to extort from any person any money and other things of value, transmit in
14 interstate and foreign commerce a communication containing any threat to cause damage to a protected
15 computer, threat to obtain information from a protected computer without authorization and in excess of
16 authorization and to impair the confidentiality of information obtained from a protected computer
17 without authorization and by exceeding authorized access, and demand and request for money and other
18 thing of value in relation to damage to a protected computer, where such damage was caused to facilitate
19 the extortion, in violation of Title 18, United States Code, Section 1030(a)(7).

20 6. As part of the conspiracy, HARED, DITMAN, and others conspired, agreed, and engaged
21 in a scheme to obtain by fraud and extortion cryptocurrencies and other money and property owned and
22 controlled by executives of cryptocurrency-related companies and cryptocurrency investors.

23 7. In furtherance of the conspiracy, HARED, DITMAN, and others, used a variety of means
24 and methods, including:

25 a. Obtaining personal identifying information of potential victims;

26 b. Using fraud, deception, and social engineering techniques to induce
27 representatives of cellphone service providers to transfer or port cellphone numbers from SIM cards in
28

1 the devices possessed by victims to SIM cards in devices possessed by the conspirators (“SIM
2 swapping”);

3 c. Using the victims’ cellphone numbers and deceptive techniques to gain access to
4 email, electronic storage, and other accounts of victims;

5 d. Resetting passwords for email, electronic storage, and other accounts of victims
6 so that the conspirators could control the accounts;

7 e. Using information from the accounts of the victims to access cryptocurrency
8 accounts of victims and transfer without authority cryptocurrencies owned by the victims; and

9 f. Transmitting threats to victims to cause damage to computers, to compromise
10 further their accounts, and to impair the confidentiality of information the conspirators had obtained and
11 demanding and requesting money in relation to damage to a protected computer.

12 Overt Acts

13 8. In furtherance of the conspiracy and to effect its objects, on or about the dates listed
14 below, in the Northern District of California and elsewhere, HARED and DITMAN, and others,
15 committed the following overt acts, among others:

16 a. On or about November 18, 2016, a conspirator took control of a cellphone
17 number used by victim J.D., gained access to email and other accounts of J.D., and transferred
18 cryptocurrency owned by J.D. to an address controlled by the conspirators.

19 b. On or about November 19, 2016, a co-conspirator (“Co-Conspirator #1) called
20 J.D. for the purpose of extortion.

21 c. On or about January 24, 2017, DITMAN and Co-Conspirator #1 called a
22 cellphone service provider attempting to take over the cellphone number of victim C.P. in the Northern
23 District of California.

24 d. On or about January 31, 2017, DITMAN and Co-Conspirator #1 called victim
25 T.P. in the Northern District of California for the purpose of extortion.

26 e. On or about February 11, 2017, HARED, DITMAN, and Co-Conspirator #1
27 called a cellphone service provider attempting to take over the cellphone number of victim N.B.
28

1 f. On or about February 20, 2017, HARED, DITMAN, and Co-Conspirator #1
2 called a cellphone service provider attempting to take over the cellphone number of victim M.F. in the
3 Northern District of California.

4 In violation of Title 18, United States Code, Section 1030(b).

5 COUNT TWO: (18 U.S.C. § 1030(a)(7) – Threatening to Damage a Protected Computer)

6 9. The factual allegations in Paragraphs 1 through 8 are re-alleged and incorporated by
7 reference.

8 10. On or about January 31, 2017, in the Northern District of California and elsewhere, the
9 defendants,

10 AHMAD WAGAAFE HARED and
11 MATTHEW GENE DITMAN,

12 with intent to extort from any person, to wit, victim T.P., any money and other things of value,
13 transmitted in interstate and foreign commerce a communication containing a threat to cause damage to
14 a protected computer, threat to obtain information from a protected computer without authorization and
15 in excess of authorization and to impair the confidentiality of information obtained from a protected
16 computer without authorization and by exceeding authorized access, and demand and request for money
17 and other thing of value in relation to damage to a protected computer, where such damage was caused
18 to facilitate the extortion.

19 In violation of Title 18, United States Code, Sections 1030(a)(7) and 2.

20 COUNT THREE: (18 U.S.C. § 875(d) – Interstate Communications with Intent to Extort)

21 11. The factual allegations in Paragraphs 1 through 10 are re-alleged and incorporated by
22 reference.

23 12. On or about January 31, 2017, in the Northern District of California and elsewhere, the
24 defendants,

25 AHMAD WAGAAFE HARED and
26 MATTHEW GENE DITMAN,

27 with intent to extort from any person, to wit, victim T.P., any money or other thing of value, transmitted
28 in interstate or foreign commerce any communication containing any threat to injure the property and

1 reputation of the addressee and of another.

2 In violation of Title 18, United States Code, Sections 875(d) and 2.

3 COUNT FOUR: (18 U.S.C. § 1029(b)(2) – Conspiracy to Commit Access Device Fraud)

4 13. The factual allegations in Paragraphs 1 through 7 are re-alleged and incorporated by
5 reference.

6 14. On or about and between October 2016 and May 2018, in the Northern District of
7 California and elsewhere, the defendants,

8 AHMAD WAGAAFE HARED and
9 MATTHEW GENE DITMAN,

10 and others, knowingly conspired and agreed, with each other, and with others, to commit access device
11 fraud, that is, to knowingly and with intent to defraud traffic in or use one or more unauthorized access
12 devices during any one-year period, and by such conduct obtain anything of value aggregating \$1,000 or
13 more during that period, in a manner affecting interstate or foreign commerce, in violation of Title 18,
14 United States Code, Section 1029(a)(2).

15 Manner and Means of the Conspiracy

16 15. In furtherance of the conspiracy, HARED and DITMAN, and others, used the means and
17 methods alleged in Paragraph 7, among others.

18 Overt Acts

19 16. In furtherance of the conspiracy and to effect its objects, in the Northern District of
20 California and elsewhere, HARED and DITMAN, and others, committed, among others, the overt acts
21 alleged in Paragraph 8.

22 In violation of Title 18, United States Code, Section 1029(b)(2).

23 COUNT FIVE: (18 U.S.C. § 1028A(a)(1) – Aggravated Identity Theft)

24 17. The factual allegations in Paragraphs 1 through 8 are re-alleged and incorporated by
25 reference.

26 18. On or about January 31, 2017, in the Northern District of California and elsewhere, the
27 defendants,

AHMAD WAGAAFE HARED and
MATTHEW GENE DITMAN,

1 knowingly transferred, possessed, and used, without lawful authority, a means of identification of
2 another person, to wit, T.P., during and in relation to a felony violation enumerated in 18 U.S.C.
3 § 1028A(c), to wit, conspiracy to commit computer fraud and abuse, in violation of 18 U.S.C. § 1030(b),
4 and conspiracy to commit access device fraud, in violation of 18 U.S.C. § 1029(b)(2), knowing that the
5 means of identification belonged to another actual person.
6
7

8 In violation of Title 18, United States Code, Sections 1028A(a)(1) and 2.

9 COMPUTER FRAUD FORFEITURE ALLEGATION: (18 U.S.C. §§ 1030(i) & (j) & 982(a)(2)(B)
& 28 U.S.C. § 2461)

10 19. The factual allegations in Paragraphs 1 through 8 are re-alleged and incorporated by
11 reference for the purpose of alleging forfeiture pursuant to Title 18, United States Code, Sections 982(a)
12 and 1030(i) and (j), and Title 28, United States Code, Section 2461.

13 20. Upon conviction of any of the offenses alleged in Counts One through Two, the
14 defendants,

AHMAD WAGAAFE HARED and
MATTHEW GENE DITMAN,

15 shall forfeit to the United States, pursuant to Title 18, United States Code, Sections 982(a)(2)(B) and
16 1030(i) and (j), and Title 28, United States Code, Section 2461, any personal property used or intended
17 to be used to commit or to facilitate the commission of the offense or a conspiracy to do so, and any
18 property, real or personal, which constitutes or is derived from proceeds the defendant obtained directly
19 or indirectly as the result of such offenses, including but not limited to the following property:
20
21

- 22 a. Money judgment: a sum of money equal to the total gross proceeds obtained by
23 the defendant as a result of the offenses;
- 24 b. a 2017 BMW i8 (VIN WBY2Z2C34HV676822); and
- 25 c. 39.67004483 in Bitcoin.

26 21. If, as a result of any act or omission of the defendants, any of said property
27 a. cannot be located upon the exercise of due diligence;

- b. has been transferred or sold to or deposited with a third person;
- c. has been placed beyond the jurisdiction of the Court;
- d. has been substantially diminished in value; or
- e. has been commingled with other property which cannot be divided without difficulty;

any and all interest defendant has in any other property shall be forfeited to the United States, pursuant to Title 18, United States Code, Sections 982(b)(1) and 1030(i)(2), and Title 28, United States Code, Section 2461.

EXTORTION FORFEITURE ALLEGATION: (18 U.S.C. §§ 981(a)(1)(C) & 28 U.S.C. § 2461 – Forfeiture)

22. The factual allegations in Paragraphs 1 through 7 are re-alleged and incorporated by reference for the purpose of alleging forfeiture pursuant to Title 18, United States Code, Sections 981(a)(1)(C) and 982(a), and Title 28, United States Code, Section 2461.

23. Upon conviction of the offense alleged in Count Three, the defendants,

AHMAD WAGAAFE HARED and
MATTHEW GENE DITMAN,

shall forfeit to the United States, pursuant to Title 18, United States Code, Section 981(a)(1)(C), and Title 28, United States Code, Section 2461, any property, real and personal, which constitutes or is derived from proceeds traceable to said violations, including but not limited to the following property:

- a. Money Judgment: a sum of money equal to the total gross proceeds obtained by the defendant as a result of the offenses;
- b. a 2017 BMW i8 (VIN WBY2Z2C34HV676822); and
- c. 39.67004483 in Bitcoin.

24. If, as a result of any act or omission of the defendants, any of said property

- a. cannot be located upon the exercise of due diligence;
- b. has been transferred or sold to or deposited with a third person;
- c. has been placed beyond the jurisdiction of the Court;
- d. has been substantially diminished in value; or
- e. has been commingled with other property which cannot be divided without difficulty;

any and all interest defendant has in any other property shall be forfeited to the United States, pursuant to Title 18, United States Code, Section 981(a)(1)(C), and Title 28, United States Code, Section 2461.

ACCESS DEVICE FORFEITURE ALLEGATION: (18 U.S.C. §§ 982(a)(1)(B) & 1029(c)(1)(C) & 28 U.S.C. § 2461 – Forfeiture)

25. The factual allegations in Paragraphs 1 through 7 are re-alleged and incorporated by reference for the purpose of alleging forfeiture pursuant to Title 18, United States Code, Sections 981(a)(1)(C) and 982(a), and Title 28, United States Code, Section 2461.

26. Upon conviction of the offense alleged in Count Four, the defendants,

AHMAD WAGAAFE HARED and
MATTHEW GENE DITMAN,

shall forfeit to the United States, pursuant to Title 18, United States Code, Sections 982(a)(1)(B) and 1029(c)(1)(C), and Title 28, United States Code, Section 2461, any personal property used or intended to be used to commit the offense and any property, real and personal, which constitutes or is derived from proceeds the defendant obtained directly or indirectly as the result of such offense, including but not limited to the following property:

- a. Money Judgment: a sum of money equal to the total gross proceeds obtained by the defendant as a result of the offenses;
 - b. a 2017 BMW i8 (VIN WBY2Z2C34HV676822); and
 - c. 39.67004483 in Bitcoin
27. If, as a result of any act or omission of the defendants, any of said property
- a. cannot be located upon the exercise of due diligence;
 - b. has been transferred or sold to or deposited with a third person;
 - c. has been placed beyond the jurisdiction of the Court;
 - d. has been substantially diminished in value; or
 - e. has been commingled with other property which cannot be divided without difficulty;

///

///

///


1 any and all interest defendant has in any other property shall be forfeited to the United States, pursuant
2 to Title 18, United States Code, Sections 982(b)(1) and 1029(c)(2), and Title 28, United States Code,
3 Section 2461.

4 DATED: January 22, 2019

A TRUE BILL

5
6 
7 _____
FOREPERSON

8 DAVID L. ANDERSON
9 United States Attorney

10 
11 _____
12 JOHN H. HEMANN
Deputy Chief, Criminal Division

13 (Approved as to form: )
14 AUSA ROBERT S. LEACH