

1 **DAVID M. MICHAEL, CSBN 74031**  
2 **LAW OFFICE OF MICHAEL & BURCH LLP**  
3 **One Sansome Street, Suite 3500**  
4 **San Francisco, CA 94104**  
5 **Telephone: (415) 946-8996**  
6 **Facsimile: (415) 946-8837**  
7 **E-mail: david@michaelburchlaw.com**

8 **Attorney for Defendant**  
9 **EVGENI KOPANKOV**

10 **UNITED STATES DISTRICT COURT**  
11 **NORTHERN DISTRICT OF CALIFORNIA**  
12 **SAN FRANCISCO VENUE**

13 **UNITED STATES OF AMERICA,**  
14 **Plaintiff,**  
15 **vs.**  
16 **EVGENI KOPANKOV,**  
17 **Defendant**

18 **Case No.: 0971 3:19CR00178-001 VC**

19 **KOPANKOV’S OBJECTIONS TO PSR**  
20 **AND SENTENCING MEMORANDUM**

21 **UNRESOLVED OBJECTIONS TO THE PSR**

22 **1. Objection to Paragraphs 9 and 10**

23 This information is both not relevant and is very inflammatory against Evgeni Kopankov  
24 even though there is no evidence that he did anything wrong as to that incident. We would  
25 request that the PSR reflect the following true facts:

26 Evgeni did not fly to the airport in Humboldt County with Mr, Edgar Garcia and his  
27 friends. In fact, Evgeni never met Mr. Garcia. Evgeni was at the Holiday Inn Airport  
28 Hotel and planning a flight to Chicago later that evening. None of the seized currency  
was ever in the possession of Mr. Kopankov and he has never claimed that currency as  
his own nor is there any evidence that he even knew about the currency. Although a  
canine alerted to the currency, that is of little concern since all currency seems to be  
contaminated. No illegal conduct occurred in that incident. As the government agrees,  
Evgeni was never arrested or charged with or convicted of any crime regarding that  
incident and never claimed ownership of the seized currency. Law enforcement asked  
Evgeni a few questions, told him he could leave and that they would contact him if they  
had any further questions, Since then, law enforcement has never contacted Evgeni about

1 that incident, As the PSR at Paragraph 11 reflects, Evgeni stated that the seized funds  
2 were another person's and not his.

3 We respectfully request that the Court direct that paragraphs 9 and 10 be modified to reflect  
4 the correct true facts.

5 **2. Objection to Paragraphs 12 and 13**

6 Although Borisov may have said that Evgeni intended to "provide the guns for the robbery",  
7 there are no facts to support this representation. The facts related to that statement are that (1)  
8 there were no guns seized from Kopankov at the time of his arrest, (2) there is no evidence that  
9 Kopankov ever mentioned guns in any conversation or made any effort to obtain or provide any  
10 guns.

11 In addition, and in all fairness, the government's own evidence also shows otherwise. See,  
12 EK 0000216, at p. 7 - Conversation between Borisov and "Iko". Iko asks Borisov if Evgeni is  
13 going to go with Borisov and Borisov clearly states that Evgeni is only going to show the  
14 location and not go with him and Mr. Brooks, explaining that Kopankov does not have any  
15 cover-up – masks, gloves, shoes, hoodie, etc., and cannot buy in Humboldt County.

16 EK 0000216, at p. 11 – Evgeni not going with them. Meeting at airport so they can rent a car  
17 and leave in separate cars. (Note that Kopankov was driving a truck pulling a trailer). Then the  
18 informant asks why a full trailer ( the trailer is full with furniture),(and Borisov responds)  
19 because Evgeni is moving to a new location and Borisov is coming there to work.

20 EK 216 (the only recorded conversation between Kopankov and Borisov makes no mention  
21 of guns)

22 "What are you doing? How far you got? You are in Nebraska? When do you think you  
23 will be in San Francisco? Monday Tuesday? Tuesday is tomorrow i cant get there  
24 Tuesday? Can you get us on Wednesday? Everything else is ok? Like 100%?  
25 Everything is there how it should be? We will be there Wednesday. I will tell you what  
26 time to pick us up.. OK, we agreed you picking us up instead of renting a car. Ok, good  
27 we'll figure it out. Ok ok bye."

1 EK 0000449-0000454, at p 3-4 – Iko and Borisov talking on 3/29/19. Borisov states that  
2 only he and other guy going to do job. Not Kopankov. Iko complains that Kopankov is not  
3 going to do job. Calls Kopankov a “chicken”.

4 Lastly is the Grand Jury testimony of FBI SA Rachel Hamilton, at p 19, where she  
5 testified under oath that Kopankov’s only role was that he was going to show them where  
6 the property was.

7  
8 There are other places and factual matters in the evidence that confirm that the only role that  
9 Kopankov was going to play in this plan was to just show where Victim 1 lived. But the above  
10 citations are the most compelling.

11 Co-defendant Borisov’s unsubstantiated claim, if it ever was made, that Evgeni was going to  
12 provide the guns drastically alters the seriousness of the offense as it relates to Evgeni. This  
13 unsubstantiated rumor by co- defendant Borisov will likely impact this Court regarding the  
14 seriousness of the offense and will also likely impact Evgeni’s classification level preventing  
15 him from a camp placement.

16 We respectfully request that the Court direct that any allegations regarding Evgeni providing  
17 guns be removed.

### 18 **3. Objection to Paragraph 14**

19 We respectfully request that the Court direct that any representation that Evgeni would drive  
20 Borisov and Brooks to any property or that he would participate in any form of kidnapping or  
21 robbery be removed. As set out above, all the evidence shows otherwise. In fact, as Pretrial  
22 Service must know and as the government will agree, all such references were removed from the  
23 draft Plea Agreement and the following Plea Agreement, which was executed by Evgeni, was  
24 agreed to between counsel as exactly what the evidence would support. The following Plea  
25 Agreement is what has been filed with the Court.

26 Beginning at least as early as March 2019 and continuing on to on or about April 3,  
27 2019, I knowingly and intentionally conspired with Emanoel Borisov and Paul Brooks  
28 to commit robbery affecting interstate commerce and to commit kidnapping. In March  
2019, I agreed with my co-conspirators that Brooks and Borisov would travel from  
Chicago, Illinois to the Northern District of California to kidnap and rob Victim 1. They

1 planned to wait for Victim 1 outside of his residence. As soon as Victim 1 was outside  
2 of the gate to his property, my co- conspirators planned to forcibly take him to another  
3 location and hold him there, against his will and by means of actual or threatened force  
4 or violence, until Victim 1 told them the location of the drug proceeds. Once he told  
5 them the location of the money, they planned to take the money and split it amongst  
6 ourselves. I knew that Victim 1's money was proceeds from the marijuana trade.

#### 7 **4. Objections to Paragraph 15**

8 We request that the Court direct that the following statement by the Informant be entirely  
9 removed:

10 “[d]uring a meeting on April 1, 2019, Borisov called Kopankov and put him on speaker  
11 phone. The CHS heard Kopankov say that he was prepared to hurt Sergey if he had to.  
12 The CHS also stated Kopankov also stated over speaker phone that he would buy masks  
13 and bring them to the airport.”

14 The reason we request that statement be removed is because there is NO recording of this  
15 statement despite the fact that EVERY conversation between the Informant and Borisov was  
16 done under the supervision of the government and every conversation was recorded. There is NO  
17 SUCH RECORDING of the above alleged statement made by the Informant. We believe it lacks  
18 any credibility and was completely fabricated to incriminate Kopankov, a feat for which the  
19 Informant was paid hundreds of thousands of dollars. We feel that it is unfair to include that  
20 unsubstantiated and self-serving representation in the Probation Report.

21 Another reason to remove that statement is that it is inconsistent with the recorded  
22 statements below.

23 1. EK 0000449-0000454, at p 3-4 – Iko and Borisov talking on 3/29/19. Borisov states  
24 that only he and other guy going to do job. Not Kopankov. Iko complains that Kopankov  
25 is not going to do job. Calls Kopankov a “chicken”.

26 2 EK 0000216, at p. 7 - Conversation between Borisov and “Iko”. Iko asks Borisov if  
27 Evgeni is going to go with Borisov and Borisov clearly states that Evgeni is only going to  
28 show the location **and not go** with him and **Mr. Brooks, explaining that Kopankov  
does not have any cover-up – masks, gloves, shoes, hoodie, etc., and cannot buy in  
Humboldt County.**

3 EK 0000216, at p. 11 – Evgeni not going with them. Meeting at airport so they can rent  
a car and leave in separate cars. (Note that Kopankov was initially driving a truck pulling

1 a trailer and that there were no masks or any other items that could be used to commit the  
2 offense in the possession of Kopankov at the time of his arrest.

3 4 Grand Jury testimony of FBI SA Rachel Hamilton, at p 19. Testified under oath that  
4 Kopankov was only going to show them where the property was.

5 Again, these unsubstantiated remarks in the PSR make Evgeni's involvement appear to be  
6 more serious and involved than it actually was.

### 7 **5. Objection to Paragraph 84**

8 We agree with the findings made in Paragraph 84 except for one phrase related to dangerous  
9 weapons or firearms, which we believe is not supported by the facts as we have stated above in  
10 our Objection to Paragraphs 12 and 13. For those reasons which we stated earlier, we request  
11 that the Court direct that the phrase "...even though he had indicated he would be the one to bring  
12 them" be removed.

## 13 **DEFENDANT KOPANKOV'S SENTENCING MEMORANDUM**

### 14 **1. Evgeni's Personal History and Circumstances of the Offense**

15 Evgeni was born into a hard-working family in Bulgaria. His father owns a propane  
16 installation business and his mother is employed at a clothing company. Evgeni is extremely  
17 close to his family and speaks to his parents daily, often multiple times daily. He has been unable  
18 to return to Bulgaria for the past three years and misses his family terribly. Evgeni has never  
19 been in trouble, has a very strong work ethic and has worked continuously since coming to the  
20 United States as a young man of 22 or 23 in 2011 or 2012. For many years, Evgeni held two  
21 jobs. He obtained his U.S. citizenship in 2016 and has built a very successful trucking business  
22 through his own hard work. He shares a very strong relationship with his wife Maria, who has  
23 also worked continuously managing a salon and also helping Evgeni with his business. Maria is  
24 very close with her parents and her entire family supports Evgeni and have difficulty  
25 understanding how he could be involved in such an offense. Evgeni and Maria were preparing to  
26 start a family.

1 According to Evgeni's brother, Krum,

2 "He somehow evolved into the bigger brother. I am proud of the person he  
3 became and honored to be called his brother. When we became adults and I met  
4 my current wife, Evgeni helped us acquire the home of our dreams and helped us  
5 financially to furnish our place. Ever since we had our two children, he has been a  
6 devoted uncle who does everything possible to ensure their wellbeing. I am aware  
of his plans to have a family of his own, which I hope he is given the chance to  
accomplish."

7 Evgeni's wife's cousin, Kristian Ivanov writes, in part,

8 "Even though I reside in the United States, I spend most of my time in the Bulgarian  
9 community, which is still very conservative about homosexuality in general. When I  
10 arrived in Chicago five years ago at the age of 21 I was very afraid and shy to  
11 communicate with people. To me, the most important thing was that Evgeni did not  
12 push me away for their family and accepted me as a new, equal family member. He  
13 made sure to protect me from any verbal or physical abuse, which has happened  
many times and Evgeni has always been the first to jump in and stand up for me. I  
will forever be grateful to him for all that he has done and continues to do for the  
stability of my mental and physical health."

14 Evgeni's friend, Edita Todorova, writes, in part,

15 "My name is Edita Todorova, and I have been a friend of Mariya and Evgeni since  
16 2016. I unfortunately suffer from an autoimmune disease call Hashimoto. I shared my  
17 worries with Mariya and Evgeni and expressed that I am not sure where I should seek  
18 medical help. I could not hide my fear from either of them, but Evgeni took it upon  
19 himself to call friends and relatives that suffer for the same disease and connected me  
20 with them for help, guidance and support. Because of him, I came in touch with the  
21 right doctors and started taking the necessary medication. The reason why I am  
22 sharing this story is because we live in a world where most people are self-absorbed.  
Despite the fact that Evgeni is currently struggling with his business being slow due  
to the pandemic as well as his undergoing court issues, he made time to help me with  
whatever he could. I do not have family here and I can honestly say its wonderful  
to know there is a male figure I can count on."

23 Evgeni's friend, Dr. Svetozara Zehireva, writes, in part,

24 "I have known Evgeni since 2010 and his wife Mariya since 2005. They have been  
25 beside me during important life events. With a heavy heart, I can honestly say that I  
26 will never forget the fact that Evgeni helped me get out of an abusive marriage back  
27 in 2012 and was able to keep me safe from my now ex-husband, who was an  
28 alcoholic and drug addict. The hardships that Evgeni helped me overcome will not be  
forgotten. His acts of kindness did not stop at helping me emotionally and  
psychologically get over this toxic relationship and escape this awful period of my

1 life. In fact, Evgeni took it upon himself to help my now ex-husband find the help  
2 necessary to keep him alive, sober, and out of trouble by finding the right  
3 rehabilitation facility that can accommodate him in his hometown in Bulgaria. Even  
4 though he made a mistake, I believe he deserves a chance to redeem himself and  
continue helping others. I truly believe that Evgeni has a big heart full of compassion  
and kindness.”

## 5 **2. Evgeni Contributes to the Community**

6 Evgeni has donated on several occasions to the Bulgarian-American Police Association  
7 for a scholarship for students to be able to attend college.

8 Approximately four years ago, Evgeni was told by the priest, who is also his friend at his  
9 church, that the church was in need of a new roof. Evgeni donated his time to the Bulgarian  
10 church in Chicago to help them build a roof. He also donated \$5,000.

11 Seven or eight years ago, Evgeni was asked by his grandparents if he could help their church.  
12 Evgeni paid for a painting to be painted at the church.

13 Evgeni has helped many people. He helped his brother pay for an apartment in Bulgaria and  
14 made sure he had a car. Evgeni has always been focused on helping others, his family, young  
15 people, and the community at large.

## 16 **3. The Circumstances of The Offense Involving Evgeni Are Mitigating**

17 Evgeni met Borisov three or four years before his arrest. Borisov worked as door security for  
18 a nightclub. He was from the same Bulgarian community as Evgeni. Evgeni knew that in 2019,  
19 Borisov was down and out and needed work. Evgeni had purchased the property in Humboldt  
20 County and had started a legal marijuana grow business. He also had negotiated to purchase a  
21 second property for the same purpose and placed a \$30,000 deposit on the second property. He  
22 was determined to become involved in this new business. However, he was still operating his  
23 trucking business and living in Chicago so he needed someone to manage, hire workers, etc.  
24 Evgeni had several conversations with Borisov about managing his grow and the purpose of  
25 Borisov’s visit was to show him the properties and see if he wanted to move from Chicago to  
Humboldt County to accept the position.

26 Evgeni admits that Borisov started talking about robbing some guy but Evgeni never was  
27 interested and largely ignored these comments until Borisov pressed him. He finally agreed to  
28 show them an address to the supposed victim, but Evgeni said he had not even figured out where  
KOPANKOV’S OBJECTIONS TO PSR AND SENTENCING MEMORANDUM - 7

1 this person lived and was not focused on that. He was arranging for Borisov to visit and focusing  
2 on trying to convince Borisov to take the job managing his grow.

3 Evgeni has never been associated with any violence and does not possess weapons. The  
4 rumors alleged by Borisov caused Evgeni's involvement to appear more serious and dangerous  
5 than it actually was. Consequently, the offense conduct grossly overstates the seriousness of  
6 Evgeni's involvement.

7 **Such statements not only impact the Court when considering an appropriate sentence,**  
8 **they will likely impact Evgeni's public safety factors and level of classification within the**  
9 **BOP and may prevent him from a camp designation.**

10 **4. The need for the sentence imposed to reflect (A) the seriousness of the offense, to**  
11 **promote respect for the law, and to provide just punishment for the offense; (B) to**  
12 **afford adequate deterrence to criminal conduct; (C) to protect the public from**  
13 **further crimes of the defendant; and (D) to provide the defendant with needed**  
14 **educational or vocational training, medical care, or other correctional treatment in**  
15 **the most effective manner;**

16 **a. Evgeni's Arrest Was Traumatizing**

17 According to Evgeni, when he was arrested, the police did not identify the charges  
18 against him. When he saw the police he thought they were there to arrest the guys for the earlier  
19 incident. When he was arrested, he was scared and did not understand why he was being  
20 arrested. He was booked into the jail in Eureka and they were asking him questions about "the  
21 robbery". Evgeni did not understand the English word, "robbery." According to Evgeni, no one  
22 read him his rights or asked if he wanted to talk to an attorney. They kept asking him questions  
23 about Borisov. Evgeni tried to call his wife Maria, but did not remember her cellular phone  
24 number. He called another friend to ask him to contact her on facebook. He was placed in a cell  
25 with Borisov and Brooks for 2-3 days until they transferred him to Alameda County. He still did  
26 not understand the charges against him. Evgeni was so distraught that he did not eat or drink  
27 water for two weeks and lost 40 pounds.

28 **b. Just Punishment and Protection of the Public**

As noted above Evgeni's true involvement in this offense does not involve providing  
guns or threatening to hurt someone. It is imperative that the actual seriousness of his offense be



1 considered and that the resulting punishment fits the crime to which he was involved. Evgeni  
2 knows he should not have agreed to be involved in this scheme. However, as mentioned in  
3 paragraph 84 of the PSR, “there is no indication that the defendant had the ability to carry out  
4 such a plan given that no dangerous weapons or firearms were found on the defendant at the time  
5 he was apprehended by law enforcement”

6 Evgeni’s lack of motivation to be involved and true lack of preparation regarding such an  
7 offense must be considered and weighed when determining a just sentence. There is no actual  
8 need to protect the public from Evgeni, in fact he has shown a generous propensity to donate  
9 time and money to help his community. With respect to deterrence, Evgeni’s incarceration was  
10 so traumatizing, he remains resolved to never again violate any laws and risk incarceration.

11 **5. The kinds of sentences available and**  
12 **6. The guidelines and**  
13 **7. Policy statements**

14 As the court must consider all of the sentencing factors enumerated in 18 U.S.C. 3553(a),  
15 the Court is not required to impose a sentence in accordance with the guidelines.

16 **a. The Sentencing Guidelines overstate the seriousness of the defendant’s conduct.**

17 With respect to the guidelines, the total offense level of 24 is a correct implementation of  
18 the calculations for this offense. However, it is our position that the guideline overstates the  
19 seriousness of Evgeni’s conduct. The government’s evidence reflects that Evgeni was not going  
20 to go with Borisov and Brooks to kidnap the victim. While the guidelines direct that the robbery  
21 and kidnapping counts are grouped and the guideline yielding the highest offense level is to be  
22 used, **Evgeni’s conduct was related to the robbery and not the kidnapping.**

23 Although the guidelines are correctly applied, it is our position that the guideline most  
24 analogous to Evgeni’s conduct is the robbery guideline found in 2B3.1 The base offense level is  
25 20 but, unlike the kidnapping guideline, it does not similarly award a three level reduction  
26 “because the defendant was about to complete all of the acts of the offense, but was apprehended  
27 by law enforcement”. Therefore, even though not provided, it makes sense that the same  
28 consideration would be given for the robbery guideline. As a result, the appropriate adjusted  
offense level is 17. With a three-level adjustment for acceptance of responsibility, the total  
offense level is 14.

1 A total offense level of 14 and a guideline range of 15-21 months is the most accurate  
2 representation of the defendant's involvement in the offense.

3 **8. The need to avoid unwanted sentencing disparities**

4 As noted above, Evgeni's involvement in this offense does not warrant use of the  
5 increased guideline for kidnapping. Utilizing this guideline would indicate that his involvement  
6 was similar to other kidnapers. Such a guideline does not reflect his true conduct and would  
7 result in an unwarranted sentencing disparity.

8  
9 **9. The need to pay restitution to the victim.**

10 There is no restitution owing.

11 **CONCLUSION**

12 The Court must consider a sentence that makes sense and meets all of the objectives of  
13 sentencing. Within that context, it is appropriate for the Court to consider the unusual  
14 circumstances facing this country during this unprecedented time of the Covid pandemic and the  
15 rapid spread of the new variants.

16 **a. The dire situation in the prison system**

17 The Justice Department, itself, is taking preventative measures to combat the spread of  
18 Covid-19 in the prison system. Please see the attached article dated December 21, 2021,  
19 reflecting that 36,000 inmates were released on home confinement in order to combat the  
20 rampant spread of Covid-19 in federal prisons.

21 <https://www.cnn.com/2021/12/21/politics/inmates-pandemic/index.html>.

22 There have been 274 federal inmate deaths due to Covid!

23 <https://apnews.com/article/federal-prisons-5be574b4103a2f5420e0d9da2daf5c9c>

24 Aside from the risk of death, the risk of being sick, being unable to breathe or obtain  
25 urgent medical care is traumatizing. Further, to prevent the spread of Covid, inmates are  
26 spending long hours in isolation which is contributing to mental health issues and suicides.

27 In addition, and as a consequence of the present dire situation, the BOP is experiencing  
28 an alarming amount of corruption and abuse by wardens, guards and prison staff as referenced in

1 the article dated November 14, 2021. [https://apnews.com/article/federal- prisons-](https://apnews.com/article/federal-prisons-5be574b4103a2f5420e0d9da2daf5c9c)  
2 [5be574b4103a2f5420e0d9da2daf5c9c](https://apnews.com/article/federal-prisons-5be574b4103a2f5420e0d9da2daf5c9c)

3 Simply stated, incarceration is a much harsher form of punishment today than it was three  
4 years ago. The Court must consider this fact when imposing sentence.

5 **b. The possibility of home confinement and community service**

6 For the following reasons, and taking into consideration the present circumstances facing  
7 this country and the singular wrongful conduct of Evgeni and his ability to contribute to  
8 alleviating the difficult times facing all of us, it is respectfully requested that this Court consider  
9 the option of home confinement and community service

10 Since 2016, Evgeni has operated a successful trucking business. Prior to his arrest, his  
11 business was thriving, and he was earning \$2,000,000 to \$4,000,000 in gross income. His  
12 business suffered while he was in custody. Since his drivers were not being paid, they abandoned  
13 the trucks in the street and he was required to pay over \$100,000 to retrieve them from towing  
14 yards. Some of the trucks were damaged. Upon his release, Evgeni worked hard to recover his  
15 trucking business. Then the Covid-19 pandemic slowed his business again. He has been having  
16 difficulty finding drivers and has been working long hours to try and keep his trucking business  
17 afloat. Due to his involvement in this offense, the banks have closed his business accounts.

18 The court must consider punishment as part of the sentence in this case. However, as  
19 previously stated, the punishment must fit the seriousness of the offense. Evgeni's conduct was  
20 indeed serious and he knows that he should not have agreed to become involved. However, he  
21 has never been involved in dangerous behavior, he is not involved with guns and he is not a  
22 danger to the public. He has suffered trauma during his incarceration and damage and loss of his  
23 trucks while he was in jail, as well as the closure of his business accounts making it extremely  
24 difficult to conduct business. He deeply regrets his agreement to become involved in this  
25 ridiculous and potentially dangerous scheme.

26 Currently, the U.S. is short 80,000 truck drivers amid the supply-chain crisis. Please see  
27 the attached article. [https://www.businessinsider.com/us-needs-truckers-trucking-association-](https://www.businessinsider.com/us-needs-truckers-trucking-association-president-says-2021-10#:~:text=The%20US%20has%20a%20shortage%20of%20around%2080%2C000,roughly%2030%25%20from%20before%20the%20pandemic%2C%20Spear%20said.)  
28 [president-says-2021-  
10#:~:text=The%20US%20has%20a%20shortage%20of%20around%2080%2C000,roughly%2030%25%20from%20before%20the%20pandemic%2C%20Spear%20said.](https://www.businessinsider.com/us-needs-truckers-trucking-association-president-says-2021-10#:~:text=The%20US%20has%20a%20shortage%20of%20around%2080%2C000,roughly%2030%25%20from%20before%20the%20pandemic%2C%20Spear%20said.)

1 At a time when the BOP is releasing inmates to home confinement to avoid overcrowding  
2 amid the rampant spread of the Covid virus, and at a time when the country, as a result, has an  
3 actual and serious need for truck drivers, we request that the Court consider a sentence of home  
4 confinement and community service, with a requirement that Evgeni perform whatever  
5 community service deemed appropriate for him in helping to alleviate the supply-chain crisis and  
6 provide as many drivers as possible to assist the country's serious shortage of 80,000 truck  
7 drivers.

8 We live in extraordinary times. Extraordinary actions must be taken to not only protect  
9 society but to allow even sentenced citizens the opportunity to be punished in a way that also  
10 helps to protect and to repay society.

Dated: January 26, 2022

11 Respectfully submitted,

12 *s/David M. Michael*  
13 DAVID M. MICHAEL

14 Attorney for Defendant EVGENI KOPANKOV

**CERTIFICATE OF ELECTRONIC SERVICE**

I hereby certify that, on January 26, 2022, I caused to be electronically filed the foregoing with the clerk of the court by using the CM/ECF system, which will send a notice of electronic filing on all ECF-registered counsel by operation of the Court’s electronic filing system. Parties may access this filing through the Court’s system.

*s/David M. Michael*  
DAVID M. MICHAEL

Attorney for Defendant EVGENI KOPANKOV