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CENTRAL DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA
LOS ANGELES

BY: _____

UNITED STATES DISTRICT COURT
FOR THE CENTRAL DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

FARHAD N. DANY SHARIM,

Defendant.

No. CR

CR 13 00745

I N F O R M A T I O N

[18 U.S.C. § 371: Conspiracy]

The United States Attorney Charges:

[18 U.S.C. § 371]

A. INTRODUCTORY ALLEGATIONS

At all times relevant to this Information:

Defendant and Century Discount Pharmacy

1. Defendant FARHAD N. DANY SHARIM ("defendant SHARIM")
was a pharmacist licensed in the state of California.

2. Defendant SHARIM co-owned Century Discount Pharmacy
("CDP"), a pharmacy in Reseda, California.

3. Defendant SHARIM and his co-owner maintained and
controlled account number xxxxx-17910 at Bank of America (the
"17910 Account") in the name of CDP.

SMA

1 C. MANNER AND MEANS OF THE CONSPIRACY

2 7. The object of the conspiracy was carried out, and to
3 be carried out, in substance, as follows:

4 a. Defendant SHARIM would pay UCC-1 for providing
5 defendant SHARIM with names and information for patients who
6 were insured by health care benefit programs, including Aetna.

7 b. Defendant SHARIM and other persons would obtain
8 prescriptions for drugs in the names of the patients whose
9 information had been provided by UCC-1, even though defendant
10 SHARIM knew that these patients had not been seen by a physician
11 or other medical professional with the authority to write
12 prescriptions for drugs.

13 c. Defendant SHARIM would submit and cause to be
14 submitted to health care benefit programs, including Aetna,
15 false and fraudulent claims for prescription drugs for the
16 patients whose names had been provided by UCC-1, even though
17 defendant SHARIM knew that CDP had not filled these
18 prescriptions and had not dispensed the drugs to these patients.

19 d. CDP would then receive payment from the health
20 care benefit programs, including Aetna, as reimbursement for the
21 false and fraudulent claims for prescription drugs that he had
22 submitted in the names of patients whose information had been
23 provided by UCC-1.

24 e. Between in or about January 2004, and in or about
25 June 2009, defendant SHARIM submitted, and caused to be
26 submitted, false and fraudulent claims for prescription drugs,
27 when in truth and in fact those drugs had not been dispensed to

1 any patients, resulting in overpayments to CDP of approximately
2 \$2,164,199 from various health care benefit programs, including
3 Aetna, to which defendant SHARIM was not entitled.

4 D. OVERT ACTS

5 8. In furtherance of the conspiracy and to accomplish its
6 object, defendant SHARIM, UCC-1, and others known and unknown to
7 the United States Attorney committed and willfully caused others
8 to commit, the following overt acts, among others, in the
9 Central District of California and elsewhere:

10 Overt Act No. 1: On or about May 6, 2009, defendant
11 SHARIM signed a CDP daily dispensing report, falsely certifying
12 that prescription number 388208 for Aldara Cream for patient
13 C.H. had been filled on May 6, 2009.

14 Overt Act No. 2: On or about May 6, 2009, defendant
15 SHARIM submitted or caused to be submitted a false and
16 fraudulent claim to Aetna requesting reimbursement in the amount
17 of \$650.94 for prescription number 388208 for Aldara Cream that
18 had been purportedly filled and dispensed to C.H.

19 Overt Act No. 3: On or about May 19, 2009,
20 defendant SHARIM received a payment of \$516.83 from Aetna into
21 the 17910 Account as reimbursement for prescription number
22 388208 for Aldara Cream that CDP had purportedly filled and
23 dispensed to C.H.

24 Overt Act No. 4: On or about June 2, 2009,
25 defendant SHARIM wrote a check from the 17910 Account for

26 //

27 //

1 \$10,307 to UCC-1 as payment for patient information that UCC-1
2 had provided to defendant SHARIM.

3
4 ANDRÉ BIROTTE JR.
United States Attorney

5 

6 ROBERT E. DUGDALE
Assistant United States Attorney
7 Chief, Criminal Division

8 RICHARD E. ROBINSON
Assistant United States Attorney
9 Chief, Major Frauds Section

10 JAMES A. BOWMAN
Assistant United States Attorney
11 Deputy Chief, Major Frauds Section

12 STEVEN M. ARKOW
Assistant United States Attorney
13 Major Frauds Section

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**United States District Court
Central District of California**

UNITED STATES OF AMERICA vs.

Docket No. CR 13-00745-ODW

Defendant Farhad N Dany Sharim
akas: _____

Social Security No. 3 5 2 1
(Last 4 digits)

JUDGMENT AND PROBATION/COMMITMENT ORDER

In the presence of the attorney for the government, the defendant appeared in person on this date.

MONTH	DAY	YEAR
May	1	2017

COUNSEL Jeremy D Matz / Ronald J Nessim - retained
(Name of Counsel)

PLEA **GUILTY**, and the court being satisfied that there is a factual basis for the plea. **NOLO** **NOT**
CONTENDERE **GUILTY**

FINDING There being a finding/verdict of **GUILTY**, defendant has been convicted as charged of the offense(s) of:

Count 1: 18:371: CONSPIRACY

JUDGMENT AND PROB/ COMM ORDER The Court asked whether there was any reason why judgment should not be pronounced. Because no sufficient cause to the contrary was shown, or appeared to the Court, the Court adjudged the defendant guilty as charged and convicted and ordered that: Pursuant to the Sentencing Reform Act of 1984, it is the judgment of the Court that the defendant is hereby committed to the custody of the Bureau of Prisons to be imprisoned for a term of:

30 months on Count One of the single-count Information.

It is ordered that the defendant shall pay to the United States a special assessment of \$100, which is due immediately. Any unpaid balance shall be due during the period of imprisonment, at the rate of not less than \$25 per quarter, and pursuant to the Bureau of Prisons' Inmate Financial Responsibility Program.

RESTITUTION: It is ordered that the defendant shall pay restitution pursuant to 18 U.S.C. § 3663 (A). Defendant shall pay restitution in the total amount of \$ 1,901,779.79 to victims as set forth in a separate victim list prepared by the probation office which this Court adopts and which reflects the Court's determination of the amount of restitution due to each victim. The victim list, which shall be forwarded to the fiscal section of the clerk's office, shall remain confidential to protect the privacy interests of the victims.

The amount of restitution ordered shall be paid as follows:

<u>Victim</u>	<u>Amount</u>
Anthem, Inc. (Private)	\$642,601.27
Blue Cross Blue Shield (FEHBP Claims)	\$347,868.58
Aetna (Private)	\$270,463.18
Blue Shield of CA (Private)	\$221,634.76
Blue Cross Blue Shield of	\$162,325.84

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Massachusetts (Private)	
United Health Group	\$77,124.28
(OptumRx)	
CMS / Medicare	\$34,959.85
Great West Healthcare	\$24,573.55
(Cigna)	
Curtiss Wright Corporation	\$22,204.74
EBA&M Corporation	\$22,041.55
Time Warner Cable	\$21,471.66
Alcatel-Lucent (1573)	\$20,893.15
(Nokia)	
EMBARQ (Century Link)	\$10,363.70
Eaton Corporation	\$8,556.84
Enterprise Holdings	\$6,911.08
Northrop Grumman	\$4,989.49
Corporation	
WCA Group Health Trust	\$1,306.95
(5726)	
Boeing Company	\$1,199.73
Government Employees	\$289.59
Health Association (FEHBP	
Claims)	

The Court finds from a consideration of the record that the defendant's economic circumstances allow for restitution payments pursuant to the following schedule: A partial payment of \$200,000 shall be paid immediately. The balance shall be due during the period of imprisonment, at the rate of not less than \$25 per quarter, and pursuant to the Bureau of Prisons' Inmate Financial Responsibility Program. The amount of restitution remaining unpaid after release from custody shall be paid within 180 days after the commencement of supervision, subject to his ability to pay.

If the defendant makes a partial payment, each payee shall receive approximately proportional payment.

The defendant shall be held jointly and severally liable with co-participant Michael Huynh (Docket No. 14-00548) for the amount of restitution ordered in this judgment. The victims' recovery is limited to the amount of their loss and the defendant's liability for restitution ceases if and when the victims receive full restitution.

Pursuant to 18 U.S.C. § 3612(f)(3)(A), interest on the restitution ordered is waived because the defendant does not have the ability to pay interest. Payments may be subject to penalties for default and delinquency pursuant to 18 U.S.C. § 3612(g).

The defendant shall comply with General Order No. 01-05.

Pursuant to Guideline §5E1.2(a), all fines are waived as the Court finds that the defendant has established that he is unable to pay and is not likely to become able to pay any fine.

The Court recommends that the Bureau of Prisons conduct a mental health evaluation of the defendant and provide all necessary treatment.

Upon release from imprisonment, the defendant shall be placed on supervised release for a term of three years under the following terms and conditions:

1. The defendant shall comply with the rules and regulations of the United States Probation Office, General Order 05-02, and General Order 01-05, including the three special conditions delineated in General Order 01-05.
2. The defendant shall participate in mental health treatment, which may include evaluation and counseling, until discharged by the treatment by the treatment provider, with the approval of the Probation Officer.
3. As directed by the Probation Officer, the defendant shall pay all or part of the costs of the Court-ordered treatment to the aftercare contractors during the period of community supervision. The defendant shall provide payment and proof of payment as directed by the Probation Officer.
4. During the period of community supervision, the defendant shall pay the special assessment and restitution in accordance with this judgment's orders pertaining to such payment.
5. The defendant shall apply all monies received from income tax refunds to the outstanding Court-ordered financial obligation. In addition, the defendant shall apply all monies received from lottery winnings, inheritance, judgments and any anticipated or unexpected financial gains to the outstanding Court-ordered financial obligation.
6. The defendant shall cooperate in the collection of a DNA sample from himself.

The Court recommends defendant to be housed in Lompoc.

The drug testing condition mandated by statute is suspended based on the Court's determination that the defendant poses a low risk of future substance abuse.

It is further ordered that the defendant **surrender himself** to the institution designated by the Bureau of Prisons at or before **12 noon on September 5, 2017**. In the absence of such designation, the defendant shall report on or before the same date and time, to the United States Marshal located at the Roybal Federal Building, 255 East Temple Street, Los Angeles, California 90012.

Pursuant to 18 U.S.C. § 3553(a), the Court shall impose a sentence sufficient, but not greater than necessary, to comply with the purposes set forth in paragraph (2) of this subsection. The Court, in determining the particular sentence to be imposed, shall consider --

1. The nature and circumstances of the offense and the history and characteristics of the defendant;
2. The need for the sentence imposed --
 - a. To reflect the seriousness of the offense; to promote respect for the law, and to provide just punishment for the offense;
 - b. To afford adequate deterrence to criminal conduct;
 - c. To protect the public from further crimes of the defendant; and
 - d. To provide the defendant with needed correctional treatment in the most effective manner.
3. The kinds of sentences available;
4. The guideline sentencing range;
5. The need to avoid unwarranted sentence disparities among defendants with similar records who have been found guilty of similar conduct; and
6. The need to provide restitution to any victims of the offense.

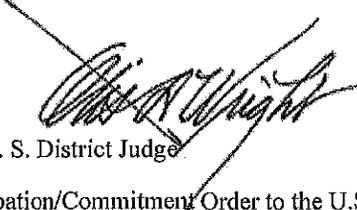
USA vs. Farhad N Dany Sharim

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In addition to the special conditions of supervision imposed above, it is hereby ordered that the Standard Conditions of Probation and Supervised Release within this judgment be imposed. The Court may change the conditions of supervision, reduce or extend the period of supervision, and at any time during the supervision period or within the maximum period permitted by law, may issue a warrant and revoke supervision for a violation occurring during the supervision period.

May 1, 2017

Date


U. S. District Judge

It is ordered that the Clerk deliver a copy of this Judgment and Probation/Commitment Order to the U.S. Marshal or other qualified officer.

Clerk, U.S. District Court

May 1, 2017

Filed Date

By S. English /s/

Deputy Clerk

The defendant shall comply with the standard conditions that have been adopted by this court (set forth below).

STANDARD CONDITIONS OF PROBATION AND SUPERVISED RELEASE

While the defendant is on probation or supervised release pursuant to this judgment:

1. The defendant shall not commit another Federal, state or local crime;
2. the defendant shall not leave the judicial district without the written permission of the court or probation officer;
3. the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
4. the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
5. the defendant shall support his or her dependents and meet other family responsibilities;
6. the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
7. the defendant shall notify the probation officer at least 10 days prior to any change in residence or employment;
8. the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
9. the defendant shall not frequent places where controlled substances are illegally sold, used, distributed or administered;
10. 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;
11. 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 by the probation officer;
12. the defendant shall notify the probation officer within 72 hours of being arrested or questioned by a law enforcement officer;
13. 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;
14. 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 conform the defendant's compliance with such notification requirement;
15. the defendant shall, upon release from any period of custody, report to the probation officer within 72 hours;
16. and, for felony cases only: not possess a firearm, destructive device, or any other dangerous weapon.

The defendant will also comply with the following special conditions pursuant to General Order 01-05 (set forth below).

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STATUTORY PROVISIONS PERTAINING TO PAYMENT AND COLLECTION OF FINANCIAL SANCTIONS

The defendant shall pay interest on a fine or restitution of more than \$2,500, unless the court waives interest or unless the fine or restitution is paid in full before the fifteenth (15th) day after the date of the judgment pursuant to 18 U.S.C. §3612(f)(1). Payments may be subject to penalties for default and delinquency pursuant to 18 U.S.C. §3612(g). Interest and penalties pertaining to restitution, however, are not applicable for offenses completed prior to April 24, 1996.

If all or any portion of a fine or restitution ordered remains unpaid after the termination of supervision, the defendant shall pay the balance as directed by the United States Attorney's Office. 18 U.S.C. §3613.

The defendant shall notify the United States Attorney within thirty (30) days of any change in the defendant's mailing address or residence until all fines, restitution, costs, and special assessments are paid in full. 18 U.S.C. §3612(b)(1)(F).

The defendant shall notify the Court through the Probation Office, and notify the United States Attorney of any material change in the defendant's economic circumstances that might affect the defendant's ability to pay a fine or restitution, as required by 18 U.S.C. §3664(k). The Court may also accept such notification from the government or the victim, and may, on its own motion or that of a party or the victim, adjust the manner of payment of a fine or restitution-pursuant to 18 U.S.C. §3664(k). See also 18 U.S.C. §3572(d)(3) and for probation 18 U.S.C. §3563(a)(7).

Payments shall be applied in the following order:

1. Special assessments pursuant to 18 U.S.C. §3013;
2. Restitution, in this sequence:
 - Private victims (individual and corporate),
 - Providers of compensation to private victims,
 - The United States as victim;
3. Fine;
4. Community restitution, pursuant to 18 U.S.C. §3663(c); and
5. Other penalties and costs.

SPECIAL CONDITIONS FOR PROBATION AND SUPERVISED RELEASE

As directed by the Probation Officer, the defendant shall provide to the Probation Officer: (1) a signed release authorizing credit report inquiries; (2) federal and state income tax returns or a signed release authorizing their disclosure and (3) an accurate financial statement, with supporting documentation as to all assets, income and expenses of the defendant. In addition, the defendant shall not apply for any loan or open any line of credit without prior approval of the Probation Officer.

The defendant shall maintain one personal checking account. All of defendant's income, "monetary gains," or other pecuniary proceeds shall be deposited into this account, which shall be used for payment of all personal expenses. Records of all other bank accounts, including any business accounts, shall be disclosed to the Probation Officer upon request.

The defendant shall not transfer, sell, give away, or otherwise convey any asset with a fair market value in excess of \$500 without approval of the Probation Officer until all financial obligations imposed by the Court have been satisfied in full.

These conditions are in addition to any other conditions imposed by this judgment.

RETURN

I have executed the within Judgment and Commitment as follows:

USA vs. Farhad N Dany Sharim Docket No.: CR 13-00745-ODW

Defendant delivered on _____ to _____
Defendant noted on appeal on _____
Defendant released on _____
Mandate issued on _____
Defendant's appeal determined on _____
Defendant delivered on _____ to _____
at _____
the institution designated by the Bureau of Prisons, with a certified copy of the within Judgment and Commitment.

United States Marshal

By _____
Date Deputy Marshal

CERTIFICATE

I hereby attest and certify this date that the foregoing document is a full, true and correct copy of the original on file in my office, and in my legal custody.

Clerk, U.S. District Court

By _____
Filed Date Deputy Clerk

FOR U.S. PROBATION OFFICE USE ONLY

Upon a finding of 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.

(Signed) _____
Defendant Date

U. S. Probation Officer/Designated Witness Date

WESTERN,CLOSED,PASPRT

**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA (Western Division - Los Angeles)
CRIMINAL DOCKET FOR CASE #: 2:13-cr-00745-ODW-1**

Case title: USA v. Sharim

Date Filed: 10/16/2013

Date Terminated: 05/01/2017

Assigned to: Judge Otis D. Wright, II

Defendant (1)

Farhad N Dany Sharim
TERMINATED: 05/01/2017

represented by **Ronald J Nessim**
Bird Marella Boxer Wolpert Nessim
Drooks Lincenberg & Rhow
1875 Century Park East 23rd Floor
Los Angeles, CA 90067-2561
310-201-2100
Email: rjn@birdmarella.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED
Designation: Retained

Jeremy D Matz
Bird Marella Boxer Wolpert Wessim
Drooks and Linenberg APC
1875 Century Park East 23rd Floor
Los Angeles, CA 90067
310-201-2100
Fax: 310-201-2110
Email: jdm@birdmarella.com
ATTORNEY TO BE NOTICED
Designation: Retained

Pending Counts

18:371: CONSPIRACY
(1)

Disposition

Bureau of Prison 30 months. Supervised Release for term of 3 years under US Probation Office, General Order 05-02, and General Order 01-05, including the three special conditions delineated in General Order 01-05. Pay the United States Special Assessment 100.00. Pay Restitution in amount of 1,901,779.70, to victims set forth on confidential list.

Interest thereon waived. All fines waived.

Highest Offense Level (Opening)

Felony

Terminated Counts

None

Disposition

Highest Offense Level (Terminated)

None

Complaints

None

Disposition

Plaintiff

USA

represented by **Steven M Arkow**
AUSA - Office of US Attorney
Criminal Div - US Courthouse
312 North Spring Street 11th Floor
Los Angeles, CA 90012-4700
213-894-6975
Fax: 213-894-6269
Email: USACAC.Criminal@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED
Designation: Assistant US Attorney

Alexis Danielle Gregorian
US Department of Justice
Criminal Division - Fraud Section
4811 Airport Plaza Drive Suite 500
Long Beach, CA 90815
562-982-4600
Fax: 562-982-1799
Email: alexis.gregorian@usdoj.gov
ATTORNEY TO BE NOTICED
Designation: Assistant US Attorney

Date Filed	#	Docket Text
10/15/2013	<u>1</u>	INFORMATION filed as to Farhad N Dany Sharim (1) count(s) 1. Offense occurred in LA. (mhe) (Entered: 10/23/2013)

10/16/2013	<u>2</u>	CASE SUMMARY filed by AUSA Steven M Arkow as to Defendant Farhad N Dany Sharim; defendants Year of Birth: 1959 (mhe) (Entered: 10/23/2013)
10/16/2013	<u>3</u>	Request for Issuance of Summons Information Filed by Plaintiff USA as to Defendant Farhad N Dany Sharim(mhe) (Entered: 10/23/2013)
10/16/2013	<u>5</u>	MEMORANDUM filed by Plaintiff USA as to Defendant Farhad N Dany Sharim. This criminal action, being filed on 10/16/2013, was not pending in the U. S. Attorneys Office before the date on which Re Judge Michael W Fitzgerald and Judge Beverly Reid OConnell began receiving criminal matters. (mhe) (Entered: 10/23/2013)
10/16/2013	<u>6</u>	MEMORANDUM filed by Plaintiff USA as to Defendant Farhad N Dany Sharim. Re Magistrate Judge Jacqueline Chooljian, Magistrate Judge Patrick J. Walsh, Magistrate Judge Sheri Pym, Magistrate Judge Michael Wilner, Magistrate Judge Jean Rosenbluth, Magistrate Judge Alka Sagar, Magistrate Judge Douglas McCormick(mhe) (Entered: 10/23/2013)
10/22/2013	<u>4</u>	ORDER by Magistrate Judge Frederick F. Mumm: Granting <u>3</u> Ex Parte Application for Order as to Farhad N Dany Sharim (1) (mhe) (Entered: 10/23/2013)
10/24/2013	<u>7</u>	PLEA AGREEMENT filed by Plaintiff USA as to Defendant Farhad N Dany Sharim (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Certificate of Service)(Arkow, Steven) (Entered: 10/24/2013)
11/05/2013	<u>8</u>	MINUTES OF INFORMATION HEARING held before Magistrate Judge Charles F. Eick as to Defendant Farhad N Dany Sharim. Defendant states true name as charged. Court orders bail set as: Farhad N Dany Sharim (1) \$25,000 Appearance bond, see attached bond for terms and conditions. Defendant remanded to the custody of the USM. Court Smart: CS 11/5/13. (mhe) (Entered: 11/08/2013)
11/05/2013	<u>9</u>	STATEMENT OF CONSTITUTIONAL RIGHTS filed by Defendant Farhad N Dany Sharim (mhe) (Entered: 11/08/2013)
11/05/2013	<u>10</u>	WAIVER OF INDICTMENT by Defendant Farhad N Dany Sharim before Magistrate Judge Charles F. Eick (mhe) (Entered: 11/08/2013)
11/05/2013	<u>11</u>	PASSPORT RECEIPT from U. S. Pretrial Services as to Defendant Farhad N Dany Sharim. USA passport No: 460935960 was received on 11/5/13. (mhe) (Entered: 11/08/2013)
11/05/2013	<u>12</u>	PASSPORT RECEIPT from U. S. Pretrial Services as to Defendant Farhad N Dany Sharim. Israel passport No: 10189015 was received on 11/5/13. (mhe) (Entered: 11/08/2013)
11/05/2013	<u>13</u>	MINUTES OF POST-INDICTMENT ARRAIGNMENT: held before Magistrate Judge Charles F. Eick as to Defendant Farhad N Dany Sharim (1) Count 1. Defendant arraigned, states true name: As charged. Attorney: Ronald J. Nessim, Retained present. Case assigned to Judge Margaret M. Morrow. The guilty plea is set for 11/18/2013 01:15 PM before Judge Margaret M. Morrow. Court Reporter: Leandra Amber. (tba) (Entered: 11/12/2013)

11/14/2013	<u>14</u>	Notice of Appearance or Withdrawal of Counsel: for attorney Jeremy D Matz counsel for Defendant Farhad N Dany Sharim. Filed by Defendant Farhad N. Dany Sharim. (Matz, Jeremy) (Entered: 11/14/2013)
11/14/2013	<u>15</u>	AFFIDAVIT of Surety -- Farzad Sharim filed by Defendant Farhad N Dany Sharim (Matz, Jeremy) (Entered: 11/14/2013)
11/18/2013	<u>16</u>	MINUTES OF Arraignment on a Single Count Information Hearing held before Judge Margaret M. Morrow as to Defendant Farhad N Dany Sharim: Also present is Scott Ruzyllo, Special Agent, United States Office of Personnel Management. Defendant is arraigned, states that his true name is as charged and informs the Court of his intention to enter a guilty plea to the Single-Count Information. Defendant now enters his plea of guilty to the Single-Count Information. The Court finds the plea voluntary and knowledgeable and accepts the plea. Defendant is referred to the U.S. Probation Office and sentencing is set for June 2, 2014 at 1:15 p.m. The court orders counsel to comply with Rule 32 of the Fed. Rules of Crim. Procedure and file objections to the presentence report with the court within 14 days of disclosure of the presentence report (PSR). If the objections are not incorporated in the party's position paper the position paper must also be filed within 14 days of disclosure of the presentence report. If a party has no objection to the PSR and concurs with the findings and recommendations of the Probation Department, a notice that the party has no objection to the PSR and has elected not to file a position regarding sentencing must be filed. Full Pretrial Service Report ordered. The transcript of the proceedings is ordered sealed. Counsel in this case may obtain a copy of the transcript without further order of the Court, but any other party must seek leave of Court to view the transcript. Court Reporter: C. Nirenberg. (bm) (Entered: 11/20/2013)
11/27/2013	<u>17</u>	BOND AND CONDITIONS OF RELEASE filed as to Defendant Farhad N Dany Sharim conditions of release: \$25,000 Appearance Bond, see attached bond for terms and conditions approved by Magistrate Judge Charles F. Eick. (mhe) (Entered: 12/03/2013)
03/11/2014	<u>18</u>	STIPULATION to Continue Sentencing Hearing from June 2, 2014 to December 15, 2014 filed by Defendant Farhad N Dany Sharim (Attachments: # <u>1</u> Proposed Order Re Continuance of Sentencing Hearing)(Matz, Jeremy) (Entered: 03/11/2014)
03/12/2014	<u>19</u>	ORDER RE: CONTINUANCE OF SENTENCING HEARING by Judge Margaret M. Morrow as to Defendant Farhad N Dany Sharim: NOTE: CHANGES MADE BY THE COURT. Based on the Stipulation and the files and records of this case, the Court finds that the proposed continuance of the sentencing hearing is necessary and appropriate so that both parties can complete their obligations under the plea agreement. For good cause shown, the Court hereby orders that the sentencing hearing in this case is continued to December 15, 2014, at 1:15 p.m. The parties position papers must be filed on or before November 12, 2014. Any responses thereto must be filed on or before December 1, 2014. (bm) (Entered: 03/12/2014)
03/13/2014	<u>20</u>	NOTICE of Manual Filing of 1) Ex Parte Application to File Under Seal Def. Sharim's Ex Parte Application To Seal Plea Agreement; 2) [Proposed] Order

		Granting Ex Parte Application to File Under Seal; 3) Def. Sharim's Ex Parte Application to Seal Plea Agreement; and 4) [Proposed] Order Sealing Def. Sharim's Plea Agreement filed by Defendant Farhad N Dany Sharim (Matz, Jeremy) (Entered: 03/13/2014)
03/13/2014	<u>21</u>	PROOF OF SERVICE of 1) Ex Parte Application to File Under Seal Def. Sharim's Ex Parte Application to Seal Plea Agreement and [Proposed] Order Thereon; 2) [Proposed] Order Granting Ex Parte Application to File Under Seal; 3) Def. Sharim's Ex Parte Application to Seal Plea Agreement; 4) [Proposed] Order Sealing Def. Sharim's Plea Agreement; and 5) Courtesy Copy of E-Filed Notice of Manual Filing, served on March 13, 2014, by Defendant Farhad N Dany Sharim re Notice of Manual Filing (G-92), <u>20</u> , (Matz, Jeremy) (Entered: 03/13/2014)
03/14/2014	<u>22</u>	SEALED DOCUMENT - EX PARTE APPLICATION TO FILE UNDER SEAL DEFENDANT FARHAD N. DANY SHARIM'S Ex Parte Application To Seal Plea Agreement And [Proposed] Order Thereon as to Defendant Farhad N Dany Sharim. (bm) (Entered: 03/17/2014)
03/14/2014	<u>23</u>	SEALED DOCUMENT - ORDER GRANTING EX PARTE APPLICATION TO FILE UNDER SEAL DEFENDANT FARHAD N. DANY SHARIM'S Ex Parte Application To Seal Plea Agreement, And [Proposed] Order Thereon by Judge Margaret M. Morrow granting <u>22</u> Exparte Application to Seal Document as to Farhad N Dany Sharim (1) (bm) (Entered: 03/17/2014)
03/14/2014	<u>24</u>	SEALED DOCUMENT - DEFENDANT FARHAD N. DANY SHARIM'S EX PARTE APPLICATION TO SEAL PLEA AGREEMENT as to Defendant Farhad N Dany Sharim. (bm) (Entered: 03/17/2014)
03/14/2014	<u>25</u>	SEALED DOCUMENT - ORDER SEALING DEFENDANT FARHAD N. DANY SHARIM'S PLEA AGREEMENT by Judge Margaret M. Morrow granting <u>24</u> Exparte Application to Seal Document as to Farhad N Dany Sharim (1) (bm) (Entered: 03/17/2014)
03/17/2014	<u>26</u>	PROOF OF SERVICE of 1) [Sealed Document] Ex Parte Application To File Under Seal Def. Sharim's Ex Parte Application To Seal Plea Agreement/Proposed Order; 2) [Sealed Document] Order Granting Ex Parte Application To File Under Seal; 3) [Sealed Document] Ex Parte Application To Seal Plea Agreement; and 4) [Sealed Document] Order Sealing Plea Agreement, served on March 17, 2014, by Defendant Farhad N Dany Sharim (Matz, Jeremy) (Entered: 03/17/2014)
09/30/2014	<u>27</u>	NOTICE of Manual Filing filed by Defendant Farhad N Dany Sharim (Matz, Jeremy) (Entered: 09/30/2014)
10/01/2014	<u>28</u>	NOTICE OF DISCREPANCY AND ORDER: by Judge Margaret M. Morrow. The Sealed Stipulation Re Continuance of Sentencing Hearing is NOT to be filed, but instead rejected. Judge Morrow is participating in the sealed pilot program. (ah) (Entered: 10/01/2014)
10/01/2014	<u>29</u>	NOTICE of Manual Filing of 1)Ex Parte Application For Sealed Filing Of Stipulation Re: Continuance Of Sentencing Hearing; 2) [Proposed] Order For Sealed Filing Of Stipulation Re: Continuance Of Sentencing Hearing; 3)

		Stipulation Re: Continuance Of Sentencing Hearing; and 4) [Proposed] Order Re: Continuance Of Sentencing Hearing filed by Defendant Farhad N Dany Sharim (Matz, Jeremy) (Entered: 10/01/2014)
10/01/2014	<u>30</u>	PROOF OF SERVICE of 1)Ex Parte Application For Sealed Filing Of Stipulation Re: Continuance Of Sentencing Hearing; 2) [Proposed] Order For Sealed Filing Of Stipulation Re: Continuance Of Sentencing Hearing; 3) Stipulation Re: Continuance Of Sentencing Hearing; 4) [Proposed] Order Re: Continuance Of Sentencing Hearing and 5) Courtesy Copy of E-Filed Notice of Manual Filing, served on October 1, 2014, by Defendant Farhad N Dany Sharim re Notice of Manual Filing (G-92), <u>29</u> , (Matz, Jeremy) (Entered: 10/01/2014)
10/01/2014	<u>32</u>	SEALED DOCUMENT - EX PARTE APPLICATION FOR SEALED FILING OF STIPULATION RE: CONTINUANCE OF SENTENCING HEARING (bm) (Entered: 10/02/2014)
10/01/2014	<u>33</u>	SEALED DOCUMENT - ORDER FOR SEALED FILING OF STIPULATION RE: CONTINUANCE OF SENTENCING HEARING (bm) (Entered: 10/02/2014)
10/01/2014	<u>34</u>	SEALED DOCUMENT - STIPULATION RE CONTINUANCE OF SENTENCING HEARING (bm) (Entered: 10/02/2014)
10/01/2014	<u>35</u>	SEALED DOCUMENT - ORDER RE: CONTINUANCE OF SENTENCING HEARING (bm) (Entered: 10/02/2014)
10/02/2014	<u>31</u>	PROOF OF SERVICE of 1) [Sealed Document] Ex Parte Application For Sealed Filing Of Stipulation Re: Continuance Of Sentencing Hearing; 2) [Sealed Document] Order For Sealed Filing Of Stipulation Re: Continuance Of Sentencing Hearing; 3)[Sealed Document] Stipulation Re: Continuance Of Sentencing Hearing; and 4) [Sealed Document] Order Re: Continuance Of Sentencing Hearing, served on October 2, 2014, by Defendant Farhad N Dany Sharim (Matz, Jeremy) (Entered: 10/02/2014)
10/03/2014	<u>36</u>	STIPULATION for Order Protective Order filed by Plaintiff USA as to Defendant Farhad N Dany Sharim (Attachments: # <u>1</u> Proposed Order)(Arkow, Steven) (Entered: 10/03/2014)
10/31/2014	<u>37</u>	PROTECTIVE ORDER by Judge Margaret M. Morrow as to Defendant Farhad N Dany Sharim, re Stipulation for Order <u>36</u> . (ah) (Entered: 10/31/2014)
11/13/2014	<u>38</u>	NOTICE of Manual Filing of Criminal Under Seal Documents: Ex Parte Application and Proposed Order Filed Under Seal filed by Plaintiff USA as to Defendant Farhad N Dany Sharim (Arkow, Steven) (Entered: 11/13/2014)
11/14/2014	<u>39</u>	SEALED DOCUMENT - UNDER SEAL DOCUMENT (bm) (Entered: 11/14/2014)
11/14/2014	<u>40</u>	SEALED DOCUMENT - ORDER ALLOWING DISCLOSURE OF GRAND JURY TESTIMONY AND MATTER (bm) (Entered: 11/14/2014)
03/27/2015	<u>41</u>	

		NOTICE of Manual Filing of 1. Ex Parte Application for Sealed Filing of Stipulation Re: Continuance of Sentencing Hearing; 2. [Proposed] Order for Sealed Filing of Stipulation Re: Continuance of Sentencing Hearing; and 3. Stipulation Re: Continuance of Sentencing Hearing filed by Defendant Farhad N Dany Sharim (Matz, Jeremy) (Entered: 03/27/2015)
03/27/2015	<u>42</u>	PROOF OF SERVICE of 1. Ex Parte Application for Sealed Filing of Stipulation Re: Continuance of Sentencing Hearing; 2. [Proposed] Order for Sealed Filing of Stipulation Re: Continuance of Sentencing Hearing; 3. Stipulation Re: Continuance of Sentencing Hearing; 4. [Proposed] Order Re: Continuance of Sentencing Hearing; and 5. Notice of Manual Filing, served on 03/27/2015, by Defendant Farhad N Dany Sharim re Notice of Manual Filing (G-92), <u>41</u> , (Matz, Jeremy) (Entered: 03/27/2015)
03/30/2015	<u>43</u>	SEALED DOCUMENT - EX PARTE APPLICATION FOR SEALED FILING OF STIPULATION as to Defendant Farhad N Dany Sharim. Filed by Defendant Farhad N Dany Sharim. (bm) (Entered: 03/31/2015)
03/30/2015	<u>44</u>	SEALED DOCUMENT - ORDER FOR SEALED FILING OF STIPULATION (bm) (Entered: 03/31/2015)
03/30/2015	<u>45</u>	SEALED DOCUMENT - STIPULATION filed by Defendant Farhad N Dany Sharim (bm) (Entered: 03/31/2015)
03/30/2015	<u>46</u>	SEALED DOCUMENT - ORDER by Judge Margaret M. Morrow as to Defendant Farhad N Dany Sharim, re Stipulation <u>45</u> (bm) (Entered: 03/31/2015)
03/31/2015	<u>47</u>	PROOF OF SERVICE of 1) Order For Sealed Filing Of Stipulation Re: Continuance Of Sentencing Hearing (Under-Seal); 2) Stipulation Re: Continuance Of Sentencing Hearing (Under-Seal) 3) Order Re: Continuance Of Sentencing Hearing (Under-Seal), served on March 31, 2015, by Defendant Farhad N Dany Sharim (Matz, Jeremy) (Entered: 03/31/2015)
10/21/2015	<u>48</u>	NOTICE OF LODGING filed by Defendant Farhad N Dany Sharim (Attachments: # <u>1</u> Proposed Order)(Matz, Jeremy) (Entered: 10/21/2015)
10/21/2015	<u>49</u>	NOTICE of Manual Filing of Ex Parte Application For Sealed Filing Of Stipulation Re: Continuance Of Sentencing Hearing; [Proposed] Order For Sealing Stipulation Re: Continuance Of Sentencing Hearing And Ex Parte Application For Sealed Filing; And Stipulation Re: Continuance Of Sentencing Hearing filed by Defendant Farhad N Dany Sharim (Matz, Jeremy) (Entered: 10/21/2015)
10/21/2015	<u>50</u>	PROOF OF SERVICE of Ex Parte Application For Sealed Filing Of Stipulation Re: Continuance Of Sentencing Hearing; [Proposed] Order For Sealing Stipulation Re: Continuance Of Sentencing Hearing And Ex Parte Application For Sealed Filing; And Stipulation Re: Continuance Of Sentencing Hearing, served on 10/21/15, by Defendant Farhad N Dany Sharim (Matz, Jeremy) (Entered: 10/21/2015)
10/26/2015	<u>51</u>	SEALED DOCUMENT - EX PARTE APPLICATION FOR SEALED FILING OF STIPULATION RE: CONTINUANCE OF SENTENCING

		HEARING as to Defendant Farhad N Dany Sharim. Filed by Defendant Farhad N Dany Sharim. (bm) (Entered: 10/26/2015)
10/26/2015	<u>52</u>	SEALED DOCUMENT - ORDER SEALING STIPULATION RE: CONTINUANCE OF SENTENCING HEARING AND EX PARTE APPLICATION FOR SEALED FILING by Judge Margaret M. Morrow: granting <u>51</u> EX PARTE APPLICATION to Seal Document as to Farhad N Dany Sharim (1) (bm) (Entered: 10/26/2015)
10/26/2015	<u>53</u>	SEALED DOCUMENT - ORDER RE: CONTINUANCE OF SENTENCING HEARING by Judge Margaret M. Morrow as to Defendant Farhad N Dany Sharim (bm) (Entered: 10/26/2015)
11/24/2015	<u>54</u>	STIPULATION to allow Travel to the District of Nevada, the Southern District of Florida, the Eastern District of New York and the Southwestern and Western Districts of Texas filed by Defendant Farhad N Dany Sharim (Attachments: # <u>1</u> Proposed Order)(Matz, Jeremy) (Entered: 11/24/2015)
11/25/2015	<u>55</u>	ORDER RE: MODIFICATION OF BOND RE: TRAVEL CONDITIONS by Judge Margaret M. Morrow as to Defendant Farhad N Dany Sharim, re STIPULATION to Travel, <u>54</u> : The Court has reviewed and considered the Stipulation Re: Modification of Bond Re: Travel Conditions, filed jointly by plaintiff United States of America, by and through its attorney of record, Assistant United States Attorney Steven M. Arkow, and defendant Farhad N. Dany Sharim, by and through his attorneys of record, Ronald J. Nessim and Jeremy D. Matz. Based on the Stipulation and the files and records of this case, the Court finds that the proposed modification of bond is appropriate. For good cause shown, the Court hereby orders that Mr. Sharim's bond is modified as follows: Mr. Sharim's travel is restricted to the state of California, the District of Nevada, the Southern District of Florida, the Eastern District of New York, and the Southern and Western Districts of Texas. Before traveling outside California, Mr. Sharim shall provide his itinerary to Pretrial Services in advance, but need not obtain advance approval from Pretrial Services. (bm) (Entered: 11/25/2015)
01/05/2016	<u>57</u>	ORDER OF THE CHIEF JUDGE (#16-044) approved by Chief Judge George H. King. IT IS ORDERED, with the concurrence of the Case Management and Assignment Committee, that this case be reassigned, as to Defendant Farhad N Dany Sharim, from the calendar of Judge Margaret M. Morrow to the calendar of Judge Otis D. Wright, II for all further proceedings. The case number will now reflect the initials of the transferee Judge CR13-00745 ODW. (mg) (Entered: 01/07/2016)
01/06/2016	56	COUNSEL ARE NOTIFIED, the SENTENCING is set for 7/18/2016 at 10:00 AM before Judge Otis D. Wright II, II as to Defendant Farhad N Dany Sharim. THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY.(see) TEXT ONLY ENTRY (Entered: 01/06/2016)
03/23/2016	<u>58</u>	NOTICE of Manual Filing of Ex Parte Application For Sealed Filing Of Stipulation Re: Continuance Of Sentencing Hearing; [Proposed] Order For Sealing Stipulation Re: Continuance Of Sentencing Hearing And Ex Parte Application For Sealed Filing; And Stipulation Re: Continuance Of Sentencing

		Hearing filed by Defendant Farhad N Dany Sharim (Matz, Jeremy) (Entered: 03/23/2016)
03/23/2016	<u>59</u>	NOTICE OF LODGING filed by Defendant Farhad N Dany Sharim of [Proposed] Order re Continuance of Sentencing Hearing (Attachments: # <u>1</u> Proposed Order)(Matz, Jeremy) (Entered: 03/23/2016)
03/23/2016	<u>60</u>	PROOF OF SERVICE of Ex Parte Application For Sealed Filing Of Stipulation Re: Continuance Of Sentencing Hearing; [Proposed] Order For Sealing Stipulation Re: Continuance Of Sentencing Hearing And Ex Parte Application For Sealed Filing; And Stipulation Re: Continuance Of Sentencing Hearing, served on March 23, 2016, by Defendant Farhad N Dany Sharim (Matz, Jeremy) (Entered: 03/23/2016)
03/23/2016	<u>61</u>	SEALED DOCUMENT-EX PARTE APPLICATION FOR SEALED FILING OF STIPULATION RE: CONTINUANCE OF SENTENCING HEARING (lc) (Entered: 03/23/2016)
03/23/2016	<u>62</u>	SEALED DOCUMENT-ORDER SEALING STIPULATION RE: CONTINUANCE OF SENTENCING HEARING AND EX PARTE APPLICATION FOR SEALED FILING (lc) (Entered: 03/23/2016)
03/23/2016	<u>63</u>	SEALED DOCUMENT-STIPULATION RE CONTINUATION OF SENTENCING HEARING(lc) (Entered: 03/23/2016)
03/23/2016	<u>64</u>	ORDER TO CONTINUE Sentencing to 12/5/2016 10:00 AM as to Defendant Farhad N Dany Sharim by Judge Otis D. Wright, II. (lc) (Entered: 03/24/2016)
08/10/2016	<u>66</u>	EX PARTE APPLICATION for Order for ALLOWING DISCLOSURE OF PLEA AGREEMENT Filed by Plaintiff USA as to Defendant Farhad N Dany Sharim. (Attachments: # <u>1</u> Proposed Order) (Arkow, Steven) (Entered: 08/10/2016)
08/10/2016	<u>67</u>	ORDER that the governments unopposed ex parte application for an order authorizing the disclosure of the plea agreement filed under seal to comply with the governments discovery obligations in United States v. Michael Huynh, CR 14-548-ODW, is GRANTED <u>66</u> by Judge Otis D. Wright, II (lc) (Entered: 08/11/2016)
10/05/2016	<u>68</u>	NOTICE OF APPEARANCE OR REASSIGNMENT of AUSA Alexis Danielle Gregorian on behalf of Plaintiff USA. Filed by Plaintiff USA. (Attorney Alexis Danielle Gregorian added to party USA(pty:pla))(Gregorian, Alexis) (Entered: 10/05/2016)
10/05/2016	<u>69</u>	EX PARTE APPLICATION to Continue Sentencing Hearing from December 5, 2016 to February 27, 2017. Filed by Defendant Farhad N Dany Sharim. (Attachments: # <u>1</u> Proposed Order) (Matz, Jeremy) (Entered: 10/05/2016)
10/06/2016	<u>70</u>	ORDER TO CONTINUE SENTENCING to February 27, 2017, at 10:00 a.m. as to Defendant Farhad N Dany Sharim by Judge Otis D. Wright, II. (lc) (Entered: 10/07/2016)
10/07/2016	<u>71</u>	

		STIPULATION for Order Protective Order filed by Plaintiff USA as to Defendant Farhad N Dany Sharim (Attachments: # <u>1</u> Proposed Order)(Arkow, Steven) (Entered: 10/07/2016)
10/11/2016	<u>72</u>	PROTECTIVE ORDER <u>71</u> by Judge Otis D. Wright, II as to Defendant Farhad N Dany Sharim. (See attached document for details.) (lom) (Entered: 10/11/2016)
10/31/2016	<u>73</u>	NOTICE TO PARTIES by District Judge Otis D. Wright. Effective November 7, 2016, Judge Wright will be located at the 1st Street Courthouse, COURTROOM 5D on the 5th floor, located at 350 W. 1st Street, Los Angeles, California 90012. All Court appearances shall be made in Courtroom 5D of the 1st Street Courthouse, and all mandatory chambers copies shall be hand delivered to the judge's mail box outside the Clerk's Office on the 4th floor of the 1st Street Courthouse. The location for filing civil documents in paper format exempted from electronic filing and for viewing case files and other records services remains at the United States Courthouse, 312 North Spring Street, Room G-8, Los Angeles, California 90012. The location for filing criminal documents in paper format exempted from electronic filing remains at Edward R. Roybal Federal Building and U.S. Courthouse, 255 East Temple Street, Room 178, Los Angeles, California 90012. THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY.(rrp) TEXT ONLY ENTRY (Entered: 10/31/2016)
01/09/2017	<u>74</u>	EX PARTE APPLICATION to Continue Sentencing Hearing from February 27, 2017 to May 1, 2017. Filed by Defendant Farhad N Dany Sharim. (Attachments: # <u>1</u> Proposed Order) (Matz, Jeremy) (Entered: 01/09/2017)
01/09/2017	<u>75</u>	ORDER RE: CONTINUANCE OF SENTENCING HEARING TO 5/1/2017 10:00 AM as to Defendant Farhad N Dany Sharim <u>14</u> by Judge Otis D. Wright, II (lc) (Entered: 01/09/2017)
04/06/2017	<u>78</u>	OBJECTION TO PRESENTENCE INVESTIGATION REPORT filed by Plaintiff USA as to Defendant Farhad N Dany Sharim (Arkow, Steven) (Entered: 04/06/2017)
04/06/2017	<u>79</u>	PROOF OF SERVICE of Government's Objection to Presentence Report, served on 04/06/17, filed by Plaintiff USA as to Defendant Farhad N Dany Sharim re Objection to Presentence Investigation Report <u>78</u> , (Arkow, Steven) (Entered: 04/06/2017)
04/12/2017	<u>80</u>	NOTICE of Manual Filing of Ex Parte Application To Seal Sentencing Position, Declaration, and Exhibits for Defendant Farhad Sharim 2. [Proposed] Order To Seal Sentencing Position, Declaration, and Exhibits For Defendant Farhad Sharim 3. Defendant Farhad Sharim's Sentencing Position and 4. Declaration Of Jeremy D. Matz and Exhibits, Filed In Support of Defendant Farhad Sharim's Sentencing Position filed by Defendant Farhad N Dany Sharim (Matz, Jeremy) (Entered: 04/12/2017)
04/12/2017	<u>81</u>	PROOF OF SERVICE of Ex Parte Application To Seal Sentencing Position, Declaration, and Exhibits for Defendant Farhad Sharim 2. [Proposed] Order To Seal Sentencing Position, Declaration, and Exhibits For Defendant Farhad

		Sharim 3. Defendant Farhad Sharim's Sentencing Position and 4. Declaration Of Jeremy D. Matz and Exhibits, Filed In Support of Defendant Farhad Sharim's Sentencing Position, served on April 12, 2017, by Defendant Farhad N Dany Sharim (Matz, Jeremy) (Entered: 04/12/2017)
04/17/2017	<u>82</u>	NOTICE of Manual Filing of CRIMINAL UNDER SEAL DOCUMENTS: EX PARTE APPLICATION, PROPOSED ORDER AND DOCUMENT filed by Plaintiff USA as to Defendant Farhad N Dany Sharim (Arkow, Steven) (Entered: 04/17/2017)
04/18/2017	<u>83</u>	SEALED DOCUMENT-EX PARTE APPLICATION FOR ORDER SEALING DOCUMENTS; DECLARATION. (lc) (Entered: 04/18/2017)
04/18/2017	<u>84</u>	ORDER GRANTING EX PARTE FOR SEALED FILING by Judge Otis D. Wright, II (lc) (Entered: 04/18/2017)
04/18/2017	<u>85</u>	SEALED DOCUMENT - RESPONSE TO DEFENDANTS SENTENCING POSITION AND GOVERNMENTS SENTENCING POSITION (lc) (Entered: 04/18/2017)
04/18/2017	<u>86</u>	SEALED DOCUMENT-EX PARTE APPLICATION TO SEAL SENTENCING POSITION; DECLARATION; EXHIBITS (lc) (Entered: 04/18/2017)
04/18/2017	<u>87</u>	ORDER TO SEAL SENTENCING POSITION, DECLARATION AND EXHIBITS by Judge Otis D. Wright, II (lc) (Entered: 04/18/2017)
04/18/2017	<u>88</u>	SEALED DOCUMENT-SENTENCING POSITION (lc) (Entered: 04/18/2017)
04/18/2017	<u>89</u>	SEALED DOCUMENT-DECLARATION OF JEREMY D MATZ AND EXHIBITS FILED IN SUPPORT OF SENTENCING POSITION (Attachments: # <u>1</u> part 2, # <u>2</u> part 3)(lc) (Entered: 04/18/2017)
04/24/2017	<u>90</u>	NOTICE of Manual Filing of 1. Ex Parte Application 2. [Proposed] Order 3. Defendant Farhad Sharim's Response to Government's Sentencing Position and 4. Declaration of Jeremy D. Matz and Exhibits filed by Defendant Farhad N Dany Sharim (Matz, Jeremy) (Entered: 04/24/2017)
04/24/2017	<u>92</u>	PROOF OF SERVICE of 1. Ex Parte Application 2. [Proposed] Order 3. Defendant Farhad Sharim's Response to Government's Sentencing Position 4. Declaration of Jeremy D. Matz and Exhibits, served on April 24, 2017, by Defendant Farhad N Dany Sharim (Matz, Jeremy) (Entered: 04/24/2017)
04/24/2017	<u>93</u>	SEALED DOCUMENT-EX PARTE APPLICATION TO SEAL RESPONSE TO GOVERNMENTS SENTENCING; DECLARATION; EXHIBITS (lc) (Entered: 04/25/2017)
04/24/2017	<u>94</u>	SEALED DOCUMENT-ORDER TO SEAL DEFENDANT RESPONSE TO GOVERNMENTS SENTENCING POSITION, DECLARATION, AND EXHIBITS (lc) (Entered: 04/25/2017)
04/24/2017	<u>95</u>	SEALED DOCUMENT-RESPONSE TO GOVERNMENTS SENTENCING POSITION(lc) (Entered: 04/25/2017)

04/24/2017	<u>96</u>	SEALED DOCUMENT- DECLARATION AND EXHIBITS IN SUPPORT OF RESPONSE TO GOVERNMENTS SENTENCING POSITION (lc) Modified on 4/25/2017 (lc). (Entered: 04/25/2017)
05/01/2017	<u>97</u>	MINUTES OF SENTENCING Hearing held before Judge Otis D. Wright, II as to Defendant Farhad N Dany Sharim (1), Count(s) 1, Bureau of Prison 30 months. Supervised Release for term of 3 years under US Probation Office, General Order 05-02, and General Order 01-05, including the three special conditions delineated in General Order 01-05. Pay the United States Special Assessment 100.00. Pay Restitution in amount of 1,901,779.70, to victims set forth on separate confidential list. Interest thereon waived. All fines waived. Bond exonerated upon surrender. Defendant to surrender not later than 9/5/2017. Defendant advised of right of appeal. Court Reporter: Terri Hourigan. (lc) (Entered: 05/02/2017)
05/01/2017	<u>98</u>	JUDGMENT AND COMMITMENT by Judge Otis D. Wright, II as to Defendant Farhad N Dany Sharim (1), Count(s) 1, Bureau of Prison 30 months. Supervised Release for term of 3 years under US Probation Office, General Order 05-02, and General Order 01-05, including the three special conditions delineated in General Order 01-05. Pay the United States Special Assessment 100.00. Pay Restitution in amount of 1,901,779.70, to victims set forth on separate confidential list. Interest thereon waived. The defendant shall be held jointly and severally liable with co-participant Michael Huynh (Docket No. 14-00548) for the amount of restitution ordered in this judgment. All fines waived. Bond exonerated upon surrender. Defendant to surrender not later than 9/5/2017. Defendant advised of right of appeal. (lc) (Entered: 05/02/2017)
08/30/2017	<u>100</u>	ORDER TO ISSUE WRIT OF CONTINUING GARNISHMENT TO GARNISHEES by Judge Otis D. Wright, II that the Writ of Continuing Garnishment as follows: This WRIT OF CONTINUING GARNISHMENT IS ISSUED against the property of defendant/judgment debtor Farhad N. Dany Sharim as to garnishees NICK MILOSEVICH; CYNTHIA HSIUNG; ALICIA WILLIAMS; DANIEL N. BARRAGAN; AND MICHAEL WHITELEY. GARNISHEE SHALL file the original answer to this writ within ten (10) days of receipt of this writ with the Clerk of the United States District Court. (SEE ATTACHMENT OF THIS ORDER FOR FURTHER DETAILS). (jp) (Entered: 08/30/2017)
08/30/2017	<u>101</u>	WRIT OF CONTINUING GARNISHMENT TO GARNISHEES by Judge Otis D. Wright, II. (jp) (Entered: 08/30/2017)
09/12/2017	<u>102</u>	VERIFICATION OF SURRENDER as to Farhad N Dany Sharim. The defendant was ordered to self-surrender to begin serving their sentence of imprisonment on 9/5/17. The bond may be exonerated pending the verification as to whether the defendant is being electronically monitored by the U.S. Probation Office; confined to the custody of the Bureau of Prisons; or completed their jail time. As of 9/5/17, it was verified the defendant has surrendered to the Bureau of Prisons. (lc) (Entered: 09/12/2017)
09/18/2017	<u>103</u>	ANSWER OF GARNISHEE CYNTHIA HSIUNG <u>101</u> Filed. (lc) (Entered: 09/20/2017)

09/18/2017	<u>104</u>	NOTICE OF SERVICE BY CERTIFIED MAIL TO NICK MILOSEVICH; CYNTHIA HSIJNG; ALICIA WILLIAMS; DANIEL N. BARRAGAN; AND MICHAEL WHITELEY filed by Plaintiff USA as to Defendant Farhad N Dany Sharim re Writ of of continuing garnishment <u>101</u> , (lc) (Entered: 09/20/2017)
09/26/2017	<u>105</u>	ANSWER OF GARNISHEE <u>101</u> filed by Garnishee Nick Milodragovich (lc) (Entered: 09/27/2017)
12/12/2017	<u>106</u>	ORDER APPROVING PAYMENT PLAN FOR RESTITUTION by Judge Otis D. Wright, II:Beginning on or before December 15, 2017, defendant Farhad N. Dany Sharim will make payments toward the Restitution Judgment entered in UnitedStates v. Farhad N. Dany Sharim, CR 13-0745-ODW-1, in MONTHLY installments paid on or before the fifteenth day of every month in the amount of \$6,000.00.The monthly installment payments must be made by cashiers check or money order (NO PERSONAL CHECKS), made payable to the United States District Court Clerk. (SEE DOCUMENT FOR OTHER SPECIFICS AND INSTRUCTIONS THEREIN). The Court DISMISSES this civil action without prejudice, retaining jurisdiction to enforce this Order and the underlying criminal Judgment. (lc) (Entered: 12/12/2017)

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Description:	Docket Report	Search Criteria:	2:13-cr-00745-ODW End date: 5/1/2018
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JENNIFER KENT
DIRECTOR

State of California—Health and Human Services Agency
Department of Health Care Services



EDMUND G. BROWN JR.
GOVERNOR

FEB 13 2018

Farhad N. Dany Sharim, No. 67004-112
c/o USP Lompoc
United States Penitentiary
3901 Klein Boulevard
Lompoc, CA 93436

**Re: Pharmacist, License No. RPH46183
Provider No. 1255419545**

Dear Mr. Sharim:

The Deputy Director and Chief Counsel of the State Department of Health Services (Department) has been notified by the Director, Health Care Program Exclusions, Office of Investigations, Office of Inspector General, Department of Health and Human Services, that you have been excluded from participation in the Medicare, Medicaid, and all Federal health care programs, effective February 20, 2018. As a provider of health care services, you were granted certain permissions to participate in the Medi-Cal program by operation of law with or without applying for enrollment. Upon your exclusion from the Medicare program, you became ineligible to participate in the Medi-Cal program. The Department's Director is required to automatically suspend these permissions in certain cases, which means that the affected individual or entity is precluded from being eligible to receive payment from the Medi-Cal program directly or indirectly. (See 42 U.S.C. § 1320a-7(d)(3)(A); Welf. & Inst. Code, § 14123, subd. (b).)

Therefore, on behalf of the Director of the Department, you are hereby notified that you are suspended from being able to receive payment from the Medi-Cal program for an indefinite period of time, effective February 20, 2018. Your name will be posted on the "Medi-Cal Suspended and Ineligible Provider List," available on the Internet. During the period of your suspension, no person or entity, including an employer, may submit any claims to the Medi-Cal program for items or services rendered by you. If you are currently enrolled in Medi-Cal, that enrollment will be terminated. Any involvement by you directly or indirectly (i.e., as an office manager, administrator, billing clerk, processing or preparing claims for payment, salesperson for medical equipment, etc., or utilizing any other provider number or group or clinic number for services rendered by you) will result in nonpayment of the claim(s) submitted. Any person who presents or causes to be presented a claim for equipment or services rendered by a person

Farhad N. Dany Sharim

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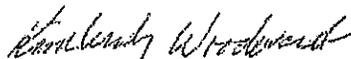
suspended from receiving Medi-Cal payment shall be subject to suspension from receiving payment, the assessment of civil money penalties, and/or criminal prosecution. (See Welf. & Inst. Code, §§ 14043.61, 14107, 14123.2; Cal. Code Regs., tit. 22, §§ 51458.1, 51484, 51485.1.) The Department will seek recoupment of any monies paid for claims presented to the Medi-Cal program for services or supplies provided by you during the duration of your suspension.

If your exclusion from participation in Medicare/Medicaid is reinstated by the Department of Health and Human Services in the future, and if no other circumstance(s) exist at that time that would preclude your being considered for reinstatement in the Medi-Cal program, you may then submit a written petition for reinstatement to participate in the Medi-Cal program. Reinstatement into the Medi-Cal program is not automatic. Only if your petition for reinstatement is granted will you be eligible to submit an application for enrollment in Medi-Cal.

If you have any questions about this action, or will be submitting a written petition for reinstatement (in accordance with the restrictions above), please submit your concerns or petition, in writing, to the Office of Legal Services, Mandatory Suspension Desk, at the address above.

Sincerely,

Sara M. Granda
Attorney


Kimberly Woodward
Legal Analyst

cc: See Next Page

Susan Capello
Board of Pharmacy
400 R Street, Suite 4070
Sacramento, CA 95814-6237

Avril Singh
Provider Enrollment Division
Department of Health Care Services
MS 4704
P.O. Box 997413
Sacramento, CA 95899-7413

Teresa Ghiardi
Provider Enrollment Division
Department of Health Care Services
MS 4704
P.O. Box 997413
Sacramento, CA 95899-7413

Becky Swol, Chief
Clinical Assurance Administrative Support Division
Field Operations Support Branch
Department of Health Care Services
MS 4504
P.O. Box 997419
Sacramento, CA 95899-7419

Debbie Rielley
Criminal Intelligence Specialist III
Criminal Division Office of Attorney General
Bureau of Medi-Cal Fraud and Elder Abuse
2329 Gateway Oaks Drive, Suite 200
Sacramento, CA 95833-4252

Hadi Azimi, Auditor
Audits & Investigations
Case Development Section
Medical Review Branch
Department of Health Care Services
MS 2301
P.O. Box 997413
Sacramento, CA 95899-7413

Ivan Negrone
Special Agent-in-Charge
Office of Inspector General
U.S. Department of Health & Human Services
Office of Investigations
1855 Gateway Boulevard, Suite 585
Concord, CA 94520

John Mikanda
Primary Care and Family Health
Department of Public Health
MS 8306
P.O. Box 997419
Sacramento, CA 95899-7419

Marisa Razo
Medical Review Branch
Audits & Investigations
Department of Health Care Services
MS 2300
P.O. Box 997413
Sacramento, CA 95899-7413

John Gordon
Department of Industrial Relations
1515 Clay Street, Suite 1700
Oakland, CA 94612-1486

Martin Gomez, Chief
Case Development Section
Audits & Investigations
Department of Health Care Services
MS 2300
P.O. Box 997413
Sacramento, CA 95899-7413

Mike Schumacher
Senior Management Auditor
Bureau of Medi-Cal Fraud and Elder Abuse
Criminal Division, Office of Attorney General
2329 Gateway Oaks Drive, Suite 200
Sacramento, CA 95833-4252

Patrona N. Davis
Investigations Analyst
Office of Inspector General
U.S. Department of Health & Human Services
Office of Investigations - Exclusions Branch
90 7th Street, Suite 3-500
San Francisco, CA 94103