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CLERK U.S. DISTRICT COURT  
CENTRAL DIST. OF CALIF.  
LOS ANGELES

FILED

UNITED STATES DISTRICT COURT  
FOR THE CENTRAL DISTRICT OF CALIFORNIA

October 2013 Grand Jury

UNITED STATES OF AMERICA,

Plaintiff,

v.

HOVIK SIMITIAN,  
aka "John," and  
ANAHIT SHATVORYAN,  
aka "Anna,"  
aka "Anne,"

Defendants.

No. CR 14-

CR14-0567

I N D I C T M E N T

[18 U.S.C. § 1349: Conspiracy to  
Commit Health Care Fraud;  
18 U.S.C. § 1347: Health Care  
Fraud; 18 U.S.C. § 2(b): Causing  
an Act to be Done;  
18 U.S.C. § 371: Conspiracy to  
Pay and Receive Health Care  
Kickbacks in Violation of 42  
U.S.C. §§ 1320a-7b(b) (1) (A) and  
(2) (A)]

The Grand Jury charges:

COUNT ONE

[18 U.S.C. § 1349]

A. INTRODUCTORY ALLEGATIONS

At all times relevant to this Indictment:

1. Columbia Medical Group, Inc. ("Columbia") was a  
medical clinic located at 1211 N. Vermont Avenue, Suite 205, Los  
Angeles, California 90029, within the Central District of  
California.

1           2. Life Care Medical Clinic, A Professional Corporation  
2 ("Life Care") was a medical clinic located at 1211 N. Vermont  
3 Avenue, Suite 207, Los Angeles, California 90029, within the  
4 Central District of California.

5           3. Safe Health Medical Clinic, A Professional Corporation  
6 ("Safe Health") was a medical clinic located at 1211 N. Vermont  
7 Avenue, Suite 207, Los Angeles, California 90029, within the  
8 Central District of California.

9           4. In practice, Columbia, Life Care, and Safe Health  
10 (collectively, the "Clinics") operated as a single medical  
11 clinic.

12           5. Defendant HOVIK SIMITIAN, also known as ("aka") "John"  
13 ("SIMITIAN"), co-managed and co-operated the Clinics.

14           6. Defendant ANAHIT SHATVORYAN, aka "Anna," aka "Anne"  
15 ("SHATVORYAN"), co-managed and co-operated the Clinics.

16           7. A co-conspirator known to the Grand Jury ("CC-1") was  
17 a "marketer" who recruited Medicare beneficiaries for the  
18 Clinics in exchange for illegal kickbacks.

19           The Medicare Program

20           8. Medicare was a federal health care benefit program,  
21 affecting commerce, that provided benefits to individuals who  
22 were 65 years and older or disabled. Medicare was administered  
23 by the Centers for Medicare and Medicaid Services ("CMS"), a  
24 federal agency under the United States Department of Health and  
25 Human Services. Medicare was a "health care benefit program" as  
26 defined by Title 18, United States Code, Section 24(b).

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1 9. Individuals who qualified for Medicare benefits were  
2 referred to as Medicare "beneficiaries." Each beneficiary was  
3 given a unique health insurance claim number ("HICN").

4 10. Physicians and other health care providers that  
5 provided medical services that were reimbursed by Medicare were  
6 referred to as Medicare "providers." To participate in  
7 Medicare, providers were required to submit an application in  
8 which the provider agreed to comply with all Medicare-related  
9 laws and regulations. If Medicare approved a provider's  
10 application, Medicare assigned the provider a Medicare "provider  
11 number," which was used for processing and payment of claims.

12 11. A health care provider with a Medicare provider number  
13 could submit claims to Medicare to obtain reimbursement for  
14 services rendered to Medicare beneficiaries.

15 12. Most providers submitted their claims electronically  
16 pursuant to an agreement they executed with Medicare in which  
17 the providers agreed that: (a) they were responsible for all  
18 claims submitted to Medicare by themselves, their employees, and  
19 their agents; (b) they would submit claims only on behalf of  
20 those Medicare beneficiaries who had given their written  
21 authorization to do so; and (c) they would submit claims that  
22 were accurate, complete, and truthful.

23 13. Medicare generally reimbursed a provider for physician  
24 services that were medically necessary to the health of the  
25 beneficiary and were personally furnished by the physician or  
26 the physician's employee under the physician's direction.

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1 14. CMS contracted with regional contractors to process  
2 and pay Medicare claims. Noridian Administrative Services  
3 ("Noridian") was the contractor that processed and paid Medicare  
4 claims involving Medicare Part B physician services in Southern  
5 California from approximately September 2013 to present. Prior  
6 to Noridian, the contractor for Part B physician services was  
7 Palmetto GBA from 2009 to 2013. Prior to Palmetto GBA, the  
8 contractor for Part B physician services was National Health  
9 Insurance Company from 2006 to 2009.

10 15. To bill Medicare for physician services, a provider  
11 was required to submit a claim form (Form 1500) to the Medicare  
12 contractor processing claims at that time. When a Form 1500 was  
13 submitted, usually in electronic form, the provider was required  
14 to certify: (a) that the contents of the form were true,  
15 correct, and complete; (b) that the form was prepared in  
16 compliance with the laws and regulations governing Medicare; and  
17 (c) that the services being billed were medically necessary.

18 16. A Medicare claim for payment was required to set  
19 forth, among other things, the following: (a) the beneficiary's  
20 name and unique Medicare identification number; (b) the type of  
21 services provided to the beneficiary; (c) the date that the  
22 services were provided; and (d) the name and Unique Physician  
23 Identification number ("UPIN") of the physician who prescribed  
24 or ordered the services.

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1 B. THE OBJECT OF THE CONSPIRACY

2 17. Beginning in or around February 2010, and continuing  
3 through in or around June 2014, in Los Angeles County, within  
4 the Central District of California, and elsewhere, defendants  
5 SIMITIAN and SHATVORYAN, together with CC-1 and others known and  
6 unknown to the Grand Jury, knowingly combined, conspired, and  
7 agreed to commit health care fraud, in violation of Title 18,  
8 United States Code, Section 1347.

9 C. THE MANNER AND MEANS OF THE CONSPIRACY

10 18. The object of the conspiracy was carried out, and to  
11 be carried out, in substance, as follows:

12 a. On or about February 3, 2010, Columbia submitted  
13 an amended enrollment application to Medicare, which listed  
14 defendant SIMITIAN as an authorized official for Columbia.

15 b. Columbia maintained a bank account at U.S. Bank,  
16 account number \*\*\*8070, and defendant SIMITIAN signed checks  
17 drawn on this account.

18 c. On or about June 28, 2011, Life Care submitted an  
19 enrollment application to Medicare, which listed defendant  
20 SIMITIAN as a manager of Life Care.

21 d. In or around June 2011, defendant SIMITIAN opened  
22 a bank account for Life Care at U.S. Bank, account number  
23 \*\*\*8504. Defendant SIMITIAN was the sole authorized signatory  
24 on this account.

25 e. On or about August 1, 2011, Safe Health submitted  
26 an enrollment application to Medicare, which listed defendant  
27 SIMITIAN as a manager of Safe Health.

1 f. On or about August 8, 2011, defendant SIMITIAN  
2 opened a bank account for Safe Health at U.S. Bank, account  
3 number \*\*\*5930. Defendant SIMITIAN was the sole authorized  
4 signatory on this account.

5 g. Individuals known as "marketers," including CC-1,  
6 would travel throughout Southern California to recruit Medicare  
7 beneficiaries and take them to the Clinics. In order to induce  
8 the beneficiaries to visit the Clinics, the marketers, including  
9 CC-1, would promise to provide the beneficiaries with free  
10 durable medical equipment ("DME") or sometimes provide them with  
11 cash.

12 h. The marketers, including CC-1, would bring  
13 Medicare beneficiaries to the Clinics. Defendants SIMITIAN,  
14 SHATVORYAN, and others known and unknown to the Grand Jury,  
15 would pay marketers, including CC-1, illegal kickbacks for  
16 bringing the Medicare beneficiaries to the Clinics.

17 i. In order to conceal that the payments to the  
18 marketers were in exchange for referring Medicare beneficiaries  
19 to the Clinics, defendants SIMITIAN and SHATVORYAN would write  
20 on the Clinics' checks that the payments were for transporting  
21 the beneficiaries to the Clinics.

22 j. At times, while the beneficiaries were at the  
23 Clinics, co-conspirators known and unknown to the Grand Jury,  
24 acting at the direction of defendants SIMITIAN and SHATVORYAN,  
25 provided the beneficiaries with certain medically unnecessary  
26 services, including blood draws, ultrasounds, and  
27 electrocardiograms ("EKGs"). At other times, the beneficiaries  
28 received no services.

1 k. Defendants SIMITIAN, SHATVORYAN, and their co-  
2 conspirators would submit, and cause the submission of, false  
3 and fraudulent claims to Medicare for services that were not  
4 medically necessary and never actually provided to the Medicare  
5 beneficiaries. These services included, among others, EKGs,  
6 studies of anorectal pressure generated by muscles surrounding  
7 the anus ("anorectal pressure tests"), nerve conduction tests,  
8 ultrasound scans and ultrasound examinations, and electronic  
9 assessments of bladder emptying. The beneficiaries for which  
10 such false and fraudulent claims were submitted included M.R.,  
11 F.D., J.E.B., O.E., E.R., M.S.C., R.L., M.H., M.D.J., J.C.,  
12 M.D.E., M.R., A.A., G.H., and H.R.

13 l. As a result of the submission of the false and  
14 fraudulent claims described above, Medicare made payments to  
15 bank accounts for Columbia, Life Care, and Safe Health described  
16 above.

17 19. Between in or around February 2010, and in or around  
18 June 2014, defendants SIMITIAN, SHATVORYAN, and their co-  
19 conspirators submitted and caused the submission of  
20 approximately \$4,526,791 in false and fraudulent claims to  
21 Medicare, resulting in Medicare payments of approximately  
22 \$1,668,559.

COUNTS TWO THROUGH SEVEN

[18 U.S.C. §§ 1347, 2(b)]

A. INTRODUCTORY ALLEGATIONS

20. The Grand Jury incorporates by reference and re-alleges paragraphs 1 through 16 and 18 through 19 of this Indictment as though set forth in their entirety herein.

B. THE SCHEME TO DEFRAUD

21. Beginning in or around February 2010, and continuing through in or around June 2014, in Los Angeles County, within the Central District of California, and elsewhere, defendants SIMITIAN and SHATVORYAN, together with CC-1 and others known and unknown to the Grand Jury, knowingly, willfully, and with intent to defraud, executed, and attempted to execute, a scheme and artifice: (a) to defraud a health care benefit program, namely Medicare, as to material matters in connection with the delivery of and payment for health care benefits, items, and services; and (b) to obtain money from Medicare by means of material false and fraudulent pretenses and representations and the concealment of material facts in connection with the delivery of and payment for health care benefits, items, and services.

C. MEANS TO ACCOMPLISH THE SCHEME TO DEFRAUD

22. The fraudulent scheme operated, in substance, as described in paragraph 18 of this Indictment, which is hereby incorporated by reference as though set forth in its entirety herein.

D. EXECUTIONS OF THE FRAUDULENT SCHEME

23. On or about the dates set forth below, within the Central District of California, and elsewhere, defendants

1 SIMITIAN and SHATVORYAN, together with CC-1 and others known and  
 2 unknown to the Grand Jury, for the purpose of executing and  
 3 attempting to execute the fraudulent scheme described above,  
 4 knowingly and willfully submitted and caused to be submitted to  
 5 Medicare for payment the following false and fraudulent claims:

<u>COUNT</u>	<u>BENEFICIARY</u>	<u>CLAIM NUMBER</u>	<u>APPROX. DATE SUBMITTED</u>	<u>APPROX. AMOUNT OF CLAIM</u>
TWO	M.R.	551110281356170	10/08/2010	\$800
THREE	H.R.	551111024569520	08/19/2011	\$270
FOUR	G.H.	551812044503640	02/13/2012	\$270
FIVE	F.D.	551812117004020	04/26/2012	\$270
SIX	F.D.	551812123487170	05/02/2012	\$270
SEVEN	A.A.	551812317725430	11/12/2012	\$270

COUNT EIGHT

[18 U.S.C. § 371]

A. INTRODUCTORY ALLEGATIONS

24. The Grand Jury incorporates by reference and re-alleges paragraphs 1 through 16 and 18 through 19 of this Indictment as though set forth in their entirety herein.

B. OBJECT OF THE CONSPIRACY

25. Beginning in or around February 2010, and continuing through in or around June 2014, in Los Angeles County, within the Central District of California, and elsewhere, defendants SIMITIAN and SHATVORYAN, together with CC-1 and others known and unknown to the Grand Jury, knowingly combined, conspired, and agreed to pay and receive kickbacks for patient referrals, in violation of Title 42, United States Code, Sections 1320a-7b(b)(1)(A) and (2)(A).

C. THE MANNER AND MEANS OF THE CONSPIRACY

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

a. Marketers, including CC-1, would recruit Medicare beneficiaries to visit the Clinics.

b. Defendants SIMITIAN and SHATVORYAN would pay, and cause to be paid, kickbacks to the marketers, including CC-1, in return for patient referrals that the Clinics would use to submit claims to Medicare.

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1 D. OVERT ACTS

2 27. In furtherance of the conspiracy and to accomplish its  
3 object, defendants SIMITIAN and SHATVORYAN, together with CC-1  
4 and others known and unknown to the Grand Jury, committed and  
5 willfully caused others to commit the following overt acts,  
6 among others, within the Central District of California and  
7 elsewhere:

8 Overt Act No. 1: On or about July 22, 2011, defendants  
9 SIMITIAN and SHATVORYAN paid and caused to be paid kickbacks for  
10 patient referrals to the Clinics by CC-1 in the amount of \$300  
11 paid to CC-1. This check was drawn upon Columbia's U.S. Bank  
12 account number \*\*\*\*8070 (check number #3158).

13 Overt Act No. 2: On or about October 5, 2011, defendants  
14 SIMITIAN and SHATVORYAN paid and caused to be paid kickbacks for  
15 patient referrals to the Clinics by CC-1 in the amount of \$550  
16 paid to CC-1. This check was drawn upon Life Care's U.S. Bank  
17 account number \*\*\*\*8504 (check number #1109).

18 Overt Act No. 3: On or about January 26, 2012, defendants  
19 SIMITIAN and SHATVORYAN paid and caused to be paid kickbacks for  
20 patient referrals to the Clinics by CC-1 in the amount of \$800  
21 paid to CC-1. This check was drawn upon Life Care's U.S. Bank  
22 account number \*\*\*\*8504 (check number #1394).

23 Overt Act No. 4: On or about February 12, 2013, defendants  
24 SIMITIAN and SHATVORYAN paid and caused to be paid kickbacks for  
25 patient referrals to the Clinics by CC-1 in the amount of \$950  
26 paid to CC-1. This check was drawn upon Life Care's U.S. Bank  
27 account number \*\*\*\*8504 (check number #1910).



UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA  
**CRIMINAL MINUTES - CHANGE OF PLEA**

Case No. CR 14-00567-BRO

Date August 22, 2016

Present: The Honorable BEVERLY REID O'CONNELL, UNITED STATES DISTRICT JUDGE

Armenian Interpreter Aslan Aslanian

Anel Huerta

*Relief Deputy Clerk*

Myra Ponce

*Court Reporter*

DOJ Blanca Quintero  
DOJ Alexander F Porter

*Assistant U.S. Attorney*

<u>U.S.A. v. Defendant(s):</u>	<u>Present</u>	<u>Cust.</u>	<u>Bond</u>	<u>Attorneys for Defendants:</u>	<u>Present</u>	<u>App.</u>	<u>Ret.</u>
2. Anahit Shatvoryan	√		√	2. Jerry kaplan	√		√

**Proceedings:** CHANGE OF PLEA (Held and Completed)

- Defendant moves to change plea to the One-Count Indictment.
- Defendant now enters a new and different plea of Guilty to Count One of the Indictment.
- The Court questions the defendant regarding plea of Guilty and finds it knowledgeable and voluntary and orders the plea entered. The Court defers the acceptance of the Guilty Plea until the sentencing
- The Court refers the defendant to the Probation Office for investigation and report and continues the matter to December 12, 2016, at 9:00 a.m. for sentencing.
- The Court vacates the jury trial date and status conference date as to this defendant only
- Court orders: This matter referred to the U.S. Probation Office for a presentence investigation and preparation of a presentence report. The report to be disclosed to the defendant thirty-five (35) days prior to sentencing unless the minimum period is waived.

UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

**CRIMINAL MINUTES - CHANGE OF PLEA**

Other: The Court defers Defendant's oral motion for modification of pretrial bond conditions until Pretrial Services has had the opportunity to interview the defendant and provide the Court its position. **The transcript to the proceeding is sealed and shall remain sealed absent a court order.**

00 : 41  
Initials of Deputy Clerk ah

United States District Court  
Central District of California

UNITED STATES OF AMERICA vs.

Docket No. CR 14-00567-BRO - 2

Defendant Anahit Shatvoryan

Social Security No. [redacted]

akas: Shatvoryan, Anne; Shatvoryan, Anna

(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
12	16	2016

COUNSEL

JERRY KAPLAN, RETAINED

(Name of Counsel)

PLEA

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

FINDING

There being a finding/verdict of GUILTY, defendant has been convicted as charged of the offense(s) of:  
Conspiracy to Commit Health Care Fraud in violation of 18 U.S.C. § 1349 as charged in Count 1 of the Indictment.

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, Anahit Shatvoryan, is hereby committed on Count 1 of the Indictment to the custody of the Bureau of Prisons for a term of 46 months.

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 pursuant to the Bureau of Prisons' Inmate Financial Responsibility Program.

It is ordered that the defendant shall pay restitution in the total amount of \$1,668,559.00 pursuant to 18 U.S.C. § 3663A. Defendant shall pay restitution in the total amount of \$1,668,559.00 to victim(s) 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 by the Probation Officer to the fiscal section of the Clerk's Office, shall remain confidential to protect the privacy interests of the victims.

Restitution shall be due during the period of imprisonment at the rate of not less than \$25 per quarter pursuant to the Bureau of Prisons' Inmate Financial Responsibility Program. If any amount of the restitution remains unpaid after the defendant's release from custody, nominal monthly payments of at least 10% of the defendant's gross monthly income, but not less than \$100, whichever is greater, shall be made during the period of supervised release and shall begin 30 days after the commencement of supervision. Nominal restitution payments are ordered as the

Court finds that the defendant's economic circumstances do not allow for either immediate or future payment of the amount ordered.

The defendant shall be held jointly and severally liable with any convicted co-participant, including Hovik Simitian (Docket No. 2:14CR00567-1) for the amount of restitution ordered in this judgment. The victim's 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 USSG §5E1.2(a), all fines are waived as the Court finds that the defendant has established that she is unable to pay and is not likely to become able to pay any fine.

Upon release from imprisonment, the defendant shall be placed on supervised release for a term of 3 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 not commit any violation of local, state, or federal law or ordinance.
3. 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.
4. The defendant shall cooperate in the collection of a DNA sample from the defendant.
5. The defendant shall comply with the immigration rules and regulations of the United States, and if deported from this country, either voluntarily or involuntarily, not reenter the United States illegally. The defendant is not required to report to the Probation Office while residing outside of the United States; however, within 72 hours of release from any custody or any reentry to the United States during the period of Court-ordered supervision, the defendant shall report for instructions to the United States Probation Office located at: United States Court House, 312 North Spring Street, Room 600, Los Angeles, California 90012.

6. The defendant shall not engage, as whole or partial owner, employee or otherwise, in any business or medical practice involving medical billing, the solicitation of medical patients, or the provision of any type of medical treatment, durable medical equipment, or other type of medical care reimbursed by insurance or Medicare, without the express approval of the Probation Officer prior to engaging in such employment. Further, the defendant shall provide the Probation Officer with access to any and all business records, client lists, and other records pertaining to the operation of any business owned, in whole or in part, by the defendant, as directed by the Probation Officer.

7. The defendant shall not be employed in any position that requires licensing and/or certification by any local, state, or federal agency without the prior written approval of the Probation Officer.

8. The defendant shall submit her person, and any property, house, residence, vehicle, papers, computer, other electronic communication or data storage devices or media, and effects to search at any time, with or without warrant, by any law enforcement or Probation Officer with reasonable suspicion concerning a violation of a condition of supervision or unlawful conduct by the defendant, and by any Probation Officer in the lawful discharge of the officer's supervision function.

9. 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.

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 herself to the institution designated by the Bureau of Prisons at or before 12:00 noon, on January 19, 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.

The Court recommends that the defendant be designated in a Bureau of Prison facility somewhere in Southern California.

Defendant informed that she has waived her right to appeal.

On the Government's motion, all remaining counts of the underlying indictment/ information are ordered dismissed.

Bond is exonerated upon surrender.

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.



December 16, 2016

Date

U. S. District Judge BEVERLY REID O'CONNELL

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

December 16, 2016

Filed Date

By Renee A. Fisher

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.

USA vs. Anahit Shatvoryan

Docket No.: CR 14-00567 BRO - 2

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

**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 (15<sup>th</sup>) 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:

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

Defendant noted on appeal on \_\_\_\_\_

Defendant released on \_\_\_\_\_

Mandate issued on \_\_\_\_\_

Defendant's appeal determined on \_\_\_\_\_

USA vs. Anahit Shatvoryan

Docket No.: CR 14-00567 BRO - 2

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 \_\_\_\_\_

Deputy Marshal

Date \_\_\_\_\_

**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 \_\_\_\_\_

Deputy Clerk

Filed Date \_\_\_\_\_

**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