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

BY: _____

UNITED STATES DISTRICT COURT
FOR THE CENTRAL DISTRICT OF CALIFORNIA

October 2012 Grand Jury

CR13-0324

12 UNITED STATES OF AMERICA,
13 Plaintiff,
14 v.
15 OLUFUNKE IBIYEMI FADOJUTIMI,
16 aka "Olu,"
17 AYODEJI TEMITAYO FATUNMBI,
18 aka "Ayo,"
19 aka "Paul,"
20 aka "Paul Olawale,"
21 MARITZA ELIZABETH VELAZQUEZ,
22 aka "Maritza Rodriguez,"
23 Defendants.

) CR No. CR13-0324
)
) 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. § 1956(h): Laundering
) of Monetary Instruments]

The Grand Jury charges:

COUNT ONE

[DEFENDANTS FADOJUTIMI, FATUNMBI, AND VELAZQUEZ]

[18 U.S.C. § 1349]

A. INTRODUCTORY ALLEGATIONS

At all times relevant to this Indictment:

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1 The Conspirators

2 1. Defendant OLUFUNKE IBIYEMI FADOJUTIMI, also known as
3 ("aka") "Olu" ("defendant FADOJUTIMI"), was a registered nurse
4 who owned and operated a business known as Lutemi Medical
5 Supplies from in or about September 2003, which defendant
6 FADOJUTIMI subsequently incorporated, owned, and operated as
7 Lutemi Medical Supply, Inc. (collectively "Lutemi") starting in
8 or about November 2006. Lutemi operated as a durable medical
9 equipment ("DME") supply company located at 550 Carson Plaza
10 Drive, Suite 125, Carson, California, within the Central District
11 of California. Defendant FADOJUTIMI, completed, signed, and
12 submitted applications and other paperwork to the Medicare
13 Program ("Medicare") to obtain and maintain Medicare provider
14 numbers for Lutemi and, at times, completed paperwork used by
15 Lutemi's staff and medical billers to submit claims to Medicare.

16 2. Defendant AYODEJI TEMITAYO FATUNMBI, aka "Ayo," aka
17 "Paul," aka "Paul Olawale" ("defendant FATUNMBI"), worked at
18 Lutemi and helped defendant FADOJUTIMI manage Lutemi's daily
19 operations.

20 3. Defendant MARITZA ELIZABETH VELAZQUEZ, aka "Maritza
21 Rodriguez" ("defendant VELAZQUEZ"), was employed at Lutemi as its
22 officer manager starting in or about 2007. As part of her job
23 duties at Lutemi, defendant VELAZQUEZ billed Lutemi's claims to
24 Medicare. In addition, in or about December 2008, defendant
25 VELAZQUEZ started and ran "Betty's Billing Service" ("Betty's
26 Billing"), a medical billing business that defendant VELAZQUEZ
27 operated while she worked for Lutemi. Before defendant VELAZQUEZ
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1 joined Lutemi, she worked for a medical billing business that
2 submitted claims to Medicare on behalf of Lutemi.

3 4. A co-conspirator known to the Grand Jury ("CC1") was a
4 licensed doctor who operated a medical clinic. In exchange for
5 illegal kickbacks paid to CC1 by defendants FADOJUTIMI, FATUNMBI,
6 VELAZQUEZ, and others acting on their behalf, CC1 wrote false and
7 fraudulent prescriptions and documents for power wheelchairs
8 ("PWCs") and other DME which defendants FADOJUTIMI, FATUNMBI,
9 VELAZQUEZ, and others used as a basis to bill Medicare.

10 5. A co-conspirator known to the Grand Jury ("CC2") was
11 associated with individuals who owned fraudulent medical clinics
12 that generated false and fraudulent prescriptions and documents
13 for PWCs and other DME which defendants FADOJUTIMI, FATUNMBI,
14 VELAZQUEZ, and others known and unknown to the Grand Jury used as
15 a basis to bill Medicare. CC2 and CC2's associates operated
16 these clinics, and provided and sold the false and fraudulent
17 prescriptions and documents generated at the clinics to the
18 owners and operators of DME supply companies and others.

19 6. Between in or about April 2004 and in or about May
20 2011, Lutemi submitted to Medicare claims totaling approximately
21 \$8,358,501 for PWCs and other DME, and Medicare paid Lutemi
22 approximately \$4,372,466 on those claims.

23 The Medicare Program

24 7. Medicare was a federal health care benefit program,
25 affecting commerce, that provided benefits to individuals who
26 were over the age of 65 or disabled. Medicare was administered
27 by the Centers for Medicare and Medicaid Services ("CMS"), a
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1 federal agency under the United States Department of Health and
2 Human Services ("HHS").

3 8. CMS contracted with private insurance companies to (a)
4 certify DME providers for participation in Medicare and monitor
5 their compliance with Medicare standards; (b) process and pay
6 claims; and (c) perform program safeguard functions, such as
7 identifying and reviewing suspect claims.

8 9. Individuals who qualified for Medicare benefits were
9 referred to as Medicare beneficiaries. Each Medicare beneficiary
10 was given a Health Identification Card containing a unique
11 identification number ("HICN").

12 10. DME companies, physicians, and other health care
13 providers that provided medical services that were reimbursed by
14 Medicare were referred to as Medicare "providers."

15 11. To obtain payment from Medicare, a DME company first
16 had to apply for and obtain a provider number. By signing the
17 provider application, the DME company agreed to abide by Medicare
18 rules and regulations, including the Anti-Kickback Statute (42
19 U.S.C. § 1320a-7b(b)), which, among other things, prohibited the
20 payment of kickbacks or bribes for the referral of Medicare
21 beneficiaries for any item or service for which payment may be
22 made by the Medicare program.

23 12. If Medicare approved a provider's application, Medicare
24 assigned the provider a Medicare provider number, enabling the
25 provider (such as a DME company or physician) to submit claims to
26 Medicare for services and supplies provided to Medicare
27 beneficiaries.

28

1 13. To obtain and maintain their Medicare provider numbers
2 and billing privileges, DME providers had to meet Medicare
3 standards for participation. The Medicare contractor responsible
4 for evaluating and certifying DME providers' compliance with
5 these standards was Palmetto GBA ("Palmetto").

6 14. From in or about January 2003 through in or about
7 September 2006, CIGNA processed and paid Medicare DME claims in
8 Southern California. From in or about October 2006 onward,
9 Noridian Administrative Services ("Noridian") performed this
10 function.

11 15. Most Medicare providers, including Lutemi, submitted
12 their claims electronically pursuant to an agreement with
13 Medicare that they would submit claims that were accurate,
14 complete, and truthful, and would retain all original source
15 documents and medical records pertaining to any Medicare claim
16 for a period of six years and three months after the claim was
17 billed to and paid by Medicare. On more than occasion, defendant
18 FADOJUTIMI executed such electronic billing agreements on behalf
19 of Lutemi.

20 16. Medicare paid DME providers only for DME that was
21 medically necessary to the treatment of a beneficiary's illness
22 or injury, was prescribed by a beneficiary's physician, and was
23 provided in accordance with Medicare regulations and guidelines
24 that governed whether a particular item or service would be paid
25 by Medicare.

26 17. To bill Medicare for DME provided to a beneficiary, a
27 DME provider was required to submit a claim (Form 1500) to
28 Noridian or CIGNA. Medicare required claims to be truthful,

1 complete, and not misleading. In addition, when a claim was
2 submitted, the DME provider was required to certify that the DME
3 or services covered by the claim were medically necessary.

4 18. Medicare required a claim for payment to set forth,
5 among other things, the beneficiary's name and HICN, the type of
6 DME provided to the beneficiary, the date the DME was provided,
7 and the name and unique physician identification number ("UPIN")
8 of the physician who prescribed or ordered the DME.

9 19. Medicare had a co-payment requirement for DME.
10 Medicare reimbursed providers 80% of the allowed amount of a DME
11 claim and the beneficiary was ordinarily obligated to pay the
12 remaining 20%.

13 B. THE OBJECT OF THE CONSPIRACY

14 20. Beginning in or about September 2003, and continuing
15 through in or about January 2013, in Los Angeles County, within
16 the Central District of California, and elsewhere, defendants
17 FADOJUTIMI, FATUNMBI, and VELAZQUEZ, together with CC1, CC2, and
18 others known and unknown to the Grand Jury, knowingly combined,
19 conspired, and agreed to commit health care fraud, in violation
20 of Title 18, United States Code, Section 1347.

21 C. THE MANNER AND MEANS OF THE CONSPIRACY

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

24 a. Defendants FADOJUTIMI, FATUNMBI, VELAZQUEZ, and
25 others known and unknown to the Grand Jury, would use both cash
26 and checks to pay illegal kickbacks to marketers to recruit
27 Medicare beneficiaries for PWCs and other DME for which the
28 beneficiaries did not have a legitimate medical need. In some

1 cases, these beneficiaries lived in cities and towns that were
2 hundreds of miles and several hours away from Lutemi.

3 b. In order to communicate with Lutemi's marketers,
4 defendants FADOJUTIMI, FATUNMBI, and VELAZQUEZ gave one of
5 Lutemi's employees a cellular telephone for the employee to
6 communicate with the marketers.

7 c. The employee and defendant VELAZQUEZ would
8 maintain a special ledger in which they recorded, among other
9 things, the names and Medicare numbers of the beneficiaries, and
10 the names of the marketers who recruited them.

11 d. Defendants FADOJUTIMI, FATUNMBI, VELAZQUEZ, and
12 others acting on their behalf would pay illegal kickbacks to CC1
13 and other doctors and individuals to provide them with false and
14 fraudulent prescriptions and documents that defendants
15 FADOJUTIMI, FATUNMBI, VELAZQUEZ, and others acting on their
16 behalf would use to submit false and fraudulent claims to
17 Medicare for PWCs and other DME.

18 e. Defendants FADOJUTIMI, FATUNMBI, VELAZQUEZ, and
19 others acting on their behalf would also use false and fraudulent
20 prescriptions and documents generated by the fraudulent medical
21 clinics run by CC2 and CC2's associates to submit false and
22 fraudulent claims to Medicare for PWCs and other DME.

23 f. Defendants FADOJUTIMI, FATUNMBI, and VELAZQUEZ
24 would obtain cash to pay kickbacks to the marketers, doctors,
25 CC1, CC2, and CC2's associates by writing checks from Lutemi's
26 Wells Fargo Bank corporate accounts to Lutemi's employees; to
27 family members, friends, and co-workers of defendant FADOJUTIMI;
28 and to others known and unknown to the Grand Jury. Often at

1 defendant FATUNMBI's direction, these individuals would cash the
2 checks and return all or almost all of the money to defendants
3 FADOJUTIMI, FATUNMBI, and VELAZQUEZ, who would then use the money
4 to pay the illegal kickbacks.

5 g. After acquiring the false and fraudulent
6 prescriptions and documents, defendants FADOJUTIMI, FATUNMBI, and
7 VELAZQUEZ would submit, and cause the submission of, false and
8 fraudulent claims to Medicare for PWCs and other DME provided by
9 Lutemi to Medicare beneficiaries that was not medically
10 necessary.

11 h. In many cases, defendants FADOJUTIMI, FATUNMBI,
12 and VELAZQUEZ would submit claims to Medicare before Lutemi
13 actually provided or delivered PWCs and other DME to Lutemi's
14 beneficiaries.

15 i. As a result of defendants FADOJUTIMI, FATUNMBI,
16 and VELAZQUEZ's submission of false and fraudulent claims at
17 Lutemi, Medicare made payments to Lutemi's two corporate bank
18 accounts at Wells Fargo Bank. Defendant FADOJUTIMI would then
19 transfer and disburse, and cause the transfer and disbursement
20 of, monies from Lutemi's corporate bank accounts to herself,
21 defendants FATUNMBI and VELAZQUEZ, and others.

COUNTS TWO THROUGH EIGHT

[DEFENDANTS FADOJUTIMI, FATUNMBI, AND VELAZQUEZ]

[18 U.S.C. §§ 1347 and 2(b)]

A. INTRODUCTORY ALLEGATIONS

22. The Grand Jury incorporates by reference and re-alleges paragraphs 1 through 19 and paragraph 21 above of this Indictment as though set forth in their entirety here.

B. THE SCHEME TO DEFRAUD

23. Beginning on or about September 2003, and continuing through on or about January 2013, in Los Angeles County, within the Central District of California, and elsewhere, defendants FADOJUTIMI, FATUNMBI, and VELAZQUEZ, together with 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

24. The fraudulent scheme operated, in substance, as described in paragraph 21(a) through (i) above of this Indictment, which are incorporated by reference as though set forth in its entirety here.

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1 D. EXECUTIONS OF THE FRAUDULENT SCHEME

2 25. On or about the dates set forth below, within the
 3 Central District of California and elsewhere, defendants
 4 FADOJUTIMI, FATUNMBI, and VELAZQUEZ, together with others known
 5 and unknown to the Grand Jury, for the purpose of executing and
 6 attempting to execute the fraudulent scheme described above,
 7 knowingly and willfully caused to be submitted to Medicare for
 8 payment the following false and fraudulent claims purportedly for
 9 PWCs and related accessories:

<u>COUNT</u>	<u>BENE- FICIARY</u>	<u>CLAIM NUMBER</u>	<u>DATE BILLED TO MEDICARE</u>	<u>AMOUNT BILLED TO MEDICARE</u>
TWO	F.V.	8163820619000	06/11/08	\$5,500
THREE	H.C.	8163820615000	06/11/08	\$5,500
FOUR	R.F.	8288850788000	10/14/08	\$4,500
FIVE	J.J.	9128833685000	05/08/09	\$4,500
SIX	R.M.	9168845974000	06/17/09	\$4,500
SEVEN	S.G.	9253840816000	09/10/09	\$4,500
EIGHT	M.B.	10019842869000	01/19/10	\$4,500

COUNT NINE

[DEFENDANTS FADOJUTIMI AND FATUNMBI]

[18 U.S.C. § 1956(h)]

A. INTRODUCTORY ALLEGATIONS

26. The Grand Jury incorporates by reference and re-alleges paragraphs 1 through 19 and paragraph 21(a) through (i) of this Indictment as though set forth in their entirety here.

27. In or around 2003, defendant FADOJUTIMI opened a corporate bank account for Lutemi at Wells Fargo Bank, account number xxxxxx1313. Until in or around January 2008, when she closed the account, defendant FADOJUTIMI maintained sole signature authority for this account.

28. On or about July 5, 2007, defendant FADOJUTIMI opened a second corporate bank account for Lutemi at Wells Fargo Bank, account number xxxxxx9490. Defendant FADOJUTIMI maintained sole signature authority for this account.

B. THE OBJECTS OF THE CONSPIRACY

29. Beginning in or about August 2006 and continuing to in or about March 2010, in the Central District of California and elsewhere, defendants FADOJUTIMI and FATUNMBI, along with others known and unknown to the Grand Jury, conspired and agreed with each other to knowingly and intentionally commit the following offenses against the United States:

(1) Knowing that property involved in a financial transaction represented the proceeds of some form of unlawful activity, and which property was, in fact, the proceeds of specified unlawful activity, that is, conspiracy to commit health care fraud and health care fraud, in violation of Title 18,

1 United States Code, Sections 1349 and 1347, conducted and
2 attempted to conduct financial transactions with the intent to
3 promote the carrying on of said specified unlawful activity, in
4 violation of Title 18, United States Code, Section
5 1956(a)(1)(A)(i); and

6 (2) Knowing that the property involved in a financial
7 transaction represented the proceeds of some form of unlawful
8 activity, and which property was, in fact, the proceeds of
9 specified unlawful activity, that is, conspiracy to commit health
10 care fraud and health care fraud, in violation of Title 18,
11 United States Code, Sections 1349 and 1347, conducted and
12 attempted to conduct financial transactions with the intent to
13 conceal or disguise the nature, location, source, ownership, and
14 control of the proceeds of said specified unlawful activity, in
15 violation of Title 18, United States Code, Section
16 1956(a)(1)(B)(i).

17 C. THE MANNER AND MEANS OF THE CONSPIRACY

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

20 a. Defendant FADOJUTIMI would execute and submit
21 electronic funds transfer agreements to Medicare, requesting that
22 all reimbursements from Medicare be directly deposited into
23 Lutemi's Wells Fargo Bank corporate accounts, account numbers
24 xxxxxx1313 and xxxxxx9490.

25 b. Defendant FADOJUTIMI would cause the proceeds of
26 the health care fraud conspiracy and scheme to be deposited into
27 Lutemi's corporate bank accounts.

28 c. Defendants FADOJUTIMI and FATUNMBI would write

1 checks, and cause checks to be written, to Lutemi employees; to
2 family, friends, and co-workers of defendant FADOJUTIMI; and to
3 others known and unknown to the Grand Jury.

4 d. These individuals would then cash the checks and
5 return all or almost all of the funds to defendants FADOJUTIMI
6 and FATUNMBI. At times, these individuals would retain a portion
7 of the funds for themselves.

8 e. Defendants FADOJUTIMI and FATUNMBI, and others
9 known and unknown to the Grand Jury, would then used the cash to
10 pay various individuals, including but not limited to marketers,
11 CC1, and other individuals who provided defendants FADOJUTIMI and
12 FATUNMBI with the false and fraudulent prescriptions and
13 documents that they used to submit their false and fraudulent
14 claims to Medicare.

15 f. In addition, defendant FADOJUTIMI,
16 together with others known and unknown to the Grand Jury, would
17 transmit, and cause to be transmitted, funds from the Lutemi bank
18 accounts, to the corporate bank account for Fatumbe Inc.
19 ("Fatumbe"), a corporation owned and operated by defendant
20 FADOJUTIMI, Wells Fargo Bank account number xxxxx8310, on which
21 defendant FADOJUTIMI was a signatory. Defendant FADOJUTIMI would
22 transmit and cause the transmission of funds from the Lutemi bank
23 accounts to the Fatumbe bank account to conceal and disguise the
24 true nature, ownership, and control of the proceeds of the health
25 care fraud, by, among other means, making it appear as if Lutemi
26 had incurred legitimate business expenses, when, in fact, the

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1 money was being paid to defendant FADOJUTIMI and converted to
2 cash.

3 A TRUE BILL

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5 181
Foreperson

6 ANDRÉ BIROTTE JR.
7 United States Attorney

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9 ROBERT E. DUGDALE
10 Assistant United States Attorney
Chief, Criminal Division

11 RICHARD E. ROBINSON
12 Assistant United States Attorney
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11 United States of America

12 UNITED STATES DISTRICT COURT

13 FOR THE CENTRAL DISTRICT OF CALIFORNIA

14 UNITED STATES OF AMERICA,

15 Plaintiff,

16 v.

17 MARITZA ELIZABETH VELAZQUEZ,

18 Defendant.

No. CR 13-324-CAS-3

REVISED PLEA AGREEMENT FOR
DEFENDANT MARITZA ELIZABETH
VELAZQUEZ

20 1. This constitutes the plea agreement between MARITZA
21 ELIZABETH VELAZQUEZ ("defendant") and the Fraud Section of the
22 Criminal Division of the United States Department of Justice and the
23 United States Attorney's Office for the Central District of
24 California (collectively "the USAO") in the above-captioned case.
25 This agreement is limited to the USAO and cannot bind any other
26 federal, state, local, or foreign prosecuting, enforcement,
27 administrative, or regulatory authorities.
28

1 other federal, state, local, or foreign prosecuting, enforcement,
2 administrative, or regulatory authority. This cooperation requires
3 defendant to:

4 a) Respond truthfully and completely to all questions
5 that may be put to defendant, whether in interviews, before a grand
6 jury, or at any trial or other court proceeding.

7 b) Attend all meetings, grand jury sessions, trials or
8 other proceedings at which defendant's presence is requested by the
9 USAO or compelled by subpoena or court order.

10 c) Produce voluntarily all documents, records, or other
11 tangible evidence relating to matters about which the USAO, or its
12 designee, inquires.

13 4. For purposes of this agreement: (1) "Cooperation
14 Information" shall mean any statements made, or documents, records,
15 tangible evidence, or other information provided, by defendant
16 pursuant to defendant's cooperation under this agreement; and
17 (2) "Plea Information" shall mean any statements made by defendant,
18 under oath, at the guilty plea hearing and the agreed to factual
19 basis statement in this agreement.

20 THE USAO'S OBLIGATIONS

21 5. The USAO agrees to:

22 a) Not contest facts agreed to in this agreement.

23 b) Abide by all agreements regarding sentencing
24 contained in this agreement.

25 c) At the time of sentencing, provided that defendant
26 demonstrates an acceptance of responsibility for the offense up to
27 and including the time of sentencing, recommend a two-level
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1 reduction in the applicable Sentencing Guidelines offense level,
2 pursuant to U.S.S.G. § 3E1.1, and recommend and, if necessary, move
3 for an additional one-level reduction if available under that
4 section.

5 d) Recommend that defendant be sentenced to a term of
6 imprisonment no higher than the low end of the applicable Sentencing
7 Guidelines range, provided that the offense level used by the Court
8 to determine that range is 21 or higher. For purposes of this
9 agreement, the low end of the Sentencing Guidelines range is that
10 defined by the Sentencing Table in U.S.S.G. Chapter 5, Part A.

11 6. The USAO further agrees:

12 a) Not to offer as evidence in its case-in-chief in the
13 above-captioned case or any other criminal prosecution that may be
14 brought against defendant by the USAO, or in connection with any
15 sentencing proceeding in any criminal case that may be brought
16 against defendant by the USAO, any Cooperation Information.
17 Defendant agrees, however, that the USAO may use both Cooperation
18 Information and Plea Information: (1) to obtain and pursue leads to
19 other evidence, which evidence may be used for any purpose,
20 including any criminal prosecution of defendant; (2) to cross-
21 examine defendant should defendant testify, or to rebut any evidence
22 offered, or argument or representation made, by defendant,
23 defendant's counsel, or a witness called by defendant in any trial,
24 sentencing hearing, or other court proceeding; and (3) in any
25 criminal prosecution of defendant for false statement, obstruction
26 of justice, or perjury.

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1 b) Not to use Cooperation Information against defendant
2 at sentencing for the purpose of determining the applicable
3 guideline range, including the appropriateness of an upward
4 departure, or the sentence to be imposed, and to recommend to the
5 Court that Cooperation Information not be used in determining the
6 applicable guideline range or the sentence to be imposed. Defendant
7 understands, however, that Cooperation Information will be disclosed
8 to the probation office and the Court, and that the Court may use
9 Cooperation Information for the purposes set forth in U.S.S.G
10 § 1B1.8(b) and for determining the sentence to be imposed.

11 c) In connection with defendant's sentencing, to bring
12 to the Court's attention the nature and extent of defendant's
13 cooperation.

14 d) If the USAO determines, in its exclusive judgment,
15 that defendant has both complied with defendant's obligations under
16 paragraphs 2 and 3 above and provided substantial assistance to law
17 enforcement in the prosecution or investigation of another
18 ("substantial assistance"), to move the Court pursuant to U.S.S.G.
19 § 5K1.1 to fix an offense level and corresponding guideline range
20 below that otherwise dictated by the sentencing guidelines, and to
21 recommend a term of imprisonment within this reduced range.

22 DEFENDANT'S UNDERSTANDINGS REGARDING COOPERATION

23 7. Defendant understands the following:

24 a) Any knowingly false or misleading statement by
25 defendant will subject defendant to prosecution for false statement,
26 obstruction of justice, and perjury and will constitute a breach by
27 defendant of this agreement.

1 defendant became a member of the conspiracy knowing of its object
2 and intending to help accomplish it.

3 9. Defendant understands that for defendant to be guilty of
4 the substantive offense of health care fraud, in violation of Title
5 18, United States Code, Section 1347, which was the object of the
6 conspiracy to which defendant has agreed to plead guilty, the
7 following must be true:

8 a) Defendant knowingly and willfully participated in or
9 devised a scheme or plan to defraud a health care benefit program,
10 or a scheme or plan for obtaining money or property owned by, or
11 under the custody or control of, any health care benefit program, by
12 means of false or fraudulent pretenses, representations, or
13 promises;

14 b) the statements made or facts omitted as part of the
15 scheme were material; that is, they had a natural tendency to
16 influence, or were capable of influencing, a person to part with
17 money or property;

18 c) the defendant acted with intent to defraud; that is,
19 the intent to deceive or cheat; and,

20 d) the scheme involved the delivery of or payment for
21 health care benefits, items, or services.

22 Defendant admits that defendant is, in fact, guilty of this
23 offense as described in the indictment.

24 PENALTIES AND RESTITUTION

25 10. Defendant understands that the statutory maximum sentence
26 that the Court can impose for a violation of Title 18, United States
27 Code, Section 1349, is: 10 years of imprisonment; a 3-year period of
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1 supervised release; a fine of \$250,000 or twice the gross gain or
2 gross loss resulting from the offense, whichever is greatest; and a
3 mandatory special assessment of \$100.

4 11. Defendant understands that supervised release is a period
5 of time following imprisonment during which defendant will be
6 subject to various restrictions and requirements. Defendant
7 understands that if defendant violates one or more of the conditions
8 of any supervised release imposed, defendant may be returned to
9 prison for all or part of the term of supervised release authorized
10 by statute for the offense that resulted in the term of supervised
11 release, which could result in defendant serving a total term of
12 imprisonment greater than the statutory maximum stated above.

13 12. Defendant understands that, by pleading guilty, defendant
14 may be giving up valuable government benefits and valuable civic
15 rights, such as the right to vote, the right to possess a firearm,
16 the right to hold office, and the right to serve on a jury.
17 Defendant understands that once the court accepts defendant's guilty
18 plea, it will be a federal felony for defendant to possess a firearm
19 or ammunition. Defendant understands that the conviction in this
20 case may also subject defendant to various other collateral
21 consequences, including but not limited to revocation of probation,
22 parole, or supervised release in another case and suspension or
23 revocation of a professional license. Defendant understands that
24 unanticipated collateral consequences will not serve as grounds to
25 withdraw defendant's guilty plea.

26 13. Defendant understands that, if defendant is not a United
27 States citizen, the felony conviction in this case may subject
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1 defendant to: removal, also known as deportation, which may, under
2 some circumstances, be mandatory; denial of citizenship; and denial
3 of admission to the United States in the future. The court cannot,
4 and defendant's attorney also may not be able to, advise defendant
5 fully regarding the immigration consequences of the felony
6 conviction in this case. Defendant understands that unexpected
7 immigration consequences will not serve as grounds to withdraw
8 defendant's guilty plea.

9 14. Defendant understands that defendant will be required to
10 pay full restitution to the victim of the offense to which defendant
11 is pleading guilty. Defendant agrees that, in return for the USAO's
12 compliance with its obligations under this agreement, the Court may
13 order restitution to persons other than the victim of the offenses
14 to which defendant is pleading guilty and in amounts greater than
15 those alleged in the count to which defendant is pleading guilty.
16 In particular, defendant agrees that the Court may order restitution
17 to any victim of any of the following for any losses suffered by
18 that victim as a result: (a) any relevant conduct, as defined in
19 U.S.S.G. § 1B1.3, in connection with the offenses to which defendant
20 is pleading guilty; and (b) any counts dismissed pursuant to this
21 agreement as well as all relevant conduct, as defined in U.S.S.G.
22 § 1B1.3, in connection with those counts. The parties currently
23 believe that the applicable amount of restitution is approximately
24 \$3,411,428, but recognize and agree that this amount could change
25 based on facts that come to the attention of the parties prior to
26 sentencing. Defendant shall be jointly and severally liable with

27 //

1 her co-defendants and co-conspirators for repayment of this
2 restitution amount.

3 FORFEITURE AND FINANCIAL ACCOUNTABILITY

4 15. Defendant further agrees:

5 a) Truthfully to disclose to law enforcement officials,
6 at a date and time to be set by the USAO, the location of,
7 defendant's ownership interest in, and all other information known
8 to defendant about, all monies, properties, and/or assets of any
9 kind, derived from or acquired as a result of, or used to facilitate
10 the commission of, defendant's illegal activities, and to forfeit
11 all right, title, and interest in and to such items, specifically
12 including all right, title, and interest in and to all United States
13 currency, property and assets, which defendant admits constitute the
14 proceeds of defendant's illegal activity in violation of Title 18,
15 United States Code, Section 1349.

16 b) To the Court's entry of an order of forfeiture at or
17 before sentencing with respect to these assets and to the forfeiture
18 of the assets.

19 c) To take whatever steps are necessary to pass to the
20 United States clear title to the assets described above, including,
21 without limitation, the execution of a consent decree of forfeiture
22 and the completing of any other legal documents required for the
23 transfer of title to the United States.

24 d) Not to contest any administrative forfeiture
25 proceedings or civil judicial proceedings commenced against these
26 properties. With respect to any criminal forfeiture ordered as a
27 result of this plea agreement, defendant waives the requirements of
28

1 Federal Rules of Criminal Procedure 32.2 and 43(a) regarding notice
2 of the forfeiture in the charging instrument, announcements of the
3 forfeiture sentencing, and incorporation of the forfeiture in the
4 judgment. Defendant acknowledges that forfeiture of the assets is
5 part of the sentence that may be imposed in this case and waives any
6 failure by the Court to advise defendant of this, pursuant to
7 Federal Rule of Criminal Procedure 11(b)(1)(J), at the time the
8 Court accepts defendant's guilty plea.

9 e) Not to assist any other individual in any effort
10 falsely to contest the forfeiture of the assets described above.

11 f) Not to claim that reasonable cause to seize the
12 assets was lacking.

13 g) To prevent the transfer, sale, destruction, or loss
14 of any and all assets described above to the extent defendant has
15 the ability to do so.

16 h) To fill out and deliver to the USAO a completed
17 financial statement listing defendant's assets on a form provided by
18 the USAO.

19 i) That forfeiture of assets described above shall not
20 be counted toward satisfaction of any special assessment, fine,
21 restitution, costs, or other penalty the Court may impose.

22 FACTUAL BASIS

23 16. Defendant admits that defendant is, in fact, guilty of the
24 offense to which defendant is agreeing to plead guilty. Defendant
25 and the USAO agree to the statement of facts provided below and
26 agree that this statement of facts is sufficient to support a plea
27 of guilty to the charge described in this agreement and to establish
28

1 the Sentencing Guidelines factors set forth in paragraph 18 below
2 but is not meant to be a complete recitation of all facts relevant
3 to the underlying criminal conduct or all facts known to either
4 party that relate to that conduct:

5 a) Starting in or about 2007, Defendant was the office
6 manager at Lutemi Medical Supply ("Lutemi"). As part of her job
7 duties, defendant billed Lutemi's claims to Medicare.

8 b) Defendant and her co-conspirators, including but not
9 limited to Olufunke Fadojutimi ("Fadojutimi") and Ayo "Paul"
10 Fatunmbe ("Fatunmbe"), paid and caused to be paid illegal kickbacks
11 to marketers to recruit Medicare beneficiaries for power wheelchairs
12 ("PWCs") and other durable medical equipment ("DME") for which
13 defendant and her co-conspirators knew the beneficiaries did not
14 have a legitimate medical need. Defendant and others maintained a
15 special ledger in which they recorded, among other things, the names
16 and Medicare numbers of the beneficiaries, and the names of the
17 marketers who recruited them.

18 c) Defendant and her co-conspirators paid and caused to
19 be paid illegal kickbacks to doctors, medical clinic employees, and
20 others to provide them with false and fraudulent prescriptions and
21 documents that defendant and her co-conspirators used to submit, and
22 cause the submission of, false and fraudulent claims to Medicare for
23 PWCs and other DME for which defendant and her co-conspirators knew
24 the beneficiaries did not have a legitimate medical need.

25 d) Defendant and her co-conspirators obtained cash to
26 pay kickbacks to marketers, doctors, and others by writing checks
27 from Lutemi's Wells Fargo Bank corporate accounts to Lutemi's
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1 employees; to family members, friends, and co-workers of Fadojutimi;
2 and others. These individuals cashed the checks and returned all or
3 almost all of the money to defendant and her co-conspirators, who
4 then used the money to pay the illegal kickbacks.

5 e) In many cases, defendant and her co-conspirators
6 would submit claims to Medicare before Lutemi actually provided PWCs
7 and other DME to Lutemi's beneficiaries.

8 f) As a result of the actions of defendant and her co-
9 conspirators, Medicare made payments to Lutemi's corporate bank
10 accounts at Wells Fargo Bank. Fadojutimi then transferred and
11 disbursed monies from Lutemi's corporate bank accounts to defendant,
12 among others.

13 g) Defendant and her co-conspirators, including but not
14 limited to Fadojutimi and Fatunmbe, caused Lutemi to submit
15 approximately \$6,838,658 in false and fraudulent claims to Medicare
16 for various medically unnecessary DME, primarily PWCs and related
17 accessories. As a result of these claims, Medicare paid Lutemi a
18 total of \$3,411,428.

19 h) Defendant committed all of the above acts knowingly,
20 and with the intent to defraud Medicare.

21 SENTENCING FACTORS

22 17. Defendant understands that in determining defendant's
23 sentence the Court is required to calculate the applicable
24 Sentencing Guidelines range and to consider that range, possible
25 departures under the Sentencing Guidelines, and the other sentencing
26 factors set forth in 18 U.S.C. § 3553(a). Defendant understands
27 that the Sentencing Guidelines are advisory only, that defendant
28

1 cannot have any expectation of receiving a sentence within the
2 calculated Sentencing Guidelines range, and that after considering
3 the Sentencing Guidelines and the other § 3553(a) factors, the Court
4 will be free to exercise its discretion to impose any sentence it
5 finds appropriate up to the maximum set by statute for the crime of
6 conviction.

7 18. Defendant and the USAO agree to the following applicable
8 Sentencing Guidelines factors:

9 Base Offense Level:	6	U.S.S.G. § 2B1.1(a)(1)
10 Specific Offense 11 Characteristic (Loss 12 between \$2.5M and \$7M):	18	U.S.S.G. § 2B1.1(b)(1)(J)
13 Acceptance of 14 Responsibility:	-3	U.S.S.G. § 3E1.1(a)-(b)
	--	
15 Total Offense Level:	21	

16 Defendant and the USAO agree that no additional specific offense
17 characteristics, adjustments, or departures under the Sentencing
18 Guidelines are appropriate.

19 19. Defendant understands that there is no agreement as to
20 defendant's criminal history or criminal history category.

21 20. Defendant and the USAO reserve the right to argue for a
22 sentence outside the sentencing range established by the Sentencing
23 Guidelines based on the factors set forth in 18 U.S.C. § 3553(a)(1),
24 (a)(2), (a)(3), (a)(4), (a)(5), (a)(6), and (a)(7).

25 WAIVER OF CONSTITUTIONAL RIGHTS

26 21. Defendant understands that by pleading guilty, defendant
27 gives up the following rights:

28 a) The right to persist in a plea of not guilty.

1 b) The right to a speedy and public trial by jury.

2 c) The right to be represented by counsel – and if
3 necessary have the court appoint counsel – at trial. Defendant
4 understands, however, that, defendant retains the right to be
5 represented by counsel – and if necessary have the court appoint
6 counsel – at every other stage of the proceeding.

7 d) The right to be presumed innocent and to have the
8 burden of proof placed on the government to prove defendant guilty
9 beyond a reasonable doubt.

10 e) The right to confront and cross-examine witnesses
11 against defendant.

12 f) The right to testify and to present evidence in
13 opposition to the charges, including the right to compel the
14 attendance of witnesses to testify.

15 g) The right not to be compelled to testify, and, if
16 defendant chose not to testify or present evidence, to have that
17 choice not be used against defendant.

18 h) Any and all rights to pursue any affirmative
19 defenses, Fourth Amendment or Fifth Amendment claims, and other
20 pretrial motions that have been filed or could be filed.

21 WAIVER OF APPEAL OF CONVICTION

22 22. Defendant understands that, with the exception of an
23 appeal based on a claim that defendant's guilty plea was
24 involuntary, by pleading guilty defendant is waiving and giving up
25 any right to appeal defendant's conviction on the offense to which
26 defendant is pleading guilty.

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2 LIMITED MUTUAL WAIVER OF APPEAL OF SENTENCE

3 23. Defendant agrees that, provided the Court imposes a total
4 term of imprisonment within or below the range corresponding to an
5 offense level of 21 and the criminal history category calculated by
6 the Court, defendant gives up the right to appeal all of the
7 following: (a) the procedures and calculations used to determine and
8 impose any portion of the sentence; (b) the term of imprisonment
9 imposed by the Court; (c) the fine imposed by the court, provided it
10 is within the statutory maximum; (d) the term of probation or
11 supervised release imposed by the Court, provided it is within the
12 statutory maximum; and (e) any of the following conditions of
13 probation or supervised release imposed by the Court: the conditions
14 set forth in General Orders 318, 01-05, and/or 05-02 of this Court;
15 the drug testing conditions mandated by 18 U.S.C. §§ 3563(a)(5) and
16 3583(d); and the alcohol and drug use conditions authorized by 18
17 U.S.C. § 3563(b)(7).

18 24. The USAO agrees that, provided (a) all portions of the
19 sentence are at or below the statutory maximum specified above and
20 (b) the Court imposes a term of imprisonment within or below the
21 range corresponding to an offense level of 21 and the criminal
22 history category calculated by the Court, the USAO gives up its
23 right to appeal any portion of the sentence.

24 RESULT OF WITHDRAWAL OF GUILTY PLEA

25 25. Defendant agrees that if, after entering a guilty plea
26 pursuant to this agreement, defendant seeks to withdraw and succeeds
27 in withdrawing defendant's guilty plea on any basis other than a
28 claim and finding that entry into this plea agreement was

1 involuntary, then (a) the USAO will be relieved of all of its
2 obligations under this agreement, including in particular its
3 obligations regarding the use of Cooperation Information; and (b) in
4 any investigation, criminal prosecution, or civil, administrative,
5 or regulatory action, defendant agrees that any Cooperation
6 Information and any evidence derived from any Cooperation
7 Information shall be admissible against defendant, and defendant
8 will not assert, and hereby waives and gives up, any claim under the
9 United States Constitution, any statute, or any federal rule, that
10 any Cooperation Information or any evidence derived from any
11 Cooperation Information should be suppressed or is inadmissible.

12 EFFECTIVE DATE OF AGREEMENT

13 26. This agreement is effective upon signature and execution
14 of all required certifications by defendant, defendant's counsel,
15 and a United States Department of Justice Trial Attorney.

16 BREACH OF AGREEMENT

17 27. Defendant agrees that if defendant, at any time after the
18 signature of this agreement and execution of all required
19 certifications by defendant, defendant's counsel, and a United
20 States Department of Justice Trial Attorney, knowingly violates or
21 fails to perform any of defendant's obligations under this agreement
22 ("a breach"), the USAO may declare this agreement breached. For
23 example, if defendant knowingly, in an interview, before a grand
24 jury, or at trial, falsely accuses another person of criminal
25 conduct or falsely minimizes defendant's own role, or the role of
26 another, in criminal conduct, defendant will have breached this
27 agreement. All of defendant's obligations are material, a single
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1 breach of this agreement is sufficient for the USAO to declare a
2 breach, and defendant shall not be deemed to have cured a breach
3 without the express agreement of the USAO in writing. If the USAO
4 declares this agreement breached, and the Court finds such a breach
5 to have occurred, then:

6 a) If defendant has previously entered a guilty plea
7 pursuant to this agreement, defendant will not be able to withdraw
8 the guilty plea.

9 b) The USAO will be relieved of all its obligations
10 under this agreement; in particular, the USAO: (i) will no longer be
11 bound by any agreements concerning sentencing and will be free to
12 seek any sentence up to the statutory maximum for the crime to which
13 defendant has pleaded guilty; and (ii) will no longer be bound by
14 any agreement regarding the use of Cooperation Information and will
15 be free to use any Cooperation Information in any way in any
16 investigation, criminal prosecution, or civil, administrative, or
17 regulatory action.

18 c) The USAO will be free to criminally prosecute
19 defendant for false statement, obstruction of justice, and perjury
20 based on any knowingly false or misleading statement by defendant.

21 d) In any investigation, criminal prosecution, or civil,
22 administrative, or regulatory action: (i) defendant will not assert,
23 and hereby waives and gives up, any claim that any Cooperation
24 Information was obtained in violation of the Fifth Amendment
25 privilege against compelled self-incrimination; and (ii) defendant
26 agrees that any Cooperation Information and any Plea Information, as
27 well as any evidence derived from any Cooperation Information or any
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1 Plea Information, shall be admissible against defendant, and
2 defendant will not assert, and hereby waives and gives up, any claim
3 under the United States Constitution, any statute, Rule 410 of the
4 Federal Rules of Evidence, Rule 11(f) of the Federal Rules of
5 Criminal Procedure, or any other federal rule, that any Cooperation
6 Information, any Plea Information, or any evidence derived from any
7 Cooperation Information or any Plea Information should be suppressed
8 or is inadmissible.

9 COURT AND PROBATION OFFICE NOT PARTIES

10 28. Defendant understands that the Court and the United States
11 Probation Office are not parties to this agreement and need not
12 accept any of the USAO's sentencing recommendations or the parties'
13 agreements to facts or sentencing factors.

14 29. Defendant understands that both defendant and the USAO are
15 free to: (a) supplement the facts by supplying relevant information
16 to the United States Probation Office and the Court, (b) correct any
17 and all factual misstatements relating to the Court's Sentencing
18 Guidelines calculations and determination of sentence, and (c) argue
19 on appeal and collateral review that the Court's Sentencing
20 Guidelines calculations and the sentence it chooses to impose are
21 not error, although each party agrees to maintain its view that the
22 calculations in paragraph 18 are consistent with the facts of this
23 case. While this paragraph permits both the USAO and defendant to
24 submit full and complete factual information to the United States
25 Probation Office and the Court, even if that factual information may
26 be viewed as inconsistent with the facts agreed to in this

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1 agreement, this paragraph does not affect defendant's and the USAO's
2 obligations not to contest the facts agreed to in this agreement.

3 30. Defendant understands that even if the Court ignores any
4 sentencing recommendation, finds facts or reaches conclusions
5 different from those agreed to, and/or imposes any sentence up to
6 the maximum established by statute, defendant cannot, for that
7 reason, withdraw defendant's guilty plea, and defendant will remain
8 bound to fulfill all defendant's obligations under this agreement.
9 Defendant understands that no one -- not the prosecutor, defendant's
10 attorney, or the Court -- can make a binding prediction or promise
11 regarding the sentence defendant will receive, except that it will
12 be within the statutory maximum.

13 NO ADDITIONAL AGREEMENTS

14 31. Defendant understands that, except as set forth herein,
15 there are no promises, understandings, or agreements between the
16 USAO and defendant or defendant's attorney, and that no additional
17 promise, understanding, or agreement may be entered into unless in a
18 writing signed by all parties or on the record in court.

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PLEA AGREEMENT PART OF THE GUILTY PLEA HEARING

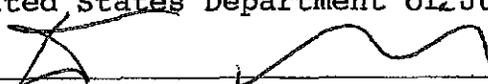
32. The parties agree that this agreement will be considered part of the record of defendant's guilty plea hearing as if the entire agreement had been read into the record of the proceeding.

AGREED AND ACCEPTED

UNITED STATES ATTORNEY'S OFFICE
FOR THE CENTRAL DISTRICT OF CALIFORNIA

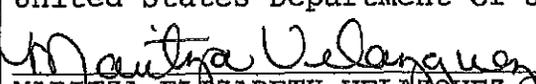
ANDRÉ BIROTTE JR.
United States Attorney

JONATHAN BAUM
Trial Attorney
Fraud Section, Criminal Division
United States Department of Justice


FRED MEDICK
Trial Attorney
Fraud Section, Criminal Division
United States Department of Justice

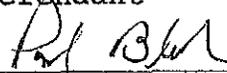
Date

7/24/13


MARITZA ELIZABETH VELAZQUEZ
Defendant

Date

7/24/13


PAUL BLAKE
Attorney for Defendant
MARITZA ELIZABETH VELAZQUEZ

Date

7/24/13

CERTIFICATION OF DEFENDANT

I have read this agreement in its entirety. I have had enough time to review and consider this agreement, and I have carefully and thoroughly discussed every part of it with my attorney. I understand the terms of this agreement, and I voluntarily agree to those terms. I have discussed the evidence with my attorney, and my attorney has advised me of my rights, of possible pretrial motions that might be filed, of possible defenses that might be asserted either prior to or at trial, of the sentencing factors set forth in 18 U.S.C. § 3553(a), of relevant Sentencing Guidelines provisions, and of the consequences of entering into this agreement. No promises, inducements, or representations of any kind have been made to me other than those contained in this agreement. No one has threatened or forced me in any way to enter into this agreement. I am satisfied with the representation of my attorney in this matter, and I am pleading guilty because I am guilty of the charges and wish to take advantage of the promises set forth in this agreement, and not for any other reason.

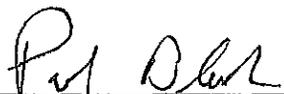

MARITZA ELIZABETH VELAZQUEZ
Defendant

7/24/13
Date

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CERTIFICATION OF DEFENDANT'S ATTORNEY

I am MARITZA ELIZABETH VELAZQUEZ's attorney. I have carefully and thoroughly discussed every part of this agreement with my client. Further, I have fully advised my client of her rights, of possible pretrial motions that might be filed, of possible defenses that might be asserted either prior to or at trial, of the sentencing factors set forth in 18 U.S.C. § 3553(a), of relevant Sentencing Guidelines provisions, and of the consequences of entering into this agreement. To my knowledge: no promises, inducements, or representations of any kind have been made to my client other than those contained in this agreement; no one has threatened or forced my client in any way to enter into this agreement; my client's decision to enter into this agreement is an informed and voluntary one; and the factual basis set forth in this agreement is sufficient to support my client's entry of a guilty plea pursuant to this agreement.



PAUL BLAKE
Attorney for Defendant
MARITZA ELIZABETH VELAZQUEZ

7/27/13

Date

United States District Court
Central District of California

UNITED STATES OF AMERICA vs.

Docket No. CR13-324-CAS ENTER

Defendant MARITZA ELIZABETH VELAZQUEZ
Maritza Rodriguez; Maritza Elizabeth Rodriguez;
akas: Maritza Rodriguez Morales; Maritza E. Arevalo

Social Security No. █ █ █ █
(Last 4 digits)

JUDGMENT AND PROBATION/COMMITMENT ORDER

MONTH	DAY	YEAR
10	06	2014

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

COUNSEL Paul Blake, CJA, Appointed
(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:
Conspiracy to Commit Health Care Fraud in violation of 18 USC 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 is hereby committed on Count One of the indictment to the custody of the Bureau of Prisons to be imprisoned for a term of: **FIFTEEN (15) MONTHS**.

It is ordered that the defendant shall pay to the United States a special assessment of \$100.00, which is due immediately. Any unpaid balance shall be due during the period of imprisonment, at the rate of not less than \$25.00 per quarter, and pursuant to the Bureau of Prisons' Inmate Financial Responsibility Program.

It is ordered that the defendant shall pay restitution in the total amount of \$3,411,428.00 pursuant to 18 U.S.C. § 3663A.

The amount of restitution ordered shall be paid to the victim 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 victim. Restitution shall be due during the period of imprisonment, at the rate of not less than \$25.00 per quarter, and pursuant to the Bureau of Prisons' Inmate Financial Responsibility Program. If any amount of the restitution remains unpaid after release from custody, nominal monthly payments of at least 10% of defendant's gross monthly income but not less than \$200.00, whichever is greater, shall be made during the period of supervised release and shall begin thirty (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.

For the restitution ordered in this judgment, the defendant shall be held jointly and severally liable with his co-participants, to the extent and for the amount that each is determined liable for the same victim losses. Said co-participants are as follows: Olufunke Ibiyemi Fadojutimi and Ayodeji Temitayo Fatunmbi (Docket no. CR-13-00324-CAS) 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.

All fines are waived as it is found that the defendant does not have the ability to pay a fine in addition to restitution.

The court has entered a money judgment of forfeiture against the defendant, which is hereby incorporated by reference into this judgment and is final.

Upon release from imprisonment, the defendant shall be placed on supervised release for a term of three (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. 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;
3. The defendant shall cooperate in the collection of a DNA sample from the defendant;
4. The defendant shall apply monies received from income tax refunds, lottery winnings, inheritance, judgments, and any anticipated or unexpected financial gains to the outstanding Court-ordered financial obligation; and
5. The defendant shall not engage, as whole or partial owner, employee or otherwise, in any business involving federally funded health insurance or entitlement programs, such as Medicare, without the express written 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.

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 on or before 12 noon, January 15, 2015. 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 Royal Federal Building, 255 East Temple Street, Los Angeles, California 90012.

USA vs. MARITZA ELIZABETH VELAZQUEZ

Docket No.: CR13-324-CAS

Defendant is informed of her right to appeal.

Bond is exonerated upon surrender.

The Court grants the Government's request to dismiss the remaining counts of the Indictment.

The Court hereby recommends that defendant be designated to a facility in Southern California, or as close thereto as possible.

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.

October 6, 2014

Date

Christine A. Snyder

U. S. District Judge/Magistrate 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

October 6, 2014

Filed Date

By /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).

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.

USA vs. MARITZA ELIZABETH VELAZQUEZ Docket No.: CR13-324-CAS

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 _____
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

USA vs. MARITZA ELIZABETH VELAZQUEZ

Docket No.: CR13-324-CAS

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

**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA (Western Division - Los Angeles)
CRIMINAL DOCKET FOR CASE #: 2:13-cr-00324-CAS-3**

Case title: USA v. Fadojutimi et al

Date Filed: 05/09/2013

Date Terminated: 10/06/2014

Assigned to: Judge Christina A. Snyder

Defendant (3)**Maritza Elizabeth Velazquez***TERMINATED: 10/06/2014**also known as*

Maritza Rodriguez

*TERMINATED: 10/06/2014*represented by **Paul W Blake , Jr**

Law Office of Paul W Blake

500 La Terraza Boulevard Suite 150

Escondido, CA 92025

619-208-2470

Fax: 760-451-9860

Email: paulwblake@att.net

LEAD ATTORNEY**ATTORNEY TO BE NOTICED***Designation: CJA Appointment***Pending Counts**

None

Disposition**Highest Offense Level (Opening)**

None

Terminated Counts18:1349: CONSPIRACY TO COMMIT
HEALTH CARE FRAUD

(1)

18:1347,2(b): HEALTH CARE
FRAUD; CAUSING AN ACT TO BE**Disposition**

Defendant is committed on Count One of the Indictment to the Bureau of Prisons for 15 months. Supervised release for three years under the terms and conditions of the U. S. Probation Office, General Order 05-02, and General Order 01-05, including the three special conditions delineated in General Order 01-05. Special assessment of \$100. All fines are waived. Restitution in the total amount of \$3,411,428.

The Court grants the Government's request to dismiss the remaining counts of the Indictment.

DONE
(2-8)

Highest Offense Level (Terminated)

Felony

Complaints

None

Disposition

Plaintiff

USA

represented by **Jonathan T Baum**

AUSA - Office of the US Attorney
Fraud Section - Criminal Division
312 North Spring Street 12th Floor
Los Angeles, CA 90012
213-894-6495
Fax: 213-894-2387
Email: jonathan.baum@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED
Designation: Assistant US Attorney

Blanca Quintero

AUSA - Office of US Attorney
Southern District of California
880 Front Street Room 6293
San Diego, CA 92101
619-546-7118
Fax: 619-546-0510
Email: blanca.quintero2@usdoj.gov
ATTORNEY TO BE NOTICED
Designation: Assistant US Attorney

Brooke Harper

US Department of Justice
Criminal Division - Fraud Section
4811 Airport Plaza Drive 5th floor
Long Beach, CA 90815
202-262-0025
Fax: 562-982-1799
Email: brooke.harper@usdoj.gov
ATTORNEY TO BE NOTICED
Designation: Assistant US Attorney

Fred G Medick

US Department of Justice

Criminal Division - Fraud Section
 4811 Airport Plaza Drive 5th floor
 Long Beach, CA 90815
 202-674-5653
 Fax: 562-982-1799
 Email: fred.medick@usdoj.gov
 TERMINATED: 03/10/2016
 Designation: Assistant US Attorney

Ritesh K Srivastava
 US Department of Justice
 Trial Attorney Criminal Division -
 Fraud Section
 4811 Airport Plaza Drive Suite 500
 Long Beach, CA 90815
 562-982-1746
 Fax: 562-982-1799
 Email: Ritesh.srivastava@usdoj.gov
 TERMINATED: 05/28/2017
 Designation: Assistant US Attorney

Date Filed	#	Docket Text
05/09/2013	<u>1</u>	INDICTMENT filed as to Olufunke Ibiyemi Fadojutimi (1) count(s) 1, 2-8, 9, Ayodeji Temitayo Fatunmbi (2) count(s) 1, 2-8, 9, Maritza Elizabeth Velazquez (3) count(s) 1, 2-8. Offense occurred in LA. (mhe) (Entered: 05/13/2013)
05/09/2013	<u>4</u>	CASE SUMMARY filed by AUSA Jonathan Baum as to Defendant Maritza Elizabeth Velazquez; defendants Year of Birth: 1974 (mhe) (Entered: 05/13/2013)
05/09/2013	<u>7</u>	EX PARTE APPLICATION to Seal Case Filed by Plaintiff USA as to Defendant Olufunke Ibiyemi Fadojutimi, Ayodeji Temitayo Fatunmbi, Maritza Elizabeth Velazquez(mhe) (Entered: 05/13/2013)
05/09/2013	<u>8</u>	ORDER by Magistrate Judge Carla Woehrl: Granting <u>7</u> Ex Parte Application to Seal Case as to Olufunke Ibiyemi Fadojutimi (1), Ayodeji Temitayo Fatunmbi (2), Maritza Elizabeth Velazquez (3) (mhe) (Entered: 05/13/2013)
05/09/2013	<u>9</u>	MEMORANDUM filed by Plaintiff USA as to Defendant Olufunke Ibiyemi Fadojutimi, Ayodeji Temitayo Fatunmbi, Maritza Elizabeth Velazquez. This criminal action, being filed on 5/9/13, was not pending in the U. S. Attorneys Office before the date on which Judge Michael W. Fitzgerald began receiving criminal matters. (mhe) (Entered: 05/13/2013)
05/09/2013	<u>10</u>	MEMORANDUM filed by Plaintiff USA as to Defendant Olufunke Ibiyemi Fadojutimi, Ayodeji Temitayo Fatunmbi, Maritza Elizabeth Velazquez. Re Magistrate Judge Jacqueline Chooljian, Magistrate Judge Patrick J. Walsh, Magistrate Judge Sheri Pym, Magistrate Judge Michael Wilner(mhe) (Entered: 05/13/2013)

05/16/2013	<u>16</u>	ARREST WARRANT RETURNED Executed on 5/14/13 as to Defendant Maritza Elizabeth Velazquez. (bp) (Entered: 05/17/2013)
05/21/2013	<u>17</u>	NOTICE OF APPEARANCE OR REASSIGNMENT of AUSA Fred G Medick on behalf of Plaintiff USA. Filed by Plaintiff USA. (Medick, Fred) (Entered: 05/21/2013)
05/31/2013	<u>21</u>	Rule 5(c)(3) Documents Received as to Maritza Elizabeth Velazquez. (gk) (Entered: 05/31/2013)
05/31/2013	<u>22</u>	Appearance PR Bond received from District of Nevada as to Defendant Maritza Elizabeth Velazquez. (gk) (Entered: 05/31/2013)
06/06/2013	<u>25</u>	MINUTES OF ARREST ON INDICTMENT HEARING held before Magistrate Judge Ralph Zarefsky as to Defendant Maritza Elizabeth Velazquez. Defendant states true name as charged. Defendant remanded to the custody of the USM. Bond set at initial appearance in District of Nevada to remain. PIA held, see separate proceeding sheet. Court Smart: CS 6/6/13. (mhe) (Entered: 06/12/2013)
06/06/2013	<u>26</u>	WAIVER of Preliminary Examination or Hearing by Defendant Maritza Elizabeth Velazquez (mhe) (Entered: 06/12/2013)
06/06/2013	<u>27</u>	STATEMENT OF CONSTITUTIONAL RIGHTS filed by Defendant Maritza Elizabeth Velazquez (mhe) (Entered: 06/12/2013)
06/06/2013	<u>29</u>	MINUTES OF POST-INDICTMENT ARRAIGNMENT: held before Magistrate Judge Ralph Zarefsky as to Defendant Maritza Elizabeth Velazquez (3) Count 1,2-8. Defendant arraigned, states true name: As charged. Defendant entered not guilty plea to all counts as charged. Attorney: Paul W. Blake, Appointed present. Case assigned to Judge Christina A. Snyder. Hearing on Pending Motions set for 7/8/2013 01:30 PM before Judge Christina A. Snyder. Jury Trial set for 7/30/2013 09:30 AM before Judge Christina A. Snyder. Status Conference set for 7/8/2013 01:30 PM before Judge Christina A. Snyder. Court Smart: CS 06/06/2013. (ag) (Entered: 06/12/2013)
06/19/2013	<u>31</u>	STIPULATION to Continue Trial date from July 9, 2013 to October 22, 2013 filed by Plaintiff USA as to Defendant Olufunke Ibiyemi Fadojutimi, Maritza Elizabeth Velazquez (Attachments: # <u>1</u> Proposed Order)(Medick, Fred) (Entered: 06/19/2013)
06/19/2013	<u>34</u>	ORDER CONTINUING TRIAL DATE AND FINDINGS REGARDING EXCLUDABLE TIME PERIODS PURSUANT TO SPEEDY TRIAL ACT by Judge Christina A. Snyder as to Defendant Olufunke Ibiyemi Fadojutimi, Maritza Elizabeth Velazquez. Jury Trial is continued to 10/22/2013 09:30 AM before Judge Christina A. Snyder. Status Conference and Motions Hearing are continued to 10/7/2013 01:30 PM before Judge Christina A. Snyder. (gk) (Entered: 06/21/2013)
07/15/2013	<u>35</u>	SCHEDULING NOTICE SETTING by Judge Christina A. Snyder, as to Defendant Maritza Elizabeth Velazquez. Status Conference set for 7/24/2013 at 12:30 PM before Judge Christina A. Snyder. Defendant is ordered to be present on 07/24/2013 at 12:30 PM, unless advised otherwise by her attorney of record.

		THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY.(cj) TEXT ONLY ENTRY (Entered: 07/15/2013)
07/16/2013	<u>36</u>	PLEA AGREEMENT filed by Plaintiff USA as to Defendant Maritza Elizabeth Velazquez (Medick, Fred) (Entered: 07/16/2013)
07/22/2013	<u>37</u>	SCHEDULING NOTICE CONTINUED by Judge Christina A. Snyder as to Defendant Maritza Elizabeth Velazquez, the 7/24/2013 Status Conference is continued from 12:00 PM to 2:30 PM before Judge Christina A. Snyder. Defendant is ordered to be present on 7/24/2013 at 2:30 PM, unless advised otherwise by her attorney of record. NOTE: TIME CHANGE ONLY. THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY.(cj) TEXT ONLY ENTRY (Entered: 07/22/2013)
07/24/2013	<u>38</u>	MINUTES OF Status Conference/Change of Plea Hearing held before Judge Christina A. Snyder as to Defendant Maritza Elizabeth Velazquez. Defendant sworn. Court questions defendant regarding the plea. The Defendant Maritza Elizabeth Velazquez (3) pleads GUILTY to Count 1 of the Indictment. The plea is accepted. The Court ORDERS the preparation of a Presentence Report. Sentencing set for 11/4/2013 02:30 PM before Judge Christina A. Snyder. The Court orders the Status Conference/Jury Trial VACATED as to this defendant. Court Reporter: Laura Elias. (gk) (Entered: 07/25/2013)
07/25/2013	<u>39</u>	PLEA AGREEMENT filed by Plaintiff USA as to Defendant Maritza Elizabeth Velazquez (REVISED) (Baum, Jonathan) (Entered: 07/25/2013)
10/25/2013	<u>46</u>	Joint STIPULATION to Continue Sentencing from 12/09/2013 to 03/17/2014 filed by Defendant Maritza Elizabeth Velazquez (Attachments: # <u>1</u> Proposed Order, # <u>2</u> Certificate of Service)(Blake, Paul) (Entered: 10/25/2013)
10/28/2013	<u>47</u>	ORDER TO CONTINUE SENTENCING by Judge Christina A. Snyder as to Defendant Maritza Elizabeth Velazquez. Sentencing is continued to 3/17/2014 02:30 PM before Judge Christina A. Snyder. (gk) (Entered: 10/29/2013)
02/03/2014	<u>56</u>	Joint STIPULATION to Continue Sentencing from March 17, 2014 to May 14, 2014 filed by Defendant Maritza Elizabeth Velazquez (Attachments: # <u>1</u> Proposed Order, # <u>2</u> Certificate of Service)(Blake, Paul) (Entered: 02/03/2014)
02/04/2014	<u>57</u>	ORDER TO CONTINUE SENTENCING by Judge Christina A. Snyder as to Defendant Maritza Elizabeth Velazquez. Sentencing is continued to 5/14/2014 12:00 PM before Judge Christina A. Snyder. (gk) (Entered: 02/05/2014)
04/03/2014	<u>63</u>	OPPOSITION to MOTION in Limine to Preclude Improper Use of Interview Reports at Trial 48 filed by Defendant Olufunke Fadojutimi. (Banjo, Femi) (Entered: 04/03/2014)
04/29/2014	<u>67</u>	Joint STIPULATION to Continue Sentencing from May 14, 2014 to August 18, 2014 filed by Defendant Maritza Elizabeth Velazquez (Attachments: # <u>1</u> Proposed Order, # <u>2</u> Certificate of Service)(Blake, Paul) (Entered: 04/29/2014)
04/30/2014	<u>68</u>	ORDER TO CONTINUE Sentencing by Judge Christina A. Snyder as to Defendant Maritza Elizabeth Velazquez. Sentencing set for 8/18/2014 at 2:30 PM. (im) (Entered: 04/30/2014)

06/04/2014	<u>69</u>	Notice of Appearance or Withdrawal of Counsel: for attorney Blanca Quintero counsel for Plaintiff USA. Adding BLANCA QUINTERO as attorney as counsel of record for UNITED STATES OF AMERICA for the reason indicated in the G-123 Notice. Filed by PLAINTIFF UNITED STATES OF AMERICA. (Quintero, Blanca) (Entered: 06/04/2014)
08/04/2014	<u>109</u>	SENTENCING MEMORANDUM filed by Defendant Maritza Elizabeth Velazquez (Attachments: # <u>1</u> Exhibits A-D, # <u>2</u> Certificate of Service)(Blake, Paul) (Entered: 08/04/2014)
08/11/2014	<u>121</u>	STIPULATION to Continue defendant Maritza Elizabeth Velasquez's Sentencing Hearing from August 18, 2014 at 2:30 p.m. to October 6, 2014 at 1:30 p.m. filed by Plaintiff USA as to Defendant Maritza Elizabeth Velazquez (Attachments: # <u>1</u> Proposed Order Continuing defendant Maritza Elizabeth Velasquez's Sentencing Hearing)(Quintero, Blanca) (Entered: 08/11/2014)
08/12/2014	<u>126</u>	ORDER GRANTING STIPULATION TO CONTINUE Sentencing <u>121</u> by Judge Christina A. Snyder as to Defendant Maritza Elizabeth Velazquez. Sentencing set for 10/6/2014 01:30 PM before Judge Christina A. Snyder. (rne) (Entered: 08/13/2014)
09/22/2014	<u>129</u>	SENTENCING MEMORANDUM filed by Plaintiff USA as to Defendant Maritza Elizabeth Velazquez (Quintero, Blanca) (Entered: 09/22/2014)
10/06/2014	<u>130</u>	MINUTES OF SENTENCING Hearing held before Judge Christina A. Snyder as to Defendant Maritza Elizabeth Velazquez (3), Count(s) 1, Defendant is committed on Count One of the Indictment to the Bureau of Prisons for 15 months. Supervised release for three years under the terms and conditions of the U. S. Probation Office, General Order 05-02, and General Order 01-05, including the three special conditions delineated in General Order 01-05. Special assessment of \$100. All fines are waived. Restitution in the total amount of \$3,411,428. For the restitution ordered in this judgment, the defendant shall be held jointly and severally liable with his co-participants, Olufunke Ibiyemi Fadojutimi and Ayodeji Temitayo Fatunmbi (Docket no. CR-13-00324-CAS), to the extent and for the amount that each is determined liable for the same victim losses. The court has entered a money judgment of forfeiture against the defendant, which is hereby incorporated by reference into this judgment and is final. Count(s) 2-8, The Court grants the Government's request to dismiss the remaining counts of the Indictment. Defendant to surrender not later than 1/15/2015. Bond exonerated upon surrender. Defendant advised of right of appeal. Court Reporter: Laura Elias. (gk) (Entered: 10/08/2014)
10/06/2014	<u>131</u>	JUDGMENT AND COMMITMENT by Judge Christina A. Snyder as to Defendant Maritza Elizabeth Velazquez (3), Count(s) 1, Defendant is committed on Count One of the Indictment to the Bureau of Prisons for 15 months. Supervised release for three years under the terms and conditions of the U. S. Probation Office, General Order 05-02, and General Order 01-05, including the three special conditions delineated in General Order 01-05. Special assessment of \$100. All fines are waived. Restitution in the total amount of \$3,411,428. For the restitution ordered in this judgment, the defendant shall be held jointly and severally liable with his co-participants,

		Olufunke Ibiyemi Fadojutimi and Ayodeji Temitayo Fatunmbi (Docket no. CR-13-00324-CAS), to the extent and for the amount that each is determined liable for the same victim losses. The court has entered a money judgment of forfeiture against the defendant, which is hereby incorporated by reference into this judgment and is final. Count(s) 2-8, The Court grants the Government's request to dismiss the remaining counts of the Indictment. Defendant to surrender not later than 1/15/2015. Bond exonerated upon surrender. Defendant advised of right of appeal. (gk) (Entered: 10/08/2014)
01/20/2015	<u>139</u>	VERIFICATION OF SURRENDER as to Maritza Elizabeth Velazquez: surrender date 1/15/2015. (gk) (Entered: 01/20/2015)
04/16/2015	<u>146</u>	SENTENCING MEMORANDUM filed by Plaintiff Olufunke Ibiyemi Fadojutimi as to Defendant Olufunke Ibiyemi Fadojutimi, Ayodeji Temitayo Fatunmbi, Maritza Elizabeth Velazquez (Banjo, Femi) (Entered: 04/16/2015)
04/17/2015	<u>147</u>	NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents RE: Sentencing Memorandum <u>146</u> . The following error(s) was found: Other error(s) with document(s) are specified below: missing attorney signature. In response to this notice the court may order (1) an amended or correct document to be filed (2) the document stricken or (3) take other action as the court deems appropriate. You need not take any action in response to this notice unless and until the court directs you to do so. (kss) (Entered: 04/17/2015)
11/12/2015	<u>162</u>	PROBATION FORM 12 as to Defendant Maritza Elizabeth Velazquez, ORDER OF THE COURT by Judge Christina A. Snyder. (gk) (Entered: 11/13/2015)
03/09/2016	<u>163</u>	Notice of Appearance or Withdrawal of Counsel: for attorney Ritesh K Srivastava counsel for Plaintiff USA. Adding Ritesh Srivastava as counsel of record for USA for the reason indicated in the G-123 Notice. Filed by Plaintiff USA. (Attorney Ritesh K Srivastava added to party USA(pty:pla))(Srivastava, Ritesh) (Entered: 03/09/2016)
03/10/2016	<u>164</u>	Notice of Appearance or Withdrawal of Counsel: for attorney Fred G Medick counsel for Plaintiff USA. Fred Medick is no longer counsel of record for the aforementioned party in this case for the reason indicated in the G-123 Notice. Filed by plaintiff United States. (Medick, Fred) (Entered: 03/10/2016)
03/17/2016	<u>166</u>	ORIGINAL AND COPY OF PROBATION FORM 22 sent to USDC, District of Nevada at Las Vegas as to Defendant Maritza Elizabeth Velazquez. (Attachments: # <u>1</u> PROB 22)(gk) (Entered: 03/17/2016)
03/28/2016	<u>167</u>	ORDER RE: TRANSFER OF JURISDICTION filed by Judge Christina A. Snyder as to Supervised Releasee Maritza Elizabeth Velazquez. Case transferred to District of Nevada at Las Vegas. (bm) (Entered: 03/31/2016)
03/31/2016		Notice to District of Nevada of a Transfer of Jurisdiction as to Defendant Maritza Elizabeth Velazquez. Your case number is: 2:16-cr-00094-KJD-GWF. If you require a copy of the financial ledger, please email your request to the Fiscal Department. Using your PACER account, you may retrieve the docket sheet and any text-only entries via the case number link. The following document link(s) is also provided: <u>167</u> Probation/Supervised Release

		Jurisdiction Transfer-Out (PO-22). If you require certified copies of any documents, please send a request to email address CrimIntakeCourtDocs-LA@cacd.uscourts.gov (bm) (Entered: 03/31/2016)
11/14/2016	169	NOTICE TO PARTIES by District Judge Christina A. Snyder. Effective November 21, 2016, Judge Snyder will be located at the 1st Street Courthouse, COURTROOM 8D on the 8th floor, located at 350 W. 1st Street, Los Angeles, California 90012. All Court appearances shall be made in Courtroom 8D 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: 11/14/2016)
05/19/2017	171	NOTICE of Manual Filing of Under Seal Document filed by Plaintiff USA as to Defendant Olufunke Ibiyemi Fadojutimi, Ayodeji Temitayo Fatunmbi, Maritza Elizabeth Velazquez (Srivastava, Ritesh) (Entered: 05/19/2017)
05/26/2017	177	Notice of Appearance or Withdrawal of Counsel: for attorney Brooke Harper counsel for Plaintiff USA. Adding Brooke Harper as counsel of record for United States of America for the reason indicated in the G-123 Notice. Filed by Plaintiff United States of America. (Harper, Brooke) (Entered: 05/26/2017)
05/28/2017	178	Notice of Appearance or Withdrawal of Counsel: for attorney Ritesh K Srivastava counsel for Plaintiff USA. Ritesh Srivastava is no longer counsel of record for the aforementioned party in this case for the reason indicated in the G-123 Notice. Filed by Plaintiff USA. (Srivastava, Ritesh) (Entered: 05/28/2017)

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04/03/2018 16:32:19			
PACER Login:	Odlegal94612:2536794:0	Client Code:	AFU
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