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UNITED STATES DISTRICT COURT
FOR THE CENTRAL DISTRICT OF CALIFORNIA

October 2020 Grand Jury

UNITED STATES OF AMERICA,

Plaintiff,

v.

RICHARD AYVAZIAN,
aka "Richard Avazian" and
"Iuliia Zhadko,"
MARIETTA TERABELIAN,
aka "Marietta Abelian" and
"Viktorika Kauichko,"
ARTUR AYVAZIAN,
aka "Arthur Ayvazyan,"
TAMARA DADYAN,
MANUK GRIGORYAN,
aka "Mike Grigoryan," and
"Anton Kudiumov,"
ARMAN HAYRAPETYAN,
EDVARD PARONYAN,
aka "Edvard Paronian" and
"Edward Paronyan," and
VAHE DADYAN,

Defendants.

CR 20-579(A)-SVW

F I R S T
S U P E R S E D I N G
I N D I C T M E N T

[18 U.S.C. § 1349: Conspiracy to Commit Bank Fraud and Wire Fraud; 18 U.S.C. § 1343: Wire Fraud; 18 U.S.C. § 1344(2): Bank Fraud and Attempted Bank Fraud; 18 U.S.C. § 1028A(a)(1): Aggravated Identity Theft; 18 U.S.C. § 1956(h): Money Laundering Conspiracy; 18 U.S.C. § 1956(a)(1)(B)(i): Money Laundering; 18 U.S.C. § 3147: Offense Committed While on Release; 18 U.S.C. §§ 981, 982, 1028 and 28 U.S.C. § 2461(c): Criminal Forfeiture]

1 The Grand Jury charges:

2 COUNT ONE

3 [18 U.S.C. § 1349]

4 [ALL DEFENDANTS]

5 A. INTRODUCTORY ALLEGATIONS

6 At times relevant to this First Superseding Indictment:

7 1. Synthetic identities were false identities created using
8 certain personally identifiable information, such as names, dates of
9 birth, and social security numbers, that typically consisted of a
10 combination of stolen and fictitious information. Synthetic
11 identities could be used to create false business names and entities.

12 THE DEFENDANTS

13 2. Defendant RICHARD AYVAZYAN, also known as ("aka") "Richard
14 Avazian" and "Iuliia Zhadko" ("R. AYVAZYAN"), was a resident of
15 Encino, California.

16 3. Defendant MARIETTA TERABELIAN, aka "Marietta Abelian" and
17 "Viktoria Kauichko," was a resident of Encino, California. Defendant
18 TERABELIAN and defendant R. AYVAZYAN were married.

19 4. Defendant ARTUR AYVAZYAN, aka "Arthur Ayvazyan"
20 ("A. AYVAZYAN"), was a resident of Encino, California. Defendant A.
21 AYVAZYAN and defendant R. AYVAZYAN were brothers.

22 5. Defendant TAMARA DADYAN ("T. DADYAN") was a resident of
23 Encino, California. Defendant T. DADYAN and defendant A. AYVAZYAN
24 were married.

25 6. Defendant MANUK GRIGORYAN, aka "Mike Grigoryan" and "Anton
26 Kudiumov," was a resident of Sun Valley, California.

27 7. Defendant ARMAN HAYRAPETYAN was a resident of Glendale,
28 California.

1 8. Defendant EDVARD PARONYAN, aka "Edvard Paronian" and
2 "Edward Paronyan," was a resident of Granada Hills, California.

3 9. Defendant VAHE DADYAN ("V. DADYAN") was a resident of
4 Glendale, California.

5 THE PAYCHECK PROTECTION PROGRAM

6 10. The Coronavirus Aid, Relief, and Economic Security
7 ("CARES") Act was a federal law enacted in or about March 2020 that
8 was designed to provide emergency financial assistance to Americans
9 suffering economic harm as a result of the COVID-19 pandemic. One
10 form of assistance provided by the CARES Act was the authorization of
11 United States taxpayer funds in forgivable loans to small businesses
12 for job retention and certain other expenses, through a program
13 referred to as the Paycheck Protection Program ("PPP").

14 11. In order to obtain a PPP loan, a qualifying business was
15 required to submit a PPP loan application signed by an authorized
16 representative of the business. The PPP loan application required
17 the small business (through its authorized representative) to
18 acknowledge the program rules and make certain affirmative
19 certifications in order to be eligible to obtain the PPP loan. One
20 such certification required the applicant to affirm that "[t]he [PPP
21 loan] funds w[ould] be used to retain workers and maintain payroll or
22 make mortgage interest payments, lease payments, and utility
23 payments." The applicant (through its authorized representative) was
24 also required to acknowledge that "I understand that if the funds are
25 used for unauthorized purposes, the federal government may pursue
26 criminal fraud charges." In the PPP loan application, the applicant
27 was required to state, among other things, its: (a) average monthly
28 payroll expenses; and (b) number of employees. These figures were

1 used to calculate the amount of money the small business was eligible
2 to receive under the PPP. In addition, the applicant was required to
3 provide documentation showing its payroll expenses.

4 12. A business's PPP loan application was received and
5 processed, in the first instance, by a participating financial
6 institution. If a PPP loan application was approved, the
7 participating financial institution would fund the PPP loan using its
8 own monies.

9 13. PPP loan proceeds were required to be used by the business
10 on certain permissible expenses, namely, payroll costs, interest on
11 mortgages, rent, and utilities. The PPP allowed the interest and
12 principal on the PPP loan to be entirely forgiven if the business
13 spent the loan proceeds on these expenses within a designated period
14 of time and used at least a minimum amount of the PPP loan proceeds
15 towards payroll expenses.

16 THE ECONOMIC INJURY DISASTER LOAN PROGRAM

17 14. The Economic Injury Disaster Loan Program ("EIDL") was a
18 United States Small Business Administration ("SBA") program that
19 provided low-interest financing to small businesses, renters, and
20 homeowners in regions affected by declared disasters.

21 15. The CARES Act authorized the SBA to provide EIDL loans of
22 up to \$2 million to eligible small businesses experiencing
23 substantial financial disruption due to the COVID-19 pandemic.

24 16. To obtain an EIDL loan, a qualifying business was required
25 to submit an application to the SBA and provide information about the
26 business's operations, such as the number of employees, gross
27 revenues for the 12-month period preceding the disaster, and cost of
28 goods sold in the 12-month period preceding the disaster. In the

1 case of EIDL loans for COVID-19 relief, the 12-month period was the
2 12-month period from January 31, 2019, to January 31, 2020. The
3 applicant was also required to certify that all of the information in
4 the application was true and correct to the best of the applicant's
5 knowledge.

6 17. EIDL loan applications were submitted directly to the SBA
7 and processed by the agency with support from a government
8 contractor. The amount of the loan, if the application was approved,
9 was determined based, in part, on the information provided by the
10 applicant about employment, revenue, and cost of goods sold, as
11 described in paragraph 15 above. Any funds issued under an EIDL loan
12 were issued directly by the SBA.

13 18. EIDL loan funds could be used for payroll expenses, sick
14 leave, production costs, and business obligations, such as debts,
15 rent, and mortgage payments. If the applicant also obtained a loan
16 under the PPP, the EIDL loan funds could not be used for the same
17 purpose as the PPP loan funds.

18 RELEVANT LENDING INSTITUTIONS

19 19. Lenders A, B, C, D, E, G, and H were financial institutions
20 insured by the Federal Deposit Insurance Company ("FDIC") that were
21 approved SBA lenders of PPP loans.

22 20. Lender F was a financial institution that was an approved
23 SBA lender of PPP loans.

24 BANK ACCOUNTS CONTROLLED BY THE DEFENDANTS

25 21. Banks 1, 2, 3, 4, 5, 6, 7, and 8 were financial
26 institutions insured by the FDIC.

1 22. Defendant R. AYVAZYAN controlled and/or was a signatory (in
2 his legal name or using one of his aliases) on the following bank
3 accounts:

4 a. A business checking account at Bank 1 in the name of
5 "Timeline Transport, Inc." (the "Timeline Transport Bank 1 Account");

6 b. A business checking account at Bank 2 in the name of
7 "Inception Ventures Inc." (the "Inception Ventures Bank 2 Account");

8 c. A business checking account at Bank 3 in the name of
9 "Iuliia Zhadko dba Top Quality Contracting" (the "TQC Bank 3
10 Account");

11 d. A business checking account at Bank 7 in the name of
12 "Mod Interiors, Inc." (the "Mod Interiors Bank 7 Account");

13 e. A business checking account at Bank 5 in the name of
14 "Turing Info Solutions Inc." (the "Turing Info Bank 5 Account"); and

15 f. A personal checking account at Bank 5 in the name of
16 "Iuliia Zhadko" (the "Zhadko Bank 5 Account").

17 23. Defendant TERABELIAN controlled and/or was a signatory (in
18 her legal name or using one of her aliases) on the following bank
19 accounts:

20 a. A personal checking account at Bank 2 in the name of
21 defendant TERABELIAN (the "Terabelian Bank 2 Account");

22 b. A business checking account at Bank 2 in the name of
23 "Runyan Tax Service Inc." (the "Runyan Tax Bank 2 Account"); and

24 c. The Mod Interiors Bank 7 Account.

25 24. Defendant A. AYVAZYAN controlled and/or was a signatory (in
26 his legal name or using his alias) on the following bank accounts:

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1 a. A business checking account at Bank 2 in the name of
2 "Allstate Towing and Transport LLC" (the "Allstate Towing Bank 2
3 Account");

4 b. A business checking account at Bank 4 in the name of
5 "Allstate Towing and Transport LLC" (the "Allstate Towing Bank 4
6 Account"); and

7 c. A personal checking account at Bank 8 in the name of
8 A.D. (the "A.D. Bank 8 Account").

9 25. Defendant T. DADYAN controlled and/or was a signatory on
10 the following bank accounts:

11 a. A business checking account at Bank 3 in the name of
12 "Secureline Realty and Funding, Inc." (the "Secureline Realty Bank 3
13 Account");

14 b. A business checking account at Bank 5 in the name of
15 "ABC Realty Advisors, Inc." (the "ABC Realty Bank 5 Account");

16 c. A business checking account at Bank 6 in the name of
17 "Secureline Realty and Funding, Inc." (the "Secureline Realty Bank 6
18 Account"); and

19 d. The A.D. Bank 8 Account.

20 26. Defendant GRIGORYAN controlled and/or was a signatory (in
21 his legal name or using one of his aliases) on the following bank
22 accounts:

23 a. A business checking account at Bank 4 in the name of
24 "G&A Diamonds" (the "G&A Diamonds Bank 4 Account");

25 b. A business checking account at Bank 2 in the name of
26 "Redline Auto Mechanics" (the "Redline Auto Mechanics Bank 2
27 Account"); and

28

1 c. A personal checking account at Bank 2 in the name of
2 "Anton Kudiumov" (the "Kudiumov Bank 2 Account").

3 27. Defendant HAYRAPETYAN controlled and/or was a signatory on
4 the following bank accounts:

5 a. A business checking account at Bank 5 in the name of
6 "Arman Hayrapetyan DBA S. Construction" (the "S. Construction Bank 5
7 Account");

8 b. A business checking account at Bank 5 in the name of
9 "Arman Hayrapetyan DBA H. Construction Co." with account number
10 ending in 1511 (the "H. Construction 1511 Bank 5 Account");

11 c. A business checking account at Bank 5 in the name of
12 "Arman Hayrapetyan DBA H. Construction Co." with account number
13 ending in 9066 (the "H. Construction 9066 Bank 5 Account"); and

14 d. A personal checking account at Bank 5 in the name of
15 defendant HAYRAPETYAN.

16 28. Defendant PARONYAN controlled and was a signatory (in his
17 legal name or using his alias) on the following bank accounts:

18 a. A business checking account at Bank 5 in the name of
19 "Redline Auto Collision, Inc." (the "Redline Auto Collision Bank 5
20 Account"); and

21 b. A personal checking account at Bank 5 in the name of
22 defendant PARONYAN (the "Paronyan Bank 5 Account").

23 29. Defendant V. DADYAN controlled and was a signatory on the
24 following bank account:

25 a. A business checking account at Bank 3 in the name of
26 "Voyage Limo LLC" (the "Voyage Limo Bank 3 Account").

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1 B. THE OBJECTS OF THE CONSPIRACY

2 30. Beginning no later than in or around March 2020 and
3 continuing until at least in or around August 2020, in Los Angeles
4 County, within the Central District of California, and elsewhere,
5 defendants R. AYVAZYAN, TERABELIAN, A. AYVAZYAN, T. DADYAN,
6 GRIGORYAN, HAYRAPETYAN, PARONYAN, and V. DADYAN conspired with one
7 another and with others known and unknown to the Grand Jury to
8 commit: (a) wire fraud, in violation of Title 18, United States Code,
9 Section 1343; and (b) bank fraud, in violation of Title 18, United
10 States Code, Section 1344(2).

11 C. THE MANNER AND MEANS OF THE CONSPIRACY

12 31. The objects of the conspiracy were to be carried out, and
13 were carried out, in substance, as follows:

14 a. Defendants R. AYVAZYAN, TERABELIAN, A. AYVAZYAN, T.
15 DADYAN, GRIGORYAN, HAYRAPETYAN, PARONYAN, and V. DADYAN, together
16 with other coconspirators, used and caused to be used, stolen,
17 fictitious, and synthetic identities of individuals to submit
18 fraudulent applications for PPP and EIDL loans.

19 b. Defendants R. AYVAZYAN, TERABELIAN, A. AYVAZYAN, T.
20 DADYAN, GRIGORYAN, HAYRAPETYAN, PARONYAN, and V. DADYAN, together
21 with other coconspirators, used and caused to be used, stolen,
22 fictitious, and synthetic business names to submit fraudulent
23 applications for PPP and EIDL loans.

24 c. Defendants R. AYVAZYAN, TERABELIAN, A. AYVAZYAN, T.
25 DADYAN, GRIGORYAN, HAYRAPETYAN, PARONYAN, and V. DADYAN, together
26 with other coconspirators, made and caused to be made, false
27 statements to the SBA and financial institutions in connection with
28 the fraudulent applications for PPP and EIDL loans, including false

1 representations regarding the number of employees to whom the
2 companies had paid wages and false certifications that the loans
3 would be used for permissible business purposes.

4 d. Defendants R. AYVAZYAN, TERABELIAN, A. AYVAZYAN, T.
5 DADYAN, GRIGORYAN, HAYRAPETYAN, PARONYAN, and V. DADYAN, together
6 with other coconspirators, electronically submitted, and caused to be
7 submitted, false documents to the SBA and financial institutions in
8 support of the fraudulent PPP and EIDL loan applications, including
9 false or fictitious tax documents, payroll records, bank records, and
10 identification documents.

11 e. Defendants R. AYVAZYAN, TERABELIAN, A. AYVAZYAN, T.
12 DADYAN, GRIGORYAN, HAYRAPETYAN, PARONYAN, and V. DADYAN, together
13 with other coconspirators, directed the other defendants and their
14 coconspirators to deposit PPP and EIDL loan proceeds into bank
15 accounts that defendants R. AYVAZYAN, TERABELIAN, A. AYVAZYAN, T.
16 DADYAN, GRIGORYAN, HAYRAPETYAN, PARONYAN, and V. DADYAN, and their
17 coconspirators controlled.

18 f. Defendants R. AYVAZYAN, TERABELIAN, A. AYVAZYAN, T.
19 DADYAN, GRIGORYAN, HAYRAPETYAN, PARONYAN, and V. DADYAN, together
20 with other coconspirators, laundered and used the fraudulently
21 obtained PPP and EIDL loan proceeds for their own personal benefit
22 and for the benefit of their coconspirators, including for expenses
23 prohibited under the requirements of the PPP and EIDL programs, such
24 as the purchase of residential properties at Address 1 in Tarzana,
25 California ("Residential Property 1"), Address 2 in Glendale,
26 California ("Residential Property 2"), and Address 3 in Palm Desert,
27 California ("Residential Property 3"), gold coins, diamonds, jewelry,

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1 luxury watches, fine imported furnishings, designer handbags and
2 clothing, cryptocurrency, and securities.

3 32. As part of the conspiracy, between in or around March 2020
4 and in or around August 2020, defendants R. AYVAZYAN, TERABELIAN,
5 A. AYVAZYAN, T. DADYAN, GRIGORYAN, HAYRAPETYAN, PARONYAN, and V.
6 DADYAN, together with other coconspirators, submitted and caused the
7 submission of at least 151 fraudulent PPP and EIDL loan applications
8 seeking a total of at least \$21.9 million in PPP and EIDL proceeds
9 from the SBA and at least 11 financial institutions, and received a
10 total of at least \$18 million in PPP and EIDL loan proceeds from the
11 SBA and financial institutions.

12 D. OVERT ACTS

13 33. On or about the following dates, in furtherance of the
14 conspiracy and to accomplish its objects, defendants R. AYVAZYAN,
15 TERABELIAN, A. AYVAZYAN, T. DADYAN, GRIGORYAN, HAYRAPETYAN, PARONYAN,
16 and V. DADYAN, together with other coconspirators, committed and
17 willfully caused others to commit the following overt acts, among
18 others, within the Central District of California:

19 **S. Construction and H. Construction PPP Loans**

20 Overt Act No. 1: On or about April 16, 2020, defendant
21 HAYRAPETYAN, together with other coconspirators, used the name and
22 social security number of D.S., a real person, to submit and cause to
23 be submitted to Lender H an application in the name of S.
24 Construction, seeking a PPP loan in the amount of \$182,637, which
25 application: (a) falsely represented that S. Construction had 16
26 employees and an average monthly payroll of \$73,055; and (b) falsely
27 certified that the purported applicant, D.S., would use the loan
28 proceeds only for permissible business purposes.

1 Overt Act No. 2: On or about April 18, 2020, defendant
2 HAYRAPETYAN together with other coconspirators, used the name and
3 social security number of M.H., a real person, to submit and cause to
4 be submitted to Lender H an application in the name of H.
5 Construction, seeking a PPP loan in the amount of \$130,000, which
6 application: (a) falsely represented that H. Construction had 12
7 employees and an average monthly payroll of \$52,000; and (b) falsely
8 certified that the purported applicant, M.H., would use the loan
9 proceeds only for permissible business purposes.

10 Overt Act No. 3: On or about May 1, 2020, defendant
11 HAYRAPETYAN, together with other coconspirators, caused Lender H to
12 wire approximately \$182,637 in proceeds from the S. Construction PPP
13 loan to the S. Construction Bank 5 Account.

14 Overt Act No. 4: On or about May 1, 2020, defendant
15 HAYRAPETYAN caused Lender H to wire approximately \$130,000 in
16 proceeds from the H. Construction PPP loan to the H. Construction
17 1511 Bank 5 Account.

18 Overt Act No. 5: On or about May 4, 2020, defendant
19 HAYRAPETYAN, together with other coconspirators, caused approximately
20 \$250,000, comprised in part of the S. Construction PPP loan proceeds,
21 to be wired from the S. Construction Bank 5 Account to the H.
22 Construction 9066 Bank 5 Account.

23 Overt Act No. 6: On or about May 4, 2020, defendant
24 HAYRAPETYAN, together with other coconspirators, caused approximately
25 \$200,000, comprised in part of the H. Construction PPP loan proceeds,
26 to be wired from the H. Construction 1511 Bank 5 Account to the H.
27 Construction 9066 Bank 5 Account.

1 Overt Act No. 7: On or about May 4, 2020, defendant
2 HAYRAPETYAN, together with other coconspirators, caused a check for
3 approximately \$50,000, drawn on the H. Construction 9066 Bank 5
4 Account and comprised in substantial part of the PPP loan proceeds
5 for S. Construction and H. Construction, to be written to the order
6 of Fiber One Media, which check was endorsed on the back with the
7 name of defendant TERABELIAN's alias "Viktoria Kauichko."

8 **Secureline Realty PPP Loans**

9 Overt Act No. 8: On or about April 22, 2020, defendant T.
10 DADYAN, together with other coconspirators, submitted and caused to
11 be submitted to Lender D an application in the name of Secureline
12 Realty and Funding, Inc. ("Secureline Realty") seeking a PPP loan in
13 the amount of \$122,838, which application: (a) falsely represented
14 that Secureline Realty had eight employees, including employees for
15 whom it had paid wages and payroll taxes; and (b) falsely certified
16 Secureline Realty would use the loan proceeds only for permissible
17 business purposes.

18 Overt Act No. 9: On or about April 22, 2020, defendant T.
19 DADYAN, together with other coconspirators, submitted and caused to
20 be submitted to Lender D false documents, including fake Internal
21 Revenue Service ("IRS") Forms 940 and 941, in support of the
22 Secureline Realty PPP loan application.

23 Overt Act No. 10: On or about May 7, 2020, defendant T.
24 DADYAN, together with other coconspirators, caused Lender D to wire
25 approximately \$122,838 in proceeds from the Secureline Realty PPP
26 loan to the Secureline Realty Bank 3 Account.

27 Overt Act No. 11: On or about May 9, 2020, defendant T.
28 DADYAN, together with other coconspirators, submitted and caused to

1 be submitted to Lender E an application in the name of Secureline
2 Realty seeking a PPP loan in the amount of \$137,500, which
3 application: (a) falsely represented that Secureline Realty had eight
4 employees, including employees for whom it had paid wages and payroll
5 taxes; and (b) falsely certified Secureline Realty would use the loan
6 proceeds only for permissible business purposes.

7 Overt Act No. 12: On or about May 11, 2020, defendant T.
8 DADYAN, together with other coconspirators, caused Lender E to wire
9 approximately \$137,500 in proceeds from the Secureline Realty PPP
10 loan to the Secureline Realty Bank 6 Account.

11 Overt Act No. 13: On or about May 27, 2020, defendant T.
12 DADYAN, together with other coconspirators, caused a check for
13 approximately \$136,000, drawn on Secureline Realty Bank 6 Account and
14 comprised in substantial part of the PPP loan proceeds for Secureline
15 Realty, to be deposited into the ABC Realty Bank 5 Account.

16 Overt Act No. 14: On or about June 12, 2020, defendant T.
17 DADYAN, together with other coconspirators, caused approximately
18 \$120,010, which in substantial part came from the PPP loan proceeds
19 for Secureline Realty, to be withdrawn from the Secureline Realty
20 Bank 3 Account and subsequently caused approximately \$120,000 to be
21 deposited to the ABC Realty Bank 5 Account.

22 Overt Act No. 15: On or about June 17, 2020, defendant T.
23 DADYAN, together with other coconspirators, caused approximately
24 \$200,000 to be wired from the ABC Realty Bank 5 Account to the
25 Inception Ventures Bank 2 Account, for which defendant R. AYVAZYAN
26 was the sole signatory.

27 Overt Act No. 16: On or about June 22, 2020, defendant
28 R. AYVAZYAN, together with other coconspirators, caused approximately

1 \$435,000, which in part came from the approximately \$200,000 in PPP
2 loan funds defendant R. AYVAZYAN received from defendant T. DADYAN,
3 to be wired from the Inception Ventures Bank 2 Account to Escrow
4 Company 1 to be used to as part of the \$3,250,000 purchase price for
5 Residential Property 1, which was purchased in the names of
6 defendants R. AYVAZYAN and TERABELIAN.

7 **Top Quality Contracting PPP Loan**

8 Overt Act No. 17: On or about April 30, 2020, defendant
9 R. AYVAZYAN, together with other coconspirators, used the name of
10 M.Z., a real person, to submit and cause to be submitted to Lender B
11 an application in the name of Top Quality Contracting ("TQC"),
12 seeking a PPP loan in the amount of \$130,000.

13 Overt Act No. 18: On or about April 30, 2020, in connection
14 with the TQC PPP loan application, defendant R. AYVAZYAN, together
15 with other coconspirators, submitted and caused to be submitted to
16 Lender B a fake copy of M.Z.'s California driver's license and a fake
17 IRS Form 940 purportedly prepared and filed by M.Z.

18 Overt Act No. 19: On or about May 8, 2020, defendant
19 R. AYZAYAN, together with other coconspirators, caused Lender B to
20 wire approximately \$130,000 in proceeds from the TQC PPP loan to the
21 TQC Bank 3 Account, which listed defendant R. AYVAZYAN's alias
22 "Iuliia Zhadko" and M.Z. as the only signatories.

23 **Allstate Towing PPP Loan**

24 Overt Act No. 20: On or about May 2, 2020, defendant
25 A. AYVAZYAN, together with other coconspirators, submitted and caused
26 to be submitted to Lender C an application in the name of Allstate
27 Towing and Transport LLC ("Allstate Towing") seeking a PPP loan in
28 the amount of \$124,000, which application: (a) falsely represented

1 that Allstate Towing had 11 employees, including employees for whom
2 it had paid wages and payroll taxes; and (b) falsely certified
3 Allstate Towing would use the loan proceeds only for permissible
4 business purposes.

5 Overt Act No. 21: On or about May 2, 2020, defendant

6 A. AYVAZYAN, together with other coconspirators, submitted and caused
7 to be submitted to Lender C false documents, including fake IRS Forms
8 940 and 941, in support of the Allstate Towing PPP loan application.

9 Overt Act No. 22: On or about May 5, 2020, defendant

10 A. AYVAZYAN, together with other coconspirators, caused Lender C to
11 wire approximately \$124,000 in proceeds from the Allstate Towing PPP
12 loan to the Allstate Towing Bank 4 Account.

13 Overt Act No. 23: On or about May 21, 2020, defendant

14 A. AYVAZYAN, together with other coconspirators, caused approximately
15 \$80,000, which in substantial part came from the Allstate Towing PPP
16 loan proceeds, to be wired from the Allstate Towing Bank 4 Account to
17 the Allstate Towing Bank 2 Account with the memo "BUSINESS TRANSFER
18 FOR PAYROLL PAYROLL [sic]."

19 Overt Act No. 24: On or about June 3, 2020, defendant

20 A. AYVAZYAN, together with other coconspirators, caused approximately
21 \$93,000, which in substantial part came from the Allstate Towing PPP
22 loan proceeds, to be wired from the Allstate Towing Bank 2 Account to
23 Escrow Company 1 to be used as part of the \$3,250,000 purchase price
24 for Residential Property 1, which was purchased in the names of
25 defendants R. AYVAZYAN and TERABELIAN.

26 **G&A Diamonds and Redline Auto Collision Loans**

27 Overt Act No. 25: On or about May 3, 2020, defendant

28 GRIGORYAN, together with other coconspirators, including defendants

1 R. AYVAZYAN and TERABELIAN, submitted and caused to be submitted to
2 Lender C an application in the name of G&A Diamonds seeking a PPP
3 loan in the amount of approximately \$113,750, which application: (a)
4 falsely represented that G&A Diamonds had 12 employees, including
5 employees for whom it had paid wages and payroll taxes; and (b)
6 falsely certified G&A Diamonds would use the loan proceeds only for
7 permissible business purposes.

8 Overt Act No. 26: On or about May 3, 2020, in support of the
9 G&A Diamonds PPP loan application, defendant GRIGORYAN, together with
10 other coconspirators, including defendants R. AYVAZYAN and
11 TERABELIAN, submitted and caused to be submitted to Lender C a fake
12 IRS Form 940 for 2019, which falsely represented that it had been
13 prepared by F.A., a professional tax preparer.

14 Overt Act No. 27: On or about May 5, 2020, defendant
15 GRIGORYAN, together with other coconspirators, including defendants
16 R. AYVAZYAN and TERABELIAN, caused Lender C to wire approximately
17 \$113,750 in proceeds from the G&A Diamonds PPP loan to the G&A
18 Diamonds Bank 4 Account.

19 Overt Act No. 28: On or about May 7, 2020, defendant PARONYAN,
20 together with other coconspirators, including defendants R. AYVAZYAN
21 and TERABELIAN, submitted and caused to be submitted to Lender B an
22 application in the name of Redline Auto Collision Inc. ("Redline Auto
23 Collision") seeking a PPP loan in the amount of \$130,187, which
24 application: (a) falsely represented that Redline Auto Collision had
25 12 employees, including employees for whom it had paid wages and
26 payroll taxes, and average monthly payroll expenses of \$52,075; and
27 (b) falsely certified Redline Auto Collision would use the loan
28 proceeds only for permissible business purposes.

1 Overt Act No. 29: On or about May 11, 2020, defendant
2 PARONYAN, together with other coconspirators, including defendants R.
3 AYVAZYAN and TERABELIAN, caused Lender B to wire approximately
4 \$130,187 in proceeds from the Redline Auto Collision PPP loan to the
5 Redline Auto Collision Bank 5 Account.

6 Overt Act No. 30: On or about April 2, 2020, defendant
7 PARONYAN, together with other coconspirators, including defendants R.
8 AYVAZYAN and TERABELIAN, submitted and caused to be submitted to the
9 SBA an application in the name of Redline Auto Collision seeking an
10 EIDL loan in the amount of approximately \$150,000, which application:
11 (a) falsely represented that Redline Auto Collision had 4 employees,
12 including employees for whom it had paid wages and payroll taxes; and
13 (b) falsely certified Redline Auto Collision would use the loan
14 proceeds for permissible business purposes.

15 Overt Act No. 31: On or about June 8, 2020, defendant
16 PARONYAN, together with other coconspirators, including defendants R.
17 AYVAZYAN and TERABELIAN, caused the SBA to wire approximately
18 \$149,900 in proceeds from the Redline Auto Collision EIDL loan to the
19 Redline Auto Collision Bank 5 account.

20 Overt Act No. 32: On or about April 8, 2020, defendant
21 GRIGORYAN, together with other coconspirators, including defendants
22 R. AYVAZYAN and TERABELIAN, submitted and caused to be submitted to
23 the SBA an application in the name of G&A Diamonds seeking an EIDL
24 loan in the amount of approximately \$150,000, which application:
25 (a) falsely represented that G&A Diamonds had 5 employees, including
26 employees for whom it had paid wages and payroll taxes; and (b)
27 falsely certified G&A Diamonds would use the loan proceeds for
28 permissible business purposes.

1 be submitted to Lender B an application in the name of Voyage Limo
2 seeking a PPP loan in the amount of \$157,500, which application:
3 (a) falsely represented that Voyage Limo had 11 employees, including
4 employees for whom it had paid wages and payroll taxes, and average
5 monthly payroll expenses of \$63,000; and (b) falsely certified Voyage
6 Limo would use the loan proceeds only for permissible business
7 purposes.

8 Overt Act No. 38: On or about May 18, 2020, defendant V.
9 DADYAN, together with other coconspirators, submitted and caused to
10 be submitted to Lender B false documents, including fake IRS Forms
11 940 and 941, in support of the Voyage Limo PPP loan application.

12 Overt Act No. 39: On or about May 20, 2020, defendant V.
13 DADYAN, together with other coconspirators, caused Lender B to wire
14 approximately \$157,500 in proceeds from the Voyage Limo PPP loan to
15 the Voyage Limo Bank 3 Account.

16 Overt Act No. 40: On or about July 3, 2020, defendant V.
17 DADYAN, together with other coconspirators, caused approximately
18 \$155,000, which in substantial part came from the Voyage Limo PPP
19 loan proceeds, to be wired from the Voyage Limo Bank 3 Account to
20 Runyan Tax Bank 2 Account with the memo "Payroll."

21 Overt Act No. 41: On or about July 23, 2020, defendants
22 R. AYVAZYAN and TERABELIAN caused approximately \$238,614, which in
23 part came from the Voyage Limo PPP loan proceeds, to be transferred
24 from the Runyan Tax Bank 2 Account to Escrow Company 2 to be used as
25 part of the approximately \$1,000,000 purchase price for Residential
26 Property 2, which was purchased in the name of defendant R.
27 AYVAZYAN's alias "Iuliia Zhadko."

28

1 Timeline Transport EIDL Loan

2 Overt Act No. 42: On or about June 15, 2020, defendant
3 R. AYVAZYAN, using the alias "Iuliia Zhadko," together with other
4 coconspirators, submitted and caused to be submitted to the SBA an
5 application in the name of Timeline Transport, Inc. ("Timeline
6 Transport") seeking an EIDL loan in the amount of approximately
7 \$150,000, which application: (a) falsely represented that "Iuliia
8 Zhadko" had owned Timeline Transport since 2016 and was the company's
9 Chief Executive Officer; (b) falsely represented that Timeline
10 Transport had 22 employees, including employees for whom it had paid
11 wages and payroll taxes; and (c) falsely certified Timeline Transport
12 would use the loan proceeds for permissible business purposes.

13 Overt Act No. 43: On or about June 22, 2020, defendant
14 R. AYVAZYAN, together with other coconspirators, caused the SBA to
15 wire approximately \$149,900 in proceeds from the Timeline Transport
16 EIDL loan to the Timeline Transport Bank 1 Account.

17 Overt Act No. 44: On or about June 24, 2020, defendant
18 R. AYVAZYAN, together with other coconspirators, caused approximately
19 \$110,000, which in substantial part came from the Timeline Transport
20 EIDL loan proceeds, to be wired from the Timeline Transport Bank 1
21 Account to Escrow Company 1 to be used as part of the \$3,250,000
22 purchase price for Residential Property 1, which was purchased in the
23 names of defendants R. AYVAZYAN and TERABELIAN.

24 Redline Auto Mechanics PPP Loan

25 Overt Act No. 45: On or about June 25, 2020, defendant
26 GRIGORYAN, using defendant GRIGORYAN's alias "Anton Kudiumov,"
27 together with other coconspirators, submitted and caused to be
28 submitted to Lender B an application in the name of Redline Auto

1 Mechanics seeking a PPP loan in the amount of \$276,650, which
2 application: (a) falsely represented that Redline Auto Mechanics had
3 22 employees, including employees for whom it had paid wages and
4 payroll taxes; and (b) falsely certified Redline Auto Mechanics would
5 use the loan proceeds only for permissible business purposes.

6 Overt Act No. 46: On or about June 25, 2020, defendant
7 GRIGORYAN, together with other coconspirators, submitted and caused
8 to be submitted to Lender B false documents in support of the Redline
9 Auto Mechanics PPP loan application, including a fake California
10 driver's license in the name of "Anton Kudiumov," and a fake IRS Form
11 940 for 2019, which falsely represented that it had been prepared by
12 A.F., a professional tax preparer.

13 Overt Act No. 47: On or about June 29, 2020, defendant
14 GRIGORYAN, together with other coconspirators, caused Lender B to
15 wire approximately \$276,600 in proceeds from the Redline Auto
16 Mechanics PPP loan to the Redline Auto Mechanics Bank 2 Account.

17 Overt Act No. 48: On or about June 29, 2020, defendant
18 GRIGORYAN, together with other coconspirators, caused a total of
19 approximately \$115,000, which was comprised in substantial part of
20 the Redline Auto Mechanics PPP loan proceeds, to be transferred from
21 Redline Auto Mechanics Bank 2 Account to the Kudiumov Bank 2 Account.

22 Overt Act No. 49: On or about July 9, 2020, defendant
23 GRIGORYAN, together with other coconspirators, caused approximately
24 \$93,200, which was comprised in substantial part from the Redline
25 Auto Mechanics PPP loan proceeds, to be transferred from the Kudiumov
26 Bank 2 Account to Escrow Company 3 to be used as part of the
27 approximately \$600,000 purchase price for Residential Property 3,
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1 which was purchased in the name of defendant TERABELIAN's alias
2 "Viktoria Kauichko."

3 **Runyan Tax Service PPP Loan**

4 Overt Act No. 50: On or about July 13, 2020, defendants
5 R. AYVAZYAN and TERABELIAN, using defendant TERABELIAN's alias
6 "Viktoria Kauichko," together with other coconspirators, submitted
7 and caused to be submitted to Lender A an application in the name of
8 Runyan Tax Service, Inc. ("Runyan Tax Service") seeking a PPP loan in
9 the amount of \$276,653, which application: (a) falsely represented
10 that Runyan Tax Service had 22 employees, including employees for
11 whom it had paid wages and payroll taxes; and (b) falsely certified
12 Runyan Tax Service would use the loan proceeds only for permissible
13 business purposes.

14 Overt Act No. 51: On or about July 13, 2020, defendants
15 R. AYVAZYAN and TERABELIAN, together with other coconspirators,
16 submitted and caused to be submitted to Lender A false documents in
17 support of the Runyan Tax Service PPP loan application, including a
18 fraudulent California driver's license purportedly belonging to
19 "Viktoria Kauichko," and a federal tax filing representing "Viktoria
20 Kauichko" as Runyan Tax Service's President, even though defendants
21 R. AYVAZYAN and TERABELIAN knew at the time that "Viktoria Kauichko"
22 was a fake identity.

23 Overt Act No. 52: On or about July 21, 2020, defendants
24 R. AYVAZYAN and TERABELIAN, together with other coconspirators,
25 caused Lender A to wire approximately \$276,653 in proceeds from the
26 Runyan Tax Service PPP loan to the Runyan Tax Bank 2 Account.

27 Overt Act No. 53: On or about July 23, 2020, defendants
28 R. AYVAZYAN and TERABELIAN, together with other coconspirators,

1 caused approximately \$238,614, which in substantial part came from
2 the Runyan Tax Service PPP loan proceeds, to be transferred from the
3 Runyan Tax Bank 2 Account to Escrow Company 2 to be used as part of
4 the approximately \$1,000,000 purchase price for Residential Property
5 2, which was purchased in the name of defendant R. AYVAZYAN's alias
6 "Iuliia Zhadko."

7 **Mod Interiors PPP Loan**

8 Overt Act No. 54: On or about July 21, 2020, defendants
9 R. AYVAZYAN and TERABELIAN opened an account at Bank 7 in the name of
10 Mod Interiors, Inc. ("Mod Interiors"), and listed N.T., who was a
11 close relative, as the sole signatory. N.T., however, was deceased,
12 as he had died three days earlier.

13 Overt Act No. 55: On or about July 23, 2020, defendants
14 R. AYVAZYAN and TERABELIAN, using the name of N.T., together with
15 other coconspirators, submitted and caused to be submitted to Lender
16 F an application in the name of Mod Interiors seeking a PPP loan in
17 the amount of \$384,150, which application: (a) falsely represented
18 that N.T. was Mod Interiors' President; (b) falsely represented that
19 Mod Interiors had 36 employees, including employees for whom it had
20 paid wages and payroll taxes; and (c) included, as a supporting
21 record, a copy of N.T.'s California driver's license.

22 Overt Act No. 56: On or about July 23, 2020, defendants
23 R. AYVAZYAN and TERABELIAN submitted and caused to be submitted to
24 Lender F false documents in support of the Mod Interiors PPP loan
25 application, including fake IRS Forms 1120-S and 940, which falsely
26 represented that they had been prepared by L.O., a professional tax
27 preparer.

1 Overt Act No. 57: On or about July 31, 2020, defendants
2 R. AYVAZYAN and TERABELIAN, together with other coconspirators,
3 caused Lender F to wire approximately \$384,150 in proceeds from the
4 Mod Interiors PPP loan to Mod Interiors Bank 7 Account.

5 Overt Act No. 58: In or around August 2020, defendants
6 R. AYVAZYAN and TERABELIAN, together with other coconspirators,
7 caused a total of approximately \$74,616, which in substantial part
8 came from the Mod Interiors PPP loan proceeds, to be transferred from
9 the Mod Interiors Bank 7 Account to the Runyan Tax Bank 2 Account.

10 **Turing Info Solutions PPP Loan**

11 Overt Act No. 59: On or about August 3, 2020, defendant
12 R. AYVAZYAN, using his alias "Iuliia Zhadko," together with other
13 coconspirators, submitted and caused to be submitted to Lender F an
14 application in the name of Turing Info Solutions Inc. ("Turing
15 Info"), seeking a PPP loan in the amount of \$384,150.

16 Overt Act No. 60: On or about August 3, 2020, in connection
17 with the Turing Info PPP loan application, defendant R. AYVAZYAN,
18 together with other coconspirators, submitted and caused to be
19 submitted to Lender F a fake California driver's license in the name
20 of "Iuliia Zhadko" and fake IRS Forms 940 and 1120-S, which falsely
21 represented that each had been prepared by J.R., a professional tax
22 preparer.

23 Overt Act No. 61: On or about August 25, 2020, defendant
24 R. AYZAYAN, together with other coconspirators, caused Lender F to
25 wire approximately \$384,100 in proceeds from the Turing Info PPP loan
26 to the Turing Info Bank 5 Account, which listed defendant
27 R. AYVAZYAN's alias "Iuliia Zhadko" as the only signatory.

28

1 A.D. PPP Loan

2 Overt Act No. 62: On or about August 13, 2020, defendants A.
3 AYVAZYAN and T. DADYAN, using the name of A.D., a real person,
4 together with other coconspirators, submitted and caused to be
5 submitted to Lender F an application in the name of "A.D. DBA Six
6 Star Farms" for a PPP loan in the amount of \$244,500, which
7 application: (a) falsely represented that A.D. had 22 employees,
8 including employees for whom A.D had paid wages and payroll taxes;
9 and (b) falsely certified that the purported applicant, A.D., would
10 use the loan proceeds only for permissible business purposes.

11 Overt Act No. 63: On or about August 13, 2020, defendants A.
12 AYVAZYAN and T. DADYAN, together with other coconspirators, submitted
13 and caused to be submitted to Lender F false documents in support of
14 the A.D. DBA Six Star Farms PPP loan application, including a fake
15 California driver's license purportedly belonging to A.D., and a fake
16 Form 941, which falsely represented that it had been prepared by
17 A.F., a professional tax preparer, and signed by A.D.

18 Overt Act No. 64: On or about August 17, 2020, defendants
19 A. AYVAZYAN and T. DADYAN, together with other coconspirators, caused
20 Lender F to wire approximately \$244,500 in proceeds from the A.D. DBA
21 Six Star Farms PPP loan to the A.D. Bank 8 Account.
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1 COUNTS TWO THROUGH TWELVE

2 [18 U.S.C. §§ 1343, 2(a)]

3 [ALL DEFENDANTS]

4 34. The Grand Jury re-alleges paragraphs 1 through 29 of this
5 First Superseding Indictment here.

6 A. THE SCHEME TO DEFRAUD

7 35. Beginning no later than in or around March 2020 and
8 continuing until at least in or around August 2020, in Los Angeles
9 County, within the Central District of California, and elsewhere,
10 defendants R. AYVAZYAN, TERABELIAN, A. AYVAZYAN, T. DADYAN,
11 GRIGORYAN, HAYRAPETYAN, PARONYAN, and V. DADYAN, together with others
12 known and unknown to the Grand Jury, knowingly and with intent to
13 defraud, devised, intended to devise, and participated in a scheme to
14 defraud the SBA and financial institutions, and to obtain money and
15 property by means of material false pretenses, representations, and
16 promises, and the concealment of material facts.

17 36. The fraudulent scheme operated and was carried out, in
18 substance, as follows:

19 a. Defendants R. AYVAZYAN, TERABELIAN, A. AYVAZYAN, T.
20 DADYAN, GRIGORYAN, HAYRAPETYAN, PARONYAN, and V. DADYAN, together
21 with other co-schemers, used and caused to be used, stolen,
22 fictitious, and synthetic identities of individuals to submit
23 fraudulent applications for PPP and EIDL loans.

24 b. Defendants R. AYVAZYAN, TERABELIAN, A. AYVAZYAN, T.
25 DADYAN, GRIGORYAN, HAYRAPETYAN, PARONYAN, and V. DADYAN, together
26 with other co-schemers, used and caused to be used, stolen,
27 fictitious, and synthetic business names to submit fraudulent
28 applications for PPP and EIDL loans.

1 c. Defendants R. AYVAZYAN, TERABELIAN, A. AYVAZYAN, T.
2 DADYAN, GRIGORYAN, HAYRAPETYAN, PARONYAN, and V. DADYAN, together
3 with other co-schemers, made and caused to be made, false statements
4 to the SBA and financial institutions in connection with the
5 fraudulent applications for PPP and EIDL loans, including false
6 representations regarding the number of employees to whom the
7 companies had paid wages and false certifications that the loans
8 would be used for permissible business purposes.

9 d. Defendants R. AYVAZYAN, TERABELIAN, A. AYVAZYAN, T.
10 DADYAN, GRIGORYAN, HAYRAPETYAN, PARONYAN, and V. DADYAN, together
11 with other co-schemers, electronically submitted, and caused to be
12 submitted, fictitious documents to the SBA and financial institutions
13 in support of the fraudulent PPP and EIDL loan applications,
14 including false tax documents, payroll records, bank records, and
15 identification documents.

16 e. Defendants R. AYVAZYAN, TERABELIAN, A. AYVAZYAN, T.
17 DADYAN, GRIGORYAN, HAYRAPETYAN, PARONYAN, and V. DADYAN, together
18 with other co-schemers, directed the other defendants and their co-
19 schemers to deposit PPP and EIDL loan proceeds into bank accounts
20 that defendants R. AYVAZYAN, TERABELIAN, A. AYVAZYAN, T. DADYAN,
21 GRIGORYAN, HAYRAPETYAN, PARONYAN, and V. DADYAN, and their co-
22 schemers controlled.

23 f. Defendants R. AYVAZYAN, TERABELIAN, A. AYVAZYAN, T.
24 DADYAN, GRIGORYAN, HAYRAPETYAN, PARONYAN, and V. DADYAN, together
25 with other co-schemers, laundered and used the fraudulently obtained
26 PPP and EIDL loan proceeds for their own personal benefit and for the
27 benefit of their co-schemers, including for expenses prohibited under
28 the requirements of the PPP and EIDL programs, such as the purchase

1 of Residential Property 1, Residential Property 2, and Residential
2 Property 3, gold coins, diamonds, jewelry, luxury watches, fine
3 imported furnishings, designer handbags and clothing, cryptocurrency,
4 and securities.

5 B. USE OF THE WIRES

6 37. On or about the dates set forth below, in Los Angeles
7 County, within the Central District of California, and elsewhere, for
8 the purpose of executing the above-described scheme to defraud,
9 defendants R. AYVAZYAN, TERABELIAN, A. AYVAZYAN, T. DADYAN,
10 GRIGORYAN, HAYRAPETYAN, PARONYAN, and V. DADYAN, together with others
11 known and unknown to the Grand Jury, aiding and abetting each other,
12 transmitted and caused the transmission of the following items by
13 means of wire and radio communication in interstate and foreign
14 commerce:

COUNT	DATE	INTERSTATE WIRE TRANSMISSION	DEFENDANTS CHARGED
TWO	May 1, 2020	Transfer of approximately \$182,637 in PPP loan proceeds from Lender H, sent by means of an interstate wire, into S. Construction Bank 5 Account	R. AYVAZYAN; TERABELIAN; A. AYVAZYAN; T. DADYAN; GRIGORYAN; HAYRAPETYAN; PARONYAN
THREE	May 5, 2020	Transfer of approximately \$124,000 in PPP loan proceeds from Lender C, sent by means of an interstate wire, into Allstate Towing Bank 4 Account	R. AYVAZYAN; TERABELIAN; A. AYVAZYAN; T. DADYAN; GRIGORYAN; HAYRAPETYAN; PARONYAN
FOUR	May 8, 2020	Transfer of approximately \$130,000 in PPP loan proceeds from Lender B, sent by means of an interstate wire, into TQC Bank 3 Account	R. AYVAZYAN; TERABELIAN; A. AYVAZYAN; T. DADYAN; GRIGORYAN; HAYRAPETYAN; PARONYAN

COUNT	DATE	INTERSTATE WIRE TRANSMISSION	DEFENDANTS CHARGED
FIVE	May 11, 2020	Transfer of approximately \$137,500 in PPP loan proceeds from Lender E, sent by means of an interstate wire, into Secureline Realty Bank 6 Account	R. AYVAZYAN; TERABELIAN; A. AYVAZYAN; T. DADYAN; GRIGORYAN; HAYRAPETYAN; PARONYAN
SIX	May 11, 2020	Transfer of approximately \$130,187 in PPP loan proceeds from Lender B, sent by means of an interstate wire, into Redline Auto Collision Bank 5 Account	R. AYVAZYAN; TERABELIAN; A. AYVAZYAN; T. DADYAN; GRIGORYAN; HAYRAPETYAN; PARONYAN
SEVEN	May 20, 2020	Transfer of approximately \$157,500 in PPP loan proceeds from Lender B, sent by means of an interstate wire, into Voyage Limo Bank 3 Account	ALL DEFENDANTS
EIGHT	June 16, 2020	Transfer of approximately \$149,900 in EIDL loan proceeds from the SBA, sent by means of an interstate wire, into G&A Diamonds Bank 4 Account	ALL DEFENDANTS
NINE	June 17, 2020	Transfer of approximately \$150,000 in EIDL loan proceeds from the Redline Auto Collision Bank 5 Account, sent by means of an interstate wire, to Terabelian Bank 2 Account	ALL DEFENDANTS
TEN	June 22, 2020	Transfer of approximately \$149,900 in EIDL loan proceeds from the SBA, sent by means of an interstate wire, into Timeline Transport Bank 1 Account	ALL DEFENDANTS
ELEVEN	July 31, 2020	Transfer of approximately \$384,150 in PPP loan proceeds from Lender F, sent by means of an interstate wire, into Mod Interiors Bank 7 Account	ALL DEFENDANTS
TWELVE	August 13, 2020	Submission of application for PPP loan to Lender F in the name of A.D., sent by means of an interstate wire	ALL DEFENDANTS

1 fictitious, and synthetic business names to submit fraudulent
2 applications for PPP loans.

3 c. Defendants R. AYVAZYAN, TERABELIAN, A. AYVAZYAN, T.
4 DADYAN, GRIGORYAN, HAYRAPETYAN, PARONYAN, and V. DADYAN, together
5 with other co-schemers, made and caused to be made, false statements
6 to the SBA and financial institutions in connection with the
7 fraudulent applications for PPP loans, including false
8 representations regarding the number of employees to whom the
9 companies had paid wages and false certifications that the loans
10 would be used for permissible business purposes.

11 d. Defendants R. AYVAZYAN, TERABELIAN, A. AYVAZYAN, T.
12 DADYAN, GRIGORYAN, HAYRAPETYAN, PARONYAN, and V. DADYAN, together
13 with other co-schemers, electronically submitted, and caused to be
14 submitted, fictitious documents to the SBA and financial institutions
15 in support of the fraudulent PPP loan applications, including false
16 tax documents, payroll records, bank records, and identification
17 documents.

18 e. Defendants R. AYVAZYAN, TERABELIAN, A. AYVAZYAN, T.
19 DADYAN, GRIGORYAN, HAYRAPETYAN, PARONYAN, and V. DADYAN, together
20 with other co-schemers, directed the other defendants and their co-
21 schemers to deposit PPP loan proceeds into bank accounts that
22 defendants R. AYVAZYAN, TERABELIAN, A. AYVAZYAN, T. DADYAN,
23 GRIGORYAN, HAYRAPETYAN, PARONYAN, and V. DADYAN, and their co-
24 schemers controlled.

25 f. Defendants R. AYVAZYAN, TERABELIAN, A. AYVAZYAN, T.
26 DADYAN, GRIGORYAN, HAYRAPETYAN, PARONYAN, and V. DADYAN, together
27 with other co-schemers, laundered and used the fraudulently obtained
28 PPP loan proceeds for their own personal benefit and for the benefit

of their co-schemers, including for expenses prohibited under the requirements of the PPP programs, such as the purchase of Residential Property 1, Residential Property 2, and Residential Property 3, gold coins, diamonds, jewelry, luxury watches, fine imported furnishings, designer handbags and clothing, cryptocurrency, and securities.

B. EXECUTIONS OF THE SCHEME

41. On or about the following dates, in Los Angeles County, within the Central District of California, and elsewhere, defendants R. AYVAZYAN, TERABELIAN, A. AYVAZYAN, T. DADYAN, GRIGORYAN, HAYRAPETYAN, PARONYAN, and V. DADYAN, together with others known and unknown to the Grand Jury, aiding and abetting each other, committed and willfully caused others to commit the following acts, each of which constituted an execution of the fraudulent scheme:

COUNT	DATE	ACT	DEFENDANTS CHARGED
THIRTEEN	April 18, 2020	Submission of application for PPP loan to Lender H in the name of H. Construction	R. AYVAZYAN; TERABELIAN; A. AYVAZYAN; T. DADYAN; GRIGORYAN; HAYRAPETYAN; PARONYAN
FOURTEEN	April 30, 2020	Submission of application for PPP loan to Lender B in the name of TQC	R. AYVAZYAN; TERABELIAN; A. AYVAZYAN; T. DADYAN; GRIGORYAN; HAYRAPETYAN; PARONYAN
FIFTEEN	May 2, 2020	Submission of application for PPP loan to Lender C in the name of Allstate Towing	R. AYVAZYAN; TERABELIAN; A. AYVAZYAN; T. DADYAN; GRIGORYAN; HAYRAPETYAN; PARONYAN

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COUNT	DATE	ACT	DEFENDANTS CHARGED
SIXTEEN	May 7, 2020	Submission of application for PPP loan to Lender B in the name of Redline Auto Collision	R. AYVAZYAN; TERABELIAN; A. AYVAZYAN; T. DADYAN; GRIGORYAN; HAYRAPETYAN; PARONYAN
SEVENTEEN	May 9, 2020	Submission of application for PPP loan to Lender E in the name of Secureline Realty	R. AYVAZYAN; TERABELIAN; A. AYVAZYAN; T. DADYAN; GRIGORYAN; HAYRAPETYAN; PARONYAN
EIGHTEEN	May 18, 2020	Submission of application for PPP loan to Lender B in the name of Voyage Limo	ALL DEFENDANTS
NINETEEN	June 25, 2020	Submission of application for PPP loan to Lender B in the name of Redline Auto Mechanics	ALL DEFENDANTS
TWENTY	July 13, 2020	Submission of application for PPP loan to Lender A in the name of Runyan Tax Service	ALL DEFENDANTS

COUNT TWENTY-ONE

[18 U.S.C. §§ 1028A(a)(1), 2(b)]

[Defendant R. AYVAZYAN]

42. The Grand Jury re-alleges paragraphs 1 through 29 of this First Superseding Indictment here.

43. Beginning no later than in or around March 2020 and continuing until at least in or around August 2020, in Los Angeles County, within the Central District of California, and elsewhere, defendant R. AYVAZYAN knowingly transferred, possessed, and used, and willfully caused to be transferred, possessed, and used, without lawful authority, a means of identification that defendant R. AYVAZYAN knew belonged to another person, namely, the name of M.Z., during and in relation to bank fraud, a felony violation of Title 18, United States Code, Section 1344(2), as charged in Count Fourteen of this First Superseding Indictment.

COUNT TWENTY-TWO

[18 U.S.C. §§ 1028A(a)(1), 2(a), 2(b)]

[Defendants R. AYVAZYAN and TERABELIAN]

44. The Grand Jury re-alleges paragraphs 1 through 29 of this First Superseding Indictment here.

45. Beginning no later than in or around July 2020 and continuing until at least in or around August 2020, in Los Angeles County, within the Central District of California, and elsewhere, defendants R. AYVAZYAN and TERABELIAN, each aiding and abetting the other, knowingly transferred, possessed, and used, and willfully caused to be transferred, possessed, and used, without lawful authority, means of identification that defendants R. AYVAZYAN and TERABELIAN knew belonged to another person, namely, the name and California driver's license number of N.T., during and in relation to wire fraud, a felony violation of Title 18, United States Code, Section 1343, as charged in Count Eleven of this First Superseding Indictment.

COUNT TWENTY-THREE

[18 U.S.C. §§ 1028A(a)(1), 2(b)]

[Defendant GRIGORYAN]

46. The Grand Jury re-alleges paragraphs 1 through 29 of this First Superseding Indictment here.

47. Beginning no later than in or around June 2020 and continuing until at least in or around August 2020, in Los Angeles County, within the Central District of California, and elsewhere, defendant GRIGORYAN knowingly transferred, possessed, and used, and willfully caused to be transferred, possessed, and used, without lawful authority, a means of identification that defendant GRIGORYAN knew belonged to another person, namely, the name of A.F., during and in relation to bank fraud, a felony violation of Title 18, United States Code, Section 1344(2), as charged in Count Nineteen of this First Superseding Indictment.

COUNT TWENTY-FOUR

[18 U.S.C. §§ 1028A(a)(1), 2(a), 2(b)]

[Defendants A. AYVAZYAN and T. DADYAN]

48. The Grand Jury re-alleges paragraphs 1 through 29 of this First Superseding Indictment here.

49. Beginning no later than in or around June 2020 and continuing until at least in or around August 2020, in Los Angeles County, within the Central District of California, and elsewhere, defendants A. AYVAZYAN and T. DADYAN, each aiding and abetting the other, knowingly transferred, possessed, and used, and willfully caused to be transferred, possessed, and used, without lawful authority, means of identification that defendants A. AYVAZYAN and T. DADYAN knew belonged to another person, namely, the name and date of birth of A.D., during and in relation to wire fraud, a felony violation of Title 18, United States Code, Section 1343, as charged in Count Twelve of this First Superseding Indictment.

COUNT TWENTY-FIVE

[18 U.S.C. §§ 1028A(a)(1), 2(b)]

[Defendant HAYRAPETYAN]

50. The Grand Jury re-alleges paragraphs 1 through 29 of this First Superseding Indictment here.

51. Beginning no later than in or around April 2020 and continuing until at least in or around August 2020, in Los Angeles County, within the Central District of California, and elsewhere, defendant HAYRAPETYAN knowingly transferred, possessed, and used, and willfully caused to be transferred, possessed, and used, without lawful authority, a means of identification that defendant HAYRAPETYAN knew belonged to another person, namely, the name and social security number of M.H., during and in relation to bank fraud, a felony violation of Title 18, United States Code, Section 1344(2), as charged in Count Thirteen of this First Superseding Indictment.

1 B. THE MANNER AND MEANS OF THE CONSPIRACY

2 53. The objects of the conspiracy were carried out, and to be
3 carried out, as follows:

4 a. Defendants R. AYVAZYAN, TERABELIAN, A. AYVAZYAN, T.
5 DADYAN, GRIGORYAN, HAYRAPETYAN, PARONYAN, and V. DADYAN, together
6 with other coconspirators, submitted and caused the submission of
7 fraudulent PPP and EIDL loan applications, which caused the SBA and
8 SBA-approved lenders, including lenders who were federally-insured
9 financial institutions, to wire loan proceeds to bank accounts in the
10 names of the entities used to obtain such loans.

11 b. Defendants R. AYVAZYAN, TERABELIAN, A. AYVAZYAN, T.
12 DADYAN, GRIGORYAN, HAYRAPETYAN, PARONYAN, and V. DADYAN, together
13 with other conspirators, transferred and caused the transfer of the
14 loan proceeds, including in financial transactions of \$10,000 or
15 greater, to secondary accounts under their control, including in the
16 names of fictitious identities, and in order to conceal the true
17 nature, location, source, ownership, and control of the funds.

18 c. Defendants R. AYVAZYAN, TERABELIAN, A. AYVAZYAN, T.
19 DADYAN, GRIGORYAN, HAYRAPETYAN, PARONYAN, and V. DADYAN, together
20 with other conspirators, spent the PPP and EIDL fraud proceeds for
21 their own personal benefit and for the benefit of their
22 coconspirators, including for expenses prohibited under the
23 requirements of the PPP and EIDL programs, such as the purchase of
24 Residential Property 1, Residential Property 2, and Residential
25 Property 3, gold coins, diamonds, jewelry, luxury watches, fine
26 imported furnishings, designer handbags and clothing, cryptocurrency,
27 and securities.

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1 C. OVERT ACTS

2 54. The Grand Jury re-alleges paragraph 32 of this First
3 Superseding Indictment as a description of the overt acts, among
4 others, committed and willfully caused to be committed in furtherance
5 of the conspiracy and used to accomplish its objects, within the
6 Central District of California.

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COUNT TWENTY-SEVEN

[18 U.S.C. §§ 1956(a)(1)(B)(i), 2(b)]

[Defendant V. DADYAN]

55. The Grand Jury re-alleges paragraphs 1 through 29 of this First Superseding Indictment here.

CONCEALMENT MONEY LAUNDERING

56. On or about July 3, 2020, in Los Angeles County, within the Central District of California, and elsewhere, defendant V. DADYAN, and others known and unknown to the Grand Jury, knowingly conducted, and willfully caused others to conduct, a financial transaction involving the proceeds of specified unlawful activity, that is, conspiracy to commit bank and wire fraud, in violation of Title 18, United States Code, Section 1349, wire fraud in violation of Title 18, United States Code, Section 1343, and bank fraud, in violation of Title 18, United States Code, Section 1344(2), knowing that the transaction was designed in whole and in part to conceal and disguise the nature, location, source, ownership, and control of such proceeds, to wit: a wire transfer of \$155,000, which in substantial part came from the Voyage Limo PPP loan proceeds, from the Voyage Limo Bank 3 Account to Runyan Tax Bank 2 Account with the memo "Payroll."

COUNTS TWENTY-EIGHT THROUGH THIRTY-TWO

[18 U.S.C. §§ 1956(a)(1)(B)(i), 2(b), 3147]

[Defendant R. AYVAZYAN]

57. The Grand Jury re-alleges paragraphs 1 through 29 of this First Superseding Indictment here.

A. CONCEALMENT MONEY LAUNDERING

58. Beginning no later than in or around December 2020 and continuing until at least in or around January 2021, in Los Angeles County, within the Central District of California, and elsewhere, defendant R. AYVAZYAN, and others known and unknown to the Grand Jury, knowingly conducted, and willfully caused others to conduct, the following financial transactions involving the proceeds of specified unlawful activity, that is, conspiracy to commit bank and wire fraud, in violation of Title 18, United States Code, Section 1349, wire fraud in violation of Title 18, United States Code, Section 1343, and bank fraud, in violation of Title 18, United States Code, Section 1344(2), knowing that the transactions were designed in whole and in part to conceal and disguise the nature, location, source, ownership, and control of such proceeds:

COUNT	DATE	TRANSACTION
TWENTY-EIGHT	December 21, 2020	Transfer of \$47,000 from Turing Info Bank 5 Account to Zhadko Bank 5 Account
TWENTY-NINE	December 22, 2020	Transfer of \$86,000 from Turing Info Bank 5 Account to Zhadko Bank 5 Account
THIRTY	December 23, 2020	Transfer of \$50,000 from Zhadko Bank 5 Account to Online Broker account ending -3630, which was opened on 12/21/2020 in the name of Iuliia Zhadko
THIRTY-ONE	December 24, 2020	Transfer of \$75,000 from Zhadko Bank 5 Account to Online Broker account ending -3630, which was opened on 12/21/2020 in the name of Iuliia Zhadko

COUNT	DATE	TRANSACTION
THIRTY-TWO	January 13, 2021	Transfer of \$22,000 from Turing Info Bank 5 Account to Digital Currency Exchange account ending -8efe, which was opened on 01/07/2021 in the name of Iuliia Zhadko

B. OFFENSE COMMITTED WHILE ON RELEASE

59. During the commission of the felony offenses described above, defendant R. AYVAZYAN was released pursuant to Title 18, United States Code, Chapter 27, in the criminal case of United States v. Richard Ayvazyan et al., CR 20-579-SVW, in the United States District Court for the Central District of California.

1 COUNT THIRTY-THREE

2 [18 U.S.C. §§ 1344(2), 2(a), 2(b), 3147]

3 [Defendant T. DADYAN]

4 60. The Grand Jury re-alleges paragraphs 1 through 29 of this
5 First Superseding Indictment here.

6 A. THE SCHEME TO DEFRAUD

7 61. Beginning no later than in or around January 2021 and
8 continuing until at least in or around February 2021, in Los Angeles
9 County, within the Central District of California, and elsewhere,
10 defendant T. DADYAN, together with others known and unknown to the
11 Grand Jury, knowingly and with intent to defraud, devised,
12 participated in, and attempted to execute a scheme to obtain moneys,
13 funds, credits, assets, and other property owned by and in the
14 custody and control of Bank 8, a federally-insured financial
15 institution, by means of material false and fraudulent pretenses,
16 representations, and promises, and the concealment of material facts.

17 62. The fraudulent scheme operated and was carried out, in
18 substance, in the following manner:

19 a. Defendant T. DADYAN fraudulently opened an account at
20 Bank 8 using victim A.D.'s name ("A.D. Bank 8 Account").

21 b. Defendant T. DADYAN fraudulently obtained PPP and EIDL
22 loan funds, including by using victim A.D.'s name, and deposited and
23 transferred the funds in and to the A.D. Bank 8 Account. As of
24 January 22, 2021, the amount in A.D. Bank 8 Account totaled
25 approximately \$302,274.

26 c. Upon receiving notice that the funds in the A.D. Bank
27 8 Account had been frozen, defendant T. DADYAN repeatedly made
28 telephone calls to Bank 8 falsely representing that T. DADYAN was

1 A.D. and falsely representing that the frozen funds belonged to A.D.,
2 for the purpose of obtaining those funds.

3 B. ATTEMPTED EXECUTION OF THE SCHEME

4 63. On or about January 22, 2021, in Los Angeles County, within
5 the Central District of California, and elsewhere, defendant T.
6 DADYAN, together with others known and unknown to the Grand Jury,
7 aiding and abetting each other, committed and willfully caused others
8 to commit an act which constituted an attempted execution of the
9 fraudulent scheme, specifically, defendant T. DADYAN made a telephone
10 call to Bank 8 and falsely represented that she was A.D., in an
11 effort to obtain from Bank 8 funds in the A.D. Bank 8 Account, when
12 defendant T. DADYAN knew that she was not an authorized signatory on
13 the account, and that the funds in the account were comprised of
14 fraudulently obtained PPP and EIDL loan proceeds, including PPP loan
15 proceeds defendant T. DADYAN had fraudulently obtained using A.D.'s
16 name.

17 C. OFFENSE COMMITTED WHILE ON RELEASE

18 64. During the commission of the felony offense described
19 above, defendant T. DADYAN was released pursuant to Title 18, United
20 States Code, Chapter 27, in the criminal case of United States v.
21 Richard Ayvazyan et al., CR 20-579-SVW, in the United States District
22 Court for the Central District of California.

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1 FORFEITURE ALLEGATION ONE

2 [18 U.S.C. § 982]

3 65. Pursuant to Rule 32.2(a) of the Federal Rules of Criminal
4 Procedure, notice is hereby given that the United States of America
5 will seek forfeiture as part of any sentence, pursuant to Title 18,
6 United States Code, Section 982(a)(2), and Title 28, United States
7 Code, Section 2461(c), in the event of any defendant's conviction of
8 the offense set forth in Count One of this First Superseding
9 Indictment.

10 66. The defendant so convicted shall forfeit to the United
11 States of America the following:

12 a. all right, title and interest in any and all property,
13 real or personal, constituting, or derived from, any proceeds
14 obtained, directly or indirectly, as a result of the offense,
15 including, but not limited to, certain real property referred to
16 herein as Residential Property 1 located in the County of Los
17 Angeles, State of California, APN 2176-029-031, certain real property
18 referred to herein as Residential Property 2 located in the County of
19 Los Angeles, State of California, APN 5663-036-033, and certain real
20 property referred to herein as Residential Property 3 located in the
21 County of Riverside, State of California, APN 694-331-008; and

22 b. To the extent such property is not available for
23 forfeiture, a sum of money equal to the total value of the property
24 described in subparagraph (a).

25 67. Pursuant to Title 21, United States Code, Section 853(p),
26 as incorporated by Title 18, United States Code, Section 982(b) and
27 Title 28, United States Code, Section 2461(c), any defendant so
28 convicted shall forfeit substitute property, up to the total value of

1 the property described in the preceding paragraph if, as the result
2 of any act or omission of said defendant, the property described in
3 the preceding paragraph, or any portion thereof: (a) cannot be
4 located upon the exercise of due diligence; (b) has been transferred,
5 sold to or deposited with a third party; (c) has been placed beyond
6 the jurisdiction of the court; (d) has been substantially diminished
7 in value; or (e) has been commingled with other property that cannot
8 be divided without difficulty.

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1 FORFEITURE ALLEGATION TWO

2 [18 U.S.C. § 981(a)(1)(C) and 28 U.S.C. § 2461(c)]

3 68. Pursuant to Rule 32.2 of the Federal Rules of Criminal
4 Procedure, notice is hereby given that the United States of America
5 will seek forfeiture as part of any sentence, pursuant to Title 18,
6 United States Code, Section 981(a)(1)(C) and Title 28, United States
7 Code, Section 2461(c), in the event of any defendant's conviction of
8 the offenses set forth in any of Counts Two through Twelve of this
9 First Superseding Indictment.

10 69. The defendant, if so convicted, shall forfeit to the United
11 States of America the following:

12 a. all right, title, and interest in any and all
13 property, real or personal, constituting, or derived from, any
14 proceeds traceable to the offenses, including, but not limited to,
15 certain real property referred to herein as Residential Property 1
16 located in the County of Los Angeles, State of California, APN 2176-
17 029-031, certain real property referred to herein as Residential
18 Property 2 located in the County of Los Angeles, State of California,
19 APN 5663-036-033, and certain real property referred to herein as
20 Residential Property 3 located in the County of Riverside, State of
21 California, APN 694-331-008; and

22 b. to the extent such property is not available for
23 forfeiture, a sum of money equal to the total value of the property
24 described in subparagraph (a).

25 70. Pursuant to Title 21, United States Code, Section 853(p),
26 as incorporated by Title 28, United States Code, Section 2461(c), the
27 defendant, if so convicted, shall forfeit substitute property, up to
28 the value of the property described in the preceding paragraph if, as

1 the result of any act or omission of the defendant, the property
2 described in the preceding paragraph or any portion thereof
3 (a) cannot be located upon the exercise of due diligence; (b) has
4 been transferred, sold to, or deposited with a third party; (c) has
5 been placed beyond the jurisdiction of the court; (d) has been
6 substantially diminished in value; or (e) has been commingled with
7 other property that cannot be divided without difficulty.

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1 FORFEITURE ALLEGATION THREE

2 [18 U.S.C. § 982]

3 71. Pursuant to Rule 32.2(a) of the Federal Rules of Criminal
4 Procedure, notice is hereby given that the United States of America
5 will seek forfeiture as part of any sentence, pursuant to Title 18,
6 United States Code, Section 982(a)(2), and Title 28, United States
7 Code, Section 2461(c), in the event of any defendant's conviction of
8 the offenses set forth in any of Counts Thirteen through Twenty and
9 Thirty-Three of this First Superseding Indictment.

10 72. Any defendant so convicted shall forfeit to the United
11 States of America the following:

12 a. all right, title and interest in any and all property,
13 real or personal, constituting, or derived from, any proceeds
14 obtained, directly or indirectly, as a result of the offense,
15 including, but not limited to, certain real property referred to
16 herein as Residential Property 1 located in the County of Los
17 Angeles, State of California, APN 2176-029-031, certain real property
18 referred to herein as Residential Property 2 located in the County of
19 Los Angeles, State of California, APN 5663-036-033, and certain real
20 property referred to herein as Residential Property 3 located in the
21 County of Riverside, State of California, APN 694-331-008; and

22 b. to the extent such property is not available for
23 forfeiture, a sum of money equal to the total value of the property
24 described in subparagraph (a).

25 73. Pursuant to Title 21, United States Code, Section 853(p),
26 as incorporated by Title 18, United States Code, Section 982(b) and
27 Title 28, United States Code, Section 2461(c), any defendant so
28 convicted shall forfeit substitute property, up to the total value of

1 the property described in the preceding paragraph if, as the result
2 of any act or omission of said defendant, the property described in
3 the preceding paragraph, or any portion thereof: (a) cannot be
4 located upon the exercise of due diligence; (b) has been transferred,
5 sold to or deposited with a third party; (c) has been placed beyond
6 the jurisdiction of the court; (d) has been substantially diminished
7 in value; or (e) has been commingled with other property that cannot
8 be divided without difficulty.

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1 FORFEITURE ALLEGATION FOUR

2 [18 U.S.C. §§ 982 and 1028 and 28 U.S.C. § 2461(c)]

3 74. Pursuant to Rule 32.2 of the Federal Rules of Criminal
4 Procedure, notice is hereby given that the United States of America
5 will seek forfeiture as part of any sentence, pursuant to Title 18,
6 United States Code, Sections 982 and 1028 and Title 28, United States
7 Code, Section 2461(c) in the event of the conviction of defendants
8 RICHARD AYVAZYAN, also known as ("aka") "Richard Avazian" and "Iuliia
9 Zhadko," MARIETTA TERABELIAN, aka "Marietta Abelian" and "Viktoria
10 Kauichko," ARTUR AYVAZYAN, aka "Arthur Ayvazyan," TAMARA DADYAN,
11 MANUK GRIGORYAN, aka "Mike Grigoryan" and "Anton Kudiumov," and ARMAN
12 HAYRAPETYAN, of the offenses set forth in Counts Twenty-One through
13 Twenty-Five of this First Superseding Indictment.

14 75. The defendants, if so convicted, shall forfeit to the
15 United States of America the following:

16 a. all right, title and interest in any and all property,
17 real or personal, constituting, or derived from, any proceeds
18 obtained, directly or indirectly, as a result of the offense,
19 including, but not limited to, certain real property referred to
20 herein as Residential Property 1 located in the County of Los
21 Angeles, State of California, APN 2176-029-031, certain real property
22 referred to herein as Residential Property 2 located in the County of
23 Los Angeles, State of California, APN 5663-036-033, and certain real
24 property referred to herein as Residential Property 3 located in the
25 County of Riverside, State of California, APN 694-331-008;

26 b. any personal property used or intended to be used to
27 commit the offense; and
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1 c. to the extent such property is not available for
2 forfeiture, a sum of money equal to the total value of the property
3 described in subparagraphs (a) and (b).

4 76. Pursuant to Title 21, United States Code, Section 853(p),
5 as incorporated by Title 18, United States Code, Sections 982(b) and
6 1028(g), the defendants, if so convicted, shall forfeit substitute
7 property, up to the total value of the property described in the
8 preceding paragraph if, as the result of any act or omission of the
9 defendant, the property described in the preceding paragraph, or any
10 portion thereof: (a) cannot be located upon the exercise of due
11 diligence; (b) has been transferred, sold to or deposited with a
12 third party; (c) has been placed beyond the jurisdiction of the
13 court; (d) has been substantially diminished in value; or (e) has
14 been commingled with other property that cannot be divided without
15 difficulty.

1 FORFEITURE ALLEGATION FIVE

2 [18 U.S.C. § 982 and 28 U.S.C. § 2461(c)]

3 77. Pursuant to Rule 32.2(a) of the Federal Rules of Criminal
4 Procedure, notice is hereby given that the United States of America
5 will seek forfeiture as part of any sentence, pursuant to Title 18,
6 United States Code, Section 982(a)(1), and Title 28, United States
7 Code, Section 2461(c), in the event of any defendant's conviction of
8 the offenses set forth in any of Counts Twenty-Six through Thirty-Two
9 of this First Superseding Indictment.

10 78. The defendant so convicted shall forfeit to the United
11 States of America the following:

12 a. all right, title and interest in any and all property,
13 real or personal, involved in such offense, and any property
14 traceable to such property, including, but not limited to, certain
15 real property referred to herein as Residential Property 1 located in
16 the County of Los Angeles, State of California, APN 2176-029-031,
17 certain real property referred to herein as Residential Property 2
18 located in the County of Los Angeles, State of California, APN 5663-
19 036-033, and certain real property referred to herein as Residential
20 Property 3 located in the County of Riverside, State of California,
21 APN 694-331-008; and

22 b. To the extent such property is not available for
23 forfeiture, a sum of money equal to the total value of the property
24 described in subparagraph (a).

25 Pursuant to Title 21, United States Code, Section 853(p), as
26 incorporated by Title 18, United States Code, Section 982(b)(1), and
27 Title 18, United States Code, Section 982(b)(2), any defendant so
28 convicted shall forfeit substitute property, up to the total value of

1 the property described in the preceding paragraph if, as the result
2 of any act or omission of said defendant, the property described in
3 the preceding paragraph, or any portion thereof: (a) cannot be
4 located upon the exercise of due diligence; (b) has been transferred,
5 sold to or deposited with a third party; (c) has been placed beyond
6 the jurisdiction of the court; (d) has been substantially diminished
7 in value; or (e) has been commingled with other property that cannot
8 be divided without difficulty. Substitution of assets shall not be
9 ordered, however, where the convicted defendant acted merely as an
10 intermediary who handled but did not retain the property in the
11 course of the money laundering offense unless the defendant, in
12 committing the offense or offenses giving rise to the forfeiture,

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1 conducted three or more separate transactions involving a total of
2 \$100,000.00 or more in any twelve-month period.

3
4 A TRUE BILL

5 /S/

6 _____
Foreperson

7 TRACY L. WILKISON
Acting United States Attorney

8
9 

10 BRANDON D. FOX
Assistant United States Attorney
11 Chief, Criminal Division

12 RANEE A. KATZENSTEIN
Assistant United States Attorney
13 Chief, Major Frauds Section

14 DANIEL A. KAHN
Acting Chief, Fraud Section
15 Criminal Division
United States Department of Justice

16 KRISTEN A. WILLIAMS
Assistant United States Attorney
17 Deputy Chief, Major Frauds Section

18 SCOTT PAETTY
Assistant United States Attorney
19 Major Frauds Section

20 BRIAN FAERSTEIN
Assistant United States Attorney
21 Environmental and Community Safety
22 Crimes Section

23 CHRISTOPHER FENTON
Trial Attorney, Fraud Section
24 Criminal Division
25 United States Department of Justice