

**FILED**

SEP 20 2007

CLERK, U.S. DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA  
BY \_\_\_\_\_  
DEPUTY CLERK

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IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

2:07 - CR - 0432 EIG

UNITED STATES OF AMERICA,	)	CASE NO.
	)	
Plaintiff,	)	VIOLATIONS: 18 U.S.C. § 1344 -
	)	Bank Fraud (14 Counts); 18
v.	)	U.S.C. § 1014 - False
	)	Statements in Loan Applications
JAMES ROY MARTIN,	)	(14 Counts); 18 U.S.C. § 1341 -
MARIO FELLINI, III,	)	Mail Fraud (7 Counts); 18
GABRIEL RICHARD VIRAMONTES, and	)	U.S.C. § 1956(h) - Conspiracy
JOSEPH SALVATORE GALLO,	)	to Launder Funds
	)	
Defendants.	)	

I N D I C T M E N T

COUNTS ONE THROUGH FOURTEEN: [18 U.S.C. § 1344 - Bank Fraud]

The Grand Jury charges:

JAMES ROY MARTIN,  
MARIO FELLINI, III,  
GABRIEL RICHARD VIRAMONTES, and  
JOSEPH SALVATORE GALLO

defendants herein, as follows:

I. INTRODUCTION

1. At all relevant times alleged in this Indictment, JAMES ROY MARTIN; MARIO FELLINI, III; and GABRIEL RICHARD VIRAMONTES resided and conducted business in the County of Sacramento, in the State and

1 Eastern District of California.

2 2. JAMES ROY MARTIN and GABRIEL RICHARD VIRAMONTES were never  
3 licensed by the State of California as real estate salespersons, real  
4 estate brokers, or residential mortgage lenders.

5 3. On or about August 24, 2005, defendants GABRIEL RICHARD  
6 VIRAMONTES; MARIO FELLINI, III; and JAMES ROY MARTIN formed VFM  
7 Investment Group (hereinafter "VFM"). VFM's principal place of  
8 business was in Sacramento County.

9 4. On or about August 14, 2006, MARIO FELLINI, III, obtained a  
10 real estate broker's license from the State of California.

11 5. On or about August 15, 2006, defendants GABRIEL RICHARD  
12 VIRAMONTES; MARIO FELLINI, III; and JAMES ROY MARTIN formed Esnian  
13 Mortgage Realty Network (hereinafter "Esnian"). Esnian's principal  
14 place of business was in Sacramento County.

15 6. At all relevant times alleged in this Indictment, defendant  
16 JOSEPH SALVATORE GALLO resided and conducted business in the County of  
17 Sacramento, in the State and Eastern District of California, and was  
18 licensed by the State of California as a real estate broker and as the  
19 designated broker officer of Freedom Capital Mortgage.

20 7. On or about January 3, 2005, defendant JOSEPH SALVATORE GALLO  
21 formed Freedom Capital Mortgage, whose principal place of business was  
22 in Sacramento County.

23 8. At all relevant times alleged in this Indictment, Washington  
24 Mutual Bank (doing business as Long Beach Mortgage Company), and  
25 Fremont Investment and Loan, were members of the Federal Deposit  
26 Insurance Corporation (FDIC), and were financial institutions within  
27 the meaning of 18 U.S.C. §§ 20 and 1956(c)(6).

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1 take over the homes and the loan payments from the purchasers;

2 c. That the homes would be purchased using 100% financing,  
3 requiring that no money need be paid by the purchasers;

4 d. That once the homes were purchased, the "pre-qualified"  
5 individuals would enter into contracts with the purchasers;

6 e. That each contract would require the "pre-qualified"  
7 individual to pay a deposit, usually at least \$5,000, to make the  
8 mortgage payments, and to pay all expenses, including but not limited  
9 to, property taxes, insurance, and maintenance.

10 f. That the "pre-qualified" individuals would then purchase  
11 the homes from the purchasers after two years for a price that was  
12 adjusted for appreciation of about seven to ten percent per year.

13 15. In truth and in fact, the defendants did not have "pre-  
14 qualified" individuals ready to move into the homes, pay the deposits,  
15 or take over loan payments and expenses. After title to the homes was  
16 placed in the names of the purchasers, the defendants did not produce  
17 individuals to move into the homes, pay deposits, pay the mortgage  
18 payments and other expenses for the purchasers, or contract to  
19 purchase the homes after two years from the straw purchasers. At  
20 least 19 homes were purchased in the names of at least 5 purchasers,  
21 with a total of over \$8 million in mortgage loans. In many instances,  
22 the purchasers were unable to make mortgage payments and other  
23 expenses, and the homes were lost in foreclosure or short-sales, in  
24 which the lenders purchased the homes for less than the loan amounts.

25 16. It was further part of the scheme and artifice to defraud  
26 that although defendants told purchasers that the homes were being  
27 sold below market value, unbenownst to the purchasers, the defendants  
28 caused the properties to be purchased at a price over the asking

1 price, in order to place the homes in the names of the purchasers  
2 without any out-of-pocket costs.

3 17. It was further part of the scheme and artifice to defraud  
4 that, in order to ensure that the purchasers qualified for loans to  
5 acquire the homes, the defendants submitted fraudulent loan  
6 applications on behalf of the purchasers, supplied false information  
7 to Washington Mutual Bank, Fremont Investment and Loan, and other  
8 lenders, and otherwise deceived those lenders as to the eligibility of  
9 the borrowers (purchasers) for such loans.

10 18. It was further part of the scheme and artifice to defraud  
11 that, in connection with applications for loans, defendants submitted  
12 and caused to be submitted materially false and fraudulent information  
13 to Washington Mutual Bank and Fremont Investment and Loan, by among  
14 other things, falsely inflating the purchasers' incomes, falsely  
15 stating that purchasers were employed at a specific job or self-  
16 employed in a specific line of work, or falsely stating that the  
17 properties would be occupied as primary residences by the purchasers.  
18 Defendants submitted and caused to be submitted such materially false  
19 and fraudulent information intending that Washington Mutual Bank and  
20 Fremont Investment and Loan would rely on such information in acting  
21 upon the loan applications.

22 IV. THE COUNTS

23 19. On or about the dates listed below, within the Eastern  
24 District of California, each of defendants JAMES ROY MARTIN; MARIO  
25 FELLINI, III; GABRIEL RICHARD VIRAMONTES; and JOSEPH SALVATORE GALLO  
26 executed and attempted to execute the scheme to defraud and to obtain  
27 funds by causing the federally insured financial institutions  
28 described below to issue mortgage loans set forth below, based on loan

1 applications containing materially false and fraudulent pretenses,  
 2 representations, and promises, as more specifically charged below:

<u>CT</u>	<u>DATE FUNDED</u>	<u>PROPERTY ADDRESS</u>	<u>FINANCIAL INSTITUTION</u>	<u>LOAN AMOUNT</u>
1	8/4/06	6020 Laguna Vale Way, Elk Grove, CA	Fremont Investment and Loan	\$348,000
2	8/4/06	6020 Laguna Vale Way, Elk Grove, CA	Fremont Investment and Loan	\$87,000
3	8/25/06	8519 Zoller Ct. Elk Grove, CA	Washington Mutual Bank	\$329,600
4	8/25/06	8519 Zoller Ct. Elk Grove, CA	Washington Mutual Bank	\$82,400
5	8/28/06	9829 Summer Glen Way, Elk Grove, CA	Washington Mutual Bank	\$349,600
6	8/28/06	9829 Summer Glen Way, Elk Grove, CA	Washington Mutual Bank	\$87,400
7	8/28/06	9302 Bennoel Ct. Elk Grove, CA	Washington Mutual Bank	\$346,400
8	8/28/06	9302 Bennoel Ct. Elk Grove, CA	Washington Mutual Bank	\$86,400
9	9/13/06	5822 Jared Ct. Elk Grove, CA	Washington Mutual Bank	\$322,800
10	9/13/06	5822 Jared Ct. Elk Grove, CA	Washington Mutual Bank	\$83,200
11	9/21/06	10205 Lofton Ct. Elk Grove, CA	Fremont Investment and Loan	\$349,200
12	9/21/06	10205 Lofton Ct. Elk Grove, CA	Fremont Investment and Loan	\$87,320
13	9/22/06	9783 Cervelli Way Elk Grove, CA	Fremont Investment and Loan	\$349,600
14	9/22/06	9783 Cervelli Way Elk Grove, CA	Fremont Investment and Loan	\$87,400

28 All in violation of Title 18, United States Code, Sections 1344 and 2.

1 COUNTS FIFTEEN THROUGH TWENTY-EIGHT: [18 U.S.C. § 1014 - False  
 2 Statements in Loan  
 3 Applications]

3 The Grand Jury further charges:

4 JAMES ROY MARTIN,  
 5 MARIO FELLINI, III, and  
 6 JOSEPH SALVATORE GALLO,

6 defendants herein, as follows:

7 1. The allegations contained in paragraphs one through eight of  
 8 Counts One through Fourteen of this Indictment are realleged and  
 9 incorporated herein.

10 2. On or about the dates set forth below, in the County of  
 11 Sacramento, State and Eastern District of California, and elsewhere,  
 12 defendants JAMES ROY MARTIN; MARIO FELLINI, III; and JOSEPH SALVATORE  
 13 GALLO, as listed below, knowingly caused false statements and reports  
 14 to be made for the purpose of influencing the lenders set forth below,  
 15 the accounts of which were then and there insured by the Federal  
 16 Deposit Insurance Corporation, in connection with home loans being  
 17 sought in the names of the straw purchasers including, by among other  
 18 things, falsely stating that each property would be occupied and was  
 19 intended to be occupied as the borrower's primary residence, and  
 20 falsely inflating each borrower's gross monthly income, as more fully  
 21 set forth below:

<u>CT</u>	<u>DATE OF LOAN APPLICATION</u>	<u>PROPERTY ADDRESS</u>	<u>LENDER</u>	<u>MANNER IN WHICH APPLICATION WAS FALSE</u>	<u>DEFENDANT</u>
15	7/20/06	6020 Laguna Vale Way, Elk Grove, CA	Fremont Investment and Loan	Owner occupied and gross monthly income of \$12,000	MARTIN GALLO

1	16	7/20/06	6020 Laguna Vale Way, Elk Grove, CA	Fremont Investment and Loan	Owner occupied and gross monthly income of \$12,000	MARTIN and GALLO
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3						
4	17	8/24/06	8519 Zoller Ct. Elk Grove, CA	Washington Mutual Bank	Owner occupied, gross monthly income of \$9,000, and that the borrower was employed as a Financial Analyst Exec at VFM for past 3 years	MARTIN and GALLO
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11	18	8/24/06	8519 Zoller Ct. Elk Grove, CA	Washington Mutual Bank	Owner occupied, gross monthly income of \$9,000, and that the borrower was employed as a Financial Analyst Exec at VFM for past 3 years	MARTIN and GALLO
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17	19	8/28/06	9829 Summer Glen Way, Elk Grove, CA	Washington Mutual Bank	Owner occupied and gross monthly income of \$12,100	MARTIN and GALLO
18						
19						
20	20	8/28/06	9829 Summer Glen Way, Elk Grove, CA	Washington Mutual Bank	Owner occupied and gross monthly income of \$12,100	MARTIN and GALLO
21						
22						
23	21	8/28/06	9302 Bennoel Ct. Elk Grove, CA	Washington Mutual Bank	Owner occupied and gross monthly income of \$11,271	MARTIN and GALLO
24						
25						
26	22	8/28/06	9302 Bennoel Ct. Elk Grove, CA	Washington Mutual Bank	Owner occupied and gross monthly income of \$11,271	MARTIN and GALLO
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1	23	9/13/06	5822 Jared Ct. Elk Grove, CA	Washington Mutual Bank	Owner occupied and gross monthly income of \$10,200	MARTIN and GALLO
2						
3						
4	24	9/13/06	5822 Jared Ct. Elk Grove, CA	Washington Mutual Bank	Owner occupied and gross monthly income of \$10,200	MARTIN and GALLO
5						
6						
7	25	9/21/06	10205 Lofton Ct. Elk Grove, CA	Fremont Investment and Loan	Owner occupied and gross monthly income of \$12,000	MARTIN and GALLO
8						
9						
10	26	9/21/06	10205 Lofton Ct. Elk Grove, CA	Fremont Investment and Loan	Owner occupied and gross monthly income of \$12,000	MARTIN and GALLO
11						
12						
13	27	9/22/06	9783 Cervelli Way Elk Grove, CA	Fremont Investment and Loan	Owner occupied and gross monthly income of \$10,200	MARTIN and FELLINI
14						
15						
16	28	9/22/06	9783 Cervelli Way Elk Grove, CA	Fremont Investment and Loan	Owner occupied and gross monthly income of \$10,200	MARTIN and FELLINI
17						
18						

19 All in violation of Title 18, United States Code, Sections 1014 and 2.  
 20 COUNTS TWENTY-NINE THROUGH THIRTY-FIVE: [18 U.S.C. § 1341 - Mail Fraud]

21  
 22 The Grand Jury further charges:

23 JAMES ROY MARTIN,  
 24 MARIO FELLINI, III, and  
 GABRIEL RICHARD VIRAMONTES,

25 defendants herein, as follows:

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1 I. INTRODUCTION

2 1. The allegations contained in paragraphs one through eight of  
3 Counts One through Fourteen of this Indictment are realleged and  
4 incorporated herein.

5 II. THE SCHEME TO DEFRAUD

6 2. Beginning at a time not known to the Grand Jury, but not  
7 later than approximately July, 2006, and continuing through October  
8 30, 2006, in the State and Eastern District of California and  
9 elsewhere, defendants JAMES ROY MARTIN; MARIO FELLINI, III; and  
10 GABRIEL RICHARD VIRAMONTES did knowingly devise and intend to devise a  
11 scheme and artifice to defraud and to obtain property by means of  
12 false and fraudulent pretenses, representations, and promises, and in  
13 furtherance thereof, caused the use of the United States mail, and  
14 other interstate commercial carriers.

15 3. The allegations contained in paragraphs eleven through  
16 eighteen of Counts One through Fourteen of this Indictment are  
17 realleged and incorporated herein.

18 4. As part of the scheme and artifice to defraud, defendants  
19 obtained loan brokerage commissions after the mortgage loans were  
20 funded. Further, defendants required the real estate agents to pay as  
21 illegal kickbacks, approximately half of the money paid as commissions  
22 to the real estate agents representing the purchasers. These  
23 kickbacks were paid outside of each of the escrow transactions,  
24 concealed from the lenders and purchasers of the homes, and in  
25 violation of Title 12, United States Code, Section 2607, and Title 24,  
26 Code of Federal Regulations, Section 3500.14.

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III. THE MAILINGS

5. On or about the dates listed below, within the Eastern District of California, and elsewhere, for the purposes of executing and attempting to execute the aforementioned scheme and artifice to defraud and attempting to do so, each of defendants JAMES ROY MARTIN; MARIO FELLINI, III; and GABRIEL RICHARD VIRAMONTES knowingly caused the mail matter described below to be deposited and to be sent and delivered by any private and commercial interstate carrier to the locations set forth below, as more specifically charged below:

<u>CT.</u>	<u>DATE</u>	<u>PROPERTY ADDRESS</u>	<u>RECIPIENT</u>	<u>CARRIER</u>
29	8/7/06	6020 Laguna Vale Way, Elk Grove, CA	Litton Loan Servicing LP, Houston, TX	FedEx
30	8/27/06	8519 Zoller Ct. Elk Grove, CA	National City Bank, Brecksville, OH	FedEx
31	8/28/06	9829 Summer Glen Way, Elk Grove, CA	Washington Mutual Bank, Milwaukee, WI	FedEx
32	8/28/06	9302 Bennoel Ct. Elk Grove, CA	Home Savings of America, Little Falls, MN	FedEx
33	9/13/06	5822 Jared Ct. Elk Grove, CA	Countrywide Home Loans, Simi Valley, CA	FedEx
34	9/21/06	10205 Lofton Ct. Elk Grove, CA	Fidelity National Title, Sacramento, CA	FedEx
35	9/21/06	9783 Cervelli Way, Elk Grove, CA	Fremont Investment and Loan, Concord, CA	California Overnight

All in violation of Title 18, United States Code, Sections 1341 and 2.

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1 COUNT THIRTY-SIX: [18 U.S.C. § 1956(h) - Conspiracy to Launder Funds]

2 The Grand Jury further charges:

3 JAMES ROY MARTIN,  
4 MARIO FELLINI, III,  
5 GABRIEL RICHARD VIRAMONTES, and  
6 JOSEPH SALVATORE GALLO,

7 defendants herein, beginning at a time unknown to the Grand Jury, but  
8 beginning no later than in or about July 2006, and continuing to on or  
9 about October 30, 2006, in the County of Sacramento, State and Eastern  
10 District of California and elsewhere, did knowingly conspire with each  
11 other and with others, known and unknown to the Grand Jury, to engage  
12 in monetary transactions affecting interstate commerce, to wit: to  
13 make and cause to be made bank account transfers, each of which were  
14 from and into bank accounts at Wells Fargo Bank, the accounts of which  
15 were then and there insured by the Federal Deposit Insurance  
16 Corporation, in criminally derived property of a value greater than  
17 \$10,000, which was derived from specified unlawful activity, that is,  
18 bank fraud, in violation of Title 18, United States Code, Section  
19 1344, as alleged in Counts 1 through 14 of this Indictment; false  
20 statements in loan applications, in violation of Title 18, United  
21 States Code, Section 1014, as alleged in Counts 15 through 28 of this  
22 Indictment; and mail fraud, in violation of Title 18, United States  
23 Code, Section 1341, as alleged in Counts 29 through 35 of this  
24 indictment; all in violation of Title 18, United States Code, Section  
25 1957.

26 During and in the course of the conspiracy, and for the purpose  
27 of carrying it out, the defendants conducted monetary transactions  
28 including, but not limited to, the following:

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1 a. On August 29, 2006, defendant JOSEPH SALVATORE GALLO  
2 transferred \$14,900 from the Freedom Capital account at Wells Fargo  
3 Bank into the VFM Mortgage and Investment Services account at Wells  
4 Fargo Bank;

5 b. On September 7, 2006, defendant JOSEPH SALVATORE GALLO  
6 transferred \$12,500 from the Freedom Capital account at Wells Fargo  
7 Bank into the VFM Mortgage and Investment Services account at Wells  
8 Fargo Bank;

9 c. On September 8, 2006, defendant MARIO FELLINI, III,  
10 transferred \$12,300 from his Wells Fargo Bank checking account into  
11 the VFM Mortgage and Investment Services account at Wells Fargo Bank;

12 d. On September 12, 2006, defendant MARIO FELLINI, III,  
13 transferred \$10,400 from his Wells Fargo Bank checking account into  
14 the VFM Mortgage and Investment Services account at Wells Fargo Bank;

15 e. On September 14, 2006, defendant MARIO FELLINI, III,  
16 transferred \$14,980 from his Wells Fargo Bank checking account to the  
17 VFM Mortgage and Investment Services account at Wells Fargo Bank;

18 f. On September 21, 2006, defendant MARIO FELLINI, III,  
19 transferred \$17,300 from his Wells Fargo Bank checking account into  
20 the VFM Mortgage and Investment Services account at Wells Fargo Bank;

21 g. On September 26, 2006, defendant MARIO FELLINI, III,  
22 transferred \$16,200 from his Wells Fargo Bank checking account into  
23 the VFM Mortgage and Investment Services account at Wells Fargo Bank;

24 h. On September 27, 2006, defendant MARIO FELLINI, III,  
25 transferred \$17,005 from his Wells Fargo Bank checking account into  
26 the VFM Mortgage and Investment Services account at Wells Fargo Bank;

27 and

28 ///

1 i. On September 28, 2006, defendant MARIO FELLINI, III,  
2 transferred \$16,000 from his Wells Fargo Bank checking account into  
3 the VFM Mortgage and Investment Services account at Wells Fargo Bank.

4 All in violation of Title 18, United States Codes, Section  
5 1956(h).

6 A TRUE BILL.

7 ~~/s/ Signature on file w/AUSA~~

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9 \_\_\_\_\_  
10 FOREPERSON

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13 McGREGOR W. SCOTT  
14 United States Attorney  
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**UNITED STATES DISTRICT COURT**

*Eastern District of California*

*Criminal Division*

**THE UNITED STATES OF AMERICA**

vs.

**JAMES ROY MARTIN,  
MARIO FELLINI, III,  
GABRIEL RICHARD VIRAMONTES, and  
JOSEPH SALVATORE GALLO**

2:07-CR-0432 EJC

**INDICTMENT**

**VIOLATION(S): 18 U.S.C. § 1344 - Bank Fraud (14 Counts);  
18 U.S.C. § 1014 - False Statements in Loan Applications (14 Counts);  
18 U.S.C. § 1341 - Mail Fraud (7 Counts);  
18 U.S.C. § 1956(h) - Conspiracy to Launder Funds**

*A true bill,*

LSI

*Foreman.*

*Filed in open court this \_\_\_\_\_ day*

*of \_\_\_\_\_, A.D. 20 \_\_\_\_\_*

*Clerk.*

*Bail, \$ \_\_\_\_\_*

**NO BAIL WARRANT**

**GREGORY G. HOLLOWS**

PENALTY SLIP  
(INDICTMENT)

**DEFENDANT: JAMES ROY MARTIN**

COUNTS ONE THROUGH FOURTEEN:

VIOLATION: 18 U.S.C. § 1344 - Bank Fraud

PENALTY: Not More Than 30 years imprisonment  
Not More Than \$1,000,000 fine, or both;  
5-years supervised release.

COUNTS FIFTEEN THROUGH TWENTY-EIGHT:

VIOLATION: 18 U.S.C. § 1014 - False Statements in Loan Applications

PENALTY: Not More Than 5 years imprisonment  
Not More Than \$250,000 fine, or both;  
3-years supervised release.

COUNTS TWENTY-NINE THROUGH THIRTY-FIVE:

VIOLATION: 18 U.S.C. § 1341 - Mail Fraud

PENALTY: Not More Than 20 years imprisonment  
Not More Than \$250,000 fine, or both;  
3-years supervised release.

COUNT THIRTY-SIX:

VIOLATION: 18 U.S.C. § 1956(h) - Conspiracy to Launder Funds

PENALTY: Not More Than 10 years imprisonment  
Not More Than \$250,000 fine, or both;  
3-years supervised release.

ASSESSMENT: Mandatory \$100 special assessment each count.

**DEFENDANT: MARIO FELLINI, III**

COUNTS ONE THROUGH FOURTEEN:

VIOLATION: 18 U.S.C. § 1344 - Bank Fraud

PENALTY: Not More Than 30 years imprisonment  
Not More Than \$1,000,000 fine, or both;  
5-years supervised release.

2:07-CR-0432 EAG

COUNTS FIFTEEN THROUGH TWENTY-EIGHT:

VIOLATION: 18 U.S.C. § 1014 - False Statements in Loan Applications

PENALTY: Not More Than 5 years imprisonment  
Not More Than \$250,000 fine, or both;  
3-years supervised release.

COUNTS TWENTY-NINE THROUGH THIRTY-FIVE:

VIOLATION: 18 U.S.C. § 1341 - Mail Fraud

PENALTY: Not More Than 20 years imprisonment  
Not More Than \$250,000 fine, or both;  
3-years supervised release.

COUNT THIRTY-SIX:

VIOLATION: 18 U.S.C. § 1956(h) - Conspiracy to Launder Funds

PENALTY: Not More Than 10 years imprisonment  
Not More Than \$250,000 fine, or both;  
3-years supervised release.

ASSESSMENT: Mandatory \$100 special assessment each count.

**DEFENDANT: GABRIEL RICHARD VIRAMONTES**

COUNTS ONE THROUGH FOURTEEN:

VIOLATION: 18 U.S.C. § 1344 - Bank Fraud

PENALTY: Not More Than 30 years imprisonment  
Not More Than \$1,000,000 fine, or both;  
5-years supervised release.

COUNTS TWENTY-NINE THROUGH THIRTY-FIVE:

VIOLATION: 18 U.S.C. § 1341 - Mail Fraud

PENALTY: Not More Than 20 years imprisonment  
Not More Than \$250,000 fine, or both;  
3-years supervised release.

COUNT THIRTY-SIX:

VIOLATION: 18 U.S.C. § 1956(h) - Conspiracy to Launder Funds

PENALTY: Not More Than 10 years imprisonment  
Not More Than \$250,000 fine, or both;  
3-years supervised release.

ASSESSMENT: Mandatory \$100 special assessment each count.

**DEFENDANT: JOSEPH SALVATORE GALLO**

COUNTS ONE THROUGH FOURTEEN:

VIOLATION: 18 U.S.C. § 1344 - Bank Fraud

PENALTY: Not More Than 30 years imprisonment  
Not More Than \$1,000,000 fine, or both;  
5-years supervised release.

COUNTS FIFTEEN THROUGH TWENTY-EIGHT:

VIOLATION: 18 U.S.C. § 1014 - False Statements in Loan Applications

PENALTY: Not More Than 5 years imprisonment  
Not More Than \$250,000 fine, or both;  
3-years supervised release.

COUNT THIRTY-SIX:

VIOLATION: 18 U.S.C. § 1956(h) - Conspiracy to Launder Funds

PENALTY: Not More Than 10 years imprisonment  
Not More Than \$250,000 fine, or both;  
3-years supervised release.

ASSESSMENT: Mandatory \$100 special assessment each count.