

FILED

United States District Court

SEP 19 2002

Eastern District of Missouri

UNITED STATES OF AMERICA

JUDGMENT IN A CRIMINAL CASE
U. S. DISTRICT COURT
EASTERN DISTRICT OF MO
ST. LOUIS

v

(For Offenses Committed On or After November 1, 1987)

DAVID C. HOPKINS

Case Number: 4:02CR279 DJS

THE DEFENDANT:

Defendant's Attorney

- pleaded guilty to count(s) I, II, & III of the Information on May 31, 2002
- pleaded nolo contendere to count(s) _____
which was accepted by the court.
- was found guilty on count(s) _____
after a plea of not guilty

ACCORDINGLY, the court has adjudicated that the defendant is guilty of the following offense(s):

| <u>Title & Section</u> | <u>Nature of Offense</u> | <u>Date Offense Concluded</u> | <u>Count Number(s)</u> |
|----------------------------|--------------------------|-------------------------------|------------------------|
| 18 USC 1343 and 2 | Wire Fraud | August 1, 1996 - June 2000 | I, II, III |

The defendant is sentenced as provided in pages 2 through 7 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

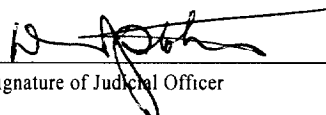
- The defendant has been found not guilty on count(s) _____
- Count(s) _____ dismissed on the motion of the United States.

IT IS FURTHER ORDERED that the defendant shall notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid.

Defendants Soc. Sec. No.: 484-66-6430
 Defendant's Date of Birth: 11-22-1951
 Defendant's USM No.: 28995-044

September 19, 2002
 Date of Imposition of Judgment

Defendant's Residence Address:
2005 Glenngate Estates Drive
O'Fallon, MO 63366


 Signature of Judicial Officer

Donald J. Stohr
United States District Judge
 Name & Title of Judicial Officer

Defendant's Mailing Address:
SAME AS ABOVE

September 19, 2002
 Date

DEFENDANT: DAVID HOPKINS

CASE NUMBER: 4:02CR279 DJS

IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a total term of 15 months

This sentence consists of a term of 15 months on each of Counts I through III, all such terms to be served concurrently.

The court makes the following recommendations to the Bureau of Prisons:

To the extent the defendant is qualified and space is available, that he be allowed to serve his term of incarceration at a Bureau of Prisons medical facility.

The defendant is remanded to the custody of the United States Marshal.

The defendant shall surrender to the United States Marshal for this district:

at _____ a.m./pm on _____

as notified by the United States Marshal.

The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons:

before 2 p.m. on _____

as notified by the United States Marshal

as notified by the Probation or Pretrial Services Office

RETURN

I have executed this judgment as follows:

Defendant delivered on _____ to _____
at _____, with a certified copy of this judgment.

UNITED STATES MARSHAL

By _____
Deputy U S Marshal

DEFENDANT: DAVID HOPKINSCASE NUMBER: 4:02CR279 DJS**SUPERVISED RELEASE**

Upon release from imprisonment, the defendant shall be on supervised release for a term of 3 years

This supervised release term consists of 3 years on each of Counts I through III, all such terms to run concurrently.

The defendant shall report to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.

The defendant shall not commit another federal, state, or local crime.

The defendant shall not illegally possess a controlled substance.

For offenses committed on after September 13, 1994:

The defendant shall refrain from any unlawful use of a controlled substance. The defendant shall submit to one drug test within 15 days of release from imprisonment and at least two periodic drug tests thereafter, as directed by the probation officer.

The above drug testing condition is suspended based on the court's determination that the defendant poses a low risk of future substance abuse. (Check, if applicable.)

The defendant shall not possess a firearm as defined in 18 U.S.C. § 921. (Check, if applicable.)

If this judgment imposes a fine or a restitution obligation, it shall be a condition of supervised release that the defendant pay any such fine or restitution that remains unpaid at the commencement of the term of supervised release in accordance with the Schedule of Payments set forth in the Criminal Monetary Penalties sheet of this judgment.

The defendant shall comply with the standard conditions that have been adopted by this court (set forth below). The defendant shall also comply with the additional conditions on the attached page (if indicated below).

STANDARD CONDITIONS OF SUPERVISION

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependents and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer ten days prior to any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view of the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.

DEFENDANT: DAVID HOPKINS

CASE NUMBER: 4:02CR279 DJS

ADDITIONAL SUPERVISED RELEASE TERMS

1. The defendant shall provide the U. S. Probation Office access to any requested financial information.
2. The defendant shall be prohibited from incurring new credit charges or opening additional lines of credit without the approval of the U. S. Probation office so long as there is a balance on the restitution amount imposed.
3. The defendant shall pay the restitution as previously ordered by the Court.

DEFENDANT: DAVID C. HOPKINSCASE NUMBER: 4:02CR279 DJS

ADDITIONAL RESTITUTION PAYEES

| <u>Name of Payee</u> | <u>** Total Amount of Loss</u> | <u>Amount of Restitution Ordered</u> | <u>Priority Order or Percentage of Payment</u> |
|----------------------|------------------------------------|--|--|
| Ameriquest | \$46,208.63 | \$46,208.63 | |
| Associates Home | \$23,333.76 | \$23,333.76 | |
| Commonwealth | \$35,125.00 | \$35,125.00 | |
| Countrywide | \$91,840.00 | \$91,840.00 | |
| Downey S & L | \$14,075.00 | \$14,075.00 | |
| Elite Mortgage | \$55,912.00 | \$55,912.00 | |
| Green Tree Financial | \$37,442.67 | \$37,442.67 | |
| Hartland Mortgage | \$35,400.00 | \$35,400.00 | |
| Household Finance | \$61,501.00 | \$61,501.00 | |
| IMC Mortgage | \$164,750.21 | \$164,750.21 | |
| Life Bank | \$45,100.00 | \$45,100.00 | |
| Litton Loan | \$59,321.00 | \$59,321.00 | |
| Mortgage Lenders | \$8,056.00 | \$8,056.00 | |
| Mortgage Solutions | \$36,000.00 | \$36,000.00 | |
| Mortgage USA | \$56,000.00 | \$56,000.00 | |
| NCS Mortgage | \$19,551.00 | \$19,551.00 | |
| New Century | \$402,056.00 | \$402,056.00 | |
| Ocwen | \$183,238.17 | \$183,238.17 | |
| Option One | \$204,922.00 | \$204,922.00 | |
| PanAm | \$85,290.00 | \$85,290.00 | |
| PCFS Provident | \$50,125.00 | \$50,125.00 | |
| Southern Pacific | \$115,250.00 | \$115,250.00 | |
| Title West | \$25,990.00 | \$25,990.00 | |
| Wendover Funding | \$23,360.00 | \$23,360.00 | |
| WMC Mortgage | \$41,678.00 | \$41,678.00 | |
| Wilshire | \$37,749.69 | \$37,749.69 | |

* Findings for the total amount of losses are required under Chapters 1 09A, 110, 110A, and 11 3A of Title 18 for offenses committed on or after September 13, 1994 but before April 23, 1996.

DEFENDANT: DAVID C. HOPKINS

CASE NUMBER: 4:02CR279 DJS

SCHEDULE OF PAYMENTS

Payments shall be applied in the following order: (1) assessment; (2) restitution; (3) fine principal; (4) cost of prosecution; (5) interest; (6) penalties.

Payment of the total fine and other criminal monetary penalties shall be due as follows:

- A in full immediately; or AS TO THE SPECIAL ASSESSMENT
- B _____ immediately, balance due (in accordance with C, D, or E); or
- C not later than _____, or
- D in installments to commence _____ day(s) after the date of this judgment. In the event the entire amount of criminal monetary penalties imposed is not paid prior to the commencement of supervision, the U.S. probation officer shall pursue collection of the amount due, and shall request the court to establish a payment schedule if appropriate; or
- E in _____ installments of _____ over a period of _____ to commence _____ after the date of this judgment.

The defendant will receive credit for all payments previously made toward any criminal monetary penalties imposed.

Special instructions regarding the payment of criminal monetary penalties:

Joint and Several

Payments of restitution are to be made to the Clerk of Court for transfer to the victims. The defendant shall participate in the Financial Responsibility Program at a rate determined by the Bureau of Prisons' staff in accordance with the requirements of the Inmate Financial Responsibility Program. Restitution payments shall commence no later than 30 days following the defendant's release from custody and shall be made in equal monthly installments of no less than \$100. Monthly restitution payments shall continue until the restitution is paid in full, except that no further payment shall be required after the sum of the amounts actually paid by all defendants has fully covered all of the compensable injuries. The defendant shall notify the United States Attorney' Office of any change of mailing or residence address that occurs while any portion of the sum remains unpaid.

- The defendant shall pay the cost of prosecution.
- The defendant shall pay the following court cost(s):

The defendant shall forfeit the defendant's interest in the following property to the United States:

Unless the court has expressly ordered otherwise in the special instructions above, if this judgment imposes a period of imprisonment payment of criminal monetary penalties shall be due during the period of imprisonment. All criminal monetary penalty payments, except those payments made through the Bureau of Prisons' Inmate Financial Responsibility Program are to be made as directed by the court, the probation officer, or the United States attorney.

UNITED STATES DISTRICT COURT -- EASTERN MISSOURI
INTERNAL RECORD KEEPING

AN ORDER, JUDGMENT OR ENDORSEMENT WAS SCANNED, FAXED AND/OR MAILED TO THE
FOLLOWING INDIVIDUALS ON 09/23/02 by kstamm
4:02cr279 USA vs Hopkins

COPIES FAXED AND/OR MAILED TO THE PARTIES LISTED BELOW AND THE
UNITED STATES PROBATION OFFICE AND UNITED STATES PRETRIAL SERVICE OFFICE.
IF THIS IS A JUDGMENT IN A CRIMINAL CASE SEND CERTIFIED COPIES TO THE
FOLLOWING: 4 Certified Copies to USM
2 Certified Copies to USP
1 Copy to Financial
1 Copy to O.S.U.

Eric Butts - 2761
Richard Fredman - 6512
Steven Muchnick - 3905

Fax: 314-621-7448
Fax: 314-454-1256
Fax: 314-539-7695

SCANNED & FAXED BY:

SEP 23 2002

SAJ