

**Advisory: Victims to be Informed of Trial of Robert Sacks,  
Shaun Rosiere and Diego Hernandez for Telemarketing Fraud,  
and to be Informed of Right to Be Heard at Sentencings**

On Jan. 4, 2009, jury selection will begin in the trial against Robert Sacks and Diego Hernandez for engaging in a fraudulent telemarketing scheme that occurred from in or about July 2004 through December 2008. Testimony would likely begin the next or following day. The trial will be in the courtroom of U.S. District Judge Garrett E. Brown, Jr.

Pursuant to the "Justice for All Act of 2004" (18 U.S.C. Sec. 3771), any victim of a criminal defendant's fraudulent acts is entitled to notice of public proceedings. In December, 2008, a federal grand jury indicted Robert Sacks and Diego Hernandez, among others, for conspiracy to commit mail and wire fraud, substantive counts of mail and wire fraud, conspiracy to commit bank fraud and aggravated identify theft, for debiting and/or attempting to debit over one hundred thousand bank accounts throughout the United States without the authorization or permission of the account holder.

Victims are entitled to be reasonably heard in any public proceeding, including a sentencing hearing. If you believe that you or your organization was a victim of the fraud, you have the right to be heard at the defendants' sentencings either by letter, email or in person by appearing at the sentencing hearings, which will take place at the Fisher Federal Building, 402 East State Street, Trenton, NJ 08608.

To date, 15 additional defendants have pleaded guilty to this and related schemes: Jan Ludvik, Siamak Saleki, Scott Salomon, Shaun Rosiere, John Hiley, Brigitte Freyermuth, Joseph Fuerte, Steven Mark, Ed Hansen, Peter Affatati, Ronald Sherman, Anthony Affatati, Benjamin Miednik, Kim Nichols and Robert Agostini.

If you have questions or would like further information regarding proceedings for these seventeen defendants, please contact Victim Witness Program Manager Shirley Estreicher at Shirley.Estreicher @usdoj.gov and please consult the U.S. Attorney's website at <http://www.justice.gov/usao/nj/press/2009releases.html> to determine if there has been any change in the date and time of trial and any subsequent sentencings.