



U.S. Department of Justice

United States Attorney's Office
District of Nevada
333 Las Vegas Blvd. South, Suite 5000
Las Vegas, NV 89101
Phone: (702) 388-6218
Fax: (702) 388-6418

Re: United States v. Open Market et al.

Dear Victim:

The United States Department of Justice believes it is important to keep victims of federal crime informed of court proceedings. This notice provides information about the above-referenced criminal case involving CMKM and the sale of its stock.

Charges have been filed against multiple defendants, see the indictments for names and charges.

The Crime Victims' Rights Act gives victims of criminal offenses in Federal court certain rights, including: (1) The right to be reasonably protected from the accused; (2) The right to reasonable, accurate, and timely notice of any public court proceeding, involving the crime, or of any release or escape of the accused; (3) The right not to be excluded from any such public court proceeding, unless the court, after receiving clear and convincing evidence, determines that testimony by the victim would be materially altered if the victim heard other testimony at that proceeding; (4) The right to be reasonably heard at any public proceeding in the district court involving release, plea, or sentencing; (5) The reasonable right to confer with the attorney for the Government in the case; (6) The right to full and timely restitution as provided in law; (7) The right to proceedings free from unreasonable delay; and (8) The right to be treated with fairness and with respect for the victim's dignity and privacy.

We will make our best efforts to ensure you are provided the rights described above. However, please note that our office cannot act as your attorney or provide legal advice to you. You may, of course, seek the advice and counsel of private-sector attorneys with respect to these rights or other related legal matters.

Please be aware that many criminal cases are resolved by a plea agreement between the United States Attorney's Office and the defendant. You should also be aware that it is not unusual for a defendant to seek to negotiate a plea agreement shortly before a trial is scheduled to begin. Plea agreements can be made at any time and such negotiations occasionally leave little or no opportunity to provide notice to you of the date and time of the plea hearing. If the court schedules a plea hearing in this case, we will use our best efforts to notify you of available information as soon as practicable. If you want to inform the prosecutor of your views regarding potential plea agreements, or any other aspect of the case, please contact me.

It is important to keep in mind that the defendant(s) are presumed innocent until proven

guilty at trial. That presumption requires that both the Court and our office take certain measures to ensure that justice is served. Honoring that presumption may limit our ability to respond to requests that might interfere with a fair trial.

Our office does not control the Court's schedule and hearing dates sometimes change on very short notice. If you plan on attending a hearing, you may want to call to confirm the date and time.

Sincerely,

Debra Waite
Victim Witness Specialist