

# United States District Court

FOR THE  
NORTHERN DISTRICT OF CALIFORNIA

VENUE: SAN FRANCISCO

**FILED**  
2012 SE. 18 P 4: 25  
RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

v.

**CR 12 678**

**MMC**

JAMES B. CATLEDGE and  
DEREK F.C. ELLIOTT,

**E-filing**

DEFENDANT(S).

## INDICTMENT

VIOLATIONS: Title 18, United States Code, Section 1349 –  
Conspiracy to Commit Mail Fraud; Title 18, United States Code,  
Section 1341 – Mail Fraud; Criminal Forfeiture – 18 U.S.C. § 981(a)  
(1)(c) and 28 U.S.C. § 2461(c)

A true bill.

*Julia Mann* Foreman

Filed in open court this 18 day of

SEPTEMBER, 2012

*William Noble* WILLIAM NOBLE Clerk

*CR12-0678 MMC*

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

*Summons for James Catledge* **NO BAIL WARRANT**  
*to appear Oct 5, 2012 at 9:30 am.* **For Derek Elliott**  
*Julia Mann*

AO 257 (Rev. 6/78)

**DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT**

BY:  COMPLAINT  INFORMATION  INDICTMENT  
 SUPERSEDING

**OFFENSE CHARGED**

VIOLATIONS: Title 18, United States Code, Section 1349 - Conspiracy to Commit Mail Fraud; Title 18, United States Code, Section 1341 - Mail Fraud; Criminal Forfeiture - 18 U.S.C. § 981(a)(1)(c) and 28 U.S.C. § 2461(c)

- Petty
- Minor
- Misdemeanor
- Felony

PENALTY: Please see attachment.

**E-filing**

Name of District Court, and/or Judge/Magistrate Location

NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

DEFENDANT - U.S.

JAMES B. CATLEDGE

DISTRICT COURT NUMBER  
**CR 12 678**

DEFENDANT

**MMC**

**PROCEEDING**

Name of Complainant Agency, or Person (& Title, if any)

UNITED STATES ATTORNEY'S OFFICE

person is awaiting trial in another Federal or State Court, give name of court

this person/proceeding is transferred from another district per (circle one) FRCrp 20, 21, or 40. Show District

this is a re prosecution of charges previously dismissed which were dismissed on motion of:

U.S. ATTORNEY  DEFENSE

SHOW DOCKET NO.

this prosecution relates to a pending case involving this same defendant

MAGISTRATE CASE NO.

prior proceedings or appearance(s) before U.S. Magistrate regarding this defendant were recorded under

Name and Office of Person Furnishing Information on this form MELINDA HAAG

U.S. Attorney  Other U.S. Agency

Name of Assistant U.S. Attorney (if assigned) JONATHAN SCHMIDT

**IS NOT IN CUSTODY**

Has not been arrested, pending outcome this proceeding.

- 1)  If not detained give date any prior summons was served on above charges
- 2)  Is a Fugitive
- 3)  Is on Bail or Release from (show District)

**IS IN CUSTODY**

- 4)  On this charge
  - 5)  On another conviction }  Federal  State
  - 6)  Awaiting trial on other charges
- If answer to (6) is "Yes", show name of institution

Has detainer been filed?  Yes  No

If "Yes" give date filed

DATE OF ARREST Month/Day/Year

Or... if Arresting Agency & Warrant were not

DATE TRANSFERRED TO U.S. CUSTODY Month/Day/Year

This report amends AO 257 previously submitted

**ADDITIONAL INFORMATION OR COMMENTS**

**PROCESS:**

SUMMONS  NO PROCESS\*  WARRANT

Bail Amount: \_\_\_\_\_

If Summons, complete following:

Arraignment  Initial Appearance

\* Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment

Defendant Address:

James Catledge, c/o David Chesnoff, Chesnoff & Schonfeld, 520 South Fourth Street, Las Vegas, Nevada 89101-6520

Date/Time: Oct. 5, 2012 at 9:30 AM Before Judge: JOSEPH C. SPERO

Comments:

ATTACHMENT: MAXIMUM STATUTORY PENALTIES

DEFENDANT: James B. Catledge

**COUNT ONE**

VIOLATION: 18 USC Section 1349 -- Conspiracy to Commit Mail Fraud

PENALTY: Maximum prison sentence - 20 years  
Maximum fine - \$250,000 or twice the value of the property involved in the transaction, whichever is greater  
Maximum supervised release term - 3 years  
Mandatory special assessment - \$100  
Restitution - As determined by the Court

**COUNTS TWO THROUGH FOUR**

VIOLATION: 18 USC Section 1341 -- Mail Fraud

PENALTY: Maximum prison sentence - 20 years  
Maximum fine - \$250,000 or twice the value of the property involved in the transaction, whichever is greater  
Maximum supervised release term - 3 years  
Mandatory special assessment \$100  
Restitution - as determined by the Court

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MELINDA HAAG (CSBN 132612)  
United States Attorney

**FILED**

2012 SE. 18 P 4: 25

RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
*[Signature]*

**E-filing**

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

**MMC**

**CR 12 678**  
No. CR

UNITED STATES OF AMERICA, )  
 )  
Plaintiff, )  
 )  
v. )  
 )  
JAMES B. CATLEDGE and )  
DEREK F.C. ELLIOTT, )  
 )  
Defendants. )

**VIOLATIONS:** Title 18, United States Code, Section 1349 – Conspiracy to Commit Mail Fraud; Title 18, United States Code, Section 1341 – Mail Fraud; Criminal Forfeiture – 18 U.S.C. § 981(a)(1)(c) and 28 U.S.C. § 2461(c)

INDICTMENT

The Grand Jury charges:

Introductory Allegations

1. Defendant James B. CATLEDGE was the founder of various multi-level marketing entities including Impact America, Impact Net Worth, LLC, and Net Worth Solutions, LLC (collectively referred to as “Impact”) that sold, among other things, investments in resorts in the Dominican Republic (“DR”). CATLEDGE controlled all the Impact entities. Impact sold investments in these DR resorts through a sales force made up of many individuals who promoted these resorts and recruited investors. Members of the Impact sales force worked on commissions.

INDICTMENT



1 the Impact sales force, sold approximately \$91.3 million worth of investments in the Juan Dolio  
2 corporation. As detailed below, CATLEDGE and ELLIOTT defrauded investors by failing to  
3 tell investors that CATLEDGE and ELLIOTT were diverting a substantial portion of investor  
4 money to commissions and other projects.

5 9. In furtherance of the scheme to defraud, and to obtain money, CATLEDGE,  
6 ELLIOTT, and the Impact sales force acting at their direction, made and caused to be made  
7 material misrepresentations to potential and actual investors and omitted material facts from  
8 them, including the following:

9 (a) Investors were not told that the full commissions totaled approximately 44  
10 percent. In some instances, investors were not told about commissions at all, and in others only  
11 that the sales force took 10-12 percent commissions on each investment;

12 (b) Investors were provided misleading promotional materials, which tied the  
13 Juan Dolio corporation investors' money to renovating the resort, but failed to disclose that the  
14 renovations were underfunded and that investors' money would be used on other projects;

15 (c) Investors were told that the Residence investment had an annual rate of  
16 return of 8-12 percent for five years; however, CATLEDGE and ELLIOTT failed to disclose that  
17 they knew this rate of return was unsupportable and could not be achieved; and

18 (d) Investors were told that the Passport investment had a "5 year projected  
19 profit" of approximately 480 percent based on room revenue and resort appreciation; however,  
20 CATLEDGE and ELLIOTT failed to disclose that they knew this projected profit was  
21 unsupportable and could not be achieved.

22 10. CATLEDGE and ELLIOTT collected approximately \$91.3 million from investors  
23 in the Juan Dolio corporation. Of that amount, they spent approximately \$13.4 million on  
24 renovations of the Juan Dolio resort, and diverted approximately \$68.6 million to commissions,  
25 other projects, and NUF payments to Residence investors.

26 COUNT ONE: (18 U.S.C. § 1349 – Conspiracy to Commit Mail Fraud)

27 11. Paragraphs 1 through 10 are realleged as if fully set forth herein.

28 12. Beginning at a time unknown to the Grand Jury, but no later than in or about

1 August 2006, and continuing until in or about July 2008, in the Northern District of California  
2 and elsewhere, the defendants,

3  
4 JAMES B. CATLEDGE and  
DEREK F.C. ELLIOTT,

5 did knowingly conspire to devise a material scheme and artifice to defraud investors, and to  
6 obtain money and property from investors by means of materially false and fraudulent pretenses,  
7 representations, and promises, and by material omissions, and did knowingly cause the United  
8 States mails and interstate carriers to be used for the purpose of executing and attempting to  
9 execute this scheme, in violation of Title 18, United States Code, Section 1341.

10 All in violation of Title 18, United States Code, Section 1349.

11 COUNTS TWO THROUGH FOUR: (18 U.S.C. § 1341 – Mail Fraud)

12 13. Paragraphs 1 through 10 are realleged as if fully set forth herein.

13 14. On or about the dates set forth below, in the Northern District of California and  
14 elsewhere, the defendants,

15 JAMES B. CATLEDGE and  
16 DEREK F.C. ELLIOTT,

17 having devised a scheme and artifice to defraud, and to obtain money and property from victims  
18 by means of materially false and fraudulent pretenses, representations, and promises, and by  
19 material omissions, did, for the purpose of executing their scheme and artifice to defraud,  
20 knowingly cause the mail matter listed below to be deposited, sent, and delivered by the United  
21 States Postal Service and interstate carriers:

COUNT	DATE OF MAILING	ITEM MAILED
2	October 2, 2007	Quarterly NUF payment and newsletter to investor FJ in Hercules, CA
3	April 9, 2008	Quarterly NUF payment and newsletter to investor FJ in Hercules, CA
4	July 17, 2008	Letter re Residence investment and newsletter to investor FJ in Hercules, CA

Each in violation of Title 18, United States Code, Section 1341.

FORFEITURE ALLEGATION: (18 U.S.C. § 981(a)(1)(c) and 28 U.S.C. § 2461(c))

15. The allegations of Counts One through Four of this Indictment are realleged as if fully set forth herein.

16. Upon a conviction of any of the offenses alleged in Counts One through Four, the defendants,

JAMES B. CATLEDGE and  
DEREK F.C. ELLIOTT,

shall forfeit to the United States, pursuant to Title 18 U.S.C. § 981(a)(1)(c) and Title 28 U.S.C. § 2461(c), any property, real or personal, which constitutes and is derived from proceeds traceable to a violation of the offenses alleged in Counts One through Four.

17. If any of the property described above, as a result of any act or omission of the defendants:

- (a) cannot be located upon the exercise of due diligence;
- (b) has been transferred or sold to, or deposited with, a third party;
- (c) has been placed beyond the jurisdiction of the court;
- (d) has been substantially diminished in value; or
- (e) has been commingled with other property which cannot be divided without difficulty,

any and all interest any defendant has in any other property (not to exceed the value of the above forfeitable property) shall be forfeited to the United States pursuant to Title 21, United States Code, Section 853(p), as incorporated by Title 18, United States Code, Section 982(b)(1).

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1 The forfeiture is authorized by Title 18, United States Code, Section 981(a)(1)(c) and  
2 Title 28, United States Code, Section 2461(c); Title 21, United States Code, Section 853(p) as  
3 incorporated by Title 18, United States Code, Section 982(b)(1); and Federal Rule of Criminal  
4 Procedure 32.2.

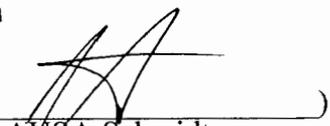
5  
6 DATED: September 18, 2012

A TRUE BILL.

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9 FOREPERSON

10 MELINDA HAAG  
11 United States Attorney

12   
13 MIRANDA KANE  
14 Chief, Criminal Division

15 (Approved as to form: )  
16 AUSA Schmidt

United States District Court  
Northern District of California

CRIMINAL COVER SHEET

FILED  
2012 SE.  
E-filing  
25  
RICHARD W. VIXEN  
CLERK U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

**Instructions:** Effective January 3, 2012, this Criminal Cover Sheet must be completed and submitted along with the Defendant Information Form, for each new criminal case. Please place this form on top of the Defendant Information Form.

Case Name:

USA v. JAMES B. CATLEDGE and DEREK F.C. ELLIOTT

Case Number: **CR 12 678 MMC**

Total Number of Defendants:

1 \_\_\_\_\_ 2-7  8 or more \_\_\_\_\_

Is This Case Under Seal?

Yes \_\_\_\_\_ No

Does this case involve ONLY charges under 8 U.S.C. § 1325 and/or 1326?

Yes \_\_\_\_\_ No

Venue (Per Crim. L.R. 18-1):

SF  OAK \_\_\_\_\_ SJ \_\_\_\_\_

Is this a death-penalty-eligible RICO Act gang case?

Yes \_\_\_\_\_ No

Assigned AUSA (Lead Attorney):

JONATHAN SCHMIDT

Comments:

Date Submitted:

September 18, 2012



AO 257 (Rev. 6/78)

**DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT**

BY:  COMPLAINT  INFORMATION  INDICTMENT  
 SUPERSEDING

**OFFENSE CHARGED**

VIOLATIONS: Title 18, United States Code, Section 1349 – Conspiracy to Commit Mail Fraud; Title 18, United States Code, Section 1341 – Mail Fraud; Criminal Forfeiture – 18 U.S.C. § 981(a)(1)(c) and 28 U.S.C. § 2461(c)

- Petty
- Minor
- Misdemeanor
- Felony

PENALTY: Please see attachment.

E-filing

Name of District Court, and/or Judge/Magistrate Location

NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

DEFENDANT - U.S.

DEREK F.C. ELLIOTT

DISTRICT COURT NUMBER

CR 12 678

2012 SE. 18 P 4:25  
FILED  
CLERK OF DISTRICT COURT  
SAN FRANCISCO, CALIFORNIA  
MMC

**PROCEEDING**

Name of Complainant Agency, or Person (& Title, if any)

UNITED STATES ATTORNEY'S OFFICE

person is awaiting trial in another Federal or State Court, give name of court

this person/proceeding is transferred from another district per (circle one) FRCrp 20, 21, or 40. Show District

this is a re prosecution of charges previously dismissed which were dismissed on motion of:  
 U.S. ATTORNEY  DEFENSE

SHOW DOCKET NO.

this prosecution relates to a pending case involving this same defendant

MAGISTRATE CASE NO.

prior proceedings or appearance(s) before U.S. Magistrate regarding this defendant were recorded under

Name and Office of Person Furnishing Information on this form MELINDA HAAG

U.S. Attorney  Other U.S. Agency

Name of Assistant U.S. Attorney (if assigned) JONATHAN SCHMIDT

**DEFENDANT**

**IS NOT IN CUSTODY**

- 1)  Has not been arrested, pending outcome this proceeding. If not detained give date any prior summons was served on above charges
- 2)  Is a Fugitive
- 3)  Is on Bail or Release from (show District)

**IS IN CUSTODY**

- 4)  On this charge
- 5)  On another conviction }  Federal  State
- 6)  Awaiting trial on other charges  
If answer to (6) is "Yes", show name of institution

Has detainer been filed?  Yes  No } If "Yes" give date filed

DATE OF ARREST Month/Day/Year

Or... if Arresting Agency & Warrant were not

DATE TRANSFERRED TO U.S. CUSTODY Month/Day/Year

This report amends AO 257 previously submitted

**ADDITIONAL INFORMATION OR COMMENTS**

**PROCESS:**

SUMMONS  NO PROCESS\*  WARRANT

Bail Amount: \_\_\_\_\_

If Summons, complete following:

Arraignment  Initial Appearance

\* Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment

Defendant Address:

Date/Time: \_\_\_\_\_ Before Judge: \_\_\_\_\_

Comments:

ATTACHMENT: MAXIMUM STATUTORY PENALTIES

DEFENDANT: Derek F.C. Elliott

**COUNT ONE**

VIOLATION: 18 USC Section 1349 -- Conspiracy to Commit Mail Fraud

PENALTY: Maximum prison sentence - 20 years  
Maximum fine - \$250,000 or twice the value of the property involved in the transaction, whichever is greater  
Maximum supervised release term - 3 years  
Mandatory special assessment - \$100  
Restitution - As determined by the Court

**COUNTS TWO THROUGH FOUR**

VIOLATION: 18 USC Section 1341 -- Mail Fraud

PENALTY: Maximum prison sentence - 20 years  
Maximum fine - \$250,000 or twice the value of the property involved in the transaction, whichever is greater  
Maximum supervised release term - 3 years  
Mandatory special assessment \$100  
Restitution - as determined by the Court

1 MELINDA HAAG (CSBN 132612)  
United States Attorney

**FILED**

2012 SE. 18 P 4: 25

RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIF.  
*[Signature]*

**E-filing**

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

**MMC**

**CR 12 678**  
No. CR

12 UNITED STATES OF AMERICA, )  
13 Plaintiff, )  
14 v. )  
15 JAMES B. CATLEDGE and )  
DEREK F.C. ELLIOTT, )  
16 Defendants. )  
17

VIOLATIONS: Title 18, United States Code, Section 1349 – Conspiracy to Commit Mail Fraud; Title 18, United States Code, Section 1341 – Mail Fraud; Criminal Forfeiture – 18 U.S.C. § 981(a)(1)(c) and 28 U.S.C. § 2461(c)

19 INDICTMENT

20 The Grand Jury charges:

21 Introductory Allegations

22 1. Defendant James B. CATLEDGE was the founder of various multi-level  
23 marketing entities including Impact America, Impact Net Worth, LLC, and Net Worth Solutions,  
24 LLC (collectively referred to as “Impact”) that sold, among other things, investments in resorts in  
25 the Dominican Republic (“DR”). CATLEDGE controlled all the Impact entities. Impact sold  
26 investments in these DR resorts through a sales force made up of many individuals who  
27 promoted these resorts and recruited investors. Members of the Impact sales force worked on  
28 commissions.

INDICTMENT



1 the Impact sales force, sold approximately \$91.3 million worth of investments in the Juan Dolio  
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3 tell investors that CATLEDGE and ELLIOTT were diverting a substantial portion of investor  
4 money to commissions and other projects.

5 9. In furtherance of the scheme to defraud, and to obtain money, CATLEDGE,  
6 ELLIOTT, and the Impact sales force acting at their direction, made and caused to be made  
7 material misrepresentations to potential and actual investors and omitted material facts from  
8 them, including the following:

9 (a) Investors were not told that the full commissions totaled approximately 44  
10 percent. In some instances, investors were not told about commissions at all, and in others only  
11 that the sales force took 10-12 percent commissions on each investment;

12 (b) Investors were provided misleading promotional materials, which tied the  
13 Juan Dolio corporation investors' money to renovating the resort, but failed to disclose that the  
14 renovations were underfunded and that investors' money would be used on other projects;

15 (c) Investors were told that the Residence investment had an annual rate of  
16 return of 8-12 percent for five years; however, CATLEDGE and ELLIOTT failed to disclose that  
17 they knew this rate of return was unsupportable and could not be achieved; and

18 (d) Investors were told that the Passport investment had a "5 year projected  
19 profit" of approximately 480 percent based on room revenue and resort appreciation; however,  
20 CATLEDGE and ELLIOTT failed to disclose that they knew this projected profit was  
21 unsupportable and could not be achieved.

22 10. CATLEDGE and ELLIOTT collected approximately \$91.3 million from investors  
23 in the Juan Dolio corporation. Of that amount, they spent approximately \$13.4 million on  
24 renovations of the Juan Dolio resort, and diverted approximately \$68.6 million to commissions,  
25 other projects, and NUF payments to Residence investors.

26 COUNT ONE: (18 U.S.C. § 1349 – Conspiracy to Commit Mail Fraud)

27 11. Paragraphs 1 through 10 are realleged as if fully set forth herein.

28 12. Beginning at a time unknown to the Grand Jury, but no later than in or about

1 August 2006, and continuing until in or about July 2008, in the Northern District of California  
 2 and elsewhere, the defendants,

3  
 4 JAMES B. CATLEDGE and  
 DEREK F.C. ELLIOTT,

5 did knowingly conspire to devise a material scheme and artifice to defraud investors, and to  
 6 obtain money and property from investors by means of materially false and fraudulent pretenses,  
 7 representations, and promises, and by material omissions, and did knowingly cause the United  
 8 States mails and interstate carriers to be used for the purpose of executing and attempting to  
 9 execute this scheme, in violation of Title 18, United States Code, Section 1341.

10 All in violation of Title 18, United States Code, Section 1349.

11 COUNTS TWO THROUGH FOUR: (18 U.S.C. § 1341 – Mail Fraud)

12 13. Paragraphs 1 through 10 are realleged as if fully set forth herein.

13 14. On or about the dates set forth below, in the Northern District of California and  
 14 elsewhere, the defendants,

15 JAMES B. CATLEDGE and  
 16 DEREK F.C. ELLIOTT,

17 having devised a scheme and artifice to defraud, and to obtain money and property from victims  
 18 by means of materially false and fraudulent pretenses, representations, and promises, and by  
 19 material omissions, did, for the purpose of executing their scheme and artifice to defraud,  
 20 knowingly cause the mail matter listed below to be deposited, sent, and delivered by the United  
 21 States Postal Service and interstate carriers:

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 23

COUNT	DATE OF MAILING	ITEM MAILED
2	October 2, 2007	Quarterly NUF payment and newsletter to investor FJ in Hercules, CA
3	April 9, 2008	Quarterly NUF payment and newsletter to investor FJ in Hercules, CA
4	July 17, 2008	Letter re Residence investment and newsletter to investor FJ in Hercules, CA

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1 Each in violation of Title 18, United States Code, Section 1341.

2 FORFEITURE ALLEGATION: (18 U.S.C. § 981(a)(1)(c) and 28 U.S.C. § 2461(c))

3 15. The allegations of Counts One through Four of this Indictment are realleged  
4 as if fully set forth herein.

5 16. Upon a conviction of any of the offenses alleged in Counts One through Four,  
6 the defendants,

7 JAMES B. CATLEDGE and  
8 DEREK F.C. ELLIOTT,

9 shall forfeit to the United States, pursuant to Title 18 U.S.C. § 981(a)(1)(c) and Title 28 U.S.C. §  
10 2461(c), any property, real or personal, which constitutes and is derived from proceeds traceable  
11 to a violation of the offenses alleged in Counts One through Four.

12 17. If any of the property described above, as a result of any act or omission  
13 of the defendants:

- 14 (a) cannot be located upon the exercise of due diligence;  
15 (b) has been transferred or sold to, or deposited with, a third party;  
16 (c) has been placed beyond the jurisdiction of the court;  
17 (d) has been substantially diminished in value; or  
18 (e) has been commingled with other property which cannot be divided without  
19 difficulty,

20 any and all interest any defendant has in any other property (not to exceed the value of the above  
21 forfeitable property) shall be forfeited to the United States pursuant to Title 21, United States  
22 Code, Section 853(p), as incorporated by Title 18, United States Code, Section 982(b)(1).

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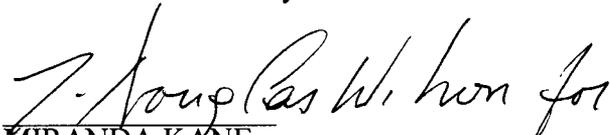
1 The forfeiture is authorized by Title 18, United States Code, Section 981(a)(1)(c) and  
2 Title 28, United States Code, Section 2461(c); Title 21, United States Code, Section 853(p) as  
3 incorporated by Title 18, United States Code, Section 982(b)(1); and Federal Rule of Criminal  
4 Procedure 32.2.

5  
6 DATED: September 18, 2012

A TRUE BILL.

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8   
9 FOREPERSON

10 MELINDA HAAG  
11 United States Attorney

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13 MIRANDA KANE  
14 Chief, Criminal Division

15 (Approved as to form: )  
16 AUSA Schmidt

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United States District Court  
Northern District of California

CRIMINAL COVER SHEET

FILED  
2012 SE.  
E-filing  
SEP 25 11 25 AM '12  
U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

**Instructions:** Effective January 3, 2012, this Criminal Cover Sheet must be completed and submitted along with the Defendant Information Form, for each new criminal case. Please place this form on top of the Defendant Information Form.

Case Name:

USA v. JAMES B. CATLEDGE and DEREK F.C. ELLIOTT

Case Number: **CR 12 678 MMC**

Total Number of Defendants:

1 \_\_\_\_\_ 2-7  8 or more \_\_\_\_\_

Is This Case Under Seal?

Yes \_\_\_\_\_ No

Does this case involve ONLY charges under 8 U.S.C. § 1325 and/or 1326?

Yes \_\_\_\_\_ No

Venue (Per Crim. L.R. 18-1):

SF  OAK \_\_\_\_\_ SJ \_\_\_\_\_

Is this a death-penalty-eligible RICO Act gang case?

Yes \_\_\_\_\_ No

Assigned AUSA (Lead Attorney):

JONATHAN SCHMIDT

Comments:

[Empty box for comments]

Date Submitted:

September 18, 2012

PRINT