

Sep 26, 2019
ANGELA E. NOBLE
CLERK U.S. DIST. CT.
S.D. OF FLA. - MIAMI

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
19-20626-CR-WILLIAMS/TORRES**
Case No. _____

**18 U.S.C. § 1956(h)
18 U.S.C. § 982(a)(1)**

UNITED STATES OF AMERICA

vs.

JUAN SEBASTIAN ESPINOZA CALDERON,

Defendant.

_____ /

INFORMATION

The United States charges that:

CONSPIRACY TO COMMIT MONEY LAUNDERING
(18 U.S.C. § 1956)

Beginning in or around at least April 2014, through in or around at least January 2015, in Miami-Dade County, in the Southern District of Florida, and elsewhere, the defendant,

JUAN SEBASTIAN ESPINOZA CALDERON,

did knowingly and willfully combine, conspire, confederate, and agree, with others known and unknown, to violate Title 18, United States Code, Section 1956, that is:

- a. to knowingly conduct a financial transaction affecting interstate or foreign commerce, which transaction involved the proceeds of specified unlawful activity, knowing that the property involved in the financial transaction represented the proceeds of some form of unlawful activity, and knowing that such transaction was designed in whole and in part to conceal and disguise the nature, the location, the source, the ownership and the control of the proceeds of specified unlawful activity, in violation of Title 18, United States Code, Section 1956(a)(1)(B)(i);

b. to transport, transmit and transfer and attempt to transport, transmit and transfer funds to or through a place in the United States from a place outside the United States, or from a place in the United States to or through a place outside the United States, knowing that the funds involved in the transportation, transmission and transfer represented the proceeds of some form of unlawful activity, and knowing that the transportation, transmission and transfer was designed in whole and in part to conceal and disguise the nature, the location, the source, the ownership and the control of the proceeds of specified unlawful activity, in violation of Title 18, United States Code, Section 1956(a)(2)(B)(i); and

c. to transport, transmit and transfer and attempt to transport, transmit and transfer funds to or through a place in the United States from a place outside the United States, or from a place in the United States to or through a place outside the United States, with the intent to promote the carrying on of specified unlawful activity, in violation of Title 18, United States Code, Section 1956(a)(2)(A).

It is further alleged that the specified unlawful activities are: (i) violations of the Foreign Corrupt Practices Act (“FCPA”), in violation of Title 15, United States Code, Sections 78dd-2 and 78dd-3; and (ii) offenses against a foreign nation involving bribery of a public official in violation of foreign law, specifically the Ecuadorian Penal Code, pursuant to Title 18, United States Code, Section 1956(c)(7)(B)(iv).

All in violation of Title 18, United States Code, Section 1956(h).

FORFEITURE
(18 U.S.C. § 982(a)(1))

1. The allegations contained in this Information are re-alleged and incorporated by reference as though fully set forth herein for the purpose of alleging forfeiture to the United States of certain property in which the defendant, **JUAN SEBASTIAN ESPINOZA CALDERON**, has

an interest.

2. Upon conviction of a violation of Title 18, United States Code, Section 1956, as alleged in this Information, the defendant shall forfeit to the United States all property, real or personal, involved in such offense, or any property traceable to such property, pursuant to Title 18, United States Code, Section 982(a)(1).

3. If any of the above-described forfeitable property, as a result of any act or omission of the defendant:

- (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;

the United States shall be entitled to forfeiture of substitute property under the provisions of Title 21, United States Code, Section 853(p), as incorporated by Title 18, United States Code, Section 982(b)(1).

All pursuant to Title 18, United States Code, Section 982(a)(1) and the procedures set forth in Title 21, United States Code, Section 853, as incorporated by Title 18, United States Code, Section 982(b)(1).



ROBERT ZINK, CHIEF
CRIMINAL DIVISION, FRAUD SECTION
U.S. DEPARTMENT OF JUSTICE

Maryann McCarthy
For: DEBORAH L. CONNOR, CHIEF
CRIMINAL DIVISION, MONEY LAUNDERING
& ASSET RECOVERY SECTION
U.S. DEPARTMENT OF JUSTICE

By: *B L*
BRIAN YOUNG, SENIOR TRIAL ATTORNEY
LORINDA LARYEA, ASSISTANT CHIEF
DAVID FUHR, TRIAL ATTORNEY
KATHERINE RAUT, TRIAL ATTORNEY
CRIMINAL DIVISION, FRAUD SECTION

By: *Maryann McCarthy*
RANDALL WARDEN, TRIAL ATTORNEY
MARY ANN MCCARTHY, TRIAL ATTORNEY
CRIMINAL DIVISION, MONEY LAUNDERING
& ASSET RECOVERY SECTION

UNITED STATES OF AMERICA

CASE NO. _____

v.

JUAN SEBASTIAN ESPINOZA CALDERON

CERTIFICATE OF TRIAL ATTORNEY*

Superseding Case Information:

_____ Defendant. /

Court Division: (Select One)
 Miami Key West
 FTL WPB FTP

New defendant(s) Yes No
 Number of new defendants _____
 Total number of counts _____

1. I have carefully considered the allegations of the indictment, the number of defendants, the number of probable witnesses and the legal complexities of the Indictment/Information attached hereto.
2. I am aware that the information supplied on this statement will be relied upon by the Judges of this Court in setting their calendars and scheduling criminal trials under the mandate of the Speedy Trial Act, Title 28 U.S.C. Section 3161.
3. Interpreter: (Yes or No) Yes _____
 List language and/or dialect SPANISH
4. This case will take 0 days for the parties to try.
5. Please check appropriate category and type of offense listed below:

(Check only one)	(Check only one)
I 0 to 5 days <input checked="" type="checkbox"/>	Petty _____
II 6 to 10 days _____	Minor _____
III 11 to 20 days _____	Misdem. _____
IV 21 to 60 days _____	Felony <input checked="" type="checkbox"/>
V 61 days and over _____	

6. Has this case previously been filed in this District Court? (Yes or No) No
 If yes: Judge Case No. _____
 (Attach copy of dispositive order)
 Has a complaint been filed in this matter? (Yes or No) No
 If yes: Magistrate Case No. _____
 Related miscellaneous numbers: 18-20312-CR-COOKE
 Defendant(s) in federal custody as of _____
 Defendant(s) in state custody as of _____
 Rule 20 from the District of _____

Is this a potential death penalty case? (Yes or No) No

7. Does this case originate from a matter pending in the Central Region of the U.S. Attorney's Office prior to August 9, 2013 (Mag. Judge Alicia O. Valle)? Yes No
8. Does this case originate from a matter pending in the Northern Region U.S. Attorney's Office prior to August 8, 2014 (Mag. Judge Shaniek Maynard)? Yes No

Maryann McCauley
 Trial
 ASSISTANT UNITED STATES ATTORNEY
 Court ID No. A5501634

*Penalty Sheet(s) attached

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

PENALTY SHEET

Defendant's Name: JUAN SEBASTIAN ESPINOZA CALDERON

Case No: _____

Count #: 1

Conspiracy to Commit Money Laundering

Title 18, United States Code, Section 1956(h)

*** Max. Penalty:** Twenty (20) years' imprisonment

***Refers only to possible term of incarceration, does not include possible fines, restitution, special assessments, parole terms, or forfeitures that may be applicable.**

AO 455 (Rev. 01/09) Waiver of an Indictment

UNITED STATES DISTRICT COURT

for the
Southern District of Florida

United States of America)	
v.)	Case No.
Juan Sebastian Espinoza Calderon)	
_____)	
<i>Defendant</i>)	

WAIVER OF AN INDICTMENT

I understand that I have been accused of one or more offenses punishable by imprisonment for more than one year. I was advised in open court of my rights and the nature of the proposed charges against me.

After receiving this advice, I waive my right to prosecution by indictment and consent to prosecution by information.

Date: _____

Defendant's signature

Signature of defendant's attorney

Lilly Anne Sanchez, Esq.

Printed name of defendant's attorney

Judge's signature

Judge's printed name and title