

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA)
)
Plaintiff,)
)
v.)
)
ANDREY GHINKUL)
a/k/a Andrei Ghincul)
a/k/a "smilex,")
)
MAKSIM VIKTOROVICH YAKUBETS)
a/k/a "aqua,")
)
IGOR TURASHEV)
a/k/a "nintutu,")
)
MAKSIM MAZILOV)
a/k/a "caramba," and,)
)
ANDREY SHKOLOVOY)
a/k/a "caramba,")
)
Defendants.)

Civil Action No. 15-1315
**FILED EX PARTE
AND UNDER SEAL**

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WEST. DIST. OF PENNSYLVANIA

**MOTION FOR TEMPORARY RESTRAINING ORDER,
ORDER TO SHOW CAUSE, AND OTHER ANCILLARY RELIEF**

The United States of America, by and through its attorneys David J. Hickton, United States Attorney for the Western District of Pennsylvania and Leslie R. Caldwell, Assistant Attorney General, respectfully moves *ex parte*, pursuant to Title 18, United States Code, Sections 1345 and 2521 and Rule 65(b) of the Federal Rules of Civil Procedure, for a Temporary Restraining Order and Order to Show Cause why a Preliminary Injunction Should Not Be Granted, and Other Ancillary Relief.

As more fully set forth in the attached Memorandum of Law, the defendants are responsible for a sophisticated and destructive form of malicious software (“malware”), and are using that malware program to engage in wire fraud, bank fraud, and illegal interception of electronic communications on a massive scale. To halt this conduct, the United States requests that this Court enter the proposed Temporary Restraining Order, which commands the defendants to cease their criminal activity, authorizes the Government to undertake a technical disruption of the defendants’ malware infrastructure, and orders the defendants to appear before this Court and show cause, if any, why a preliminary injunction should not be issued.

Respectfully submitted,

DAVID J. HICKTON

LESLIE R. CALDWELL

United States Attorney

Assistant Attorney General

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