

FILED 15 NOV '17 13:17 USDC ORE

UNITED STATES DISTRICT COURT
DISTRICT OF OREGON
EUGENE DIVISION

UNITED STATES OF AMERICA

Case No. 6:17-CR-00237-MC

**FIRST SUPERSEDING
INDICTMENT**

v.

Counts 1-7: Wire Fraud
18 U.S.C. § 1343

ROVSHAN BAHADER OGLU QASIMOV
aka YangXin Deng,
THOMAS GERARD MAUTONE,
OLABODE OLUKANNI,
DARYL R. DELEON,
JARED M. MACK

Forfeiture Allegation

UNDER SEAL

Defendants.

THE GRAND JURY CHARGES:

COUNTS 1-7

WIRE FRAUD

1. From in or about July 2015 through on or about the date of this Indictment, in the District of Oregon and elsewhere, the Defendants, ROVSHAN BAHADER OGLU QASIMOV, THOMAS GERARD MAUTONE, OLABODE OLUKANNI, DARYL R. DELEON and JARED M. MACK, herein collectively referred to as the Defendants, devised and intended to devise a scheme and artifice to defraud and to obtain monies by means of false and fraudulent pretenses, representations and promises, and during such period stated above, executed and

attempted to execute such scheme and artifice and, in so doing, transmitted and caused to be transmitted in interstate and foreign commerce, by means of wire communications, certain electronic sounds, signals and writings, such scheme and artifice and wire communications being more fully and specifically set forth below:

THE SCHEME AND ARTIFICE

2. It was part of the material scheme and artifice to defraud that the Defendants sought to induce an investor named DR in the District of Oregon to invest funds in a bogus investment program.

3. It was part of the material scheme and artifice to defraud that the Defendants falsely represented to DR that the investment trading program was risk free, that the investor's money could not be lost and that the rate of return was guaranteed and far in excess of normal investment returns.

4. It was part of the material scheme and artifice to defraud that the Defendants falsely represented to DR that the investment trading program had been performing (paying) for five years, and that two of the Defendants, OLABODE OLUKANNI and JARED M. MACK, had invested in the program and had been paid.

5. It was part of the material scheme and artifice to defraud that the Defendants JARED M. MACK, OLABODE OLUKANNI and DARYL R. DELEON made numerous false statements to DR regarding their personal history and their experience in the investment trading program.

6. It was further part of the material scheme and artifice to defraud that Defendants THOMAS GERARD MAUTONE, OLABODE OLUKANNI, JARED M. MACK and ROVSHAN BAHADER OGLU QASIMOV caused and attempted to cause DR to present a

bogus rice export contract to a financial institution for the purpose of fraudulently obtaining a letter of credit.

7. It was further part of the material scheme and artifice to defraud that Defendants THOMAS GERARD MAUTONE, OLABODE OLUKANNI, JARED M. MACK and ROVSHAN BAHADER OGLU QASIMOV threatened to bring a civil lawsuit against DR to enforce a five percent nonperformance fee if DR backed away from the investment trading program contract.

8. It was further part of the material scheme and artifice to defraud that Defendants JARED M. MACK and ROVSHAN BAHADER OGLU QASIMOV presented DR with a false, fictitious and frivolous document that purported to guarantee DR's invested funds.

9. It was part of the material scheme and artifice to defraud that Defendant ROVSHAN BAHADER OGLU QASIMOV, using the alias YangXin Deng, made numerous false statements to DR, causing and attempting to cause DR to wire \$1,000,000 to QASIMOV's business bank account in the United Arab Emirates (UAE). After DR wired the funds, QASIMOV, using the aliases YangXin Deng and Rovens Dubayli, then made numerous false statements to DR to cover up the fact that QASIMOV had stolen the \$1,000,000.

THE WIRE COMMUNICATIONS

10. On or about the dates enumerated below as to each Count, in the District of Oregon and elsewhere, having devised and intended to devise a material scheme and artifice to defraud and to obtain money and property by means of materially false and fraudulent pretenses, representations and promises and for the purpose of executing the above-described material scheme and artifice, the Defendants, ROVSHAN BAHADER OGLU QASIMOV, THOMAS GERARD MAUTONE, OLABODE OLUKANNI, DARYL R. DELEON and JARED M.

MACK, knowingly transmitted and caused to be transmitted by means of wire communications in interstate and foreign commerce certain sounds, signals and writings, either sent from or received within the District of Oregon, to wit:

<u>COUNT</u>	<u>DATE</u>	<u>WIRE COMMUNICATION</u>
1	07/06/15	Electronic Wire Communication (E-Mail) from JARED M. MACK, who was outside the State of Oregon, to DR, who was in the State of Oregon.
2	07/20/15	Electronic Wire Communication (E-Mail) from DARYL R. DELEON, who was outside the State of Oregon, to DR, who was in the State of Oregon.
3	11/06/15	Electronic Wire Communication (E-Mail) from THOMAS GERARD MAUTONE, who was outside the State of Oregon, to DR, who was in the State of Oregon.
4	12/08/15	Electronic Wire Communication (E-Mail) from OLABODE OLUKANNI, who was outside the State of Oregon, to DR, who was in the State of Oregon.
5	12/17/15	\$1,000,000 wire from DR, who was in the State of Oregon, to ROVSHAN BAHADER OGLU QASIMOV's business bank account, which was outside the State of Oregon.
6	12/23/15	Electronic Wire Communication (E-Mail) from ROVSHAN BAHADER OGLU QASIMOV, who was outside the State of Oregon, to DR, who was in the State of Oregon, confirming receipt of the \$1,000,000.
7	1/26/16	Electronic Wire Communications (E-Mail) from ROVSHAN BAHADER OGLU QASIMOV, who was outside the State of Oregon, to DR, who was in the State of Oregon.

All in violation of Title 18, United States Code, Section 1343.

FORFEITURE ALLEGATION
(18 U.S.C. §§ 981(a)(1)(C) and 982(a)(2), and 28 U.S.C. § 2461(c))

11. The allegations contained in Counts 1-7 of this Indictment are hereby realleged and incorporated by reference for the purpose of alleging forfeiture pursuant to Title 18, United States Code, Sections 981(a)(1)(C) and 982(a)(2), and Title 28, United States Code, Section 2461(c).

12. Upon conviction of any of the offenses in Title 18, United States Code, Section 1343 set forth in Counts 1-7 of this Indictment, the Defendant shall forfeit to the United States of

America, pursuant to Title 18, United States Code, Sections 981(a)(1)(C) and 982(a)(2), and Title 28, United States Code, Section 2461(c), any property, real or personal, which constitutes or is derived from proceeds traceable to any of the offenses alleged in Counts 1-7.

13. If any of the property described above, 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;

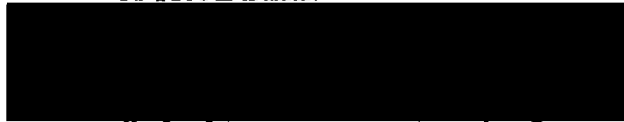
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it is the intent of the United States of America, pursuant to Title 21, United States Code, Section 853(p), as incorporated by Title 28, United States Code, Section 2461(c), to seek forfeiture of any other property of said defendant up to the value of the forfeitable property described above.

All pursuant to 18 U.S.C. §§ 981(a)(1)(C) and 982(a)(2), and 28 U.S.C. § 2461(c).

Dated this 15th day of November 2017.

A TRUE BILL.



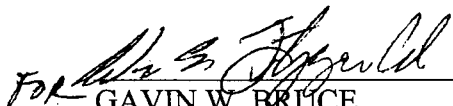
GRAND JURY FOREPERSON

Presented by:

BILLY J. WILLIAMS
United States Attorney



WILLIAM E. FITZGERALD
Assistant United States Attorney



GAVIN W. BRUCE
Assistant United States Attorney