IN THE UNITED STATES DISTRICT COURT

FOR THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA	:	CRIMINAL NO. _____
v.	:	DATE FILED: _____
ANTHONY GIFOLI, FRANK TULINO, JOSEPH MATTEIS, VINCENT SIMONI,	: : :	VIOLATIONS: 18 U.S.C. § 1955 (prohibition of illegal gambling business - 1 count) 18 U.S.C. § 2 (aiding and abetting - 1 count) Notice of forfeiture

INDICTMENT

COUNT ONE

THE GRAND JURY CHARGES THAT:

From on or about January 27, 2009, and continuously thereafter up to and including November 1, 2010, in the Eastern District of Pennsylvania and elsewhere, defendants

ANTHONY GIFOLI,
FRANK TULINO,
JOSEPH MATTEIS, and
VINCENT SIMONI

and others known and unknown to the grand jury, knowingly conducted, financed, managed, supervised, directed and owned all or part of an illegal gambling business as that term is defined in Title 18, United States Code, Section 1955(b), and aided and abetted the conducting, financing, managing, supervising, directing and owning of an illegal gambling business, that is, a sports bookmaking business, in violation of the laws of the Commonwealth of Pennsylvania (Title 18, Pennsylvania Consolidated Statutes Annotated, Section 5514), in which this illegal gambling business was conducted, and which involved five or more persons who conducted, financed, managed, supervised, directed and owned all or part of this illegal gambling business

and which business remained in substantially continuous operation for a period in excess of thirty days and had a gross revenue of $2,000 or more on any single day.

In violation of Title 18, United States Code, Sections 1955 and 2.

NOTICE OF FORFEITURE

THE GRAND JURY FURTHER CHARGES THAT:

1. As a result of the violation of Title 18, United States Code, Section 1955 set forth in Count One of this indictment, defendants

ANTHONY GIFOLI,
FRANK TULINO,
JOSEPH MATTEIS, and
VINCENT SIMONI

shall forfeit to the United States of America any property that constitutes, or is derived from, proceeds obtained directly and indirectly from the commission of such offense including, but not limited to:

(a) the sum of $200,000 seized by federal law enforcement officers from 2422 South 19th Street, Philadelphia, Pennsylvania on November 1, 2010; and

(b) the sum of $5,035 seized by federal law enforcement officers from 1534 South Front Street, 2nd Floor, Philadelphia, Pennsylvania on November 1, 2010.

2. If any of the property subject to forfeiture, 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;

it is the intent of the United States, pursuant to Title 28, United States Code, Section 2461, incorporating Title 21, United States Code, Section 853(p), to seek forfeiture of any other property of the defendants up to the value of the property subject to forfeiture.

All pursuant to Title 18, United States Code, Section 1955(d) and Title 28, United States Code, Section 2461.

A TRUE BILL:

_____

GRAND JURY FOREPERSON

Christine G. Miller for

ZANE DAVID MEMEGER
United States Attorney
Eastern District of Pennsylvania