



U.S. Department of Justice
USAO - District of Nebraska
1620 Dodge Street
Suite 1400
Omaha, NE 68102
Phone: (402) 661-3700
Fax: (402) 345-1166

Re: United States v. Defendant(s) Yevhen Kulibaba, Alexey Tikonov, Alexey Dmitrievich Bron, Ivan Viktorvich Klepikov, Vyacheslav Igorevich Penchukov, Yuriy Konovalenko
Case Number 2009R00468 and Court Docket Number 11-CR-03074

The enclosed information is provided by the United States Department of Justice Victim Notification System (VNS). As a victim witness professional with the United States Attorney's Office, my role is to assist you with information and services during the prosecution of this case. I am contacting you because you were identified by law enforcement as a victim during the investigation of the above criminal case. ***If you do not want to receive notices regarding this case, please go to the VNS website, use the VIN and PIN numbers listed below and option out of receiving future notices. You may also send a written request to this office to be removed from the mailing list.***

Charges have been filed against defendant(s) Vyacheslav Igorevich Penchukov, Ivan Viktorvich Klepikov, Alexey Dmitrievich Bron, Alexey Tikonov, Yevhen Kulibaba, Yuriy Konovalenko. The lead prosecutor for this case is Steven Russell. The main charge is categorized as Computer Crime. **Please refer to the enclosure for more detailed information.**

Victims of all crimes under federal investigation are entitled to services under the Victims' Rights and Restitution Act, including notification of court events. For further details, please refer to Title 42 United States Code section 10607 or the brochure posted at <https://www.notify.usdoj.gov>.

Now that charges have been filed in federal court, victims of the charges filed are, in addition, entitled to the following rights, according to the Crime Victims' Rights Act, Title 18 United States Code section 3771: (1) The right to be reasonably protected from the accused; (2) The right to reasonable, accurate, and timely notice of any public court proceeding, or any parole proceeding, involving the crime or of any release or escape of the accused; (3) The right not to be excluded from any such public court proceeding, unless the court, after receiving clear and convincing evidence, determines that testimony by the victim would be materially altered if the victim heard other testimony at that proceeding; (4) The right to be reasonably heard at any public proceeding in the district court involving release, plea, sentencing, or any parole proceeding; (5) The reasonable right to confer with the attorney for the Government in the case; (6) The right to full and timely restitution as provided in law; (7) The right to proceedings free from unreasonable delay; and (8) The right to be treated with fairness and with respect for the victim's dignity and privacy.

Please understand that these rights apply only to victims of the counts charged in federal court, and thus you may not be able to exercise all of these rights if the crime of which you are a victim was not charged. In any event, we will continue to provide you with notifications and services unless you tell us not to. We will make our best efforts to ensure you are provided the rights and services to which you are entitled. It is important to keep in mind that the defendant(s) are presumed innocent until proven guilty and that presumption requires

both the Court and our office to take certain steps to ensure that justice is served. While our office cannot act as your attorney or provide you with legal advice, you can seek the advice of an attorney with respect to the rights above or other related legal matters.

Additionally, please be aware that most criminal cases are resolved by a plea agreement between the United States Attorney's Office and the defendant. You should also know that it is not unusual for a defendant to seek to negotiate a plea agreement shortly before a trial is scheduled to begin. Plea agreements can be made at any time and as late as the morning of trial, leaving little or no opportunity to provide notice to you of the date and time of the plea hearing. If the court schedules a plea hearing in this case, we will use our best efforts to notify you of available information as soon as practicable. If you want to inform the prosecutor of your views regarding potential plea agreements, or any other aspect of the case, please contact the prosecutor assigned to this case or me.

During the prosecution of a federal criminal case a defendant may be ordered by the Court to remain confined. The United States Marshal Service manages defendants who are ordered by the Court to remain in custody. Custody status of a defendant is subject to change during the course of the criminal proceedings. To receive the timeliest update to your case, please provide and verify your email address, as instructed below.

As of April 9, 2014, Yevhen Kulibaba is in custody.

As of April 9, 2014, Yuriy Konovalenko is in custody.

Through the Victim Notification System (VNS) we will continue to provide you with updated scheduling and event information as the case proceeds through the criminal justice system. You may obtain current information about this case on the VNS website at <https://www.notify.usdoj.gov> or from the VNS Call Center at 1-866-DOJ-4YOU (1-866-365-4968) (TDD/TTY: 1-866-228-4619) (International: 1-502-213-2767). In addition, you may use the Call Center or Internet to update your contact information and/or change your decision about participation in the notification program.

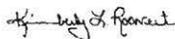
For many VNS registrants email will provide the most timely notification. VNS does not currently have an email address for you. You can provide VNS an email address by accessing the VNS Internet Web page using the login information provided below. By entering your email as part of the VNS registration process future notifications will be delivered by email, except in rare circumstances when you might also receive a letter from VNS. In order to continue to receive notifications, it is your responsibility to keep your contact information current.

You will use your Victim Identification Number (VIN) and Personal Identification Number (PIN) anytime you contact the Call Center and the first time you log into VNS on the website. If you are receiving notifications with multiple victim ID/PIN codes please contact the VNS Call Center. In addition, the first time you access the VNS website, you will be prompted to enter your last name (or business name) as currently contained in VNS.

Remember, VNS is an automated system and cannot answer questions. If you have other questions which involve this matter, please contact this office at the number listed above.

Sincerely,

DEBORAH R. GILG
United States Attorney



Kimberly Roewert
Victim Witness Specialist

Enclosures



U.S. Department of Justice

*United States Attorney
District of Nebraska*

1620 Dodge Street, Suite 1400
Omaha, Nebraska 68102-1506

PH: (402) 661-3700
FAX: (402) 661-3084

ADDITIONAL INFORMATION FOR VICTIM FINANCIAL INSTITUTIONS IN CASE:

UNITED STATES v. VYACHESLAV IGOREVICH PENCHUKOV ET.AL.
DOCKET: 4:11CR03074

This information is being provided to you as an identified victim financial institution. This notice is also being provided to you on behalf of any victims with accounts at your institution. As a victim financial institution, please be advised of the following:

- You and your institutions' customers or members may have been victimized by the illegal activities of the named defendants, as described in the attached letter.
- Victim account holders may visit the Justice Department's website for large cases, <http://justice.gov/largecases/>, where all required notices will be posted in order for victims to receive notice about their statutory rights and ongoing notifications as envisioned by the Crime Victims' Rights Act.
- Victim account holders may have also been subjected to the compromise of their computers, and should review the information provided by the Department of Homeland Security's Computer Emergency Readiness Team at <https://www.us-cert.gov/ncas/alerts/TA14-150A>, which discusses steps victims can take to remediate computer infections related to the criminal enterprise charged in this case.
- Due to the large number of victims in this case, this notice to you (the identified victim financial institution) is the only written notice that will be provided concerning your institutions' customers or members that may have been victimized by the illegal activities of the named defendants. All required notifications will be available on the website for large cases, <http://justice.gov/largecases/>.