

DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT
 BY: ☐ COMPLAINT ☐ INFORMATION ☐ INDICTMENT
☒ SUPERSEDING
OFFENSE CHARGED**VIOLATIONS:**

Title 18, United States Code, Section 1349 --

Conspiracy to Commit Wire Fraud

Title 18, United States Code, Section 1343 -- Wire Fraud

Title 18, United States Code, §§ 981, 982 &

28 U.S.C. § 2461(c) - Criminal Forfeiture

☐ Petty☐ Minor☐ Misdemeanor☒ Felony
PENALTY: 18 U.S.C. s. 1349 (Con. to Commit Wire Fraud): Count 1, 20 yrs. imprisonment, \$250,000 or fine of twice gross gain/loss, 3 yrs. sup. release, and \$100 SA per count; 18 U.S.C. s. 1343 (Wire Fraud): Counts 2-6, 20 yrs. imprisonment, \$250,000 or fine of twice gross gain/loss, 3 yrs. sup. release, and \$100 SA per count. Restitution.

Name of District Court, and/or Judge/Magistrate Location

NORTHERN DISTRICT OF CALIFORNIA

SAN FRANCISCO DIVISION

DEFENDANT - U.S.

U.S. v. LEIGH FARRINGTON FISKE

DISTRICT COURT NUMBER

13-0590 EMC

EMC

PROCEEDING

Name of Complainant Agency, or Person (& Title, if any)

Special Agent David Strange

☐ person is awaiting trial in another Federal or State Court, give name of court

☐ this person/proceeding is transferred from another district per (circle one) FRCrp 20, 21, or 40. Show District

☐ this is a reprosecution of charges previously dismissed which were dismissed on motion of:

☐ U.S. ATTORNEY ☐ DEFENSE

SHOW DOCKET NO.

☐ this prosecution relates to a pending case involving this same defendant

MAGISTRATE CASE NO.

☐ prior proceedings or appearance(s) before U.S. Magistrate regarding this defendant were recorded under

Name and Office of Person

Furnishing Information on this form MELINDA HAAG

☒ U.S. Attorney ☐ Other U.S. Agency

Name of Assistant U.S. Attorney (if assigned)

Katherine Dowling

IS NOT IN CUSTODY

Has not been arrested, pending outcome this proceeding.

 1) ☐ If not detained give date any prior summons was served on above charges

 2) ☐ Is a Fugitive

 3) ☒ Is on Bail or Release from (show District)

FILED

NOV 21 2013

 RICHARD W. WIEKING
 CLERK, U.S. DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
IS IN CUSTODY
 4) ☐ On this charge

 5) ☐ On another conviction

☐ Federal ☐ State

 6) ☐ Awaiting trial on other charges

If answer to (6) is "Yes", show name of institution

 Has detainer been filed? ☐ Yes ☐ No

If "Yes" give date filed

DATE OF ARREST

Month/Day/Year

Or... if Arresting Agency & Warrant were not

DATE TRANSFERRED TO U.S. CUSTODY

Month/Day/Year

☐ This report amends AO 257 previously submitted
ADDITIONAL INFORMATION OR COMMENTS**PROCESS:**
☐ SUMMONS ☒ NO PROCESS* ☐ WARRANT

Bail Amount: _____

If Summons, complete following:

☐ Arraignment ☐ Initial Appearance

Defendant Address:

4221 W. Spruce St. #1407 Tampa, FL 33607

Date/Time: _____ Before Judge: _____

Comments:

* Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment

25-MJJL

DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURTBY: ☐ COMPLAINT ☐ INFORMATION ☐ INDICTMENT☒ SUPERSEDING**OFFENSE CHARGED****VIOLATIONS:**

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Name of District Court, and/or Judge/Magistrate Location

NORTHERN DISTRICT OF CALIFORNIA

SAN FRANCISCO DIVISION

DEFENDANT - U.S.

MICHAEL PITAMBER RAMDAT

DISTRICT COURT NUMBER

13-0590 EMC

PROCEEDING

Name of Complainant Agency, or Person (& Title, if any)

Special Agent David Strange

☐ person is awaiting trial in another Federal or State Court, give name of court☐ this person/proceeding is transferred from another district per (circle one) FRCrp 20, 21, or 40. Show District☐ this is a reprosecution of charges previously dismissed which were dismissed on motion of:☐ U.S. ATTORNEY ☐ DEFENSESHOW
DOCKET NO.☐ this prosecution relates to a pending case involving this same defendantMAGISTRATE
CASE NO.☐ prior proceedings or appearance(s) before U.S. Magistrate regarding this defendant were recorded under

Name and Office of Person

Furnishing Information on this form MELINDA HAAG

☒ U.S. Attorney ☐ Other U.S. Agency

Name of Assistant U.S. Attorney (if assigned)

Katherine Dowling

DEFENDANT**IS NOT IN CUSTODY**

Has not been arrested, pending outcome this proceeding.

1) ☒ If not detained give date any prior summons was served on above charges2) ☐ Is a Fugitive3) ☐ Is on Bail or Release from (show District)**IS IN CUSTODY**4) ☐ On this charge5) ☐ On another conviction6) ☐ Awaiting trial on other charges

If answer to (6) is "Yes", show name of institution

Has detainer been filed? ☐ Yes ☐ No

If "Yes" give date filed

DATE OF ARREST

Month/Day/Year

Or... if Arresting Agency & Warrant were not

DATE TRANSFERRED TO U.S. CUSTODY

Month/Day/Year

☐ This report amends AO 257 previously submitted**ADDITIONAL INFORMATION OR COMMENTS****PROCESS:**☐ SUMMONS ☐ NO PROCESS* ☒ WARRANT

Bail Amount: _____

If Summons, complete following:

☐ Arraignment ☐ Initial Appearance

Defendant Address:

712 Norse Street N.W., Palm Bay, FL 32907

Date/Time: _____ Before Judge: _____

Comments:

* Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment

United States District Court

FOR THE
NORTHERN DISTRICT OF CALIFORNIA

VENUE: SAN FRANCISCO

FILED

NOV 21 2013

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

EMC

UNITED STATES OF AMERICA,

V.


LEIGH F. FISKE and MICHAEL P. RAMDAT,

DEFENDANT(S).

INDICTMENT

PLEASE SEE ATTACHMENTS FOR EACH DEFENDANT'S PENALTIES.

A true bill.

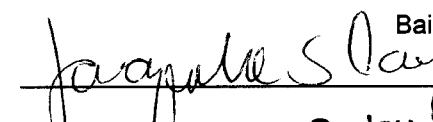

Foreman

Filed in open court this 21st day of

November 2013


Ada Means Clerk

NO PROCESS for Leigh Fiske


Jacqueline Scott Corley
United States Magistrate Judge

NO PROCESS

NO BAIL WARRANT
for Michael Ramdat

PENALTIES FOR DEFENDANT, **LEIGH FARRINGTON FISKE**

18 U.S.C. § 1349 (Con. to Commit Wire Fraud) – Count 1, 20 yrs. imprisonment, \$250,000 or fine of twice gross gain/loss, 3 yrs. Supervised Release and \$100 Special Assessment per count;

18 U.S.C. § 1343 (Wire Fraud): Counts 2-6, 20 yrs. imprisonment, \$250,000 or fine of twice gross gain/loss, 3 years Supervised Release and \$100 Special Assessment per count. Restitution.

PENALTIES FOR DEFENDANT, **MICHAEL PITAMBER RAMDAT**

18 U.S.C. § 1349 (Con. to Commit Wire Fraud): Count 1, 20 years imprisonment, \$250,000 or fine of twice gross gain/loss, 3 years of Supervised Release and \$100 Special Assessment per count; 18 U.S.C. § 1343 (Wire Fraud): Counts 4-6, 20 years imprisonment, \$250,000 or fine of twice gross gain/loss, 3 years of supervised release and \$100 Special Assessment per count. Restitution.

MELINDA HAAG (CABN 132612)
United States Attorney

FILED

NOV 21 2013

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

EMC

UNITED STATES OF AMERICA,

Plaintiff,

v.

LEIGH FARRINGTON FISKE and
MICHAEL PITAMBER RAMDAT,

Defendants.

No. CR 13-0590 EMC

VIOLATIONS: 18 U.S.C. § 1349 – Conspiracy to
Commit Wire Fraud; 18 U.S.C. § 1343 – Wire
Fraud; 18 U.S.C. §§ 981, 982 & 28 U.S.C.
§ 2461(c) – Criminal Forfeiture

SAN FRANCISCO VENUE

SUPERSEDING INDICTMENT

The Grand Jury charges:

Introductory Allegations

At all times relevant to this Indictment:

1. Defendant LEIGH FARRINGTON FISKE was a resident of Florida.
2. FISKE maintained several bank accounts at Wachovia Bank in Florida held in the names of his purported businesses. One of his accounts, account number xxxxxxxxxx-4029, was held in the name of Salvador Management, LLC d/b/a Corporate Funding Solutions S.A. FISKE also held a second account in the name of Salvador Management, LLC, with account number xxxxxxxxxx-8729. FISKE held two additional accounts at Wachovia in the name of LAF Trust d/b/a CFS Commercial Services.

SUPERSEDING INDICTMENT

3. Defendant MICHAEL PITAMBER RAMDAT was also a resident of Florida. RAMDAT maintained a bank account at Space Coast Credit Union in Florida, held in the name of Michael P. Ramdat, with account number xxxxxxxxxx-9437.

SCHEME TO DEFRAUD

4. From approximately July 2008 through June 2009, FISKE and RAMDAT devised and executed a scheme to defraud victims out of over \$400,000 by falsely representing that they would help victims obtain lines of credit for their businesses. Instead, FISKE and RAMDAT spent the victims' money, failed to provide any services in return, and refused to provide refunds.

MANNER AND MEANS OF THE SCHEME TO DEFRAUD

5. FISKE and RAMDAT falsely and fraudulently represented to at least thirty victims that they would help them obtain lines of credit for their businesses when, in fact, they did not provide any such services.

6. Instead, FISKE and RAMDAT engaged in a fraudulent scheme in which, unknown to the investors, FISKE quickly transferred all of the funds victims provided into one of his other Wachovia bank accounts; FISKE kept some of these funds and transferred the remainder to RAMDAT's Space Coast Credit Union account. FISKE and RAMDAT used the victims' funds for their own personal expenses and refused to provide any of the victims a refund with the exception of one victim in California who was provided a partial refund.

7. In furtherance of the fraudulent scheme, FISKE and RAMDAT used and caused investors to use interstate wire communications to provide the funds for the scheme. Monies obtained through the fraudulent scheme were funneled through banks that received Troubled Asset Relief Program funding.

COUNT ONE: (18 U.S.C. § 1349 – Conspiracy to Commit Wire Fraud)

8. Paragraphs 1 through 7 are realleged as though set forth fully herein.

9. Beginning at a time unknown to the Grand Jury, but no later than July 2008, and continuing until approximately June 2009, in the Northern District of California and elsewhere, the defendants,

LEIGH FARRINGTON FISKE and
MICHAEL PITAMBER RAMDAT,

1 did knowingly and intentionally conspire to devise a material scheme and artifice to defraud, and to
 2 obtain money and property by means of materially false and fraudulent pretenses, representations,
 3 promises, and omission and concealment of material facts, knowing that the pretenses, representations,
 4 promises, omissions, and concealment were false and fraudulent when made, and, for the purpose of
 5 executing such scheme and artifice, did knowingly cause wire communications in interstate and foreign
 6 commerce to be used, in violation of Title 18, United States Code, Section 1343.

7 All in violation of Title 18, United States Code, Section 1349.

8 COUNTS TWO AND THREE: (18 U.S.C. § 1343 - Wire Fraud)

9 10. Paragraphs 1 through 7 are realleged as though set forth fully herein.

10 11. On or about the dates set forth below, in the Northern District of California and
 11 elsewhere, the defendant,

12 LEIGH FARRINGTON FISKE,

13 having knowingly and intentionally devised a material scheme and artifice to defraud, and to obtain
 14 money and property by means of materially false and fraudulent pretenses, representations, promises,
 15 and omission and concealment of material facts, knowing that the pretenses, representations, promises,
 16 omissions, and concealment were false and fraudulent when made, did, for the purpose of executing
 17 such scheme and artifice, knowingly cause to be transmitted the following wire communications in
 18 interstate and foreign commerce:

Count	Date	Amount	From	To
TWO	9/8/2008	\$20,000	D.C.'s Bank of America Account, CA	FISKE'S Wachovia Bank Account, FL (4029)
THREE	10/24/2008	\$20,000	T.G.'s U.S. Bank Account, CA	FISKE'S Wachovia Bank Account, FL (4029)

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

24 COUNTS FOUR THROUGH SIX: (18 U.S.C. § 1343 - Wire Fraud)

25 12. Paragraphs 1 through 7 are realleged as though set forth fully herein.

26 13. On or about the dates set forth below, in the Northern District of California and
 27 elsewhere, the defendants,
 28

LEIGH FARRINGTON FISKE and
MICHAEL PITAMBER RAMDAT,

having knowingly and intentionally devised a material scheme and artifice to defraud, and to obtain money and property by means of materially false and fraudulent pretenses, representations, promises, and omission and concealment of material facts, knowing that the pretenses, representations, promises, omissions, and concealment were false and fraudulent when made, did, for the purpose of executing such scheme and artifice, knowingly cause to be transmitted the following wire communications in interstate and foreign commerce:

Count	Date	Amount	From	To
FOUR	12/2/2008	\$20,000	J.P.'s M&T Bank Account, MD (0795)	FISKE'S Wachovia Bank Account, FL (4029)
FIVE	12/2/2008	\$15,000	FISKE'S Wachovia Bank Account, FL (8729)	RAMDAT'S Space Coast Credit Union Account, FL (9437)
SIX	1/05/2009	\$3,000	RAMDAT'S Space Coast Credit Union Account, FL (9437)	R.C.'s Fidelity Investments Account, CA (2631)

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

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

14. The allegations of Counts One through Six of this Indictment are realleged and by this reference fully incorporated herein for the purpose of alleging forfeiture pursuant to the provisions of Title 18, United States Code, Sections 981(a)(1)(C), 982(a)(2) and 28 U.S.C. § 2461(c).

15. Upon a conviction of any of the offenses alleged in Counts One through Six, the defendants,

LEIGH FARRINGTON FISKE and
MICHAEL PITAMBER RAMDAT,

shall forfeit to the United States all property constituting and derived from proceeds traceable to said offenses, including but not limited to, a money judgment equal to the amount of the proceeds obtained from the offense.

16. If any of said property, as a result of any act or omission of the defendants,

- 1 (a) cannot be located upon the exercise of due diligence;
2 (b) has been transferred or sold to or deposited with, a third person;
3 (c) has been placed beyond the jurisdiction of the Court;
4 (d) has been substantially diminished in value; or
5 (e) has been commingled with other property which cannot be subdivided without
6 difficulty, any and all interest defendant has in other property shall be vested in the United States and
7 forfeited to the United States pursuant to Title 21, United States Code, Section 853(p), as incorporated
8 by Title 28, United States Code, Section 2461(c) and Rule 32.2 of the Federal Rules of Criminal
9 Procedure.

10
11 Dated: November 21 2013

A True Bill.

12 Nancy J. Peterson
13 FOREPERSON

14 MELINDA HAAG
15 United States Attorney

16 J. Douglas Wilson
17 J. DOUGLAS WILSON
18 Chief, Criminal Division

19 (Approved as to form: [Signature])

AUSA DOWLING