

ORIGINAL

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

----- X

SEALED SUPERSEDING
INDICTMENT

UNITED STATES OF AMERICA

:
: S2 20 Cr. 318 (___)

- v. -

KARINA CHAIREZ,

Defendant.

----- X

COUNT ONE

(Wire Fraud Conspiracy)

The Grand Jury charges:

1. From at least in or about September 2015 through at least in or about July 2020, in the Southern District of New York and elsewhere, KARINA CHAIREZ, the defendant, and others known and unknown, willfully and knowingly did combine, conspire, confederate, and agree together and with each other to commit wire fraud in violation of Title 18, United States Code, Section 1343.

2. It was a part and an object of the conspiracy that KARINA CHAIREZ, the defendant, and others known and unknown, willfully and knowingly, having devised and intending to devise a scheme and artifice to defraud, and for obtaining money and property by means of false and fraudulent pretenses, representations, and promises, would and did transmit and cause to be transmitted by means of wire, radio, and television

communication in interstate and foreign commerce, writings, signs, signals, pictures, and sounds for the purpose of executing such scheme and artifice, in violation of Title 18, United States Code, Section 1343, to wit, CHAIREZ conspired with others known and unknown to fraudulently induce investor victims to invest money in AirBit Club by falsely promising those investors guaranteed returns on their investments, and did so through the use of interstate wires, including interstate email and other electronic communications.

(Title 18, United States Code, Section 1349.)

COUNT TWO

(Conspiracy to Commit Money Laundering)

The Grand Jury further charges:

3. From at least in or about September 2015 through at least in or about July 2020, in the Southern District of New York and elsewhere, KARINA CHAIREZ, the defendant, and others known and unknown, willfully and knowingly did combine, conspire, confederate, and agree together and with each other to commit money laundering, in violation of Title 18, United States Code, Sections 1956(a)(1)(A)(i) and 1956(a)(1)(B)(i).

4. It was a part and an object of the conspiracy that KARINA CHAIREZ, the defendant, and others known and unknown, knowing that the property involved in certain financial

transactions, to wit, cash transactions and wire transfers, represented the proceeds of some form of unlawful activity, would and did conduct and attempt to conduct such financial transactions, which in fact involved the proceeds of specified unlawful activity, as defined in Title 18, United States Code, Section 1956(c)(7)(A), to wit, wire fraud and bank fraud in violation of Title 18, United States Code, Sections 1343 and 1344, with the intent to promote the carrying on of specified unlawful activity, in violation of Title 18, United States Code, Section 1956(a)(1)(A)(i).

5. It was a further part and an object of the conspiracy that KARINA CHAIREZ, the defendant, and others known and unknown, knowing that the property involved in certain financial transactions, to wit, cash transactions and wire transfers, represented the proceeds of some form of unlawful activity, would and did conduct and attempt to conduct such financial transactions, which in fact involved the proceeds of specified unlawful activity as defined in Title 18, United States Code, Section 1956(c)(7)(A), to wit, wire fraud and bank fraud in violation of Title 18, United States Code, Sections 1343 and 1344, knowing that the transactions were designed in whole and in part to conceal and disguise the nature, the

location, the source, the ownership, and the control of the proceeds of specified unlawful activity, in violation of Title 18, United States Code, Section 1956(a)(1)(B)(i).

(Title 18, United States Code, Section 1956(h).)

FORFEITURE ALLEGATIONS

6. As a result of committing the offense alleged in Count One of this Indictment, KARINA CHAIREZ, the defendant, shall forfeit to the United States, pursuant to Title 18, United States Code, Section 981(a)(1)(C) and Title 28, United States Code, Section 2461(c), any and all property, real and personal, that constitutes or is derived from proceeds traceable to the commission of said offense, including but not limited to a sum of money in United States currency representing the amount of proceeds traceable to the commission of said offense, and the following specific property:

- a. Any and all funds in account number ending in -9893 held at Chase Bank in the name of C. Beauchamp or Xochitl Karina Chairez, and any and all funds traceable thereto;
- b. Any and all funds in account number ending in -6877 held at Chase Bank in the name of Xochitl Karina Chairez, and any and all funds traceable thereto;
- c. Any and all funds in account number ending in -5887 held at Chase Bank in the name of Xochitl Karina Chairez, and any and all funds traceable thereto; and

d. All right, title, and interest of the defendant in the real property located at 1434 Coffee Rd, Modesto, CA 95355-3105, with all improvements, appurtenances, and attachments thereon;

(a through d, collectively, the "Subject Property").

7. As a result of committing the offense alleged in Count Two of this Indictment, KARINA CHAIREZ, the defendant, shall forfeit to the United States, pursuant to Title 18, United States Code, Section 982(a)(1), any and all property, real or personal, involved in the offense alleged in Count Two of this Indictment, and any property traceable to such property, including the Subject Property.

Substitute Assets Provision

8. If any of the property described above as being subject to forfeiture, 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 person;

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 subdivided without difficulty; it is the intent of the United States, pursuant to Title 21, United States Code, Section 853 (p), and Title 28, United States Code, Section 2461(c), to seek forfeiture of any other property of the defendant up to the value of the forfeitable property.

(Title 18, United States Code, Sections 981 & 982;
Title 21, United States Code, Section 853; and
Title 28, United States Code, Section 2461.)


FOREPERSON


AUDREY STRAUSS
Acting United States
Attorney

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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA

- v. -

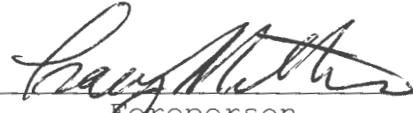
KARINA CHAIREZ,

Defendant.

SEALED SUPERSEDING INDICTMENT

S2 20 Cr. ____ (____)

(18 U.S.C. §§ 1349 and 1956.)


Foreperson

AUDREY STRAUSS
Acting United States Attorney.
