

Approved: Jr Et
JORDAN ESTES / DREW SKINNER
Assistant United States Attorneys

Before: THE HONORABLE ROBERT W. LEHRBURGER
United States Magistrate Judge
Southern District of New York

20 MAG 9622

----- x

SEALED COMPLAINT

UNITED STATES OF AMERICA :

- v. - :

RANDY CRAIG LEVINE, :
a/k/a "Viktor Lapin," :
a/k/a "Andre Santiago Santos :
Galindo," :
a/k/a "Alexander Martinez Lavrov," :
a/k/a "Alexander Kozlov," :
a/k/a "Hristo Danielov Marinov," and :

Violations of
7 U.S.C. §§ 9(1) and
13(a)(5); 17 C.F.R. §
180.1; 18 U.S.C. §§ 371,
1343, 1349, 1957, and 2.

COUNTY OF OFFENSES:
NEW YORK

PHILIP REICHENTHAL, :
 :
Defendants. :
 :

----- x

SOUTHERN DISTRICT OF NEW YORK, ss.:

BRANDON RACZ, being duly sworn, deposes and says that he is a
Special Agent with the Federal Bureau of Investigation, and charges
as follows:

COUNT ONE
(Conspiracy to Commit Commodities Fraud)

1. From at least in or about June 2018 through at least in
or about May 2019, in the Southern District of New York and
elsewhere, RANDY CRAIG LEVINE, a/k/a "Viktor Lapin," a/k/a "Andre
Santiago Santos Galindo," a/k/a "Alexander Martinez Lavrov," a/k/a
"Alexander Kozlov," a/k/a "Hristo Danielov Marinov," and PHILIP
REICHENTHAL, the defendants, and others known and unknown,
willfully and knowingly did combine, conspire, confederate and
agree together and with each other to commit an offense against the
United States, to wit, commodities fraud, in violation of Title 7,

United States Code, Sections 9(1) and 13(a)(5), and Title 17, Code of Federal Regulations, Section 180.1.

2. It was a part and an object of the conspiracy that RANDY CRAIG LEVINE, a/k/a "Viktor Lapin," a/k/a "Andre Santiago Santos Galindo," a/k/a "Alexander Martinez Lavrov," a/k/a "Alexander Kozlov," a/k/a "Hristo Danielov Marinov," and PHILIP REICHENTHAL, the defendants, willfully and knowingly, would and did use and employ, in connection with a contract of sale of a commodity in interstate and foreign commerce, a manipulative and deceptive device and contrivance, in contravention of Title 17, Code of Federal Regulations, Section 180.1, by: (1) using and employing, and attempting to use and employ, any manipulative device, scheme, and artifices to defraud; (2) making, and attempting to make, any untrue or misleading statement of a material fact and omitting to state a material fact necessary in order to make the statements made not untrue or misleading; and (c) engaging, or attempting to engage in any act, practice, and course of business which operates and would operate as a fraud and deceit upon any person, in violation of Title 7, United States Code, Sections 9(1) and 13(a)(5).

Overt Acts

3. In furtherance of the conspiracy and to effect its illegal object, the following overt acts, among others, were committed in the Southern District of New York and elsewhere:

i. On or about April 29, 2019, RANDY CRAIG LEVINE, a/k/a "Viktor Lapin," a/k/a "Andre Santiago Santos Galindo," a/k/a "Alexander Martinez Lavrov," a/k/a "Alexander Kozlov," a/k/a "Hristo Danielov Marinov," the defendant, caused approximately \$185,000 to be wired through a bank account in New York, New York to a bank account in Russia.

ii. On or about April 30, 2019, LEVINE caused approximately \$265,000 to be wired through a bank account in New York, New York to a bank account in Russia.

iii. On or about May 6, 2019, LEVINE caused approximately \$380,000 to be wired through a bank account in New York, New York to a bank account in Russia.

iv. On or about May 8, 2019, LEVINE caused approximately \$271,540 to be wired through a bank account in New York, New York to a bank account in Russia.

v. On or about May 21, 2019, LEVINE caused approximately \$375,000 to be wired through a bank account in New York, New York to a bank account in Russia.

(Title 18, United States Code, Section 371.)

COUNT TWO

(Conspiracy to Commit Wire Fraud)

4. From at least in or about June 2018 through at least in or about May 2019, in the Southern District of New York and elsewhere, RANDY CRAIG LEVINE, a/k/a "Viktor Lapin," a/k/a "Andre Santiago Santos Galindo," a/k/a "Alexander Martinez Lavrov," a/k/a "Alexander Kozlov," a/k/a "Hristo Danielov Marinov," and PHILIP REICHENTHAL, the defendants, and others known and unknown, willfully and knowingly combined, conspired, confederated, and agreed together and with each other to commit wire fraud, in violation of Title 18, United States Code, Section 1343.

5. It was a part and an object of the conspiracy that RANDY CRAIG LEVINE, a/k/a "Viktor Lapin," a/k/a "Andre Santiago Santos Galindo," a/k/a "Alexander Martinez Lavrov," a/k/a "Alexander Kozlov," a/k/a "Hristo Danielov Marinov," and PHILIP REICHENTHAL, the defendants, 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.

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

COUNT THREE

(Commodities Fraud-Individual-1)

6. From in or about June 2018 through in or about July 2018, in the Southern District of New York and elsewhere, RANDY CRAIG LEVINE, a/k/a "Viktor Lapin," a/k/a "Andre Santiago Santos Galindo," a/k/a "Alexander Martinez Lavrov," a/k/a "Alexander Kozlov," a/k/a "Hristo Danielov Marinov," and PHILIP REICHENTHAL, the defendants, willfully and knowingly, used and employed, and attempted to use and employ, in connection with a contract of sale of a commodity in interstate and foreign commerce, a manipulative

and deceptive device and contrivance, in contravention of Title 17, Code of Federal Regulations, Section 180.1, by: (1) using and employing, and attempting to use and employ, any manipulative device, scheme, and artifices to defraud; (2) making, and attempting to make, any untrue or misleading statement of a material fact and omitting to state a material fact necessary in order to make the statements made not untrue or misleading; and (3) engaging, or attempting to engage in any act, practice, and course of business which operates and would operate as a fraud and deceit upon any person, to wit, LEVINE fraudulently induced an individual ("Individual-1") to wire millions of dollars to REICHENTHAL, who in turn wired funds to LEVINE, in connection with a Bitcoin transaction that LEVINE never intended to complete.

(Title 7, United States Code, Sections 9(1) and 13(a)(5); Title 17, Code of Federal Regulations, Section 180.1; Title 18, United States Code, Section 2.)

COUNT FOUR

(Commodities Fraud-Individual-2)

7. From in or about February 2019 through in or about May 2019, in the Southern District of New York and elsewhere, RANDY CRAIG LEVINE, a/k/a "Viktor Lapin," a/k/a "Andre Santiago Santos Galindo," a/k/a "Alexander Martinez Lavrov," a/k/a "Alexander Kozlov," a/k/a "Hristo Danielov Marinov," and PHILIP REICHENTHAL, the defendants, willfully and knowingly, used and employed, and attempted to use and employ, in connection with a contract of sale of a commodity in interstate and foreign commerce, a manipulative and deceptive device and contrivance, in contravention of Title 17, Code of Federal Regulations, Section 180.1, by: (1) using and employing, and attempting to use and employ, any manipulative device, scheme, and artifices to defraud; (2) making, and attempting to make, any untrue or misleading statement of a material fact and omitting to state a material fact necessary in order to make the statements made not untrue or misleading; and (3) engaging, or attempting to engage in any act, practice, and course of business which operates and would operate as a fraud and deceit upon any person, to wit, LEVINE caused REICHENTHAL to fraudulently induce investors working with an individual in Florida ("Individual-2") to wire millions of dollars to REICHENTHAL, who in turn wired funds to LEVINE, in connection with a Bitcoin transaction that LEVINE never intended to complete.

(Title 7, United States Code, Sections 9(1) and 13(a)(5); Title 17, Code of Federal Regulations, Section 180.1; Title 18, United States Code, Section 2.)

COUNT FIVE

(Wire Fraud-Individual-1)

8. From in or about June 2018 through in or about July 2018, in the Southern District of New York and elsewhere, RANDY CRAIG LEVINE, a/k/a "Viktor Lapin," a/k/a "Andre Santiago Santos Galindo," a/k/a "Alexander Martinez Lavrov," a/k/a "Alexander Kozlov," a/k/a "Hristo Danielov Marinov," and PHILIP REICHENTHAL, the defendants, 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, transmitted and caused to be transmitted by means of wire, radio, and television communications in interstate and foreign commerce, writings, signs, signals, pictures, and sounds for the purpose of executing such scheme and artifice, to wit, LEVINE, through interstate and foreign messages and financial transfers, carried out a scheme to defraud by fraudulently inducing Individual-1 to wire millions of dollars to REICHENTHAL, who in turn wired funds to LEVINE, in connection with a Bitcoin transaction that LEVINE never intended to complete.

(Title 18, United States Code, Sections 1343 and 2.)

COUNT SIX

(Wire Fraud-Individual-2)

9. From in or about February 2019 through in or about May 2019, in the Southern District of New York and elsewhere, RANDY CRAIG LEVINE, a/k/a "Viktor Lapin," a/k/a "Andre Santiago Santos Galindo," a/k/a "Alexander Martinez Lavrov," a/k/a "Alexander Kozlov," a/k/a "Hristo Danielov Marinov," and PHILIP REICHENTHAL, the defendants, 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, transmitted and caused to be transmitted by means of wire, radio, and television communications in interstate and foreign commerce, writings, signs, signals, pictures, and sounds for the purpose of executing such scheme and artifice, to wit, LEVINE, through interstate and foreign messages and financial transfers, carried out a scheme to defraud by causing REICHENTHAL to fraudulently induce investors working with Individual-2 to wire millions of dollars to REICHENTHAL, who in turn wired funds to LEVINE, in connection with a Bitcoin transaction that LEVINE never intended to complete.

(Title 18, United States Code, Sections 1343 and 2.)

COUNT SEVEN

(Engaging in Monetary Transaction in Property Derived From
Specified Unlawful Activity)

10. From on or about April 29, 2019 through on or about May 21, 2019, in the Southern District of New York and elsewhere, RANDY CRAIG LEVINE, a/k/a "Viktor Lapin," a/k/a "Andre Santiago Santos Galindo," a/k/a "Alexander Martinez Lavrov," a/k/a "Alexander Kozlov," a/k/a "Hristo Danielov Marinov," the defendant, knowingly engaged within the United States in monetary transactions in and affecting interstate commerce in criminally derived property of a value greater than \$10,000, that was derived from specified unlawful activity, and aided and abetted the same, to wit, LEVINE committed wire fraud and then laundered that money by wiring the wire fraud proceeds, in amounts greater than \$10,000, from Mexico to Russia, through a bank in New York, New York.

(Title 18, United States Code, Sections 1957 and 2.)

The bases for my knowledge and for the foregoing charges are, in part, as follows:

11. I have been a Special Agent with the FBI for approximately five years. I am currently assigned to a squad that investigates white collar crimes, including complex financial and securities and commodities fraud crimes. I have participated in investigations of such offenses, and have made and participated in arrests of individuals who have committed such offenses.

12. The information contained in the Complaint is based upon my personal knowledge, as well as information obtained during this investigation, directly or indirectly, from other sources, including, but not limited to: (a) bank records, telephone records, and records of electronic communications, including text messages and messages over other messaging platforms; (b) publicly available documents; (c) conversations with, and reports of interviews with, non-law enforcement witnesses; and (d) conversations with, and reports prepared by, other agents. Because this Complaint is being submitted for the limited purpose of establishing probable cause, it does not include all the facts that I have learned during the course of my investigation. Where the contents of documents and the actions and statements of and conversations with others are reported herein, they are reported in substance and in part. Where figures, calculations, and dates are set forth herein, they are approximate, unless stated otherwise.

BACKGROUND ON CRYPTOCURRENCY

13. Bitcoin is a form of cryptocurrency, which is a decentralized, peer-to-peer form of electronic currency. Cryptocurrency is a digital representation of value that can be digitally traded and functions as (1) a medium of exchange; (2) a unit of account; and/or (3) a store of value, but does not have legal tender status. Unlike "fiat currency," like the U.S. dollar and the Euro, cryptocurrency is not issued by any jurisdiction and functions only by agreement within the community of users of that particular currency.

14. Cryptocurrencies like Bitcoin are held by their owners in electronic "wallets." These wallets have unique addresses, which are designated by a string of letters and numbers. Only an individual who possesses the unique "private key" associated with a wallet's address can access the cryptocurrency in that wallet. However, any individual can send cryptocurrency to any wallet. An individual does not have to submit any identifying information to any central authority to own a wallet, and it is therefore very easy to hold a wallet anonymously.

15. A blockchain is a public, distributed electronic ledger. Whenever someone transfers cryptocurrency between wallet addresses, it is recorded on a blockchain. The blockchain only records the movement of cryptocurrency between the addresses; it does not by itself identify the holders of the cryptocurrency. The blockchain primarily involved in this case is the Bitcoin blockchain.

16. Under Title 7, United States Code, Section 1a(9), a "commodity" includes "all other goods and articles . . . and all services, rights, and interests . . . in which contracts for future delivery are presently or in the future dealt in." This includes virtual currencies such as Bitcoin.

RELEVANT PERSONS AND ENTITIES

17. Based on my review of court documents, reports of other law enforcement officers, and identification documents, and based on my conversations with other law enforcement officers, I have learned the following, in substance and in part:

a. RANDY CRAIG LEVINE, a/k/a "Viktor Lapin," a/k/a "Andre Santiago Santos Galindo," a/k/a "Alexander Martinez Lavrov," a/k/a "Alexander Kozlov," a/k/a "Hristo Danielov Marinov," the defendant, is a United States citizen. In or about 2005, LEVINE

fled the United States after learning that he was under investigation for passport fraud and his residence had been searched.

b. On or about May 19, 2005, a federal grand jury sitting in the Southern District of Florida returned an indictment charging LEVINE with passport fraud and perjury.

c. On or about August 21, 2007, a federal grand jury sitting in the Southern District of Florida returned an indictment charging LEVINE with multiple counts of wire and mail fraud.

d. On or about September 22, 2018, LEVINE was arrested at La Aurora International Airport in Guatemala with a Russian passport containing LEVINE's picture and using the alias "Viktor Lapin." LEVINE's fingerprints matched the fingerprints of an individual who was purportedly a Guatemalan citizen, "Andre Santiago Santos Galindo," who used the address 2 Calle 23-90, Zona 15, Guatemala, Guatemala. LEVINE was later released from custody.

e. On or about June 9, 2020, LEVINE was arrested in a hotel room in Graz, Austria. LEVINE had rented the hotel room under the alias "Alexander Martinez Lavrov." At the time of his arrest LEVINE was found to be in possession of a Bulgarian passport in the name of "Alexander Koslov."

18. Based on my review of emails obtained pursuant to a judicially-authorized search warrant, documents from the Florida Bar, and judicial documents, I know that at all times relevant to this Complaint, PHILIP REICHENTHAL, the defendant, was a lawyer in Florida who held himself out as an escrow agent or "paymaster" for cryptocurrency transactions. On or about October 31, 2019, the Supreme Court of the State of Florida granted REICHENTHAL's own petition for voluntary disciplinary revocation of his bar license after approximately 12 disciplinary charges were filed against him related to his "receipt of approximately \$2,125,000.00 in escrow funds and subsequent failure to disburse in accordance with the escrow agreement," as stated in the court documents.

19. Based on my review of publicly available information, testimony from an arbitration proceeding, emails, and documents produced by a company ("Company-1"), and my conversations with representatives of Company-1, I have learned the following, in substance and in part:

a. Company-1 is a Delaware limited liability company with offices in New York, New York and New Jersey. Company-1

conducts over-the-counter cryptocurrency transactions, i.e., Company-1 buys large amounts of cryptocurrency from, and sells cryptocurrency to, its customers who prefer to transact with Company-1 rather than buying or selling on a public cryptocurrency exchange. Company-1's goal is to profit from the spreads—the difference between the buying price and selling price—in those cryptocurrency transactions, rather than from itself taking and holding any position in cryptocurrency.

b. At all times relevant to this Complaint, Volantis Escrow Platform LLC ("Volantis Escrow") purported to be a Delaware limited liability company, but there was no record of Volantis Escrow being registered in Delaware. Volantis Market Making LLC ("Volantis Market Making") was a Delaware limited liability company. Collectively, Volantis Escrow and Volantis Market Making are referred to herein as the "Volantis Entities." The Volantis Entities principally operated out of Pennsylvania.

c. At all times relevant to this Complaint, Individual-1 was the principal of the Volantis Entities.

d. In or about September 2019, a grand jury in the Southern District of New York returned an indictment charging Individual-1 with wire fraud and commodities fraud in connection with misrepresentations Individual-1 made to Company-1.

20. Based on my conversations with an individual ("Individual-2"), I know that at all times relevant to this Complaint, Individual-2 was a Florida resident involved in brokering Bitcoin transactions.

THE FRAUD ON INDIVIDUAL-1 AND COMPANY-1

21. In sum, in or about June and July 2018, RANDY CRAIG LEVINE, a/k/a "Viktor Lapin," a/k/a "Andre Santiago Santos Galindo," a/k/a "Alexander Martinez Lavrov," a/k/a "Alexander Kozlov," a/k/a "Hristo Danielov Marinov," the defendant, induced Individual-1 to wire PHILIP REICHENTHAL, the defendant, over \$3 million of Company-1's money to fund the purchase of Bitcoin after falsely telling Individual-1 that LEVINE would sell thousands of Bitcoin, when in truth and in fact, LEVINE never intended to sell Bitcoin. After receiving the \$3 million, REICHENTHAL, in turn, wired over \$2 million to LEVINE. LEVINE then lied to Individual-1 for days about why the deal had not worked out, the status of the purported Bitcoin, and the location of Company-1's money, which was never returned.

22. Based on my review of emails, messages on the online chat website Telegram, messages on WhatsApp, text messages, call records, and bank records, I have learned the following, in substance and in part:

Early Discussions About a Bitcoin Transaction

a. On or about June 4, 2018, an individual ("Individual-3") emailed Individual-1 and others regarding a potential transaction for 500,000 Bitcoin. That email attached a draft "Private Buy-Sell Bitcoin Agreement" (the "Draft Buy-Sell Agreement"), which outlined procedures for transactions in Bitcoin at a discount from the "spot" Bitcoin price.¹ The Draft Buy-Sell Agreement further stated that all transactions would be "handled by, and processed through" the law firm of PHILIP REICHENTHAL, the defendant, as "Escrow." The Draft Buy-Sell Agreement did not specify who the buyer or seller would be in the transaction. In response to the email, one of the recipients ("Individual-4") emailed Individual-3, copying Individual-1 and others, to ask the identity of the seller of Bitcoin.

b. On or about June 8, 2018, Individual-3 emailed Individual-1, Individual-4, and others a "Know Your Client" ("KYC") packet for "Hristo Danielov Marinov," who was the purported seller of Bitcoin. Based on my training and experience and my involvement in this investigation, I know that companies in the cryptocurrency space typically obtain KYC information to run checks on the counterparties to their transactions.

i. The KYC packet lists two addresses for "Hristo Danielov Marinov," both of which are in Guatemala City, Guatemala. One of the addresses is "2 Calle 23-80 Zona 15 Guatemala City, Guatemala." This address is one number off from the address associated with the fingerprints of "Andre Santiago Santos Galindo": 2 Calle 23-90, Zona 15, Guatemala, Guatemala. As discussed in Paragraph 17.d above, "Andre Santiago Santos Galindo" is one of the aliases of RANDY CRAIG LEVINE, a/k/a "Viktor Lapin," a/k/a "Andre Santiago Santos Galindo," a/k/a "Alexander Martinez Lavrov," a/k/a "Alexander Kozlov," a/k/a "Hristo Danielov Marinov," the defendant.

ii. The KYC packet lists a phone number ending in "6037" as the phone number for Hristo Danielov Marinov ("Hristo Number-1").

¹ The "spot" price is the current market price where a commodity may be bought or sold for immediate payment or delivery.

iii. The KYC packet states that Hristo Danielov Marinov is Bulgarian and lists a Bulgarian passport number for Hristo Danielov Marinov.

iv. The KYC packet lists manoiman1@gmail.com as the email address for Hristo Danielov Marinov.

c. On or about June 11, 2018, a phone number used by Individual-3 (the "Individual-3 Number")² sent text messages to a phone number used by Individual-1 (the "Individual-1 Phone"),³ stating as follows:

Seller contact info/details:

Hristo
[Phone number ending in "7188"]

Based on my review of emails and other documents and my involvement in this investigation, I believe Individual-3 was providing a second contact phone number for "Hristo Danielov Marinov" the purported seller of Bitcoin. Hereinafter, that phone number will be referred to as "Hristo Number-2".

d. On or about June 13, 2018, Individual-3 emailed Individual-1, copying a co-conspirator not named herein ("CC-1"), about the transaction. The email states as follows:

[Individual-1] - I've copied in [CC-1] here. Bob and I just spoke and he said you would have everything out by 1:00 EST today. Please direct everything to [CC-1] as he can get everything signed off and to Hristo. Per usual we are "competing" in this space with other Buyers so time is of the essence.

e. On or about June 14, 2018, the head cryptocurrency trader for Company-1 (the "Company-1 Trader") was introduced to Individual-1 in a chat room on the online chat website Telegram. The Company-1 Trader (on behalf of Company-1) and Individual-1 then

² Based on my review of documents and emails obtained pursuant to a judicially-authorized search warrant, I know that Individual-3 lists the Individual-3 Number as his contact number.

³ The Individual-1 Phone was seized from Individual-1 incident to his arrest and searched pursuant to a judicially-authorized search warrant.

began negotiating the purchase of Bitcoin.

f. As reflected in the Telegram messages between the Company-1 Trader and Individual-1, the proposal was for Company-1 to purchase large quantities of Bitcoin from a seller using the Volantis Entities as an escrow agent. Individual-1 did not disclose the name of the seller to the Company-1 Trader. Based on my training and experience and my conversations with witnesses, I know that it is common in the cryptocurrency market to not disclose the seller's identity to counterparties so that the counterparties cannot contact the seller directly and cut the middlemen, and their fees, out of the transaction. Based on my review of emails, text messages, and other documents, I believe Individual-1 intended "Hristo Danielov Marinov" to be the seller of Bitcoin in the transaction with Company-1.

g. Based on my review of WhatsApp messages, I know that on or about June 18, 2018, Hristo Number-1 began exchanging WhatsApp messages with a WhatsApp account used by Individual-1 (the "Individual-1 Account"). The messages on June 18, 2018 are as follows:

Hristo Number-1: Hello [Individual-1]

Hristo Number-1: It's Hristo

Hristo Number-1: Please signal me when you have a minute

Individual-1 Account: I can not accept calls on what's app

Hristo Number-1: I see

Individual-1 Account: This runs on a secure platform, not my cell.

Individual-1 Account: With no data for the nsa to read

Individual-1 Account: What can I help you with?

Hristo Number-1: Then call me directly on [Hristo Number-2].

Hristo Number-1: [CC-1] asked me to call you

Individual-1 Account: Calling now

h. Also on or about June 18, 2018, a phone number used by CC-1 (the "CC-1 Number")⁴ sent the Individual-1 Phone a text message with the phone number for Hristo Number-2.

Finalizing the Agreement to Purchase and Sell Bitcoin

i. On or about June 27, 2018, the Individual-1 Account and Hristo Number-1 exchanged additional WhatsApp messages as follows:

Hristo Number-1: Hi [Individual-1]

Hristo Number-1: If you have a few moments I like to speak to you

Individual-1 Account: Yes. In 90 minutes. Just closing the morning transaction flow before getting on with test transactions.

Hristo Number-1: Sure [Individual-1]

Hristo Number-1: Talk Soon

Individual-1 Account: are you still in the Mexico phone number, tried to call that. But seems to be offline.

Hristo Number-1: [Individual-1] available

Hristo Number-1: Call me [Hristo Number-1]

Individual-1 Account: Just tried calling you.

Individual-1 Account: Please call my cell when you free up...

Individual-1 Account: I am done with my regulatory meetings and am free until market close

Hristo Number-1: [Individual-1] been busy all day and we were expecting to do this between 12 and 1pm Eastern. I am now in the

⁴ Based on my review of the content text messages between the Individual-1 Phone and the CC-1 Number, including text messages using CC-1's nickname, I believe the CC-1 Number was used by CC-1.

middle of closing other deals and tomorrow I will revert back to you.
Kind regards

Individual-1 Account: No problem. Sorry was delayed with regulators as we were bringing the platform live.

Hristo Number-1: [Individual-1] fully understand

Hristo Number-1: Let's touch base tomorrow

Hristo Number-1: Kindest Regards

Individual-1 Account: Ok

j. Also on or about June 27, 2018, Individual-1 and CC-1 exchanged the following text messages:

Individual-1 Phone: Anyway, let's get moving when folks are available.

Also your escrow guy, his bar registration is out of date with bad address and dead phone number. One of the buyers was doing diligence

Individual-1 Phone: 10 seconds to fix, not sure why he has not bothered with everyone doing diligence on him. Looks sketchy.

CC-1 Number: Please call Hristo, he is standing by for your call

Individual-1 Phone: Will do in 10. Just talking to lawyer finishing details

Individual-1 Phone: Tryied [sic] him on Mexican phone number.

Individual-1 Phone: Not working and reached out for a new number on WhatsApp (can not use WhatsApp for phone calls)

Individual-1 Phone: Still no answer from him.
How critical is this call?
Heading into next meeting. Free in 45

CC-1 Number: He is finishing a call and will call

Individual-1 Phone: Contract in inbox

k. That same day, Individual-1, acting on behalf of prospective buyers of Bitcoin, executed a Private Buy-Sell Bitcoin Agreement (the "June 27 Buy-Sell Agreement") with CC-1, who was acting on behalf of a seller of Bitcoin. I believe this is the "Contract in inbox" referenced in the above messages between the Individual-1 Phone and the CC-1 Number.

i. Like the Draft Buy-Sell Agreement circulated on June 4, 2018, the June 27 Buy-Sell Agreement outlined procedures for transactions in Bitcoin at a discount from the "spot" Bitcoin price.

ii. Similarly, the June 27 Buy-Sell Agreement stated that all transactions would be "handled by, and processed through" REICHENTHAL's law firm as "Escrow." The June 27 Buy-Sell Agreement also provided that the buyer would deposit funds for the purchase of Bitcoins with the Escrow, and that the Escrow would not release the funds to the seller until the Bitcoin had been delivered to the buyer's Bitcoin wallet.

iii. Based on my training and experience, my review of emails, messages, and other documents, and my involvement in this investigation, I believe that with respect to the June 27 Buy-Sell Agreement, CC-1 was acting on behalf of the seller "Hristo Danielov Marinov" and that Individual-1 was acting on behalf of Company-1 and other prospective buyers.

The Attempted Transaction Involving Company-1

1. On or about June 28, 2018, Individual-1 emailed the Company-1 Trader an order form for a 100 Bitcoin test purchase by Company-1. Based on historical Bitcoin prices maintained on publicly available web sites, 100 Bitcoin cost approximately \$600,000 at the time. Based on my conversations with the Company-1 Trader, the purpose of the test purchase was to confirm that the process of buying Bitcoin through the Volantis Entities worked as expected before engaging in transactions of 1,000 Bitcoin (worth \$6 million) per day. The Company-1 Trader later emailed an executed version of the form to Individual-1.

m. On or about June 28, 2018, Company-1 wired \$650,000 to a Morgan Stanley bank account used by Volantis Escrow (the

"Volantis Account") in order to fund the purchase of 100 Bitcoin.

n. Also on or about June 28, 2018, Individual-1 sent CC-1 an email which stated, in part:

After talking to Jay, he has informed me that he is not and is not willing to act as an escrow. I'm not sure the implications, and I am a bit confused.

Can you please call me so we can work through this quickly and move forward. We have buyers standing by and I need to get this moving.

Per the contract:

2.1. (d) All Transactions (and Closings) will be handled by, and processed through, the law firm of REICHTHAL AND ASSOCIATES, PA (<http://www.paymaster.lawyer/>), located at [address in Florida] ("Escrow"). The parties may replace REICHTHAL AND ASSOCIATES, PA, at any time upon mutual written agreement of the parties hereto, or in the event REICHTHAL AND ASSOCIATES, PA, is unable or unwilling to perform as Escrow using an IOTA account JP Morgan Chase Bank*.

Based on my involvement in this investigation and my review of REICHTHAL's driver's license records, which list his middle name as "Jay," I believe Individual-1's reference to "Jay" is a reference to REICHTHAL.

o. On or about June 29, 2018, Hristo Number-1 and the Individual-1 Account exchanged the following WhatsApp messages regarding the Bitcoin transaction:

Individual-1 Account: Morning. Just seeing this. We ran into a bit of an issue with the escrow yesterday am and I know [CC-1] was trying to fix. Apparently the guy was not an escrow. Anyway, hoping to move forward wimhen [sic] [CC-1] finds an escrow. I have not heard back yet. I offered to help with my network or a few firms we know. If there is anything I can do to move this forward, please let me know.

Hristo Number-1: Hi [Individual-1]. I deal only with

Philip and that is all

p. By on or about July 2, 2018, the 100 Bitcoin transaction had still not been completed.

q. On or about July 2, 2018, Hristo Number-1 and the Individual-1 Account exchanged the following WhatsApp messages from approximately 1:02 p.m. through approximately 1:47 p.m.:

Hristo Number-1: Good Morning [Individual-1]
Hristo Number-1: Please call me on [Hristo Number-1]
Hristo Number-1: Hi [Individual-1]
Hristo Number-1: Your email please?
Individual-1 Account: [Individual-1's email address]
Hristo Number-1: Did you receive from [CC-1]?
Individual-1 Account: Yes, a PDF came through about 15 minutes ago. It was sent to BO for validation. Will confirm
Hristo Number-1: Ok Perfect
Hristo Number-1: Keep me posted

r. Also on or about July 2, 2018, at approximately 1:10 p.m., CC-1 e-mailed Individual-1 a pdf attachment of a letter purportedly from REICHENTHAL to Individual-1 (the "July 2 Letter"). The July 2 Letter falsely states that REICHENTHAL is acting as the Volantis Entities' "escrow agent" and that REICHENTHAL "will not send funds to the seller until all agreed upon Bitcoins from the Invoice have been confirmed to me in writing by you. I look forward to working with you on daily tranches and satisfying your clients."

s. Based on the timing of the email from CC-1 and the messages between Hristo Number-1 and the Individual-1 Phone, I believe the July 2 Letter was the document referenced in the messages between Hristo Number-1 and the Individual-1 Phone. Accordingly, I believe LEVINE, using Hristo Number-1, caused CC-1 to send the July 2 Letter.

t. Based on my discussions with the Company-1 Trader, I

know that also on July 2, 2018, the Company-1 Trader participated in a phone call with Individual-1. The Company-1 Trader was in New York, New York, near Company-1's offices, during the call. During the phone call, Individual-1 told the Company-1 Trader that the Bitcoin transaction needed to involve a minimum of 500 Bitcoins. Individual-1 also told the Company-1 Trader that the Volantis Entities had the Bitcoin in hand.

u. Later on or about July 2, 2018, the Individual-1 Phone and the CC-1 Number exchanged the following text messages:

Individual-1 Phone: Tomorrow

CC-1 Number: Ok

CC-1 Number: 9am?

Individual-1 Phone: Will let you know. Wire issuance likely around 9:45/10 am et. I have to see schedule for the am. I will know around 8 tonight when I see the daily cash plan.

CC-1 Number: Ok great

CC-1 Number: Let's test and tranche tomorrow

v. On or about July 3, 2018, at approximately 9:28 am, Company-1 wired an additional \$2.6 million into the Volantis Account (bringing the total in the Volantis Account from Company-1 to \$3.25 million). The additional cash was to fund the purchase of an additional 400 Bitcoin, for a total of 500 Bitcoin.

w. Also on or about July 3, 2018, the Volantis Entities wired approximately \$3,090,250 from the Volantis Account to a bank account held in the name of REICHENTHAL's law firm at JP Morgan Chase ("Reichenthal Account-1"). Based on my review of bank records, I know that REICHENTHAL is the sole signatory on Reichenthal Account-1.

x. On or about July 3, 2018, the Individual-1 Phone and the CC-1 Number exchanged a number of text messages regarding the status of the wire transfer to Reichenthal Account-1:

CC-1 Number: I received the email with the wallet address, just waiting for wire confirmation

Individual-1 Phone: Bank just released. Waiting on confirmation

Individual-1 Phone: Wire confirm in your account

. . .

CC-1 Number: Trying to get the pending removed

CC-1 Number: 2 minutes ago

Individual-1 Phone: What does that say

CC-1 Number: Pending

Individual-1 Phone: Is there anyway you can send coin because it's obvious his account is locked.

Otherwise I've got to go by [sic] 500 coin right now plus three, to make the customer whole today.

Individual-1 Phone: I've got to process the order in the next 5 minutes if it's going to get done so just let me know either way

CC-1 Number: He checked after we talked and his account isn't locked [sic]. He believes it to be systematic not on his end

Individual-1 Phone: just need to figure out if I have to go buy another 500 coin in the next 15 minutes. It's at a plus 3 instead of a -6, so it's going to be expensive. Just confirm that nothing's moved and I'll go by [sic] the other stuff

CC-1 Number: Nothing moved, we will make it right with you on the daily trades

Individual-1 Phone: Fyi. Jpmc office called back, they confirmed pending. It is compliance related, but should auto clear if

data was provided.

CC-1 Number: Ok great

Individual-1 Phone: The pending hold was removed

Individual-1 Phone: Hey man Sorry for pinging again. Just wanted to let you know they cleared the hold on the funds around 7:30 et

CC-1 Number: Ok great. I have a call in, trying to get this done sooner rather than later

y. At the end of the day on July 3, 2018, no Bitcoin had been transmitted to Individual-1 or Company-1.

z. On or about July 4, 2018, the Individual-1 Phone and the Individual-3 Number exchanged the following text messages:

Individual-1 Phone: Also is it J or Victor's coin we are buying?

Individual-3 Number: [Individual-1]...Victor will be reaching out to you independently here in the next couple of hours.

I'll stay on top of it until we have resolution and it's sorted. Try and enjoy your kids man

. . .

Individual-1 Phone: No call from Victor...maybe get his number and I call him.

Either way, I am available

Individual-3 Number: [Individual-1]-trying to get this resolved. Victor is going to call you around 4:00CST. He's on road right now.

aa. On or about July 4, 2018, Individual-1 sent Individual-3 an email with the subject line "Given the transaction with [CC-1] cleared . . ." The email further stated:

And it's not a holiday where Victor is, it would be great to receive the coin today. As is, I've lost over 220k USD in having to back fill the 500 coins at a major price premium last night. If we can have [CC-1] fill today, I can hold those coin and not realize the loss, so that the accounting looks much better for my partners . . . At present, I have not gotten response on the request to have the fill closed today. . .

bb. Also on or about July 4, 2018, the Individual-1 Phone and the CC-1 Number exchanged the following text messages:

CC-1 Number: Did victor get a hold of you? I know he sent a message on WhatsApp.

Individual-1 Phone: ?? No. What is his number. I have not heard a darn thing from anyone all day. I was told folks were calling hours ago. No one has provided any information today.

CC-1 Number: [Hristo Number-2]

Individual-1 Phone: Jpmc indicated cash was available before close yesterday and pending was a flag on the account that was cleared at close. They showed me a screen shot of available funds indicating it had cleared.

CC-1 Number: Try that number

Individual-1 Phone: So I am confused as to why coin can not flow... And your little cabal of haters (everyone who is pissed you are doing a deal) has sent me all these examples all day of failed transactions ...

Individual-1 Phone: So I am not feeling the love much.

Individual-1 Phone: I will try the number now.

CC-1 Number: Here is his other number [Hristo Number-1]

CC-1 Number: By failed transactions do they mean

when they didn't send money and tried to get coin anyway?

Individual-1 Phone: Nope. These are supposed other Victor folks asking for copies of the contract so they can call Victor and get it done (and I have no idea who these folks are, but they all called today and they called other people who work for me on non Bitcoin businesses). It is like someone put up a Facebook post to everyone we did something and it did not close.

Individual-1 Phone: No answer on the 52 number.

...

CC-1 Number: I just hung up with him, he is waiting for you

Individual-1 Phone: Talk to him. Good data, and I feel much better understanding what is going on.

Individual-1 Phone: Also he has a 24 hour fill issue. Let's discuss when you have 10 minutes.

Based on my training and experience, my review of emails, messages, and other documents, and my involvement in this investigation, I believe the "Victor" referenced in the messages and email above is "Viktor Lapin," another alias used by LEVINE, as discussed in Paragraph 17.d above. In addition, based on the above messages in which CC-1 gave the two phone numbers associated with "Hristo Danielov Marinov" as the phone numbers for "Lapin," I believe that "Hristo Danielov Marinov" is another alias used by LEVINE.⁵

cc. At the end of the day on July 4, 2018, no Bitcoin had been transmitted to Individual-1 or Company-1.

⁵ In addition, in or about August 2019, I interviewed CC-1. During the interview, CC-1 stated, among other things, that "Hristo Danielov Marinov" is a cover name used by Viktor Lapin.

False Representations About the Status of the Transaction

dd. On or about July 5, 2018, Individual Phone-1 and the CC-1 Number exchanged the following text messages:

CC-1 Number: Looking at prob 90 minutes, not an exact but the estimate I was given

Individual-1 Phone: Rocking Will postpone my buy.

Individual-1 Phone: Does he have the proper wallet and everything. What is the protocol test then full?

CC-1 Number: Yes on the protocol, please send me wallet again so I can triple confirm it with him

Individual-1 Phone: Wallet sent again

Individual-1 Phone: In email

CC-1 Number: Got it

Individual-1 Phone: Cool. Any update on fill. I just have to update on the 12 pm transaction on my side.

CC-1 Number: Waiting for a response, should have it shortly

Individual-1 Phone: Ok

CC-1 Number: He should be calling me within 10 minutes, I know you have deadline just giving you the update as I get it

Individual-1 Phone: Thank you greatly appreciate it.. buying time here

CC-1 Number: Call you right back

Individual-1 Phone: Ok... Just checking. If there is a reset, just need to know

Individual-1 Phone: Victor missed the window, it's less

that, than I need to manage expectations as I am out of time, so going to have to buy more if I don't have feedback.

CC-1 Number: On the phone now, calling you right after

Individual-1 Phone: I see the funds are still in Philip's account.

Individual-1 Phone: He only has an extra 1.117mm into his account this morning.

Individual-1 Phone: Ok

CC-1 Number: Yes they are, they don't go anywhere, worst case you can send the money for the other 500 today correct?

. . .

ee. At the end of the day on July 5, 2018, no Bitcoin had been transmitted to Individual-1 or Company-1.

ff. On or about July 6, 2018, the Individual-1 Phone and the CC-1 Number continued to exchange text messages regarding the transaction. In particular, in those messages, CC-1 continued to assure Individual-1 that the transaction would be completed. For example, the CC-1 Number and the Individual-1 Phone exchanged the following texts:

CC-1 Phone: Still on, getting exacts on money

. . .

Individual-1 Phone: Everyone is melting down ...
I am running out of time.

CC-1 Phone: I understand, it will happen

. . .

CC-1 Phone: Can you call victor, he knows you are calling, I am stuck on this call

CC-1 Phone: Coaching these ass clowns through

getting the money in, it's coming.
Just confirmed with victor as soon as
money hits the accounted whether
pending or not he is

CC-1 Phone: pushing out your coin

gg. Similarly, on or about July 6, 2018, the Individual-1 Account and Hristo Number-1 exchanged WhatsApp messages in which the user of Hristo Number-1 falsely assured Individual-1 that the transaction would be completed. For example:

Hristo Number-1: Hi [Individual-1]

Hristo Number-1: Are you there?

Individual-1 Account: Fyi.. Getting pinged by saul/Walter folks, etc to jump in if I give them an order. I told them I would ride the current horse to the end of the process.

So hopefully stopped the noise in the track.

Hristo Number-1: [Individual-1] let me know

Individual-1 Account: Let you know? Sounds like Tony has a fill now.

Hristo Number-1: Thank you [Individual-1]

Hristo Number-1: I am on it

Hristo Number-1: Talking to [CC-1] now

Hristo Number-1: I am working this evening and through the weekend to fill your order

Hristo Number-1: I apologize for all delays but we will get it done

Individual-1 Account: That doe snot [sic] sound promising

Hristo Number-1: [Individual-1] I will get it done

Individual-1 Account: [CC-1] said fill. Seems not.

Individual-1 Account: Arg.

Hristo Number-1: Our Relationship is Very important
and I will not let you down

Hristo Number-1: That's all

Individual-1 Account: Did cash not show up or is coin not
available right now.

Hristo Number-1: Cash did not show up

Hristo Number-1: But it will Monday Morning for sure
and I try to fill this orders
tomorrow for you another way

. . .

Hristo Number-1: [Individual-1] I apologize again for
not performing but By Monday it will
be done. Moving forward let's get
rid of all the BS and deal directly
with the buyers and no
intermediaries.

hh. At the end of the day on July 6, 2018, no Bitcoin had been transmitted to Individual-1 or Company-1.

ii. Over the next several days, Hristo Number-1 and the CC-1 Number continued to send messages to Individual-1 falsely assuring Individual-1 that the Bitcoin would be sent. For example:

i. On or about July 7, 2018, Hristo Number-1 sent the Individual-1 Account a WhatsApp message stating: "I will get your order filled today for you."

ii. On or about July 8, 2018, CC-1 sent the Individual-1 Phone a text message stating: "I am on standby to hear from my west coast guy when his partner is available with the other key and it will be sent."

iii. On or about July 9, 2018, Hristo Number-1 sent the Individual-1 Account a WhatsApp message stating: "[Individual-1] on the other line trying to get your order filled."

iv. Later that same day, Hristo Number-1 sent the

Individual-1 Account a WhatsApp message stating:

We are working to get this money in from California, I have another buyer closing in Miami tomorrow am eastern time. I think at this point we are better off riding this out together and we will compensate you accordingly for the struggles. Once we hit the 1000 threshold I fill for you in no time flat. Once we do a couple fills and all the sellers get comfortable knowing the money shows up we start dumping large numbers of coins on your platform and make everyone's life easy. With all due respect, I know this is your clients money but you can see it hasn't moved and it is secured, and you can see no other money has come in otherwise it would be filled. Give us 24 more hours and get this filled.

v. On or about July 10, 2018, Hristo Number-1 sent the Individual-1 Account WhatsApp messages stating: "[Individual-1] the trade is going to be filled today"; "I am waiting on confirmation any minute"; "[Individual-1] I am waiting on [CC-1] to clear the cash"; "Once it's cleared the coin is filled."

jj. On or about July 10, 2018, the Individual-1 Account sent the Hristo Number-1 a WhatsApp message requesting the return of the cash in the transaction.

kk. Still, at the end of the day on or about July 10, 2018, no Bitcoin had been transmitted to Individual-1 or Company-1. Nor had any cash been returned to Individual-1 or Company-1.

ll. After Individual-1 requested the return of the cash, the Hristo Number-1 sent several WhatsApp messages to the Individual-1 Account falsely representing that the cash would be returned.

mm. Based on my review of bank records, I know that the \$3,090,250 wired to Reichenthal Account-1 was never returned to Individual-1.

nn. Based on my discussions with the Company-1 Trader, I know that Company-1 never received the 500 Bitcoin it attempted to purchase.

23. Based on my review of records for Reichenthal Account-1, I have learned the following:

a. On or about July 6, 2018, approximately \$84,000 was wired from Reichenthal Account-1 to an account at Discover Bank

held in the name of the wife of RANDY CRAIG LEVINE, a/k/a "Viktor Lapin," a/k/a "Andre Santiago Santos Galindo," a/k/a "Alexander Martinez Lavrov," a/k/a "Alexander Kozlov," a/k/a "Hristo Danielov Marinov," the defendant.

b. On or about July 9, 2018, approximately \$700,000 was wired from Reichenthal Account-1 to an account at Banco Promerica, S.A., in the name of "Andre Santiago Santos Galindo" ("Galindo Account-1").

c. On or about July 9, 2018, approximately \$885,600 was wired from Reichenthal Account-1 to an account at Banco G&T Continental, S.A. in the name of "Andre Santiago Santos Galindo" ("Santos Galindo Account-2").

d. On or about July 20, 2018, approximately \$218,170 was wired from Reichenthal Account-1 to Santos Galindo Account-2.

e. On or about July 23, 2018, approximately \$700,000 was wired from Reichenthal Account-1 to Santos Galindo Account-2.

24. Based on my review of records for Reichenthal Account-1, I know that funds had previously been wired from Reichenthal Account-1 to an account at HSBC Mexico in the name of "Viktor Lapin" (the "Lapin HSBC Mexico Account"). Specifically, on or about May 31, 2018, approximately \$907,565 was wired from Reichenthal Account-1 to the Lapin HSBC Mexico Account. That same day, another \$50,000 was wired from Reichenthal Account-1 to the Lapin HSBC Mexico Account.

25. In summary, I believe the purported seller of the Bitcoin in the proposed transaction with Individual-1 was RANDY CRAIG LEVINE, a/k/a "Viktor Lapin," a/k/a "Andre Santiago Santos Galindo," a/k/a "Alexander Martinez Lavrov," a/k/a "Alexander Kozlov," a/k/a "Hristo Danielov Marinov," the defendant, for the following reasons:

a. As discussed in Paragraph 22.b.i, the KYC information provided to Individual-1 for the seller of Bitcoin lists the seller as "Hristo Danielov Marinov" and lists the seller's contact number as Hristo Number-1. However, in later communications, CC-1 and Individual-1 refer to the seller of Bitcoin as "Victor" and refer to Hristo Number-1 and Hristo Number-2 as phone numbers used by "Victor." Based on my discussions with law enforcement officers, I know that LEVINE was arrested on September 22, 2018 in Guatemala with a passport containing LEVINE's picture and the alias "Viktor Lapin." Moreover, LEVINE, using

Hristo Number-1, communicated directly with Individual-1 about the transaction and to provide him false assurances that his client's money was safe and that the Bitcoin would be sent.

b. As discussed in Paragraph 22.b.i, the KYC information for the seller of Bitcoin lists an address in Guatemala City, Guatemala for the seller of Bitcoin that is one number off from the address associated with the fingerprints of "Andre Santiago Santos Galindo." As discussed in Paragraph 17.d, LEVINE's fingerprints matched the fingerprints of an individual who was purportedly a Guatemalan citizen, "Andre Santiago Santos Galindo."

c. As discussed in Paragraph 23, after receiving over \$3 million from Individual-1, PHILIP REICHENTHAL, the defendant wired over \$2 million to bank accounts in Guatemala in the name of "Andre Santiago Santos Galindo," an alias of LEVINE, and REICHENTHAL also wired funds to a bank account in the name of LEVINE's wife.

d. On or about December 4, 2019, I interviewed REICHENTHAL. During the course of the interview, after consenting to a search, REICHENTHAL displayed on his computer emails between REICHENTHAL and "Lapin" at the email address manoiman1@gmail.com, which was the email address listed for "Hristo Danielov Marinov" in the KYC information, as described in Paragraph 22.b.iv. One of the emails from REICHENTHAL to manoiman1@gmail.com was an email with links to lawsuits involving the Volantis Entities, in which REICHENTHAL stated, in sum and substance, that he was scared.

THE FRAUD ON INVESTORS AND INDIVIDUAL-2

26. In sum, from at least in or about February 2019 through at least in or about May 2019, RANDY CRAIG LEVINE, a/k/a "Viktor Lapin," a/k/a "Andre Santiago Santos Galindo," a/k/a "Alexander Martinez Lavrov," a/k/a "Alexander Kozlov," a/k/a "Hristo Danielov Marinov," the defendant, induced Individual-2 to cause investors to send PHILIP REICHENTHAL, the defendant, over \$2 million of investors' money to fund the purchase of Bitcoin after telling Individual-2 that LEVINE would sell Bitcoin, when in truth and in fact, LEVINE never had any intention of selling Bitcoin to the investors. After receiving the funds from the investors, REICHENTHAL, in turn, sent over \$1.9 million to LEVINE. LEVINE then lied to Individual-2 and an investor ("Investor-1") about the status of the investors' funds, which were never returned.

27. Based on my conversations with Individual-2, my conversations with Investor-1 and other investors involved in the

transaction, my review of documents and emails provided by witnesses and victims, and my review of bank records, I am aware of the following with respect to the attempted Bitcoin transaction involving "Viktor Lapin" and PHILIP REICHENTHAL, the defendant, in or about 2019:

a. In or about 2018, Individual-2 met CC-1. CC-1 told Individual-2 that he represented "Viktor Lapin," a Bitcoin seller. When Individual-2 asked for proof that "Lapin" had Bitcoin to sell, CC-1 sent Individual-2 a letter from REICHENTHAL attesting that "Lapin" had Bitcoin to sell.

b. Individual-2 also spoke to REICHENTHAL about "Lapin." REICHENTHAL told Individual-2, in sum and part, that "Lapin" was the biggest seller of Bitcoin in the world. Individual-2 then began communicating with "Lapin" over cellphone messaging applications, including Signal.

c. "Lapin" told Individual-2, among other things, that he represented Bitcoin miners⁶ and had over one million Bitcoin to sell.

d. Individual-2 first attempted to complete a Bitcoin transaction with "Lapin" in or about June 2018. "Lapin" and Individual-2 negotiated a contract, which was executed on or about June 10, 2018, that provided for a company ("Company-2") to purchase Bitcoin from "Hristo Danielov Marinov" (the "June 10, 2018 Agreement").

i. The June 10, 2018 Agreement listed Hristo Danielov Marinov's phone number as Hristo Number-1. The June 10, 2018 Agreement also states that "Hristo Danielov Marinov" is Bulgarian and lists a Bulgarian passport number for "Hristo Danielov Marinov."⁷

ii. The June 10, 2018 Agreement provided for payment for the Bitcoin to be sent to Reichenthal Account-1.

⁶Based on my training and experience, and my involvement in this investigation, I know that Bitcoin mining is the process of verifying the ledger of Bitcoin transactions known as the blockchain, which results in the creation of new Bitcoin.

⁷ Attached to the June 10, 2018 Agreement is a passport for Hristo Danielov Marinov. Based on my review of photographs of LEVINE obtained from other law enforcement officers, the passport photograph does not appear to be a photograph of LEVINE.

iii. The June 10, 2018 Agreement further provided that after the payment was sent to Reichenthal Account-1, the Bitcoin would be released to the buyer. After the buyer confirmed delivery of the Bitcoin, the payment would be sent from Reichenthal Account-1 to the seller's bank.

iv. Individual-2 is listed on the June 10, 2018 Agreement as an intermediary for the seller.

e. Although "Hristo Danielov Marinov," was the purported seller of Bitcoin, Individual-2 never spoke to "Danielov Marinov" and did not know if he was a real person. Ultimately the deal did not materialize. No money exchanged hands, and the buyer did not receive any Bitcoin.

f. In or about February 2019, Individual-2 proposed to various individual investors that they invest in a transaction whereby they would provide liquidity to allow the investors to buy Bitcoin from a seller and then sell the Bitcoin to a cryptocurrency exchange in Canada. According to Individual-2, the seller was "Viktor Lapin," who would sell the Bitcoin at a 14% discount from the spot price. REICHENTHAL would serve as the escrow for the transaction.

g. According to Individual-2, REICHENTHAL represented to Individual-2 that after investors transmitted money to REICHENTHAL's attorney trust account, REICHENTHAL would not send the money to "Lapin" before the Bitcoin was received by Individual-2.

h. Investor-1 spoke to REICHENTHAL before transmitting his funds to REICHENTHAL. REICHENTHAL told Investor-1 that after the money was received in REICHENTHAL's attorney trust account, REICHENTHAL would await confirmation that the purchased Bitcoin was received in Individual-2's wallet. Only after the Bitcoin was received by Individual-2 would REICHENTHAL send the investor money to the seller. In particular, REICHENTHAL assured Investor-1 that he would verify on the blockchain ledger that the Bitcoin had arrived in Individual-2's wallet before transmitting the funds to the seller.

i. Based on my review of bank records, I know that from on or about February 15, 2019 to on or about February 19, 2019, various investors, including Investor-1, sent six wire transfers, totaling approximately \$850,000, to REICHENTHAL's attorney trust account at Bank of America ("Reichenthal Account-2"). On or about

February 22, 2019, approximately \$775,000 was wired from Reichenthal Account-2 to a bank account in Mexico at Banco Mercantil Del Norte, S.A. ("Banco Mercantil"), which was held in the name of "Signature Realty Associates" (the "Signature Realty Account").

j. Based on my conversations with Individual-2 and Investor-1, I know that no Bitcoin had been transmitted to Individual-2 or any of the investors as of February 22, 2019.

k. After the initial \$850,000 was sent, in or about February 2019, Individual-2 spoke to REICHENTHAL and "Lapin" over the phone⁸ about the fact that no Bitcoin had been received. REICHENTHAL told Individual-2, in sum and in part, that the \$850,000 had been moved out of Reichenthal Account-2. "Lapin" falsely represented to Individual-2 that the Bitcoin transaction could not be completed because the transaction was too small. Individual-2 then relayed these statements to the investors, including Investor-1.

l. Investor-1 then began to solicit new investors to get enough money to complete the Bitcoin transaction with "Lapin." Individual-2 and REICHENTHAL spoke to these potential investors over the phone about the transaction.

m. According to one of the new investors ("Investor-2"), in a conference call among Individual-2, REICHENTHAL, and other potential investors, REICHENTHAL stated, in sum and part, that the investors' money would be placed in an attorney trust account and could not legally be moved until Individual-2 had received the Bitcoin from the seller. REICHENTHAL said that there was no risk to the investors.

n. Another new investor ("Investor-3"), recalled similar statements by REICHENTHAL on the phone call with Individual-2 and other investors. Investor-3 also recalled REICHENTHAL saying, in sum and part, that because REICHENTHAL would not send the money before the Bitcoin was received, investors could never lose money.

o. Based on my review of bank records, I know that from on or about April 1, 2019 to on or about April 5, 2019, various investors, including Investor-1, Investor-2, and Investor-3, sent seven wires, totaling approximately \$1,275,000, to Reichenthal

⁸ According to Individual-2, on the above-described call and in other conversations with Lapin, Lapin had an American accent and did not sound Russian.

Account-2. On or about April 9, 2019, approximately \$986,000 was wired from Reichenthal Account-2 to the Signature Realty Account. On or about April 10, 2019, approximately \$169,374 was wired from Reichenthal Account-2 to the Signature Realty Account.

p. As of April 10, 2019, no Bitcoin had been transmitted to Individual-2 or any investors.

q. On or about April 10 and 11, 2019, Lapin and Individual-2 exchanged a number of messages over a cellphone messaging application. In one of those messages, Individual-2 told "Lapin," in sum and substance, that Investor-1 wanted his money returned that day. In response, "Lapin" requested Investor-1's phone number and stated "[he] tried to fuck Phil today now he goes through me" and "I am not playing [Individual-2]."

r. On or about April 12, 2019, "Lapin" and Individual-2 continued to exchange messages. Individual-2 requested that all of the investors' funds be returned in full by April 15, 2019. In response, "Lapin" falsely assured Individual-2 that the investors' funds would be returned.

s. At the end of the day on April 15, 2019, no Bitcoin had been transmitted to Individual-2 or any of the investors, and none of the investors' funds had been returned.

t. In or about May 2019, "Lapin" and Individual-2 exchanged messages on Signal, in which Lapin falsely represented that the investors' funds would be returned. Lapin used a Guatemalan phone number ("Lapin Number-1) to exchange the messages. For example, from on or about May 1, 2019 through on or about May 7, 2019, "Lapin" and Individual-2 exchanged the following messages:

Individual-2 Phone: When will the money be returned?

Lapin Number-1: It should be today

Individual-2 Phone: Thanks Viktor

. . . .

Individual-2 Phone: Viktor do you have any updates on the money hitting Philip's account. I have done everything in my power to hold these people back to give you time to refund. Please be straight with me.

Lapin Number-1: You wenr [sic] to lawyer. We now communicate with lawyer only and not you. Your people threatened me here in Guatemala as well. No more dealings with you [Individual-2]. Every deal is BS. Refund is on way as you have contract with your investors not us...

Individual-2 Phone: I can not stop what is happening right now. The investors are going to shut you down today. They are going to the Florida Bar and [Bank of America]. You need to show proof the money has been sent back immediately...You have ruined my life

. . . .

Lapin Number-1: You will get your funds back

Lapin Number-1: You fucked us and we have no obligation but to get your money back and we will

Lapin Number-1: Deal with your investors

Lapin Number-1: Your funds will be back tomorrow and if the lawyers play we hold the funds and bring [sic] you down

. . . .

Individual-2 Phone: Can you send proof of the money being returned? That is all they want.

. . . .

Lapin Number-1: Your funds will arrive later today or tomorrow. If you continue to threaten me or Philp [sic] I will instruct Phil when funds are received to be held and we will see you in court and I will fix your ass. I dont [sic] care and believe me [Individual-2] I will bring you into

to all My Legal Problems here in Guatemala including Money Laundering as I have open investigation a d [sic] I will alert the American Authorities you were involved in my operations before just to stick it up your ass . . . I will be in touch with you when funds arrive.

. . . .

Lapin Number-1: [Individual-2] funds will arrive tomorrow at 3 pm. If you do not wait we hold funds for legal process. Its no problem for us. I wssted [sic] my time with you all these months anyways.

u. Still at the end of the day on May 8, 2019, none of the investors' funds had been returned.

v. Based on my review of bank records related to the Signature Realty Account, I have learned the following:

i. On or about April 29, 2019, the Signature Realty Account wired approximately \$185,000 to a bank account in Russia at Alfa Bank JSC held in the name "Viktor Lapin" (the "Lapin Account").

ii. On or about April 30, 2019, the Signature Realty Account wired approximately \$265,000 to the Lapin Account.

iii. On or about May 6, 2019, the Signature Realty Account wired approximately \$380,000 to the Lapin Account.

iv. On or about May 8, 2019, the Signature Realty Account wired approximately \$271,540 to the Lapin Account.

v. On or about May 21, 2019, the Signature Realty Account wired approximately \$375,000 to the Lapin Account.

w. Based on my conversations with a representative of Standard Chartered Bank, I know that the wire transfers described in Paragraph 27.v were processed through Banco Mercantil's correspondent bank account at Standard Chartered Bank in New York, New York.

x. Based on my conversations with Individual-2, Investor-1, Investor-2, and Investor-3, I know that the investors never received any Bitcoin, and their funds were never returned.

28. In summary, I believe the purported seller of the Bitcoin in the proposed transaction facilitated by Individual-2 was RANDY CRAIG LEVINE, a/k/a "Viktor Lapin," a/k/a "Andre Santiago Santos Galindo," a/k/a "Alexander Martinez Lavrov," a/k/a "Alexander Kozlov," a/k/a "Hristo Danielov Marinov," the defendant, for the following reasons:

a. The seller, both in direct communications with Individual-2 and as referenced by PHILIP REICHENTHAL, the defendant, used the alias "Viktor Lapin." As described in Paragraph 17.d, in September 2018, LEVINE was arrested with a passport containing this alias.

b. The Bitcoin transaction involving Individual-2 is similar to the fraudulent Bitcoin scheme in 2018 involving Individual-1. Among other things, (i) REICHENTHAL was the purported "escrow" in both transactions, (ii) the fraudulently obtained funds ended up in bank accounts held in names of aliases used by LEVINE in both transactions; (iii) CC-1 referenced or purported to represent LEVINE's aliases, including "Victor" or "Viktor," in both transactions; and (iv) in a previous attempted transaction with Individual-2, LEVINE used the "Hristo Danielov Marinov" alias as the purported seller of Bitcoin, the same name he used as the purported seller in the 2018 transaction involving Individual-1.

c. In text messages with Individual-2, Lapin referenced his legal problems in Guatemala, including "money laundering." Based on discussions with other law enforcement officers, I know that LEVINE was arrested at the Guatemala airport (with a passport under the name "Viktor Lapin") on September 22, 2018 for failing to report \$10,000 in cash, and that LEVINE lived in Guatemala under the alias "Andre Santiago Santos Galindo." Lapin also referenced the "American Authorities" in the same messages. Based on my conversations with other law enforcement officers, I know that LEVINE is aware that he has been charged by/is sought by American law enforcement in connection with the Florida charges discussed above.

WHEREFORE, deponent respectfully requests that a warrant issue for the arrest of RANDY CRAIG LEVINE, a/k/a "Viktor Lapin," a/k/a "Andre Santiago Santos Galindo," a/k/a "Alexander Martinez Lavrov," a/k/a "Alexander Kozlov," a/k/a "Hristo Danielov Marinov," and PHILIP REICHENTHAL, the defendants, and that they be arrested and imprisoned or bailed, as the case may be.

S/ by the Court with consent

BRANDON RACZ
Special Agent
Federal Bureau of Investigation

Sworn to me through the transmission
of this Complaint by reliable electronic means
pursuant to Federal Rule of Criminal Procedure 4.1,
this 10th day of September 2020



THE HONORABLE ROBERT W. LEHRBURGER
UNITED STATES MAGISTRATE JUDGE
SOUTHERN DISTRICT OF NEW YORK