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Chief, Criminal Division  
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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,  
Plaintiff,  
v.  
MARVIN SOLIS,  
Defendant.

SEALED  
BY COURT ORDER

No.: CR 13 589  
UNITED STATES' MOTION TO SEAL  
INDICTMENT ~~PROPOSED ORDER~~

UNDER SEAL

The United States hereby moves the Court for an order sealing this Motion, the Indictment, the Sealing Order, and the Arrest Warrant until further order of the Court. The government believes that disclosure of the existence of those documents may jeopardize the ongoing investigation and hinder the apprehension of the defendant.

DATED: September 5, 2013

Respectfully submitted,

MELINDA HAAG  
United States Attorney

KATHERINE B. DOWLING  
Assistant United States Attorney


MOTION TO SEAL INDICTMENT

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**ORDER**

Based upon the motion of the government and for good cause shown, IT IS HEREBY ORDERED that the government's Motion, the Indictment, the Sealing Order, and the Arrest Warrant shall be sealed until further order of the Court. Notwithstanding this Order, the government shall be allowed to obtain a copy of this Order, as entered, and of the Indictment and Arrest Warrant.

DATED: Sept 5, 2013

  
HON. ELIZABETH D. LAPORTE  
United States Magistrate Judge

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

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

- ☐
- Petty
- 
- ☐
- Minor
- 
- ☐
- Misdemeanor
- 
- ☒
- Felony

PENALTY: 18 U.S.C. s. 1343 (Wire Fraud) Counts 1-2, 20 years imprisonment, fine of twice the gross gain/loss, 3 years supervised release, and \$100 special assessment per count.

 SEALED  
 BY COURT ORDER

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

NORTHERN DISTRICT OF CALIFORNIA

SAN FRANCISCO DIVISION

DEFENDANT - U.S.

U.S. v. MARVIN SOLIS

DISTRICT COURT NUMBER

CR 13 589

DEFENDANT

EMC

**PROCEEDING**

Name of Complainant Agency, or Person (&amp; 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 Fugitive3) ☐ Is on Bail or Release from (show District)**IS IN CUSTODY**4) ☐ On this charge5) ☐ 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 &amp; Warrant were not

DATE TRANSFERRED TO U.S. CUSTODY

Month/Day/Year

☐ This report amends AO 257 previously submitted
**PROCESS:**
☐ SUMMONS ☐ NO PROCESS\* ☒ WARRANT

Bail Amount: \_\_\_\_\_

If Summons, complete following:

☐ Arraignment ☐ Initial Appearance

Defendant Address:

330 Hawk Ridge Drive Richmond, CA 94806

Date/Time: \_\_\_\_\_

Before Judge: \_\_\_\_\_

Comments:

**ADDITIONAL INFORMATION OR COMMENTS**

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

1 MELINDA HAAG (CABN 132612)  
2 United States Attorney

FILED  
2013 SE. -5 P 2:22  
RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

SEALED  
BY COURT ORDER

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8 UNITED STATES DISTRICT COURT  
9 NORTHERN DISTRICT OF CALIFORNIA  
10 SAN FRANCISCO DIVISION

EMC

11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 v.

14 MARVIN SOLIS,

15 Defendant.

No.:

CR 13 589

VIOLATIONS: 18 U.S.C. § 1343—Wire  
Fraud; 18 U.S.C. §§ 981, 982 & 28 U.S.C.  
§ 2461(c)—Criminal Forfeiture

16 SAN FRANCISCO VENUE

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18  
19 INDICTMENT

20 The Grand Jury charges:

21 Introductory Allegations

22 At all times relevant to this Indictment:

23 1. MARVIN SOLIS was a resident of Richmond, California, in the Northern District  
24 of California. SOLIS was the sole owner of Hawk Ridge Investments, LLC, a real estate  
25 investment business.

26 2. SOLIS maintained bank accounts at Washington Mutual Bank in his name and in  
27 the name of his business Hawk Ridge Investments, LLC. The Hawk Ridge Investments, LLC  
28 bank account number was xxxxxx-4299.

INDICTMENT

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forth below:

Count	Date	Amount	From	To
ONE	10/22/2008	\$20,000	D.C.'s Citibank Account	SOLIS' Washington Mutual Account
TWO	1/14/2009	\$55,000	D.C./C.F.'s Washington Mutual Account	SOLIS' Washington Mutual Account (4299)

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)

9. The allegations of Counts One and Two 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).

10. Upon a conviction of any of the offenses alleged in Counts One and Two, the defendant,

MARVIN SOLIS,

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.

11. If any of said property, 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, any and all interest defendant has in other property shall be vested in the United States and forfeited to the United States pursuant to Title 21, United States Code, Section

853(p), as incorporated by Title 28, United States Code, Section 2461(c) and Rule 32.2 of the Federal Rules of Criminal Procedure.

Dated: September 5, 2013

A True Bill.

Nancy J. Peterson  
FOREPERSON

MELINDA HAAG  
United States Attorney

J. DOUGLAS WILSON  
Chief, Criminal Division

(Approved as to form:

AUSA DOWLING