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DATE FILED: 5/22/13

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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:

UNITED STATES OF AMERICA

-v.-

ALFONSO PORTILLO,

Defendant.

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CONSENT PRELIMINARY
ORDER OF FORFEITURE/
MONEY JUDGMENT

09 Cr. 1142 (RPP)

WHEREAS, on or about December 1, 2009, ALFONSO PORTILLO, (the "defendant"), was charged in a one-count Indictment, 09 Cr. 1142 (RPP) (the "Indictment"), with conspiracy to commit money laundering, in violation of Title 18, United States Code, Sections 1956(h);

WHEREAS, the Indictment included a forfeiture allegation seeking forfeiture to the United States, pursuant to Title 18, United States Code, Sections 982, all property, real and personal, involved in the money laundering offense charged in the Indictment and all property traceable to such property;

WHEREAS, on or about March 18, 2014, the defendant pled guilty to the Indictment, pursuant to a plea agreement with the Government, wherein the defendant admitted the forfeiture allegation with respect to Count One of the Indictment and agreed to forfeit a sum of money equal to \$2,500,000 in United States currency, representing all property, real and personal, involved in the money laundering offense charged in Count One of the Indictment;

WHEREAS, the defendant consents to a money judgment in the amount of \$2,500,000.00 in United States currency, representing the

amount of proceeds obtained as a result of the offense charged in Count One of the Indictment;

IT IS HEREBY STIPULATED AND AGREED, by and between the plaintiff, United States of America, by its attorney Preet Bharara, United States Attorney, Assistant United States Attorney Shane T. Stansbury, of counsel, and the defendant and his counsel, Arthur G. Jakoby, Esq. that:

1. As a result of the offense charged in the Indictment, to which the defendant pled guilty, a money judgment in the amount of \$2,500,000.00 in United States currency (the "Money Judgment"), shall be entered against the defendant.

2. Pursuant to Rule 32.2(b)(4) of the Federal Rules of Criminal Procedure, upon entry of this Consent Preliminary Order of Forfeiture/Money Judgment is final as to the defendant, ALFONSO PORTILLO, and shall be deemed part of the sentence of the defendant, and shall be included in the judgment of conviction therewith.

3. All payments on the outstanding Money Judgment shall be made by postal money order, bank or certified check, made payable, in this instance, to the United States Marshals Service, and delivered by mail to the United States Attorney's Office, Southern District of New York, Attn: Money Laundering and Asset Forfeiture Unit, One St. Andrew's Plaza, New York, New York 10007 and shall indicate the defendant's name and case number.

4. Upon execution of this Consent Preliminary Order of Forfeiture/Money Judgment, and pursuant to 21 U.S.C. § 853, the United States Marshals Service shall be authorized to deposit the payments on the Money Judgment in the Assets Forfeiture Fund, and the United States shall have clear title to such forfeited property.

5. Pursuant to Rule 32.2(b)(3) of the Federal Rules of Criminal Procedure, upon entry of this Consent Preliminary Order of Forfeiture/Money Judgment, the United States Attorney's Office is authorized to conduct any discovery needed to identify, locate or dispose of forfeitable property, including depositions, interrogatories, requests for production of documents and the issuance of subpoenas, pursuant to Rule 45 of the Federal Rules of Civil Procedure.

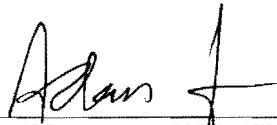
6. The Court shall retain jurisdiction to enforce this Consent Preliminary Order of Forfeiture/Money Judgment, and to amend it as necessary, pursuant to Rule 32.2(e) of the Federal Rules of Criminal Procedure.

7. The Clerk of the Court shall forward three certified copies of this Consent Preliminary Order of Forfeiture/Money Judgment to Assistant United States Attorney Sharon Cohen Levin, Chief of the Money Laundering and Asset Forfeiture Unit, United States Attorney's Office, One St. Andrew's Plaza, New York, New York 10007.

8. The signature page of this Consent Preliminary Order of Forfeiture/Money Judgment may be executed in one or more counterparts, each of which will be deemed an original but all of which together will constitute one and the same instrument.

AGREED AND CONSENTED TO:

PREET BHARARA
United States Attorney for the
Southern District of New York
Attorney for Plaintiff

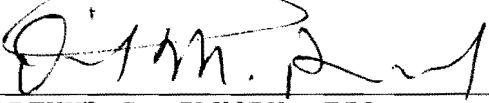
By: 
SHANE T. STANBURY
ADAM FEE
Assistant United States Attorney
One St. Andrew's Plaza
New York, NY 10007
(212)637-2461/1589

5/22/14
DATE

ALFONSO PORTILLO

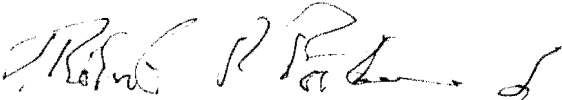
By: 
ALFONSO PORTILLO

05/20/2014
DATE

By: 
ARTHUR G. JAKOBY, ESQ.
DAVID M. ROSENFILED, ESQ.
STEVEN D. FELDMAN, ESQ.
HERRICK, FEINSTEIN LLP
Attorney for Defendant
2 Park Avenue
New York, NY 10016

5/20/14
DATE

SO ORDERED:


HONORABLE ROBERT P. PATTERSON
UNITED STATES DISTRICT JUDGE

5/22/14
DATE