

**UNITED STATES DISTRICT COURT**

Eastern District of Virginia

APR 12 1996  
CLERK, U.S. DISTRICT COURT  
NORFOLK, VA

UNITED STATES OF AMERICA

**JUDGMENT IN A CRIMINAL CASE**

(For Offenses Committed On or After November 1, 1987)

v.

Case Number: 2:95CR00135-001

**JAVOID A. PERWAIZ**

Stephen C. Swain & Thomas R. Frantz, Esq.

Defendant's Attorney

**THE DEFENDANT:**

- pleaded guilty to counts 2 and 5.
- pleaded nolo contendere to count(s) \_\_\_\_\_  
which (was) (were) accepted by the court.
- was found guilty on count(s) \_\_\_\_\_  
after a plea of not guilty.

| <u>Title &amp; Section</u> | <u>Nature of Offense</u>  | <u>Date Offense Concluded</u> | <u>Count Numbers</u> |
|----------------------------|---|-------------------------------|----------------------|
| 26 U.S.C. § 7206(1)        | FRAUD & FALSE STATEMENTS (Signing and Filing False Tax Returns) | August 15, 1990               | 2                    |
| 26 U.S.C. § 7206(1)        | FRAUD & FALSE STATEMENTS (Signing and Filing False Tax Returns) | February 22, 1990             | 5                    |

The defendant is sentenced as provided in pages 2 through 7 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

- The defendant has been found not guilty on count(s) \_\_\_\_\_
- Counts 1, 3, 4, and 6 are dismissed on the motion of the United States.

IT IS FURTHER ORDERED that the defendant shall notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid.

Defendant's Soc. Sec. No.: 228-04-7980

Defendant's Date of Birth: March 16, 1950

Defendant's USM No.: 26867-083

Defendant's Mailing Address:  
3010 Sterling Point Drive  
Portsmouth, VA 23703

Defendant's Residence Address:  
3010 Sterling Point Drive  
Portsmouth, VA 23703

April 10, 1996

Date of Imposition of Judgment

*Robert G. Doumar*  
Signature of Judicial Officer

**Robert G. Doumar**  
U.S. District Judge

Name & Title of Judicial Officer

A TRUE COPY, TESTE

Norman H. Moyer Jr., Clerk

April 10, 1996

Date

By *Donetta J. McCune*  
Deputy Clerk

GOVERNMENT  
EXHIBIT  
**155**  
2:19cr189

DEFENDANT: JAVAD A. PERWAIZ  
CASE NUMBER: 2:95CR00135-001

PROBATION

AS TO COUNT 2: The defendant is hereby placed on probation for a term of FIVE (5) YEARS.

AS TO COUNT 5: The defendant is hereby placed on probation for a term of FIVE (5) YEARS, to run concurrently with Count 2.

While on probation, the defendant shall not commit another federal, state, or local crime.

While on probation, the defendant shall not illegally possess a controlled substance.

While on probation, the defendant shall not possess a firearm or destructive device.

If this judgment imposes a fine or a restitution obligation, it shall be a condition of probation that the defendant pay any such fine or restitution in accordance with the Schedule of Payments set forth in the Financial Penalties sheet of this judgment.

The defendant shall comply with the standard conditions that have been adopted by this court (set forth below). The defendant shall also comply with the following additional conditions:

The defendant shall not incur new credit card charges or open additional lines of credit without the approval of the probation officer.

The defendant shall provide the probation officer with access to requested financial information.

The defendant shall perform 16 hours of community service each and every month during the period of probation of five years, without pay. For each hour not performed in any given month, the defendant shall perform two extra hours in the following month.

The defendant shall participate in the Home Confinement Program, which shall include electronic monitoring at the defendant's expense, for a period of/or not to exceed four months as directed by the probation officer. During this time he will remain at his place of residence except for employment and other activities approved in advance by the probation officer.

The defendant shall settle civil tax liabilities for the tax returns addressed in Counts 1-6 (personal and corporation for years 1988, 1989, and 1990) within four and a half years.

Counsel shall advise Court and Probation Officer within one week of reaching agreement as to settlement of civil tax liabilities, including penalties and interest.

- cc: P.O. (3) (2)
- Mshl. (3) (3)
- U.S. Atty.
- U.S. Coll.
- CS
- Bur. of Prisons
- Def. counsel
- P.T.S.
- ~~G.V.D.~~
- Financial

DEFENDANT: JAVAD A. PERWAIZ  
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### STANDARD CONDITIONS OF PROBATION

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependents and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer within 72 hours of any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view of the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.

DEFENDANT: JAVAJD A. PERWAIZ  
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**FINANCIAL PENALTIES**

The defendant shall pay the following total financial penalties in accordance with the schedule of payments set out below.

| <u>Count</u>   | <u>Assessment</u> | <u>Fine</u> | <u>Restitution</u> |
|----------------|-------------------|-------------|--------------------|
| 2 & 5          | \$50.00 ea.       | \$40,000.00 | \$61,196.84        |
| <u>Totals:</u> | \$100.00          | \$40,000.00 | \$61,196.84        |

**FINE**

The fine shall be paid within two years from date of this Judgment, and shall include cost of probation supervision (except for cost of electronic surveillance), cost of prosecution, and investigation.

The defendant shall pay interest on any fine of more than \$2,500, unless the fine is paid in full before the fifteenth day after the date of judgment, pursuant to 18 U.S.C. § 3612(f). All of the below payment options are subject to penalties for default and delinquency pursuant to 18 U.S.C. § 3612(g).

- The court has determined that the defendant does not have the ability to pay interest and it is ordered that:
  - The interest requirement is waived.
  - The interest requirement is modified as follows:

**RESTITUTION**

The defendant shall make restitution to the following persons in the following amounts:

| <u>Name of Payee</u> | <u>Amount of Restitution</u> | <u>Priority Order of Payment</u> |
|----------------------|------------------------------|----------------------------------|
| United States        | \$61,196.84                  |                                  |

Each restitution payment shall be divided proportionately among the payees named unless specified in the priority payment column above.

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SCHEDULE OF PAYMENTS

Payments shall be applied in the following order: (1) assessment; (2) restitution; (3) fine principal; (4) cost of prosecution; (5) interest; (6) penalties.

The total fine and other monetary penalties shall be due as follows:

- in full immediately as to the special assessment.
- in full not later than \_\_\_\_\_.
- in \_\_\_\_\_ installments of \$ \_\_\_\_\_ over a period of \_\_\_\_\_ months to commence 30 days after the date of this judgment. If this judgment imposes a period of incarceration, payment shall be due during the period of incarceration.
- in installments to commence 30 days after the date of this judgment. If this judgment imposes a period of incarceration, payment shall be due during the period of incarceration. During a period of probation or supervised release supervision payment of any unpaid balance shall be a condition of supervision and the U.S. probation officer shall establish and may periodically modify the payment schedule provided that the entire financial penalty is paid no later than the termination of supervision but in no event no later than 5 years after release from incarceration.

- The defendant shall pay the costs of prosecution.
- The defendant shall forfeit the defendant's interest in the following property to the United States.

All financial penalty payments are to be made to the Clerk of Court, except those payments made through the Bureau of Prisons' Inmate Financial Responsibility Program.