

Exhibit C



U.S. Department of Justice
United States Attorney
District of New Jersey

PHILIP R. SELLINGER
United States Attorney

401 Market Street, Fourth Floor
Camden, New Jersey 08101-2098

DANIEL A. FRIEDMAN
Assistant United States Attorney

Direct Dial: 856.968.4867
Email: Daniel.friedman2@usdoj.gov

February 6, 2024

Via Email Attachment

Mark W. Catanzaro
21 Grant Street
Mt. Holly, NJ 08060

Re: U.S. v. James Wessels

Dear Mr. Catanzaro:

The Government is providing certain discovery relating to the Government's case against your client, James Wessels, in the above-referenced matter. Please be advised that these materials are being provided pursuant to a Protective Order that has been entered in this case.

Disclosure by the Government

The discovery materials consist of 679 pages of communications between James Wessels and Lisa Smith regarding their conspiracy to prepare fake tax forms and other documents as part of a scheme to defraud a lender by submitting fraudulent Paycheck Protection Program loan applications.

This Disclosure Is Voluntary and Not Complete

Please note that our Office is providing this pre-indictment discovery to you voluntarily. Neither Federal Rule of Criminal Procedure 16 nor any statute or rule requires that our Office make discovery to a person unless and until that person has been indicted. Although the Government is under no legal obligation to provide the enclosed material before the filing of an indictment, *see United States v. Sgarlat*, 705 F. Supp. 2d 347, 355 (D.N.J. 2010), we are willing to do so here to facilitate plea negotiations. Also, please be advised that the disclosure of this evidence does not imply that our Office has made, or will make, complete pre-indictment discovery to you. Should your client ultimately be indicted, you will receive all of the discovery to which your client is entitled. However, should you desire to receive and/or review any other evidence or materials relevant to the investigation and/or prosecution of your client, please feel free to make a request, and we will consider each such request as it is made.

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If you have any questions about the enclosed materials, please do not hesitate to contact me. Once you have had an opportunity to review the enclosed information with your client, please contact me regarding disposition of this matter.

Very truly yours,

PHILIP R. SELLINGER
United States Attorney

By: /s/ Daniel A. Friedman
DANIEL A. FRIEDMAN
JASON M. RICHARDSON
Assistant U.S. Attorneys