

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION**

UNITED STATES OF AMERICA

v.

CHARLES HILL, IV

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JUDGMENT IN A CRIMINAL CASE

Case Number: 1:20-CR-296-JPB-CMS-16

USM Number: 55694-509

Akil K. Secret

Defendant's Attorney

THE DEFENDANT:

The defendant pleaded guilty as to Count 25 of the Second Superseding Indictment:

The defendant is adjudicated guilty of this offense:

<u>Title & Section</u>	<u>Nature of Offense</u>	<u>Offense Ended</u>	<u>Count</u>
18 U.S.C. § 1349	CONSPIRACY TO COMMIT WIRE FRAUD	JULY 2020	25s

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.

It is ordered that the defendant must 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. If ordered to pay restitution, the defendant must notify the court and United States Attorney of material changes in economic circumstances.

January 12, 2022

Date of Imposition of Judgment



Signature of Judge

J. P. BOULEE, U. S. DISTRICT JUDGE

Name and Title of Judge

January 12, 2022

Date

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Judgment in a Criminal Case
Sheet 4 -- Probation

PROBATION

You are hereby sentenced to probation for a term of: **FIVE (5) YEARS as to Count 25s in which the first TWENTY-SEVEN (27) MONTHS/EIGHT-HUNDRED AND TEN (810) DAYS MUST BE SERVED IN HOME DETENTION.** You shall abide by all the technology requirements. You must pay all or part of the cost of participation in the location monitoring program as directed by your probation officer. The type of location monitoring technology will be at the discretion of your probation officer and shall be utilized to monitor the following restrictions on your movement in the community as well as other court-imposed conditions of release:

You must be restricted to your residence at all times except for employment; education; religious services; medical, substance abuse, or mental health treatment; attorney visits; court appearances; court-ordered obligations; or other activities as pre-approved by your probation officer. The defendant shall maintain a telephone at his/her place of residence without "Call Forward," "Call Waiting," "Caller I.D.," a modem, answering machine, or portable cordless telephone or any devices or services which may interfere with the proper functioning of the monitoring equipment for the above period. The defendant shall wear an electronic device and shall observe the rules specified by the Probation Office.

MANDATORY CONDITIONS

1. You must not commit another federal, state or local crime.
2. You must not unlawfully possess a controlled substance.
3. You must refrain from any unlawful use of a controlled substance. You must submit to one drug test within 15 days of release from imprisonment and at least two periodic drug tests thereafter, as determined by the court.
4. You must make restitution in accordance with 18 U.S.C. §§ 2248, 2259, 2264, 2327, 3663, 3663A, and 3664. Restitution payments must be made to Clerk, U.S. District Court, Northern District of Georgia, 2211 U.S. Courthouse, 75 Ted Turner Dr. SW, Atlanta, GA 30303.
5. You must cooperate in the collection of DNA as directed by the probation officer.
6. You must pay the assessment imposed in accordance with 18 U.S.C. § 3013.
7. You must notify the court of any material change in your economic circumstances that might affect your ability to pay restitution, fines, or special assessments.

You must comply with the standard conditions that have been adopted by this court as well as with any other conditions on the attached page.

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STANDARD CONDITIONS OF SUPERVISION

As part of your probation, you must comply with the following standard conditions of supervision. These conditions are imposed because they establish the basic expectations for your behavior while on supervision and identify the minimum tools needed by probation officers to keep informed, report to the court about, and bring about improvements in your conduct and condition.

1. You must report to the probation office in the federal judicial district where you are authorized to reside within 72 hours of the time you were sentenced, unless the probation officer instructs you to report to a different probation office or within a different time frame.
2. After initially reporting to the probation office, you will receive instructions from the court or the probation officer about how and when you must report to the probation officer, and you must report to the probation officer as instructed.
3. You must not knowingly leave the federal judicial district where you are authorized to reside without first getting permission from the court or the probation officer.
4. You must answer truthfully the questions asked by your probation officer.
5. You must live at a place approved by the probation officer. If you plan to change where you live or anything about your living arrangements (such as the people you live with), you must notify the probation officer at least 10 days before the change. If notifying the probation officer in advance is not possible due to unanticipated circumstances, you must notify the probation officer within 72 hours of becoming aware of a change or expected change.
6. You must allow the probation officer to visit you at any time at your home or elsewhere, and you must permit the probation officer to take any items prohibited by the conditions of your supervision that he or she observes in plain view.
7. You must work full time (at least 30 hours per week) at a lawful type of employment, unless the probation officer excuses you from doing so. If you do not have full-time employment you must try to find full-time employment, unless the probation officer excuses you from doing so. If you plan to change where you work or anything about your work (such as your position or your job responsibilities), you must notify the probation officer at least 10 days before the change. If notifying the probation officer at least 10 days in advance is not possible due to unanticipated circumstances, you must notify the probation officer within 72 hours of becoming aware of a change or expected change.
8. You must not communicate or interact with someone you know is engaged in criminal activity. If you know someone has been convicted of a felony, you must not knowingly communicate or interact with that person without first getting the permission of the probation officer.
9. If you are arrested or questioned by a law enforcement officer, you must notify the probation officer within 72 hours.
10. You must not own, possess, or have access to a firearm, ammunition, destructive device, or dangerous weapon (i.e., anything that was designed, or was modified for, the specific purpose of causing bodily injury or death to another person such as nunchakus or tasers).
11. You must not act or make any agreement with a law enforcement agency to act as a confidential human source or informant without first getting the permission of the court.
12. If the probation officer determines that you pose a risk to another person (including an organization), the probation officer may require you to notify the person about the risk and you must comply with that instruction. The probation officer may contact the person and confirm that you have notified the person about the risk.
13. You must follow the instructions of the probation officer related to the conditions of supervision.

U.S. Probation Office Use Only

A U.S. probation officer has instructed me on the conditions specified by the court and has provided me with a written copy of this judgment containing these conditions. For further information regarding these conditions, see Overview of Probation and Supervised Release Conditions, available at: www.uscourts.gov

I understand that a violation of any of these conditions of supervised release may result in modification, extension, or revocation of my term of supervision.

Defendant's Signature _____ Date _____

USPO's Signature _____ Date _____

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SPECIAL CONDITIONS OF SUPERVISION

As part of your probation, you must comply with the following special conditions of supervision.

1. You must make full and complete disclosure of your finances and submit to an audit of your financial documents at the request of your probation officer. You must provide the probation officer with full and complete access to any requested financial information and authorize the release of any financial information. The probation office may share the financial information with the United States Attorney's Office.
2. You must not incur new credit charges, or open additional lines of credit without the approval of the probation officer.
3. You must submit your person, property, house, residence, vehicle, papers, computers (as defined in 18 U.S.C. § 1030(e)(1)), other electronic communications or data storage devices or media, or office, to a search conducted by a United States Probation Officer. Failure to submit to a search may be grounds for revocation of release. You must warn any other occupants that the premises may be subject to searches pursuant to this condition. An officer may conduct a search pursuant to this condition only when reasonable suspicion exists that you violated a condition of your supervision and that areas to be searched contain evidence of this violation. Any search must be conducted at a reasonable time and in a reasonable manner.
4. You must permit confiscation and/or disposal of any material considered to be contraband or any other item which may be deemed to have evidentiary value of violations of supervision.

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Sheet 5 -- Criminal Monetary Penalties

CRIMINAL MONETARY PENALTIES

The defendant must pay the total criminal monetary penalties under the schedule of payments on Sheet 6.

Special Assessment

TOTAL \$100

The Court finds that you do not have the ability to pay a fine; therefore, the Court will waive the fine in this case.

Fine

TOTAL \$0

Restitution

TOTAL \$1,004,805

If the defendant makes a partial payment, each payee shall receive an approximately proportioned payment, unless specified otherwise in the priority order or percentage payment column below. However, pursuant to 18 U.S.C. § 3664(i), all nonfederal victims must be paid before the United States is paid.

<u>Name of Payee</u>	<u>Total Loss*****</u>	<u>Restitution Ordered</u>
CDC Small Business Finance Corporation <i>Address to be provided by the Government</i>	\$829,160.85	\$829,160.85
Small Business Administration/DFC Attn: Paul Keenan 721 19th St. 3rd Floor, Room 301 Denver, CO 80202	\$175,644.15	\$175,644.15
TOTALS	<u>\$1,004,805</u>	<u>\$1,004,805</u>

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Sheet 6 -- Schedule of Payments

SCHEDULE OF PAYMENTS

Having assessed the defendant's ability to pay, payment of the total criminal monetary penalties is due as follows:

- A. ☐ Lump sum payment of \$ due immediately, balance due:
☐ not later than _____, or
☐ in accordance with ☐ C, ☐ D, ☐ E, or ☐ F below; or
- B. ☐ Payment to begin immediately (may be combined with: ☐ C, ☐ D, or ☐ F below); or
- C. ☒ Payment in equal installments no less than \$250 **to commence 30 days** after the date of this judgment; or
- D. ☐ Payment in equal _____ (e.g., weekly, monthly, quarterly) installments of \$_____ over a period of _____ (e.g., months or years), to commence _____ days (e.g., 30 or 60 days) after release from imprisonment to a term of supervision; or
- E. ☐ Payment during the term of supervised release will commence within _____ days (e.g., 30 or 60 days) after release from imprisonment. The court will set the payment plan based on an assessment of the defendant's ability to pay at that time; or
- F. ☐ Special instructions regarding the payment of criminal monetary penalties:

Unless the court has expressly ordered otherwise, if this judgment imposes imprisonment, payment of criminal monetary penalties is due during the period of imprisonment. All criminal monetary penalties, except those payments made through the Federal Bureau of Prisons' Inmate Financial Responsibility Program, are made to the clerk of the court.

The defendant shall receive credit for all payments previously made toward any criminal monetary penalties imposed.

☒ Joint and Several

Defendant and Co-Defendant Names and Case Numbers (including defendant number), Total Amount, Joint and Several Amount, and corresponding payee, if appropriate.

Defendant	Case Number	Total Joint and Several Amount	Corresponding Payee
Darrell Thomas	1:20-cr-296-JPB-CMS-1	\$1,004,805	CDC Small Business Finance Corporation & Small Business Administration/DFC
Meghan Thomas	1:20-cr-296-JPB-CMS-7	\$1,004,805	CDC Small Business Finance Corporation & Small Business Administration/DFC
Amanda Christian	1:20-cr-296-JPB-CMS-9	\$1,004,805	CDC Small Business Finance Corporation & Small Business Administration/DFC

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Jesika Blakely	1:20-cr-296-JPB-CMS-8	\$1,004,805	CDC Small Business Finance Corporation & Small Business Administration/DFC
Dwan Ashong	1:20-cr-296-JPB-CMS-10	\$1,004,805	CDC Small Business Finance Corporation & Small Business Administration/DFC
Denesseria Slaton	1:21-cr-179-JPB-1	\$1,004,805	CDC Small Business Finance Corporation & Small Business Administration/DFC
Teldrin Foster	1:20-cr-296-JPB-CMS-20	\$1,004,805	CDC Small Business Finance Corporation & Small Business Administration/DFC

☐ The defendant shall pay the cost of prosecution.

☐ The defendant shall pay the following court cost(s):

☒ The defendant shall forfeit the defendant's interest in the following property to the United States: ***See Consent Preliminary Order in 1:20-cr-296-16 entered on October 6, 2021 for more details.***