

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA**

Case No. 22-20290-CR-BLOOM(s)

UNITED STATES OF AMERICA

vs.

ERIC DEAN SHEPPARD

Defendant.

**UNITED STATES' NOTICE OF OBJECTIONS THAT HAVE BEEN RESOLVED
AND OBJECTIONS THAT REMAIN TO BE RESOLVED BY THE COURT**

Pursuant to the Court's order of January 16, 2024 (DE 191), the United States of America, through the undersigned Assistant United States Attorney, hereby submits this Notice indicating which objections to the Presentence Investigation Report ("PSR") have been resolved and which objections to the PSR have not been resolved.

Government's Objections:

1. The government's objection to the Offense Conduct, Paragraph 37 has been resolved.
2. The government's objections to Paragraphs 103, 105, and 109, relating to the defendant's business, HM Four, and his income derived from the Orlando shopping center, have not been resolved.
3. The government's objections to Paragraphs 75 and 118, relating to the application of a two-level enhancement under U.S.S.G. §2B1.1(b)(12), for fraud involving a benefit paid in connection with a disaster declaration, has not been resolved.

4. The government's request to include Mr. Neal Cupersmith's expenses as part of the restitution order, and incorporated into Paragraph 62 of the PSR, has not been resolved.

5. The government will seek entry of an order of forfeiture and an order of restitution, the amounts for which will depend, in part, on the Court's rulings regarding the loss amount.

Defendant's Objections:

6. The defendant's objections to the Offense Conduct at Paragraphs 11, 12, 15, and 29 to 35 have not been resolved.

7. The defendant's objections to the loss amount calculation under U.S.S.G. §2B1.1 have not been resolved.

8. The defendant's objection to the application of the sophisticated means enhancement under U.S.S.G. §2B1.1(b)(1)(C), has not been resolved.

9. The defendant's objection to the obstruction of justice enhancement under U.S.S.G. §3C1.1, has not been resolved.

10. Government counsel have conferred with the defendant's counsel regarding this Notice, and the defendant's counsel concur with this Notice.

Respectfully submitted,

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UNITED STATES ATTORNEY

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on June 4, 2024, I electronically filed the foregoing document with the Clerk of the Court using CM/ECF.

s/Aimee Jimenez

Aimee C. Jimenez

Assistant United States Attorney