IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

ALICIA MARSHALL, *et al.*,

Plaintiffs,

v.

PRESTAMOS CDFI, LLC,

Defendant.

Civil Action No. 5:21-cv-04337-JMG

DEFENDANT PRESTAMOS CDFI, LLC'S APPENDIX IN SUPPORT OF MOTION FOR SUMMARY JUDGMENT VOLUME 1 OF 2

Exhibit	Document	Bates Numbers
1	Greg Lloyd Signed Form 2483	Def_Appx_0001-0006
2	J. Martinez Declaration	Def_Appx_0007-0010
3	W. Briggs Deposition Transcript Excerpts	Def_Appx_0011-0017
4	W. Manger Deposition Transcript Excerpts	Def_Appx_0018-0026
5	D. Castillo Declaration	Def_Appx_0027-0040
6	Disbursement and Return Compilation	Def_Appx_0041
7	SBA and Secret Service PPP Application Fraud Indicators	Def_Appx_0042-0043
8	SBA Directive to Recover on Fraud Loans	Def_Appx_0044-0084
9	Compilation of Examples RDFI Seeking Return of Suspect Funds	Def_Appx_0085-0176

Exhibit 1
Greg Lloyd Signed Form 2483

Paycheck Protection Program
Borrower Application Form for Schedule C Filers Using Gross Income
Revised March 18, 2021

OMB Control No.: 3245-0407
Expiration Date: 9/30/2021

AN APPLICANT MAY USE THIS FORM ONLY IF THE APPLICANT FILES AN IRS FORM 1040, SCHEDULE C, AND USES GROSS INCOME TO CALCULATE PPP LOAN AMOUNT

Check One:	DBA or Tradename (if applicable)	Year of Establishment (if applicable)
☑ Sole proprietor ☐ Independent contractor ☐ Self-employed individual ☐ Single member LLC (self-employed individual) ☐ Qualified joint venture (self-employed individual)	areaorv llovd	2020
Business Legal Name	**NAICS Code**	**Applicant (including affiliates, if applicable) Meets Size Standard** (check one):
gregory lloyd	[redacted]	☑No more than 500 employees (or 300 employees, if applicable) unless "per location" exception applies ☐SBA industry size standards ☐SBA alternative size standard
Business Address (Street, City, State, Zip Code - No P.O. Box addresses allowed)	**Business TIN (EIN, SSN, ITIN)**	**Business Phone**
[redacted]	[redacted]	[redacted]
	Primary Contact	**Email Address**
	gregory lloyd	[redacted]
Total Amount of Gross Income (from IRS Form 1040, Schedule C, Line 7)	**Tax Year Used for Gross Income**	**Number of Employees (including owners):**
[redacted]	[redacted]2019 2020	1

If you do not have any employees (other than owners), complete this table:

A. Your gross income amount from 2019 or 2020 IRS Form 1040, Schedule C, line 7:	[redacted]	**B. Divide A by 12 (if more than $8,333.33, enter $8,333.33):**	[redacted]	**x 2.5 + EIDL (Do Not Include Any EIDL Advance) equals Loan Request Amount:**	[redacted]

If you have employees (other than owners), complete this table:

A. Your 2019 or 2020 IRS Form 1040, Schedule C, line 7 amount, minus the sum of line 14, line 19, and line 26:	$	**B. Divide A by 12 (if more than $8,333.33, enter $8,333.33):**	$	**C. Average Monthly Payroll for Employees (not including owners)**	$
Add B and C:	$	**x 2.5 + EIDL (Do Not Include Any EIDL Advance) equals Loan Request Amount:**	$		

Purpose of the loan (select all that apply):	☑ Payroll Costs (including proprietor expenses, equal to business expenses plus owner compensation)	☑ Rent / Mortgage Interest	☑ Utilities	☐ Covered Operations Expenditures
	☐ Covered Property Damage	☐ Covered Supplier Costs	☐ Covered Worker Protection Expenditures	☑ Other (explain): NOT PROVIDED

Applicant Ownership

List all owners of 20% or more of the equity of the Applicant. Attach a separate sheet if necessary.

Owner Name	Title	Ownership %	TIN (EIN, SSN, ITIN)	Address
gregory lloyd	Owner	100	[redacted]	[redacted]

Paycheck Protection Program
Borrower Application Form for Schedule C Filers Using Gross Income
Revised March 18, 2021

PPP Applicant Demographic Information (Optional)

Veteran/gender/race/ethnicity data is collected for program reporting purposes only. Disclosure is voluntary and will have no bearing on the loan application decision.

Principal Name	Principal Position
gregory lloyd	Owner

	Select Response Below:
Veteran	[redacted]
Gender	[redacted]
Race (more than 1 may be selected)	[redacted]
Ethnicity	[redacted]

If questions (1), (2), (5), or (6) are answered "Yes," the loan will not be approved.

Question	Yes	No
1. Is the Applicant or any owner of the Applicant presently suspended, debarred, proposed for debarment, declared ineligible, voluntarily excluded from participation in this transaction by any Federal department or agency, or presently involved in any bankruptcy?	[redacted]	
2. Has the Applicant, any owner of the Applicant, or any business owned or controlled by any of them, ever obtained a direct or guaranteed loan from SBA or any other Federal agency (other than a Federal student loan made or guaranteed through a program administered by the Department of Education) that is (a) currently delinquent, or (b) has defaulted in the last 7 years and caused a loss to the government?		
3. Is the Applicant or any owner of the Applicant an owner of any other business, or have common management (including a management agreement) with any other business? If yes, list all such businesses (including their TINs if available) and describe the relationship on a separate sheet identified as addendum A.		
4. Did the Applicant receive an SBA Economic Injury Disaster Loan between January 31, 2020 and April 3, 2020? If yes, provide details on a separate sheet identified as addendum B.		
5. Is the Applicant (if an individual) or any owner of the Applicant presently incarcerated or, for any felony, presently subject to an indictment, criminal information, arraignment, or other means by which formal criminal charges are brought in any jurisdiction? Initial here to confirm your response to question 5 → gl		
6. Within the last 5 years, for any felony involving fraud, bribery, embezzlement, or a false statement in a loan application or an application for federal financial assistance, has the Applicant (if an individual) or any owner of the Applicant 1) been convicted; 2) pleaded guilty; 3) pleaded nolo contendere; or 4) commenced any form of parole or probation (including probation before judgment)? Initial here to confirm your response to question 6 → gl		
7. Is the United States the principal place of residence for the owner(s) of the Applicant and all employees included in the Applicant's payroll calculation above?		
8. Is the Applicant a franchise?		
9. Is the franchise listed in SBA's Franchise Directory? If yes, enter SBA Franchise Identifier Code here: ______________		

Paycheck Protection Program
Borrower Application Form for Schedule C Filers Using Gross Income
Revised March 18, 2021

By Signing Below, You Make the Following Representations, Authorizations, and Certifications

I certify that:

- I have read the statements included in this form, including the Statements Required by Law and Executive Orders, and I understand them.
- The Applicant is eligible to receive a loan under the rules in effect at the time this application is submitted that have been issued by the Small Business Administration (SBA) and the Department of the Treasury (Treasury) implementing the Paycheck Protection Program under Division A, Title I of the Coronavirus Aid, Relief, and Economic Security Act (CARES Act), the Economic Aid to Hard-Hit Small Businesses, Nonprofits, and Venues Act), and Title V of the American Rescue Plan Act of 2021 (the Paycheck Protection Program Rules).
- The Applicant, together with its affiliates (if applicable), (1) is an independent contractor, self-employed individual, or sole proprietor with no employees; (2) employs no more than the greater of 500 employees or, if applicable, the size standard in number of employees established by SBA in 13 C.F.R. 121.201 for the Applicant's industry; (3) if NAICS 72, employs no more than 500 employees per physical location; (4) if an Internet-only news or periodical publisher assigned NAICS code 519130 and engaged in the collection and distribution of local or regional and national news and information, employs no more than 500 employees (or the size standard in number of employees established by SBA in 13 C.F.R. 121.201 for the Applicant's industry) per physical location; or (5) is a small business under the applicable revenue-based size standard established by SBA in 13 C.F.R. 121.201 for the Applicant's industry or under the SBA alternative size standard.
- I will comply, whenever applicable, with the civil rights and other limitations in this form.
- All loan proceeds will be used only for business-related purposes (including payroll and other proprietor expenses, which is business expenses plus owner compensation, as defined in the interim final rule posted on March 3, 2021) as specified in the loan application and consistent with the Paycheck Protection Program Rules including the prohibition on using loan proceeds for lobbying activities and expenditures. If the Applicant is an Internet-only news or periodical publisher that became eligible for a loan under Section 5001 of the American Rescue Plan Act of 2021, the proceeds of the loan will be used to support expenses at the component of the business or organization that supports local or regional news.
- I understand that SBA encourages the purchase, to the extent feasible, of American-made equipment and products.
- The Applicant is not engaged in any activity that is illegal under federal, state or local law.
- Any EIDL loan received by the Applicant (Section 7(b)(2) of the Small Business Act) between January 31, 2020 and April 3, 2020 was for a purpose other than paying payroll costs and other allowable uses for loans under the Paycheck Protection Program Rules.

For Applicants who are individuals: I authorize the SBA to request criminal record information about me from criminal justice agencies for the purpose of determining my eligibility for programs authorized by the Small Business Act, as amended.

The authorized representative of the Applicant must certify in good faith to all of the below by **initialing** next to each one (the terms "payroll" and "payroll costs" as used in the below certifications include proprietor expenses (business expenses plus owner compensation)):

g l The Applicant was in operation on February 15, 2020, has not permanently closed, and was either an eligible self-employed individual, independent contractor, or sole proprietorship with no employees, or had employees for whom it paid salaries and payroll taxes or paid independent contractors, as reported on Form(s) 1099-MISC.

g l Current economic uncertainty makes this loan request necessary to support the ongoing operations of the Applicant.

g l The funds will be used to retain workers and maintain payroll; or make payments for mortgage interest, rent, utilities, covered operations expenditures, covered property damage costs, covered supplier costs, and covered worker protection expenditures as specified under the Paycheck Protection Program Rules; I understand that if the funds are knowingly used for unauthorized purposes, the federal government may hold me legally liable, such as for charges of fraud.

g l I understand that loan forgiveness will be provided for the sum of documented payroll costs, covered mortgage interest payments, covered rent payments, covered utilities, covered operations expenditures, covered property damage costs, covered supplier costs, and covered worker protection expenditures, and not more than 40% of the forgiven amount may be for non-payroll costs. If required, the Applicant will provide to the Lender and/or SBA documentation verifying the number of full-time equivalent employees on the Applicant's payroll as well as the dollar amounts of eligible expenses for the covered period following this loan.

g l The Applicant has not and will not receive another loan under the Paycheck Protection Program, section 7(a)(36) of the Small Business Act (15 U.S.C. 636(a)(36)) (this does not include Paycheck Protection Program second draw loans, section 7(a)(37) of the Small Business Act (15 U.S.C. 636(a)(37)).

g l The Applicant has not been approved for a Shuttered Venue Operator (SVO) grant from SBA as of the date of this application, and the Applicant acknowledges that if the Applicant is approved for an SVO grant before SBA issues a loan number for this loan, the Applicant is ineligible for the loan and acceptance of any loan proceeds will be considered an unauthorized use.

g l The President, the Vice President, the head of an Executive department, or a Member of Congress, or the spouse of such person as determined under applicable common law, does not directly or indirectly hold a controlling interest in the Applicant, with such terms having the meanings provided in Section 322 of the Economic Aid to Hard-Hit Small Businesses, Nonprofits, and Venues Act.

g l The Applicant is not an issuer, the securities of which are listed on an exchange registered as a national securities exchange under section 6 of the Securities Exchange Act of 1934 (15 U.S.C. 78f).

g l I further certify that the information provided in this application and the information provided in all supporting documents and forms is true and accurate in all material respects. I understand that knowingly making a false statement to obtain a guaranteed loan from SBA is punishable under the law, including under 18 U.S.C. 1001 and 3571 by imprisonment of not more than five years and/or a fine of up to $250,000; under 15 U.S.C. 645 by imprisonment of not more than two years and/or a fine of not more than $5,000; and, if submitted to a federally insured institution, under 18 U.S.C. 1014 by imprisonment of not more than thirty years and/or a fine of not more than $1,000,000.

gl I acknowledge that the Lender will confirm the eligible loan amount using required documents submitted. I understand, acknowledge, and agree that the Lender can share any tax information that I have provided with SBA's authorized representatives, including authorized representatives of the SBA Office of Inspector General, for the purpose of compliance with SBA Loan Program Requirements and all SBA reviews.

[redacted] 5/18/2021

Signature of Authorized Representative of Applicant — Date

gregory lloyd — Owner

Print Name — Title

Paycheck Protection Program
Borrower Application Form for Schedule C Filers Using Gross Income
Revised March 18, 2021

Purpose of this form:

This form is to be completed by the authorized representative of the Applicant and ***submitted to your SBA Participating Lender***. Submission of the requested information is required to make a determination regarding eligibility for financial assistance. Failure to submit the information would affect that determination.

An Applicant that files an IRS Form 1040, Schedule C, and elects to calculate the PPP loan amount using gross income must use this form. An Applicant that files an IRS Form 1040, Schedule C, and elects to calculate the PPP loan amount using net profit must use SBA Form 2483. An Applicant that files an IRS Form 1040, Schedule F, and calculates the PPP loan amount using gross income must use SBA Form 2483.

Instructions for completing this form:

For purposes of reporting Year of Establishment, applicants may enter "NA".

For purposes of reporting NAICS Code, applicants must match the business activity code provided on their IRS income tax filings, if applicable.

For purposes of reporting Number of Employees, sole proprietors, self-employed individuals, and independent contractors should include themselves as employees (i.e., the minimum number in the box Number of Employees is one). Applicants may use their average employment over the time period used to calculate their aggregate payroll costs to determine their number of employees. Alternatively, Applicants may elect to use the average number of employees per pay period in the 12 completed calendar months prior to the date of the loan application.

For purposes of calculating Average Monthly Payroll for Employees (box C), Applicants must use the average monthly payroll for 2019 or 2020 for employees (not including the owner), excluding costs over $100,000 on an annualized basis, as prorated for the period during which the payments are made or the obligation to make the payments is incurred, for each employee. The payroll year used must be the same as the tax year used for the gross income calculation (box A in either table). For seasonal businesses, the Applicant may elect to instead use average total monthly payroll for any twelve-week period selected by the Applicant between February 15, 2019 and February 15, 2020, excluding costs over $100,000 on an annualized basis, as prorated for the period during which the payments are made or the obligation to make the payments is incurred, for each employee. For new businesses, average monthly payroll may be calculated using the time period from January 1, 2020 to February 29, 2020, excluding costs over $100,000 on an annualized basis, as prorated for the period during which the payments are made or the obligation to make the payments is incurred, for each employee.

If Applicant is refinancing an Economic Injury Disaster Loan (EIDL): Add the outstanding amount of an EIDL made between January 31, 2020 and April 3, 2020 to Loan Request as indicated on the form. Do not add the amount of any EIDL Advance.

With respect to Purpose of the Loan, payroll costs consist of compensation to employees (whose principal place of residence is the United States) in the form of salary, wages, commissions, or similar compensation; cash tips or the equivalent (based on employer records of past tips or, in the absence of such records, a reasonable, good-faith employer estimate of such tips); payment for vacation, parental, family, medical, or sick leave (except those paid leave amounts for which a credit is allowed under FFCRA Sections 7001 and 7003); allowance for separation or dismissal; payment for the provision of employee benefits (including insurance premiums) consisting of group health care coverage, group life, disability, vision, or dental insurance, and retirement benefits; payment of state and local taxes assessed on compensation of employees; and wages, commissions, income, or net earnings from self-employment or similar compensation. This includes proprietor expenses, which means businesses expenses plus owner compensation.

If the Applicant is a qualified joint venture for federal income tax purposes ((1) the only members of the joint venture are a married couple who file a joint return and each file Schedule C, (2) both spouses materially participate in the trade or business, and (3) both spouses elect not to be treated as a partnership), only one spouse may submit this form on behalf of the qualified joint venture. For purposes of reporting Number of Employees, each spouse should be counted. For purposes of determining which table to use to calculate Loan Request Amount, if the Applicant has no employees other than the married couple, complete the table labeled "If you do not have any employees other than yourself, complete this table." For purposes of calculating gross income, enter the sum of gross income (Schedule C, line 7) from both spouses. For purposes of calculating the Loan Request Amount, the amount entered in box B in either table is capped at $8,333.33.

For a sole proprietorship, the sole proprietor is considered the owner of the Applicant. For a limited liability company that has only one member and that is treated as a disregarded entity for federal income tax purposes and files Schedule C, the member is considered a sole proprietor and the owner of the Applicant. If the Applicant is treated as a qualified joint venture for federal income tax purposes (the only members of the joint venture are a married couple who file a joint return and each file a Schedule C), both spouses are considered sole proprietors and owners of the Applicant.

For purposes of reporting (optional) demographic information:

1. **Purpose**. Veteran/gender/race/ethnicity data is collected for program reporting purposes only.
2. **Description**. This form requests information about each of the Applicant's Principals. Add additional sheets if necessary.
3. **Definition of Principal**. The term "Principal" means:
   - The self-employed individual, independent contractor, or sole proprietor.
   - Any individual hired by the Applicant to manage the day-to-day operations of the Applicant ("key employee").
4. **Principal Name**. Insert the full name of the Principal.
5. **Principal Position**. Identify the Principal's position: self-employed individual, independent contractor, sole proprietor, or key employee.

Paperwork Reduction Act – You are not required to respond to this collection of information unless it displays a currently valid OMB Control Number. The estimated time for completing this application, including gathering data needed, is 8 minutes. Comments about this time or the information requested should be sent to: Small Business Administration, Director, Records Management Division, 409 3rd St., SW, Washington DC 20416, and/or SBA Desk Officer, Office of Management and Budget, New Executive Office Building, Washington DC 20503. **PLEASE DO NOT SEND FORMS TO THESE ADDRESSES.**

Privacy Act (5 U.S.C. 552a) – Under the provisions of the Privacy Act, you are not required to provide your social security number. Failure to provide your social security number may not affect any right, benefit or privilege to which you are entitled. (But see Debt Collection Notice regarding taxpayer identification number below.) Disclosures of name and other personal identifiers are required to provide SBA with sufficient information to make a character determination. When evaluating character, SBA considers the person's integrity, candor, and disposition toward criminal actions. Additionally, SBA is specifically authorized to verify your criminal history, or lack thereof, pursuant to section 7(a)(1)(B), 15 U.S.C. Section 636(a)(1)(B) of the Small Business Act.

Disclosure of Information – Requests for information about another party may be denied unless SBA has the written permission of the individual to release the information to the requestor or unless the information is subject to disclosure under the Freedom of Information Act. The Privacy Act authorizes SBA to make certain "routine uses" of information protected by that Act. One such routine use is the disclosure of information maintained in SBA's system of records when this information indicates a violation or potential violation of law, whether civil, criminal, or administrative in nature. Specifically, SBA may refer the information to the appropriate agency, whether Federal, State, local or foreign, charged with responsibility for, or otherwise involved in investigation, prosecution, enforcement or prevention of such violations. Another routine use is disclosure to other Federal agencies conducting background checks but only to the extent the information is relevant to the requesting agencies' function. See, 74 F.R. 14890 (2009), and as amended from time to time for additional background and other routine uses. In addition, the CARES Act, requires SBA to register every loan made under the Paycheck Protection Program using the Taxpayer Identification Number (TIN) assigned to the borrower.

Debt Collection Act of 1982, Deficit Reduction Act of 1984 (31 U.S.C. 3701 et seq. and other titles) – SBA must obtain your taxpayer identification number when you apply for a loan. If you receive a loan, and do not make payments as they come due, SBA may: (1) report the status of your loan(s) to credit bureaus, (2) hire a collection agency to collect your loan, (3) offset your income tax refund or other amounts due to you from the Federal Government, (4) suspend or debar you or your company from doing business with the Federal Government, (5) refer your loan to the Department of Justice, or (6) take other action permitted in the loan instruments.

Right to Financial Privacy Act of 1978 (12 U.S.C. 3401) – The Right to Financial Privacy Act of 1978, grants SBA access rights to financial records held by financial institutions that are or have been doing business with you or your business including any financial institutions participating in a loan or loan guaranty. SBA is only required provide a certificate of its compliance with the Act to a financial institution in connection with its first request for access to your financial records. SBA's access rights continue for the term of any approved loan guaranty agreement. SBA is also authorized to transfer to another Government authority any financial records concerning an approved loan or loan guarantee, as necessary to process, service or foreclose on a loan guaranty or collect on a defaulted loan guaranty.

Freedom of Information Act (5 U.S.C. 552) – This law provides, with some exceptions, that SBA must supply information reflected in agency files and records to a person requesting it. Information about approved loans that is generally released includes, among other things, statistics on our loan programs (individual borrowers are not identified in the statistics) and other information such as the names of the borrowers, the amount of the loan, and the type of the loan. Proprietary data on a borrower would not routinely be made available to third parties. All requests under this Act are to be addressed to the nearest SBA office and be identified as a Freedom of Information request.

Occupational Safety and Health Act (15 U.S.C. 651 et seq.) – The Occupational Safety and Health Administration (OSHA) can require businesses to modify facilities and procedures to protect employees. Businesses that do not comply may be fined and required to abate the hazards in their workplaces. They may also be ordered to cease operations posing an imminent danger of death or serious injury until employees can be protected. Signing this form is certification that the applicant, to the best of its knowledge, is in compliance with the applicable OSHA requirements, and will remain in compliance during the life of the loan.

Civil Rights (13 C.F.R. 112, 113, 117) – All businesses receiving SBA financial assistance must agree not to discriminate in any business practice, including employment practices and services to the public on the basis of categories cited in 13 C.F.R., Parts 112, 113, and 117 of SBA Regulations. All borrowers must display the "Equal Employment Opportunity Poster" prescribed by SBA.

Equal Credit Opportunity Act (15 U.S.C. 1691) – Creditors are prohibited from discriminating against credit applicants on the basis of race, color, religion, national origin, sex, marital status or age (provided the applicant has the capacity to enter into a binding contract); because all or part of the applicant's income derives from any public assistance program; or because the applicant has in good faith exercised any right under the Consumer Credit Protection Act.

Debarment and Suspension Executive Order 12549 (2 C.F.R. Part 180 and Part 2700) – By submitting this loan application, you certify that neither the Applicant or any owner of the Applicant have within the past three years been: (a) debarred, suspended, declared ineligible or voluntarily excluded from participation in a transaction by any Federal Agency; (b) formally proposed for debarment, with a final determination still pending; (c) indicted, convicted, or had a civil judgment rendered against you for any of the offenses listed in the regulations or (d) delinquent on any amounts owed to the U.S. Government or its instrumentalities as of the date of execution of this certification.

Exhibit 2
J. Martinez Declaration

DECLARATION OF JOSE MARTINEZ

Pursuant to 28 U.S.C. § 1746, I hereby declare as follows:

1. My name is Jose Martinez. I am over the age of 18 and competent to make this declaration, which is based on my personal knowledge.

2. I am the President of Prestamos CDFI, LLC ("Prestamos") and I have held this position since September 2013.

3. In this role, I oversaw Prestamos's role as a lender in the Payment Protection Program ("PPP"), administered by the U.S. Small Business Administration during the Covid-19 pandemic.

4. As a PPP lender, Prestamos transferred funds into borrowers' designated accounts by using the Automated Clearing House ("ACH").

5. I have worked in the lending industry for over 13 years, and I am very familiar with ACH transfers.

6. ACH transfers are governed by the National Automated Clearing House Association's ("Nacha") Operating Rules ("Nacha Rules"). In order to use the ACH Network to process an ACH transfer, a lender such as Prestamos must comply with the Nacha Rules.

7. In certain cases in which a borrower's bank rejected the ACH transfer and the borrower subsequently completed the enhanced due diligence process successfully, Prestamos would initiate an ACH transfer to an account connected to a prepaid debit card as a courtesy to the Borrower.

8. I have attached excerpts of the Nacha Rules to this declaration.

DocuSigned by:
Jose Martinez
6BDC810534CC422...

Dated: May 5, 2025 Jose Martinez

EXCERPTS OF NACHA RULES

Article One General Rules

Section 1.2 Participating DFIs Must Comply with Rules
A Participating DFI must comply with these Rules and warrants that it is legally able to comply with all applicable requirements of these Rules. Only Participating DFIs may be ODFIs and RDFIs. A Participating DFI is responsible for its Third-Party Service Providers' compliance with these Rules.

Subsection 1.2.1 Effect of Illegality
Nothing in these Rules requires a Participating DFI to debit or credit an account or to transfer funds or take other action required by the Rules if the Participating DFI reasonably believes that taking such action in connection with a specific Entry would violate applicable U.S. Legal Requirements, including the obligations of the Participating DFI under programs administered by the U.S. Department of the Treasury's Office of Foreign Assets Control (OFAC) and the Financial Crimes Enforcement Network (FinCEN). A Participating DFI must comply with all other requirements of these Rules with respect to all other Entries or other aspects of the same Entry, including the timely transmission of Return Entries and the availability of funds from Entries.

Article Three Rights and Responsibilities of RDFIs and Their Receivers

Section 3.8 RDFI's Right to Transmit Return Entries
An RDFI may return an Entry for any reason, except as otherwise provided for in Subsection 3.8.1 (Restrictions on RDFI's Right to Transmit Return Entries). An RDFI must comply with the requirements of Appendix Four (Return Entries) for each Return Entry it initiates.

An RDFI must Transmit a Return Entry to its ACH Operator by the ACH Operator's deposit deadline for the Return Entry to be made available to the ODFI no later than the opening of business on the second Banking Day following the Settlement Date of the original Entry, except as otherwise provided in Subsection 3.8.3 (Exceptions to Timing Requirements for Return Entries) and Section 3.13 (RDFI Right to Transmit Extended Return Entries). A Return Entry that is rejected by an ACH Operator does not satisfy or extend the timing requirements contained in this Section 3.8.

Subsection 3.8.1 Restrictions on RDFI's Right to Transmit Return Entries

> **Subsection 3.8.1.1 RDFI May Not Return an Entry Due to the Type of Entry**
> An RDFI may not return an Entry because it is a particular type of Entry, unless expressly provided for in Subsection 3.8.2 (Exceptions to Restrictions on RDFI's Right to Transmit Return Entries).
>
> **Subsection 3.8.1.2 RDFI May Not Return an Entry Based on MICR Data**
> An RDFI may not return an Entry to a Transaction Account based exclusively on data that were accurately obtained from the on-us field of the MICR line of a Check for the account, unless the RDFI had previously initiated a Notification of Change that was not properly acted upon.

Article Eight Definitions of Terms Used in These Rules

Section 8.37 "Entry"
(a) an order or request for the transfer of money to the deposit account or loan account of a Receiver, or general ledger account of an RDFI (a "credit Entry");
(b) an order or request for the withdrawal of money from the deposit account of a Receiver, or general ledger account of an RDFI (a "debit Entry"); and
(c) a Non-Monetary Entry to the deposit account or loan account of a Receiver, or general ledger account of an RDFI.

An Entry must comply with the requirements of Appendix Three (ACH Record Format Specifications), Appendix Four (Return Entries), Appendix Five (Notification of Change), or Appendix Six (Acknowledgment Entries), as applicable. For all Entries except RCK Entries, each debit Entry shall be deemed an "item" within the meaning of Revised Article 4 of the Uniform Commercial Code (1990 Official Text) and that Article shall apply to such Entries except where the application is inconsistent with these Rules, in which case these Rules shall control. An RCK Entry is an item as that term is defined by Revised Article 4 of the Uniform Commercial Code only for the limited purposes of presentment as set forth in Article 4-110(c) and notice of dishonor as set forth in Article 4-301(a)(2).

Section 8.72 "Originator"
a Person that (i) has been authorized by a Receiver to initiate a credit Entry, debit Entry, or Non-Monetary Entry to the Receiver's account at the RDFI (except where authorization is not required by these Rules); and (ii) has authorized an ODFI (directly or through a Third-Party Sender) to Transmit, for the account of that Person, a credit Entry, debit Entry, or Non-Monetary Entry to the Receiver's account at the RDFI.

Section 8.70 "Originating Depository Financial Institution" or "ODFI"
a Participating Depository Financial Institution with respect to Entries (a) it Transmits directly or indirectly to an ACH Operator for Transmittal to an RDFI, and (b) on which it is designated as the ODFI in accordance with Appendix Three (ACH Record Format Specifications). An RDFI is not considered an ODFI solely by reason of its initiation of Acknowledgment Entries, Return Entries, Extended Return Entries, or Notifications of Change.

Section 8.76 "Participating Depository Financial Institution" or "Participating DFI"
a financial institution that (a) is authorized by applicable Legal Requirements to accept deposits, (b) has been assigned a routing number by LexisNexis, and (c) has agreed to be bound by these Rules.

Section 8.85 "Receiver"
a Person that has authorized an Originator to initiate a credit Entry, debit Entry, or Non-Monetary Entry to the Receiver's account at the RDFI. With respect to debit Entries, the term "Receiver" means all Persons whose signatures are required to withdraw funds from an account for purposes of the warranty provisions of Subsection 2.4.1 (General ODFI Warranties).

Section 8.87 “Receiving Depository Financial Institution” or “RDFI”
a Participating Depository Financial Institution with respect to Entries (a) it receives from its ACH Operator to the accounts of Receivers, and (b) on which it is designated as the RDFI in accordance with Appendix Three (ACH Record Format Specifications). An ODFI is not considered an RDFI solely by reason of its receipt of Acknowledgment Entries, Return Entries, Extended Return Entries, or Notifications of Change.

Section 8.97 “Return Entry” or “Return”
a credit or debit Entry initiated by an RDFI or ACH Operator, that returns a previously originated credit or debit Entry to the ODFI within the time frames established by these Rules. A Return Entry must comply with the requirements of Appendix Four (Return Entries). For all Entries except IAT Entries, an ODFI may dishonor a Return Entry. A dishonored Return Entry must comply with Subsection 2.13.6 (Dishonor of Return Entries) and Appendix Four (Return Entries). For all Entries except IAT Entries, an RDFI may create a corrected or contested dishonored Return Entry in compliance with Subsection 3.8.5 (Receipt of Dishonored Returns) and Appendix Four (Return Entries).

Section 8.103 “Rules” or “Nacha Operating Rules” or “Nacha Rules” or “ACH Rules”
the Operating Rules of the National Automated Clearing House Association, including all appendices, formal rules interpretations, and schedule of fees, as in effect from time to time.

Appendix Four Return Entries

An RDFI may return Entries for any reason, except as otherwise provided in Article Three, Subsection 3.8.1 (Restrictions on RDFI’s Right to Transmit Return Entries) of these Rules. The RDFI must use an appropriate Return Reason Code as specified in this Appendix Four. If it uses Return Reason Code R17 [Entry initiated under questionable circumstances], it must specify the reason for the Return. If no appropriate Return Reason Code is defined within this Appendix Four, the RDFI must use the code that most closely approximates the reason for Return.

Exhibit 3
W. Briggs Deposition Transcript Excerpts

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

ALICIA MARSHALL, et. al.,)
individually and on behalf of)
all others similarly situated,)
)
Plaintiffs,)
vs.) Case No.
) 5:21-cv-04337-JMG
PRESTAMOS CDFI, LLC.,)
)
Defendant.)

REMOTE DEPOSITION OF WILLIAM BRIGGS

Thursday, August 22, 2024

Austin, Texas

Reported By: TRICIA J. LATHOURIS, CSR, RPR

JOB NO. 31471

Thursday, August 22, 2024
9:02 a.m.

REMOTE DEPOSITION OF WILLIAM BRIGGS, held (virtually) via Zoom videoconference before Tricia J. Lathouris, CSR, RPR.

A P P E A R A N C E S:
(All counsel appearing remotely.)

BAILEY GLASSER
BY: LARRY LEDERER, ESQ.
1055 Thomas Jefferson Street, NW
Suite 540
Washington, DC 20007
- and -
NOLAN, HELLER & KAUFFMAN
BY: GREGORY ZINI, ESQ.
80 State Street
11th Floor
Albany, New York 12207
ATTORNEYS FOR THE PLAINTIFFS;

BALLARD SPAHR
BY: ED ROGERS, ESQ.
CHESLEY BURRUSS, ESQ.
1735 Market Street
51st Floor
Philadelphia, Pennsylvania 19103
ATTORNEYS FOR THE DEFENDANT.

I N D E X

WITNESSES

EXHIBITS

regulatory paperwork or other conditions?
A Correct.
Q But you agree that an applicant needed to provide certain documents in order to get a PPP loan?
A Correct.
Q And included in that group of documents were documentation of payroll records?
MR. LEDERER: I'm sorry. Could you repeat the question, please? Sorry.
MR. ROGERS: I'm going to rephrase it.
BY MR. ROGERS:
Q Among the documents required to be provided were payroll records; correct?
A There were multiple types of documents that could be provided.
Q Tell me what those were.
A Some examples include payroll records, tax forms and/or bank records.
Q Okay. Were any of those required?
A I believe that some form of documentation was required sufficient that the bank could make a loan calculation determination.
Q When you say -- what do you mean by "loan

Q More or less than ten?
A I can't recall. I would say ten would be a good number.
Q Were these typically in person? I guess not during COVID.
A No. Given the social distancing environment, everything was not in person.
Q Am I correct, as a general matter, that there was a standard form note used by lenders in connection with the PPP?
A There was a standard form note. The regulations allowed lenders to either use that one or their own note as well.
Q Okay. Do you know whether in this case Prestamos used the standard form note?
A It looks to me, based on what I saw in the Third Amended Complaint, that Prestamos used the standard form note.
Q Let's look at the Third Amended Complaint. I don't recall if we have marked it yet.
MR. LEDERER: You didn't. At least in this deposition.
MR. ROGERS: I did not. Chesley is shaking his head.

according to your records, the intended recipient of the loan doesn't have an account with you.
Correct?
A Correct.
Q Okay. And that at least in some instances -- and we don't have to quantify, and we don't have to get into the reasons why -- at least in some instances that occurred in the PPP; correct?
A Yes.
Q Okay. And that in the situation I'm describing, the hypothetical situation that I'm describing, that money comes back to me and I cannot -- I cannot pick up the phone or send an email or get together with you in person and say, "Mr. Briggs, this is an SBA-approved loan. This person submitted the application. The application was processed by our LSP, and the Federal Reserve Board gave me the money. What's the problem here? Take the money."
In that example, you would agree that I can't force you to take the money; correct?
A You, as Prestamos, in this hypothetical example, cannot force a bank to take money.
Q I want to go, now, to 46 of Castillo. I

Exhibit 4
W. Manger Deposition Transcript Excerpts

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

ALICIA MARSHALL, et. al.,)
individually and on behalf of)
all others similarly situated,)
)
Plaintiffs,)
vs.)Case No.
)5:21-cv-04337-JMG
PRESTAMOS CDFI, LLC.,)
)
Defendant.)

REMOTE DEPOSITION OF WILLIAM M. MANGER, JR.

Monday, August 26, 2024

South Hampton, New York

Reported By: TRICIA J. LATHOURIS, CSR, RPR

JOB NO. 31472

Monday, August 26, 2024

9:03 a.m.

REMOTE DEPOSITION OF WILLIAM M. MANGER, JR., held (virtually) via Zoom videoconference before Tricia J. Lathouris, CSR, RPR.

A P P E A R A N C E S:

(All counsel appearing remotely.)

BAILEY GLASSER
BY: LARRY LEDERER, ESQ.
1055 Thomas Jefferson Street, NW
Suite 540
Washington, DC 20007

- and -

NOLAN, HELLER & KAUFFMAN
BY: GREGORY ZINI, ESQ.
80 State Street
11th Floor
Albany, New York 12207
ATTORNEYS FOR THE PLAINTIFFS;

BALLARD SPAHR
BY: ED ROGERS, ESQ.
CHESLEY BURRUSS, ESQ.
1735 Market Street
51st Floor
Philadelphia, Pennsylvania 19103
ATTORNEYS FOR THE DEFENDANT.

Q I'm going to start at the beginning.
A Yeah.
Q You would agree that the borrower seeking a PPP loan needed to provide certain documents evidencing their right to get one of these loans?
A Correct.
Q And one type of document was payroll records.
A That's correct.
Q And if the borrower had no payroll, as in the case of a sole proprietor, it needed to provide other types of documents such as tax returns, and, in particular, a Schedule C?
A I believe that's correct, yes.
Q And that at times the borrower had to provide bank statements evidencing the business activity in which the borrower was engaged?
A I believe that's true.
Q I want to go back to this concern about speed.
Can we agree that the speed of processing is inversely related to the volume and nature of documents that are required to be submitted by the borrower?

Larry rather than just give it to someone else. That's my scenario?

A Well, yeah, yeah, yeah --

MR. LEDERER: Excuse me. Is there a question?

BY MR. ROGERS:

Q My question is: Can Larry force you to take that money and credit it to Ed Roger's account at Manger Bank & Trust, which you believe doesn't exist?

A Well, I would just say if there's no account, you can't put the money in no account. So, yeah, that's logical.

Q Okay. And how about the next item is an "Invalid Account Number Initiated Under Questionable Circumstances."

Can Larry force you to take the money in that instance?

A Again, if -- I've had this happen to me, actually, with an ACH. I had one number in a series that was incorrect. Although I have a legitimate account, the one number off made it very difficult. So in that instance the bank reached out to me and said we're having a problem with this. Can you help us verify your account number. And then I actually told the bank, this is the correct number, and then they said, oh, yes, we were one digit wrong in the series of numbers that we had for the account, so now that we've corrected it, now -- now it will work.

So, again, I would say that you'd have to -- the lender would have to understand why this wasn't working properly and try and rectify the situation just like my bank did with my ACH account.

Q Okay. Let's build on that example.

MR. ROGERS: We can take down the document now.

BY MR. ROGERS:

Q Are you aware, sitting here today, based on your review of the Castillo Declaration, that Prestamos had a process to correct errors of the type you mentioned, among others, and it was referred to as the reverification process?

MR. LEDERER: Objection to form.

A Yeah. I mean, they may have had that system. Again, I don't -- I'm not able to say whether it was used in every instance.

BY MR. ROGERS:

Q I'm not asking you whether it was used in every instance.

Q And it says "Evolve Bank & Trust."
Do you see that?
A Hold on. I got to put my glasses on again. It -- it -- yes, I see that. Yes.
Q So I want to make sure I'm understanding the document correctly, consistent with your experience as the -- you know, experience at the SBA.
A Yeah.
Q As part of the required documents, a borrower needed to direct the lender to transfer the loan proceeds to the borrower's bank account; am I correct?
A Yes.
Q So in this case we have redacted the account number to protect Ms. Marshall's privacy, but the --
A Sure.
Q -- but am I correct that this form shows that Ms. Marshall directed Prestamos to put money -- to put the loan proceeds into her account at Evolve Bank & Trust, and then she listed the account number and the routing; correct?
A That's what it appears to be, yes.

was not, prior to reading this Declaration?
A I don't know if I remembered anything about a specific process that I had knowledge of, and -- yeah, and then -- yeah, it gets more confusing in that it says that if it didn't go through, they got like a prepaid card.
So it gets more confusing because, obviously, that wasn't part of the PPP, to get prepaid cards. So I can't really speak to that. That's out of my realm of understanding in regard to the Paycheck Protection Program.
Q Okay. Now I want to go back to paragraph 20 of your opening report, and we're going to go to the middle of page 7. It says -- it's just a little below the middle of the page. Chesley will highlight it for us. This, again, is your opening report.
"A mere attempt to fund a loan, or an attempt to do so that, for instance, the borrower's bank rejected, should have resulted in the loan being cancelled in SBA's e-tran system."
Do you see that?
A Yes.
Q Is it your view that consistent with the

program, Prestamos should not have given the borrower a second chance to satisfy the documentation requirements, but should simply have cancelled the loan if it was rejected by the bank the first time?

A No. The lender should have tried to clear up with the borrower any of the, you know, documentation that didn't, you know, seem to be accurate. Like my example, one of the digits in the account number was off.

Q Right.

And that's consistent with the purpose and the intent of the program that you were in charge of running, that you wanted to get the money out and you wanted to maximize the federal financial support to COVID-affected small businesses?

A Correct. And I think what I stated here is completely in line with that.

Q So, in other words, when you say a mere attempt to fund a loan, included in the mere attempt is this verification -- reverification process?

A Yes. I mean, what I was getting at here is if the bank, you know, formally rejected it for some reason, that should have been communicated to the

Exhibit 5
D. Castillo Declaration

ALICIA MARSHALL, *et al.*, individually and on behalf of all others similarly situated, Plaintiffs, v. PRESTAMOS CDFI, LLC, Defendant.	Civil Action No. 5:21-cv-04337-JMG

DECLARATION OF DAVID CASTILLO

Pursuant to 28 U.S.C. § 1746, I hereby declare as follows:

1. My name is David Castillo. I am over the age of 18 and competent to make this declaration, which is based on my personal knowledge.

2. I have been employed by Prestamos CDFI, LLC ("Prestamos") since September 02, 2014. I am currently Senior Credit Officer with Prestamos and have served in that role since November 2023. Prior to this, I was Portfolio Manager.

3. Under my new role, I am responsible for managing risk. See Job Description for more detail.

4. Prestamos is a Community Development Financial Institution ("CDFI") created in 2000 with the mission of building strong communities by providing small business owners access to capital through non-traditional financing resources.

5. CDFIs are certified by the U.S. Department of the Treasury and are private-sector, financial intermediaries that work to supply tools to economically disadvantaged individuals and underserved communities to become self-sufficient.

6. Prestamos is committed to supporting small businesses that face barriers to securing credit from traditional lending sources because of smaller loan requests, a need for flexible underwriting, or the need for assistance to meet underwriting standards.

7. In its capacity as a CDFI, Prestamos provides financial services, loans, investments; training and technical assistance services, and promotes development efforts that enable individuals and communities to effectively use credit and capital. Prestamos works with communities in Arizona, California, Nevada, New Mexico, and Texas.

8. During the COVID-19 pandemic, the federal government enacted the Coronavirus Aid, Relief, and Economic Security Act ("CARES Act"), which included the Paycheck Protection Program ("PPP"). The PPP was designed to help small businesses, include sole proprietors, continue to pay their workers during the pandemic.

9. In May 2020, the U.S. Small Business Association ("SBA")—the federal agency responsible for reviewing and approving PPP loans—allowed CDFI lenders to participate in the PPP loan process as part of the second round of PPP funding. On or around April 2020, the SBA approved Prestamos to act as a PPP lender.

10. Prestamos was a lender through its own SPARK program and through its contact with Blueacorn.

11. Prestamos approved 494,415 PPP loans, and completed 3,146 loans through SPARK and 460,841 loans with the assistance of Blueacorn. Some approved borrowers did not sign SBA Form 147, the loan note, and their loans were never funded.

12. Prestamos began working with Blueacorn, as its lender service provider for PPP, in April 2021. Prestamos and Blueacorn agreed that Blueacorn would include Prestamos among the

lenders Blueacorn used when submitting PPP loan applications to the SBA, and Prestamos agreed to use Blueacorn for due diligence.

13. While not a lender itself, Blueacorn committed to connect PPP lenders with borrowers. Blueacorn partnered with an advertising company that directed prospective PPP borrowers to Blueacorn's website.

14. Once there, Blueacorn outlined that a potential borrower could submit information to determine if they met the criteria for a PPP loan and, if so, the potential borrower could then use the Blueacorn website to provide the additional information needed to complete a PPP loan application.

15. After a potential borrower completed a PPP loan application, Blueacorn committed to conducting an initial round of due diligence to determine if the applicant met the SBA requirements. Blueacorn committed to use individual reviewers along with proprietary software to conduct due diligence.

16. Blueacorn outlined that once it completed due diligence on an application, it would submit the application to the SBA for approval and would designate a PPP lender (sometimes Prestamos).

17. Once Blueacorn submitted an application to the SBA, the SBA would make a decision approving or denying the application. The SBA did not approve all applications.

18. If the SBA denied an application, Prestamos generally did not take any further action.

19. If the SBA approved a PPP loan application, the applicant was required to execute a promissory note and other loan documents. Blueacorn committed to transmitting those documents to each borrower and, once completed, returned the documents to Prestamos.

20. Once the SBA approved a borrower's PPP loan application and the borrower signed and returned the promissory note and loan documents, Prestamos would either send an Automated Clearing House ("ACH") payment electronically to the account the borrower designated on the loan documents or cancel the loan.

21. Pursuant to the CARES Act, the Federal Reserve maintained a credit facility from which PPP lenders could borrow funds for use in issuing PPP loans.

22. When a borrower's PPP loan application was approved by the SBA, and the borrower signed a promissory note, Prestamos would request a credit advance from the Federal Reserve.

23. If Prestamos canceled a loan, it was usually because the application was flagged by Blueacorn's software for suspected fraud.

24. This suspected fraud could be because of issues relating to identity verification, business verification, and/or financial verification among other things, including bank rejections of loan proceeds by banking institutions that had established Anti-Money Laundering/Bank Secrecy Act ("AML/BSA") policies, as well as information collision (e,g., when borrowers used the same address or Schedule C, etc.).

25. Notably, this entire process took place on a very compressed time schedule. In approximately six weeks, Prestamos funded 463,987 PPP loans. On average, it took Prestamos 8 days from the time the SBA approved a borrower's application to fund the borrower's PPP loan.

26. Because of the high volume of PPP loans for which Prestamos acted as the lender, Prestamos sent orders to its bank, Evolve Bank & Trust ("Evolve"), for ACH payments in batches by compiling the information needed to make a given payment (*i.e.*, borrower name, recipient bank, payment amount, account, and routing number) into a single spreadsheet.

27. Prestamos' bank, Evolve would then provide confirmation that the requested ACH payments were made to borrowers.

28. Prestamos is a non-depository bank, and did not (and does not) have the liquidity that other SBA-approved PPP lenders had. As a result, in order to fund PPP loans, Prestamos needed a credit advance from the Federal Reserve.

29. In order for the Federal Reserve to release the funds for a credit advance, Prestamos had to submit both the SBA Form 1502 to the SBA and the "Paycheck Protection Program Liquidity Facility PPP Pledge and Advance Request" to the Federal Reserve—*i.e.*, Prestamos had to submit SBA Form 1502 before any money was released by the Federal Reserve or deposited into a borrower's account.

30. Before drafting this declaration, I reviewed paragraphs 20 and 43 of Plaintiffs' expert William Briggs's report, as well as paragraphs 20 and 23 of Plaintiffs' expert William Manger's report. Both Briggs and Manger state that lenders were supposed to file SBA Form 1502 after a PPP loan was funded. That may have been true for depository banks that were also PPP lenders. But for non-depository banks like Prestamos—who had to rely on credit advances from the Federal Reserve—that was not possible.

31. The "loan status" section of SBA Form 1502 needed to be filled out as "Funded," "Undisbursed," or "Cancelled." Prestamos used "Funded" in order to initiate the credit advance from the Federal Reserve.

32. A small percentage of the PPP loans that Prestamos funded in the manner described above were rejected by the borrowers' banks. In other words, the loan funds were sent electronically from Prestamos's bank, Evolve, by ACH payment, the borrower's bank received the funds, and the borrower's bank returned or rejected the funds.

33. ACH payments, including loans, may be rejected for a number of reasons. In fact, there are more than eighty (80) ACH "return codes" that a receiving depository financial institution ("RDFI") may use when returning an ACH payment to the originating depository financial institution ("ODFI").

34. The same was true for PPP loans. For example, borrowers' banks returned ACH payments because the borrower's bank account was closed, frozen, subject to a stop payment, invalid, nonexistent, or unable to be located. The ACH payment may also have been returned because the account holder was deceased, the name on the account did not match the name listed in the requested ACH, or a governmental agency told the bank to reject the loan funds.

35. Moreover, a bank's policies could have caused the rejection of the borrower's ACH payment. For example, the borrower may have identified a personal bank account that could not accept business loans (such as a PPP loan). A borrower's bank may have rejected loan funds for a number of other reasons, including: the account was non-depository; the account holder failed to submit required documentation; or the bank detected fraud.

36. When a borrower's bank rejected an ACH payment, it would notify Prestamos of the rejection and the ACH return code, along with any other reasons listed for not depositing the funds.

37. Pursuant to its contract with Prestamos, Blueacorn was responsible for addressing the ACH return issues with the borrowers through reverification. Blueacorn resolved a large number of PPP loan rejections, which enabled those borrowers to receive the full amount of their PPP loans. For some borrowers whose ACH payment did not go through, their PPP loan was deposited on a prepaid card and sent to them.

38. Notably, the rules governing PPP loans required banks to act consistent with their AML/BSA compliance programs. Prestamos is not a depository bank, and therefore did not have a AML/BSA compliance program. Instead, if an ACH payment was flagged by a borrower's bank consistent with its AML/BSA compliance program, it triggered Prestamos's reverification process.

39. In addition, in March 2021, the SBA Office of Inspector General and the U.S. Secret Service Office of Investigations issued guidance to Prestamos and other PPP lenders that, if a borrower's bank rejected PPP loan funds, it was a sign of suspicious activity by the borrower. Based on this guidance, Prestamos and other lenders began to conduct enhanced due diligence for those borrowers.

40. Blueacorn committed to perform this enhanced due diligence, which included the close examination of the borrower's file (as opposed to the generalized review that was conducted at the application and submission stage). Prestamos understands that the precise steps taken during the enhanced due diligence process were not uniform, but varied depending on the ACH return code or any other specific issue identified as causing the failed deposit.

41. Enhanced due diligence consisted of additional steps, such as requesting submission of additional identification, asking security questions, and/or seeking additional financial information (*e.g.*, tax returns or bank statements).

42. Blueacorn committed to manually review the entire loan file and looked for any evidence of fraud or other suspicious activity. During the manual review, Blueacorn could potentially identify a separate reason, aside from that identified by the ACH return code, that the loan should not be funded. Blueacorn could follow up with the borrower about these later-identified issues.

43. If a borrower cleared the enhanced due diligence process, Prestamos would fund the loan again by instructing Evolve to issue an ACH payment to the borrower's bank account. For some borrowers, this second attempt to fund the loan was successful. In some cases, however, the borrower's bank once again rejected the funds.

44. If a borrower's bank rejected the PPP loan ACH payment a second time, Prestamos usually did not make further attempts to deposit the loan amount.

45. Similarly, if a borrower failed the enhanced due diligence process—either because the borrower failed to resolve the issue identified during the first payment attempt or failed to resolve evidence of fraud or suspicious activity discovered during the enhanced due diligence—Prestamos generally did not make further attempts to pay the PPP loan funds.

46. Prestamos was required to submit SBA Form 1502 monthly to report updates on the status of PPP loans. During reverification and/or the enhanced due diligence process, Prestamos would keep the loan status as "Funded" on SBA Form 1502.

47. If a party failed the reverification and/or enhanced due diligence process, or failed to provide the documents Blueacorn requested to complete the process, Prestamos changed the loan status from "Funded" to "Cancelled" on SBA Form 1502.

48. As a general matter, Prestamos's practice regarding approved loans—consistent with SBA guidance for PPP loans and other SBA loans—was to direct Evolve to disburse the money. Once the ACH payment was initiated and sent to the borrower's bank, Prestamos's role in the PPP loan disbursement process was complete, subject to any reverification by Blueacorn.

49. Indeed, once Evolve attempted to make an ACH payment at Prestamos's request, Prestamos did not have control over the ultimate disposition of the funds and was not in a position

to override or dispute any rejection by a borrower's bank, which, as noted above, was often a result of a borrower's bank's AML/BSA compliance program.

50. Unlike other SBA loan programs, and because of the quick turnaround required by the program, PPP loans did not go through full underwriting, which would likely have prevented the actions taken by some borrower's banks, including returning ACH payments or freezing them.

51. In September 2021, Prestamos returned the credit advances from the Federal Reserve for loans that were ultimately not funded.

I certify under the penalty of perjury that the foregoing is true and correct.

Executed on August 9, 2024.

DocuSigned by:
david castillo
15C207619C3B44A...

David Castillo

JOB DESCRIPTION

Title: Chief Credit Officer	**Reports To: Vice President of Prestamos**
Classification: ☐ Exempt ☐ Non-Exempt	**Program/Department: Prestamos**
Hours: ☐ FT ☐ ¾ ☐ PT ☐ On-Call ☐ Temp	**Pillar:** Economic Development
Schedule: ☐ Within Standard Business Hour Range ☐ Atypical	**Executive Vice President:** Jose Martinez, EVP, Economic Development
If Atypical: ☐ School Schedule ☒ Evenings ☐ Nights ☐ Weekends ☐ Staggered Days	**Eligible for:** ☐ Phone Allowance ☐ Mileage (Federal Rate) ☐ Car Allowance
Emergency Essential: ☐ Yes ☐ No	**Established Date:** **Revision Date(s):** Click or tap to enter a date.

OBJECTIVE AND POSITION SUMMARY

Responsible for providing support, direction, credit information, and loan policies and procedures to ensure the overall quality of the lending portfolio. Duties include calculating the Allowance for Loan Loss Reserve (ALL) and making recommendations to executive management and the Board of Directors for monthly allocations to the Loan Loss Reserve. Responsible for execution and communication of policy, approval process, administration, portfolio analysis and asset quality Reviews large and complex loans prior to submission to Loan Committee. Reviews loan portfolio on a continuing basis in order to manage the mitigation of risk associated with the loan portfolio, oversee collections and loan procedures losses and ensures internal compliance objectives are met. Ensures that appropriate policies, procedures, and systems are developed, implemented, and maintained to identify, measure, monitor and control credit risks in accordance with credit policies, standards, and applicable regulatory guidelines.

SUPERVISORY RESPONSIBILITIES

Supervise the Director of Loan Servicing and works directly with the Director of Lending.

SPECIALIZATIONS

- Demonstrated understanding of loan underwriting structures, pricing and processes as they relate to the funding of small business loans for business start ups and ongoing business entities.
- Must have thorough knowledge of financial accounting theory and logic and loan structuring.
- Must maintain a demonstrated understanding of loan analysis, closing, funding and collections procedures.

- Must be able to communicate information and concepts clearly, both orally and in writing; ability to interpret and discuss analytical data.
- Technical skills should include proficiency in MS Office (Word and Excel in particular) as well as a familiarity with Microsoft Outlook and loan portfolio software systems
- Must understand auditing practices
- Helpful to have a working knowledge of SBA lending programs and New Market Tax Credit financing.
- Ability to work independently, as well as in a team environment.

PRIMARY DUTIES AND ESSENTIAL FUNCTIONS

- Oversee the credit approval process, as well as portfolio monitoring systems for all current and future credit products.
- Responsible for the credit policies and its compliance with the applicable regulations and laws, credit risk, product and program management.
- Ensure that credit policies are routinely reviewed, modified as necessary, and well-communicated throughout the organization.
- Ensure that allowance for credit losses and the charge-off process and procedures are consistent with industry best practices and meet current and anticipated accounting and regulatory guidelines.
- Monitor and track all underwriting activity to ensure underwriting guidelines and regulations are being adhered to, and information is analyzed and completed within established timelines.
- Ensuring that systems of internal controls and procedures are consistent with the best practices in the industry and are appropriate for all regulatory requirements.
- Ensuring that all loan systems and tracking techniques provide the appropriate data to management, and the Board of Directors, to allow for accurate assessment of loan quality and risk management.
- Provide overall loan portfolio management analysis and oversight to ensure that the Prestamos' asset quality meets objectives, and that the emphasis of Prestamos' overall credit relationship management is consistent with Prestamos' underwriting standards.
- Support diversification of the loan portfolio by establishing sound credit policies and proper training of BDOs and credit officers.
- Maintain knowledge of applicable state and federal lending and compliance laws and regulations and implement appropriate policies, procedures, and controls.
- Assist with the monitoring of loan performance in the Prestamos' portfolio and ensure loans are appropriately Risk Rated and adequately reserved. Attempts to ensure that individual loans are risk rated correctly when reviewing loans for loan committee submission.
- Prepare all portfolio performance reports for senior management and Executive Board.
- Manage loan delinquencies and loan servicing matters, including third party servicers & facilitate appropriate strategies and procedures to ensure that delinquencies and defaults are effectively managed and reported to the Executive Management, and the Board.
- Underwrite, structure and present large and complex loans.

- Review and recommend loan requests for approval submitted by BDO/ loan analysts within delegated authority limits.
- Reviews and approves/declines large loans prior to submission to Loan Committee.
- Approve short-term loan payment adjustments within delegated authority limits.
- Generate all memos that explain all divergence from the loan approval and obtain all necessary approvals.
- Identify problematic loans and manage workouts. Supervises Prestamos' collections and assists in curing weak credits, collection of such credits, or the movement of such undesirable credits.
- Negotiate, recommend and discuss workout and or liquidation strategies to minimize loss to the Prestamos and to maximize recovery.
- Meets with Director of Loan Servicing and Sets goals/strategies for payment resolution of impaired loans.
- Manage liquidations of collateral
- Manage Loan Loss Reconciliation in coordination with the Accountant
- Generate and lead monthly Portfolio Quality Review with Vice President and BDOs
- Updates job knowledge by participating in educational opportunities; reading professional publications; maintaining personal networks; participating in professional organizations.
- Document and report on lending relationships' status and quality.
- Investigate and understand discrepancies, problems, and unusual situations.
- Analyze financial information to determine credit quality, approve credit, and document risk factors.
- Develop and document risk mitigation standards and processes.
- May perform other duties as assigned

MINIMUM QUALIFICATIONS AND COMPETENCIES

1. Education /Background:

- Candidate should possess a minimum of a bachelor's degree in finance, business or accounting or combination of education and experience. Work related experience should consist of a financial analyzing or lending background
- Advanced degree preferred.
- Mastered experience, knowledge and training in financial statement and tax return analysis typically resulting from a combination of education in accounting, financial and/or credit analysis or related areas.
- Possess a clear understanding of reporting guidelines.
- 10+ years of experience working in credit risk analytics and/or risk management with financial institutions including the development of credit policy, underwriting standards, and internal risk rating scorecards.
- Knowledge of and experience in regulatory compliance, including CRA and Fair Lending compliance.

2. Other requirements:

- Able to work in office Monday through Friday

Effective January 3, 2022, all CPLC Employees and all Service Providers, are required to be Fully Vaccinated against COVID-19. Newly hired employees, who are not Fully Vaccinated at the time of hire, are expected to begin a vaccination series immediately upon hire. CPLC recognizes medical and religious exemptions to the COVID-19 vaccination requirement, in accordance with applicable law and upon approval by CPLC. However, any person approved for an exemption, without exception, is subject to masking, weekly COVID-19 testing at their expense, and other requirements established by CPLC from time to time.

PHYSICAL DEMANDS AND TYPICAL WORKING CONDITIONS (please review below the 3 categories and edit as necessary)

Position requirements: *This position is both a mobile and a sedentary position with periods of light physical activity, and is performed mostly in office surroundings. Positions typical in nature require regular walking or standing; sitting, lifting and carrying up to 20 pounds; climbing stairs, bending, reaching, holding, grasping and turning objects; and using fingers to operate computer keyboards. This position will require the ability to speak normally and to use normal or aided vision and hearing.*

Travel: *Local, interstate and intrastate travel to Chicanos Por La Causa, Inc., its affiliates and/or subsidiaries, will be necessary to successfully fulfill the duties of this position. Candidate must have and maintain a valid driver's license and auto insurance. Technology will be utilized to minimize travel whenever feasible. The travel requirements for this position are anticipated to be 25 to 35 percent assignment depending. Overnight travel must be approved in advance by the Department VP.*

Continuous Learning: All certifications related to the position at hire, or obtained while employed by CPLC, must be maintained. Candidate will be expected to participate in continuous learning opportunities to maintain competency and enhance skillset. Learning opportunities must be approved by Department VP.

LIMITATIONS AND DISCLAIMER

This job description is meant to describe the general nature and level of work being performed; it is not intended or is implied to be construed as an exhaustive list of all responsibilities, duties and skills required for the position. Duties, responsibilities and activities may change or new ones may be assigned at any time with or without notice.

Requirements are representative of minimum levels of knowledge, skills and/or abilities. To perform this job successfully, the employee must possess the abilities or aptitudes to perform each duty proficiently. All employees are accountable for understanding and complying with all corporate policies and procedures as well as any program specific policies and procedures. Continued employment remains on an "at-will" basis.

This job description is subject to possible modification to reasonably accommodate individuals with disabilities. Some requirements may exclude individuals who pose a direct threat or significant risk to the health and safety of themselves or other employees. Employee signature below indicates the employee's understanding of the requirements, essential functions and duties of the position.

EMPOWERING LIVES THROUGH CONTINUOUS LEARNING

Continuous Learning: All certifications related to the position at hire, or obtained while employed by CPLC, must be maintained. Candidate will be expected to participate in continuous learning opportunities to maintain competency and enhance skillset. Learning opportunities must be approved by supervisor.

CPLC Mission, Vison and Values in Action: Our mission and purpose is to drive economic and political empowerment. We cannot achieve our vision of "Empowered Lives" without the full engaged participation of each employee. Each CPLC employee is expected to adhere not only to the CPLC Code of Conduct when acting on behalf of CPLC, but each employee is also expected to contribute to promoting and demonstrating CPLC's Values in Action in their interactions with clients, other CPLC employees, CPLC stakeholders, and at any and all times representing CPLC.

CPLC Values in Action

(1) I deliver on my commitments
(2) I bring innovative solutions and adapt to address challenges.
(3) I advance and own my professional and personal growth.
(4) I engage passionately and fully in advocating for, and responding to, the needs of our community.
(5) I demonstrate respect with honest and transparent communication.
(6) I protect CPLC resources as if they are my own.

I understand, acknowledge and will do my utmost to fulfill the job duties and functions as outlined above and to demonstrate CPLC's values in my behaviors and actions now that I have become an integral and vital part of the CPLC Familia.

Employee Name (Print)	**Hiring Manager Name (Print)**
Employee Signature	**Hiring Manager Signature**
Date	**Date**

Exhibit 6
Disbursement and Return Compilation

BATES NO. EVOLVE-00000027

Date	Amount	Account	ABA/Routing	Individual Name	Individual ID	Immediate Destination Name	Amount	Text4	Return Code	Return Description
5/13/2021	-1875	[redacted]	[redacted]	Kristina Henderson	[redacted]	PRESTAMOSCDFI	1875	SBA Funding: [redacted]	R03	No Account/Unable to Locate Account
6/7/2021	-14165	[redacted]	[redacted]	Jahbrael Horne	[redacted]	PRESTAMOSCDFI	14165	SBA Funding: [redacted]	R03	No Account/Unable to Locate Account
6/2/2021	-20780	[redacted]	[redacted]	Alyshia Johnson	[redacted]	PRESTAMOSCDFI	20780	SBA Funding: [redacted]	R16	Account Frozen
5/13/2021	-7915	[redacted]	[redacted]	Alicia Marshall	[redacted]	RESTAMOSCDFI	7915	SBA Funding: [redacted]	R23	Credit Entry Refused by Receiver

BATES NO. EVOLVE-00000020

Date	Amount	Account	ABA/Routing	Individual Name	Individual ID	Immediate Destination Name	Amount	Text4	Return Code	Return Description
5/26/2021	-10865	[redacted]	[redacted]	John Martin	[redacted]	PRESTAMOSCDFI	10865	SBA Funding: [redacted]	R17	File Record Edit Criteria
5/28/2021	-19020	[redacted]	[redacted]	Lametria Marvel	[redacted]	PRESTAMOSCDFI	19020	SBA Funding: [redacted]	R23	Credit Entry Refused by Receiver

BATES NO. EVOLVE-00000012

Date	Amount	Account	ABA/Routing	Individual Name	Individual ID	Immediate Destination Name	Amount	Text4	Return Code	Return Description
6/11/2021	-12500	[redacted]	[redacted]	SHARON SMITH	[redacted]	PRESTAMOSCDFI	12500	SBA Funding: [redacted]	R03	No Account/Unable to Locate Account
6/16/2021	-20012	[redacted]	[redacted]	PARIS TOWNSEND	[redacted]	PRESTAMOSCDFI	20012	SBA Funding: [redacted]	R23	Credit Entry Refused by Receiver
6/20/2021	-4130	[redacted]	[redacted]	Jamie Jones	[redacted]	PRESTAMOSCDFI	4130	SBA Funding[redacted]	R23	Credit Entry Refused by Receiver

BATES NO. EVOLVE-00000003

Date	Amount	Account	ABA/Routing	Individual Name	Individual ID	Immediate Destination Name	Amount	Text4	Return Code	Return Description
7/6/2021	-20832	[redacted]	[redacted]	Kolawole Ahmadou	[redacted]	PRESTAMOSCDFI	20832	SBA Funding: [redacted]	R23	Credit Entry Refused by Receiver

PRESTAMOS-00452293

Amount	Account	Bank Routing	CustomerName	Description	File Type	Name	SBA	Table Names	Type	date
20832	[redacted]	[redacted]	PRESTAMOS CDFI, LLC	SBA Funding: [redacted]	Normal	gregory lloyd	[redacted]	Prestamos ACH	checking	5/31/2021

Exhibit 7
SBA and Secret Service PPP Application Fraud Indicators

U.S. Secret Service
Office of Investigations

U.S. Small Business Administration
Office of Inspector General

March 19, 2021

Paycheck Protection Program—Application Fraud Indicators

Financial institutions (FI) have advised the U.S. Small Business Administration Office of Inspector General (SBA-OIG) and the U.S. Secret Service of several commonalities discovered on thousands of Paycheck Protection Program (PPP) loan applications.

PPP Application Fraud Indicators

In March 2021, SBA-OIG and Secret Service were notified of the below common fraud indicators, appearing individually or in combination, that occurred across thousands of PPP applications.

- Green Dot Bank provided as the deposit account—Green Dot believes that it is high risk for PPP funding to be deposited into a direct deposit consumer account and that such deposits should be rejected
- Noticeably photo-shopped state-issued identification cards (ID) or driver licenses (DL) with blurry backgrounds
- Multiple applicants utilizing ID/DL with the same photo, but altered information
- Bank statements with little or no activity listed
- Multiple applicants utilizing identical bank statements with altered account names
- Blank or illegible supporting documents
- Multiple applications originating from the same IP address and/or physical address
- Identical formatting of tax documentation provided, including text font
- Requests for same loan amounts, to the penny
- Digitally voided checks provided by applicants

Suspicious Activity Report (SAR) Filing

SAR reporting, in conjunction with effective implementation of due diligence requirements by FIs, is crucial to identifying and stopping financial crimes, including those related to the COVID-19 pandemic. FIs should provide all pertinent and available information in the SAR and narrative.

Guidance on Returning Funds

If a Receiving Depository Financial Institution (RDFI) has determined to return an Automated Clearing House (ACH) credit entry because the RDFI believes the entry was initiated due to fraud, the RDFI should select the Return Reason Code that most closely approximates the reason for the return. The following examples may be acceptable options:

- ✓ R03 (No Account/Unable to Locate Account)

- ✓ R17 (File Record Edit Criteria/Entry with Invalid Account Number Initiated Under Questionable Circumstances), which requires "QUESTIONABLE" to be inserted in the first twelve positions of the Addenda Record
- ✓ R23 (Credit Entry Refused by Receiver)

RDFIs can make a business decision to return these credit entries outside of the standard return timeframe. Due to the extraordinary circumstances and the lenders' desire to recoup the funds, it is unlikely that the return of credits will be dishonored as untimely.

Partial return of funds can be handled outside of the ACH Network (e.g., with a wire transfer or an official check), or with a new ACH credit entry agreed to by both institutions to return the available amount. The ODFI should, or be prepared to, offer a Letter of Indemnity to the RDFI.

Guidance on Searching ACH Codes

PPP funds are disbursed through third-party FIs. There are instances when a participating lender will receive the PPP application, but the loan disbursement will be sent from another ODFI. The RDFI can determine where the funds were disbursed by querying the ODFI's ACH routing number or the first 8 numbers of the trace number through the Federal Reserve Bank E-Payments Routing Directory, which provides basic routing information for Fedwire® Funds Service, Fedwire Securities Service, and FedACH® transactions. This information is synchronized with the Federal Reserve FedACH and Fedwire databases daily and is provided solely as a service to financial institutions and other authorized users to help process and settle their transactions efficiently.

Guidance on Reporting to Law Enforcement

To most effectively counter PPP fraud and other financial crimes, the Secret Service continues partnering with the U.S. Department of the Treasury and the Treasury Financial Crimes Enforcement Network (FinCEN), SBA-OIG, the U.S. Department of Justice, United States Attorney Office (USAO) COVID-19 task forces, state, local, tribal, and territorial (SLTT) law enforcement agencies, state prosecutors, various Inspector Generals, other Federal law enforcement agencies, and foreign law enforcement.

To report fraudulent activity, contact your local U.S. Secret Service field office Cyber Fraud Task Force (CFTF).

FIs may also report fraud, waste, abuse, or mismanagement of federal funds involving SBA programs, operations, or personnel to the SBA-OIG Hotline at 800-767-0385 or online.

Information contained in this alert was compiled from the following sources:

U.S. Secret Service Office of Investigations

U.S. Small Business Administration Office of Inspector General

U.S. Department of the Treasury Financial Crimes Enforcement Network (FinCEN)

Exhibit 8
SBA Directive to Recover on Fraud Loans

Message

From: Evolve Payment Processing [paymentprocessing@getevolved.com]
Sent: 7/29/2021 1:59:11 PM
To: Jose Martinez [Jose.Martinez@cplc.org]
CC: Azita Zahedi [azita.zahedi@getevolved.com]; Develyn King [develyn.king@getevolved.com]; Jeff Theiler [jeff.theiler@getevolved.com]; Kelly Gridley [kgridley@imcu.com]
Subject: [Ticket #372628 Closed] RE: URGENT

Please type your reply above this line

Your request (372628) has been processed and the ticket is now closed.

PLEASE DO NOT REPLY to this email unless you need to re-open the ticket for additional information.

Jose Martinez
Jul 28, 2021, 2:17 PM CDT

Thank you

From: Kelly Gridley <KGridley@IMCU.com>
Sent: Wednesday, July 28, 2021 11:57 AM
To: 'Floyd Brummett' <Floyd.Brummett@getevolved.com>; Jose Martinez <Jose.Martinez@cplc.org>; Payment Processing Operations <paymentprocessing@getevolved.com>
Cc: Jeff Theiler <Jeff.Theiler@getevolved.com>; Azita Zahedi <azita.zahedi@getevolved.com>; Develyn King <Develyn.King@getevolved.com>
Subject: RE: URGENT

These will all be processed today and in the mail tomorrow (it's 3pm here so mail has already gone out).

Kelly Gridley
AVP, Enterprise Risk Management
Indiana Members Credit Union
P: 317.554.8197| F: 317.554.8197
Facebook | Twitter | IMCU.COM
Indy Star Top Workplaces 2020

From: Floyd Brummett [mailto:Floyd.Brummett@getevolved.com]
Sent: Wednesday, July 28, 2021 1:01 PM
To: Jose Martinez <Jose.Martinez@cplc.org>; Kelly Gridley <KGridley@IMCU.com>; Cvengros, Mary E. <mary.cvengros@sba.gov>; Payment Processing Operations <paymentprocessing@getevolved.com>
Cc: Blank, Michelle L. (Off. Inspector Gen.) <Michelle.Blank@sba.gov>; Mayer, Debra L. <Debra.Mayer@sba.gov>; investigations@blueacorn.co; Debbie Marrelli <DMarrelli@IMCU.com>; Jeff Theiler <Jeff.Theiler@getevolved.com>; Azita Zahedi <azita.zahedi@getevolved.com>; Develyn King <Develyn.King@getevolved.com>
Subject: [EXTERNAL]RE: URGENT

Good afternoon,
I have attached all four from below.

Please send checks for each payable to Prestamos CDFI to

Attn: Ean Colley / VP Bank Operations
c/o Evolve Bank and Trust
6070 Poplar Avenue
Suite 200
Memphis TN 38119

Thank you,

FLOYD BRUMMETT
Process Improvement Manager

floyd.brummett@getevolved.com
o 866.367.2611
d 901.969.2095

From: Patricia Gonzalez <Patricia.Gonzalez@cplc.org> **On Behalf Of** Jose Martinez
Sent: Wednesday, July 28, 2021 10:35 AM
To: Kelly Gridley <KGridley@IMCU.com>; Jose Martinez <Jose.Martinez@cplc.org>; Cvengros, Mary E. <mary.cvengros@sba.gov>; Payment Processing Operations <paymentprocessing@getevolved.com>
Cc: Blank, Michelle L. (Off. Inspector Gen.) <Michelle.Blank@sba.gov>; Mayer, Debra L. <Debra.Mayer@sba.gov>; investigations@blueacorn.co; Debbie Marrelli <DMarrelli@IMCU.com>;

Floyd Brummett <Floyd.Brummett@getevolved.com>; Jeff Theiler <Jeff.Theiler@getevolved.com>; Azita Zahedi <azita.zahedi@getevolved.com>
Subject: RE: URGENT
Importance: High

Good Morning,

Please provide an LOI for all clients below.

Thank you.

From: Kelly Gridley <KGridley@IMCU.com>
Sent: Wednesday, July 28, 2021 5:01 AM
To: Jose Martinez <Jose.Martinez@cplc.org>; Cvengros, Mary E. <mary.cvengros@sba.gov>; Patricia Gonzalez <Patricia.Gonzalez@cplc.org>
Cc: Blank, Michelle L. (Off. Inspector Gen.) <Michelle.Blank@sba.gov>; Mayer, Debra L. <Debra.Mayer@sba.gov>; investigations@blueacorn.co; Debbie Marrelli <DMarrelli@IMCU.com>
Subject: RE: URGENT

Patricia/Jose,

See below for LOI info. I want to also be certain you conducted your own investigation or took the notes from Blueacorn, as the only one I've heard back from on is [redacted]ndicated she sent over notes to you this week, but she didn't provide me with those details.

The other 3 checks were cut and mailed yesterday.

Thanks,

Kelly Gridley
AVP, Enterprise Risk Management
Indiana Members Credit Union
P: 317.554.8197| F: 317.554.8197
Facebook | Twitter | IMCU.COM
Indy Star Top Workplaces 2020

From: Patricia Gonzalez [mailto:Patricia.Gonzalez@cplc.org] **On Behalf Of** Jose Martinez
Sent: Tuesday, July 27, 2021 1:00 PM
To: Cvengros, Mary E. <mary.cvengros@sba.gov>; Kelly Gridley <KGridley@IMCU.com>
Cc: Blank, Michelle L. (Off. Inspector Gen.) <Michelle.Blank@sba.gov>; Mayer, Debra L. <Debra.Mayer@sba.gov>; investigations@blueacorn.co
Subject: [EXTERNAL]RE: URGENT

Kelly,

My apologies for the delay.

please provide requested information to issue LOI:

Sender Name: Prestamos
- Receiver Name: [redacted]
- Receiver Account: [redacted]
- Receiver Routing: [redacted]
- Amount: [redacted]
- Effective Date: 5/13/21
- Date Settled: 5/13/21
- Trace ID: [redacted]

Sender Name: Prestamos
- Receiver Name: [redacted]
- Receiver Account: [redacted]
- Receiver Routing: [redacted]
- Amount: [redacted]
- Effective Date: 5/18/21
- Date Settled: 5/18/21
- Trace ID: [redacted]

Sender Name: Prestamos
- Receiver Name: [redacted]
- Receiver Account: [redacted]
- Receiver Routing: [redacted]
- Amount: [redacted]
- Effective Date: 6/15/21
- Date Settled: 6/15/21

· Trace ID: [redacted]

Sender Name: Prestamos
· Receiver Name: [redacted]
· Receiver Account: [redacted]
· Receiver Routing: [redacted]
· Amount: [redacted]
· Effective Date: 6/11/21
· Date Settled: 6/11/21
· Trace ID: [redacted]

Thank you

From: Cvengros, Mary E. <mary.cvengros@sba.gov>
Sent: Monday, July 26, 2021 7:40 PM
To: Jose Martinez <Jose.Martinez@cplc.org>; Patricia Gonzalez <Patricia.Gonzalez@cplc.org>
Cc: Blank, Michelle L. (Off. Inspector Gen.) <Michelle.Blank@sba.gov>; Mayer, Debra L. <Debra.Mayer@sba.gov>; investigations@blueacorn.co
Subject: URGENT

Jose and Patricia,

Please provide me with a reason why Prestamos has not responded to the credit union. It appears borrowers may have withdrawn funds and SBA may have suffered a loss as a result of your delay in investigating the potential fraud on these loans.

SBA expects you to take action immediately to recover on these loans.

Mary Beth Cvengros
Special Investigative Counsel
US Small Business Administration

From: Kelly Gridley <KGridley@IMCU.com>
Sent: Monday, July 26, 2021 10:15 AM
To: 'Jose Martinez' <Jose.Martinez@cplc.org>; patricia.gonzalez@cplc.org
Cc: 'Investigations' <investigations@blueacorn.co>; Blank, Michelle L. (Off. Inspector Gen.)

<Michelle.Blank@sba.gov>
Subject: RE: LOI still needed – info sent over 7/13 and 7/16
Importance: High

CAUTION – The sender of this message is external to the SBA network. Please use care when clicking on links and responding with sensitive information. Send suspicious email to spam@sba.gov.

Jose/Patricia,

I'm sending below deposits with red flags that we still have no response on, but funds available to send. Some of these notes were sent as early as June 11th.

8. Borrower [redacted] received max and refused to provide documentation stating the lender didn't require Schedule C when she applied and they created one for her.

She originally said her business was established in 6/2020 and when she was told she wasn't eligible, she got angry and stated she was about to lose her house. She became very irate with our staff and continued to call repeatedly after while funds were on hold. She was told her answers and unwillingness to provide support would be reported. Also cried again stating that she was about to lose her house and she'd never do anything illegal.

Member has no evidence of business activity, no deposits to support this level of income and she has been receiving unemployment benefits for the last year. The member did w/d some in cash, but still has some available. We'd love to return funds if requested.

Status – there are still some funds available if you send hold harmless.

12. [redacted] refused to provide Schedule C and demanded access to funds.

Did state that she has 3 employees (federal pay shows 1), business established 1/15/20, beauty services. We show no activity of business ownership.

She is receiving regular payroll from a company that other suspected fraudulent borrowers have been receiving.

Status – Funds are mostly depleted, but if you review the file and want to send a hold harmless, we'd gladly send a partial back.

13. [redacted] has received both draws.
After talking to SBA, what she provided us matched what SBA shows but we can't support the activity she's documented and expenses don't seem to align with the business or gross income reported. SBA asked to verify if there were any business expenses after the 1st draw and we weren't able to provide any validation for that.

We don't feel comfortable returning without a hold harmless, but we did tell the borrower that we were reporting that we couldn't validate her income or any business expenses that would have made her eligible for draw 2.

Status – there are some funds available if you send a hold harmless.

18. [redacted]

Indicated business is [redacted] and he buys/sells clothes from Goodwill. Established in 2019.

[redacted]

Car expenses of [redacted] wages of [redacted] but doesn't 1099 anyone. Utilities [redacted] but runs store from home. All income numbers are whole numbers.

Status – there are funds available if hold harmless sent. Lena from investigations stated he did not provide support and we allowed him access to the funds. This is correct and I've let her know we can't place these funds on hold forever, especially when we get no response from the lender. [redacted] indicated she's provided their review results to Prestamos. Would love to send what we have back.

Thanks,

Kelly Gridley
AVP, Enterprise Risk Management
Indiana Members Credit Union

P: 317.554.8197| F: 317.554.8197
Facebook | Twitter | IMCU.COM
Indy Star Top Workplaces 2020

From: Patricia Gonzalez [mailto:Patricia.Gonzalez@cplc.org] **On Behalf Of** Jose Martinez
Sent: Friday, July 23, 2021 11:32 AM
To: Kelly Gridley <KGridley@IMCU.com>
Cc: 'Investigations' <investigations@blueacorn.co>; 'Blank, Michelle L. (Off. Inspector Gen.)' <Michelle.Blank@sba.gov>; 'PPPFraudReferrals@sba.gov' <PPPFraudReferrals@sba.gov>
Subject: RE: LOI still needed – info sent over 7/13 and 7/16

Notice: This email is from an outside source. Please do not open any attachments, click on any hyperlinks, or respond without first confirming the authenticity of the email.

Kelly,

My apologies for the continued delays. I have contact evolve for the LOI I will get them to you today. As for [redacted] please send the funds back as well. I really do appreciate all the work you are doing =.

Sender Name:
- Receiver Name:
- Receiver Account:
- Receiver Routing:
- Amount:
- Effective Date:
- Date Settled:
- Trace ID:

Thank you

From: Kelly Gridley <KGridley@IMCU.com>
Sent: Friday, July 23, 2021 8:09 AM
To: Patricia Gonzalez <Patricia.Gonzalez@cplc.org>; Jose Martinez <Jose.Martinez@cplc.org>
Cc: 'Investigations' <investigations@blueacorn.co>; 'Blank, Michelle L. (Off. Inspector Gen.)' <Michelle.Blank@sba.gov>; 'PPPFraudReferrals@sba.gov' <PPPFraudReferrals@sba.gov>
Subject: RE: LOI still needed – info sent over 7/13 and 7/16
Importance: High

Good morning,

Sending yet another follow up and including the SBA on the email, so they are aware of the issues we are running into with Prestamos. We've diligently tried to assist with recovery of funds for months now and get limited or NO response.

These LOI requests below were requested/sent with info on 7/13 and 7/16 but we've yet to receive from Evolve. We have these funds on hold and this puts us in a very difficult position as WE are the ones dealing with the members in person.

Additionally, investigations emailed on Monday about [redacted] I followed up after no response to their email and still nothing.

Is there any accountability? Do you not want to recover funds? I'm still waiting on other borrowers in which you've never responded.

This is very frustrating for those of us spending time trying to assist YOU. I'd like to just say screw it due to your lack of cooperation, but I personally can't sleep at night knowing people are running around with FREE money that they did NOT qualify for.

Please respond so we can return these funds and close our relationship with these individuals.

Kelly Gridley
AVP, Enterprise Risk Management
Indiana Members Credit Union
P: 317.554.8197| F: 317.554.8197
Facebook | Twitter | IMCU.COM
Indy Star Top Workplaces 2020

From: Kelly Gridley
Sent: Tuesday, July 20, 2021 12:38 PM
To: 'Patricia Gonzalez' <Patricia.Gonzalez@cplc.org>; 'Jose Martinez' <Jose.Martinez@cplc.org>
Cc: Jeff Theiler <Jeff.Theiler@getevolved.com>; Azita Zahedi <azita.zahedi@getevolved.com>; Floyd Brummett <Floyd.Brummett@getevolved.com>
Subject: LOI still needed – info sent over 7/13 and 7/16
Importance: High

Patricia – please let me know if you plan to request back for Flossy Lincoln before all funds are depleted (per Investigations email yesterday).

Still waiting on LOI for the following:

Sender Name: Prestamos
- Receiver Name: [redacted]
- Receiver Account: [redacted]
- Receiver Routing: [redacted]
- Amount: [redacted]
- Effective Date:5/11/2021
- Date Settled: 5/11/2021
- Trace ID: [redacted]

Sender Name: Prestamos
- Receiver Name: [redacted]
- Receiver Account: [redacted]
- Receiver Routing: [redacted]
- Amount: [redacted]
- Effective Date:6/14/2021
- Date Settled: 6/14/2021
- Trace ID: [redacted]

Kelly Gridley
AVP, Enterprise Risk Management

Indiana Members Credit Union
P: 317.554.8197| F: 317.554.8197
Facebook | Twitter | IMCU.COM
Indy Star Top Workplaces 2020

This e-mail and any files transmitted with it are property of Indiana Members Credit Union, are confidential, and are intended solely for the use of the individual or entity to whom this e-mail is addressed. If you are not one of the named recipient(s) or otherwise have reason to believe that you have received this message in error, please notify the sender and delete this message immediately from your computer. Any other use, retention, dissemination, forwarding, printing, or copying of this email is strictly prohibited.

Please consider the environment before printing this email.

This e-mail and any files transmitted with it are property of Indiana Members Credit Union, are confidential, and are intended solely for the use of the individual or entity to whom this e-mail is addressed. If you are not one of the named recipient(s) or otherwise have reason to believe that you have received this message in error, please notify the sender and delete this message immediately from your computer. Any other use, retention, dissemination, forwarding, printing, or copying of this email is strictly prohibited.

Please consider the environment before printing this email.

Please consider the environment before printing this email.

Kelly Gridley

Jul 28, 2021, 1:56 PM CDT

These will all be processed today and in the mail tomorrow (it's 3pm here so mail has already gone out).

Kelly Gridley
AVP, Enterprise Risk Management
Indiana Members Credit Union
P: 317.554.8197| F: 317.554.8197
Facebook | Twitter | IMCU.COM
Indy Star Top Workplaces 2020

From: Floyd Brummett [mailto:Floyd.Brummett@getevolved.com]
Sent: Wednesday, July 28, 2021 1:01 PM
To: Jose Martinez <Jose.Martinez@cplc.org>; Kelly Gridley <KGridley@IMCU.com>; Cvengros, Mary E. <mary.cvengros@sba.gov>; Payment Processing Operations <paymentprocessing@getevolved.com>
Cc: Blank, Michelle L. (Off. Inspector Gen.) <Michelle.Blank@sba.gov>; Mayer, Debra L.

<Debra.Mayer@sba.gov>; investigations@blueacorn.co; Debbie Marrelli <DMarrelli@IMCU.com>; Jeff Theiler <Jeff.Theiler@getevolved.com>; Azita Zahedi <azita.zahedi@getevolved.com>; Develyn King <Develyn.King@getevolved.com>
Subject: [EXTERNAL]RE: URGENT

Good afternoon,
I have attached all four from below.

Please send checks for each payable to Prestamos CDFI to

Attn: Ean Colley / VP Bank Operations
c/o Evolve Bank and Trust
6070 Poplar Avenue
Suite 200
Memphis TN 38119

Thank you,

FLOYD BRUMMETT
Process Improvement Manager

floyd.brummett@getevolved.com
o 866.367.2611
d 901.969.2095

From: Patricia Gonzalez <Patricia.Gonzalez@cplc.org> **On Behalf Of** Jose Martinez
Sent: Wednesday, July 28, 2021 10:35 AM
To: Kelly Gridley <KGridley@IMCU.com>; Jose Martinez <Jose.Martinez@cplc.org>; Cvengros, Mary E. <mary.cvengros@sba.gov>; Payment Processing Operations <paymentprocessing@getevolved.com>
Cc: Blank, Michelle L. (Off. Inspector Gen.) <Michelle.Blank@sba.gov>; Mayer, Debra L. <Debra.Mayer@sba.gov>; investigations@blueacorn.co; Debbie Marrelli <DMarrelli@IMCU.com>; Floyd Brummett <Floyd.Brummett@getevolved.com>; Jeff Theiler <Jeff.Theiler@getevolved.com>; Azita Zahedi <azita.zahedi@getevolved.com>
Subject: RE: URGENT
Importance: High

Good Morning,

Please provide an LOI for all clients below.

Thank you.

From: Kelly Gridley <KGridley@IMCU.com>
Sent: Wednesday, July 28, 2021 5:01 AM
To: Jose Martinez <Jose.Martinez@cplc.org>; Cvengros, Mary E. <mary.cvengros@sba.gov>; Patricia Gonzalez <Patricia.Gonzalez@cplc.org>
Cc: Blank, Michelle L. (Off. Inspector Gen.) <Michelle.Blank@sba.gov>; Mayer, Debra L. <Debra.Mayer@sba.gov>; investigations@blueacorn.co; Debbie Marrelli <DMarrelli@IMCU.com>
Subject: RE: URGENT

Patricia/Jose,

See below for LOI info. I want to also be certain you conducted your own investigation or took the notes from Blueacorn, as the only one I've heard back from them on is [redacted] [redacted] indicated she sent over notes to you this week, but she didn't provide me with those details.

The other 3 checks were cut and mailed yesterday.

Thanks,

Kelly Gridley
AVP, Enterprise Risk Management
Indiana Members Credit Union
P: 317.554.8197| F: 317.554.8197
Facebook | Twitter | IMCU.COM
Indy Star Top Workplaces 2020

From: Patricia Gonzalez [mailto:Patricia.Gonzalez@cplc.org] **On Behalf Of** Jose Martinez
Sent: Tuesday, July 27, 2021 1:00 PM
To: Cvengros, Mary E. <mary.cvengros@sba.gov>; Kelly Gridley <KGridley@IMCU.com>
Cc: Blank, Michelle L. (Off. Inspector Gen.) <Michelle.Blank@sba.gov>; Mayer, Debra L. <Debra.Mayer@sba.gov>; investigations@blueacorn.co
Subject: [EXTERNAL]RE: URGENT

Kelly,

My apologies for the delay.

please provide requested information to issue LOI.

Sender Name: Prestamos
- Receiver Name: [redacted]
- Receiver Account [redacted]
- Receiver Routing: [redacted]
- Amount: [redacted]
- Effective Date: 5/13/21
- Date Settled: 5/13/21
- Trace ID: [redacted]

Sender Name: Prestamos
- Receiver Name: [redacted]
- Receiver Account: [redacted]
- Receiver Routing: [redacted]
- Amount: [redacted]
- Effective Date: 5/18/21
- Date Settled: 5/18/21
- Trace ID: [redacted]

Sender Name: Prestamos
- Receiver Name: [redacted]
- Receiver Account: [redacted]
- Receiver Routing: [redacted]
- Amount: [redacted]
- Effective Date: 6/15/21
- Date Settled: 6/15/21
- Trace ID: [redacted]

Sender Name: Prestamos
- Receiver Name: [redacted]
- Receiver Account: [redacted]
- Receiver Routing: [redacted]
- Amount: [redacted]
- Effective Date: 6/11/21
- Date Settled: 6/11/21
- Trace ID: [redacted]

Thank you

From: Cvengros, Mary E. <mary.cvengros@sba.gov>
Sent: Monday, July 26, 2021 7:40 PM
To: Jose Martinez <Jose.Martinez@cplc.org>; Patricia Gonzalez <Patricia.Gonzalez@cplc.org>
Cc: Blank, Michelle L. (Off. Inspector Gen.) <Michelle.Blank@sba.gov>; Mayer, Debra L. <Debra.Mayer@sba.gov>; investigations@blueacorn.co
Subject: URGENT

Jose and Patricia,

Please provide me with a reason why Prestamos has not responded to the credit union. It appears borrowers may have withdrawn funds and SBA may have suffered a loss as a result of your delay in investigating the potential fraud on these loans.

SBA expects you to take action immediately to recover on these loans.

Mary Beth Cvengros
Special Investigative Counsel
US Small Business Administration

From: Kelly Gridley <KGridley@IMCU.com>
Sent: Monday, July 26, 2021 10:15 AM
To: 'Jose Martinez' <Jose.Martinez@cplc.org>; patricia.gonzalez@cplc.org
Cc: 'Investigations' <investigations@blueacorn.co>; Blank, Michelle L. (Off. Inspector Gen.) <Michelle.Blank@sba.gov>
Subject: RE: LOI still needed - info sent over 7/13 and 7/16
Importance: High

CAUTION - The sender of this message is external to the SBA network. Please use care when clicking on links and responding with sensitive information. Send suspicious email to spam@sba.gov.

Jose/Patricia,

I'm sending below deposits with red flags that we still have no response on, but funds available to send. Some of these notes were sent as early as June 11th.

8. [redacted]eceived max and refused to provide documentation stating the lender didn't require Schedule C when she applied and they created one for her.

She originally said her business was established in 6/2020 and when she was told she wasn't eligible, she got angry and stated she was about to lose her house. She became very irate with our staff and continued to call repeatedly after while funds were on hold. She was told her answers and unwillingness to provide support would be reported. Also cried again stating that she was about to lose her house and she'd never do anything illegal.

Member has no evidence of business activity, no deposits to support this level of income and she has been receiving unemployment benefits for the last year. The member did w/d some in cash, but still has some available. We'd love to return funds if requested.

<u>Status - there are still some funds available if you send hold harmless</u>.

12. [redacted]efused to provide Schedule C and demanded access to funds.

Did state that she has 3 employees (federal pay shows 1), business established 1/15/20, beauty services. We show no activity of business ownership.

She is receiving regular payroll from a company that other suspected fraudulent borrowers have been receiving.

<u>Status – Funds are mostly depleted, but if you review the file and want to send a hold harmless, we'd gladly send a partial back</u>.

13. [redacted]as received both draws.
After talking to SBA, what she provided us matched what SBA shows but we can't support the activity she's documented and expenses don't seem to align with the business or gross income reported. SBA asked to verify if there were any business expenses after the 1st draw and we weren't able to provide any validation for that.

We don't feel comfortable returning without a hold harmless, but we did tell the borrower that we were reporting that we couldn't validate her income or any business expenses that would have made her eligible for draw 2.

Status – there are some funds available if you send a hold harmless.

18 [redacted]

Indicated business i[redacted]nd he buys/sells clothes from Goodwill. Established in 2019.

[redacted]

Car expenses of [redacted]ages of [redacted]ut doesn't 1099 anyone. Utilities [redacted]ut runs store from home. All income numbers are whole numbers.

Status – there are funds available if hold harmless sent. Lena from investigations stated he did not provide support and we allowed him access to the funds. This is correct and I've let her know we can't place these funds on hold forever, especially when we get no response from the lender. Lena indicated she's provided their review results to Prestamos. Would love to send what we have back.

Thanks,

Kelly Gridley
AVP, Enterprise Risk Management
Indiana Members Credit Union
P: 317.554.8197| F: 317.554.8197
Facebook | Twitter | IMCU.COM
Indy Star Top Workplaces 2020

From: Patricia Gonzalez [mailto:Patricia.Gonzalez@cplc.org] **On Behalf Of** Jose Martinez
Sent: Friday, July 23, 2021 11:32 AM
To: Kelly Gridley <KGridley@IMCU.com>

Cc: 'Investigations' <investigations@blueacorn.co>; 'Blank, Michelle L. (Off. Inspector Gen.)' <Michelle.Blank@sba.gov>; 'PPPFraudReferrals@sba.gov' <PPPFraudReferrals@sba.gov>
Subject: RE: LOI still needed – info sent over 7/13 and 7/16

Notice: This email is from an outside source. Please do not open any attachments, click on any hyperlinks, or respond without first confirming the authenticity of the email.

Kelly,

My apologies for the continued delays. I have contact evolve for the LOI I will get them to you today. As for [redacted] please send the funds back as well. I really do appreciate all the work you are doing =.

Sender Name:
· Receiver Name:
· Receiver Account:
· Receiver Routing:
· Amount:
· Effective Date:
· Date Settled:
· Trace ID:

Thank you

From: Kelly Gridley <KGridley@IMCU.com>
Sent: Friday, July 23, 2021 8:09 AM
To: Patricia Gonzalez <Patricia.Gonzalez@cplc.org>; Jose Martinez <Jose.Martinez@cplc.org>
Cc: 'Investigations' <investigations@blueacorn.co>; 'Blank, Michelle L. (Off. Inspector Gen.)' <Michelle.Blank@sba.gov>; 'PPPFraudReferrals@sba.gov' <PPPFraudReferrals@sba.gov>
Subject: RE: LOI still needed – info sent over 7/13 and 7/16
Importance: High

Good morning,

Sending yet another follow up and including the SBA on the email, so they are aware of the issues we are running into with Prestamos. We've diligently tried to assist with recovery of funds for months now and get limited or NO response.

These LOI requests below were requested/sent with info on 7/13 and 7/16 but we've yet to receive from Evolve. We have these funds on hold and this puts us in a very difficult position as WE are the ones dealing with the members in person.

Additionally, investigations emailed on Monday about [redacted] I followed up after no response to their email and still nothing.

Is there any accountability? Do you not want to recover funds? I'm still waiting on other borrowers in which you've never responded.

This is very frustrating for those of us spending time trying to assist YOU. I'd like to just say screw it due to your lack of cooperation, but I personally can't sleep at night knowing people are running around with FREE money that they did NOT qualify for.

Please respond so we can return these funds and close our relationship with these individuals.

Kelly Gridley
AVP, Enterprise Risk Management
Indiana Members Credit Union
P: 317.554.8197| F: 317.554.8197
Facebook | Twitter | IMCU.COM
Indy Star Top Workplaces 2020

From: Kelly Gridley
Sent: Tuesday, July 20, 2021 12:38 PM
To: 'Patricia Gonzalez' <Patricia.Gonzalez@cplc.org>; 'Jose Martinez' <Jose.Martinez@cplc.org>
Cc: Jeff Theiler <Jeff.Theiler@getevolved.com>; Azita Zahedi <azita.zahedi@getevolved.com>; Floyd Brummett <Floyd.Brummett@getevolved.com>
Subject: LOI still needed - info sent over 7/13 and 7/16
Importance: High

Patricia - please let me know if you plan to request back fo[redacted] before all funds are depleted (per Investigations email yesterday).

Still waiting on LOI for the following:

Sender Name: Prestamos
- Receiver Name: [redacted]
- Receiver Account: [redacted]
- Receiver Routing: [redacted]
- Amount: [redacted]
- Effective Date:5/11/2021
- Date Settled: 5/11/2021
- Trace ID: [redacted]

Sender Name: Prestamos
- Receiver Name: [redacted]
- Receiver Account: [redacted]
- Receiver Routing: [redacted]
- Amount: [redacted]
- Effective Date:6/14/2021
- Date Settled: 6/14/2021
- Trace ID: [redacted]

Kelly Gridley
AVP, Enterprise Risk Management
Indiana Members Credit Union
P: 317.554.8197| F: 317.554.8197
Facebook | Twitter | IMCU.COM
Indy Star Top Workplaces 2020

this message immediately from your computer. Any other use, retention, dissemination, forwarding, printing, or copying of this email is strictly prohibited.

Please consider the environment before printing this email.

Please consider the environment before printing this email.

This e-mail and any files transmitted with it are property of Indiana Members Credit Union, are confidential, and are intended solely for the use of the individual or entity to whom this e-mail is addressed. If you are not one of the named recipient(s) or otherwise have reason to believe that you have received this message in error, please notify the sender and delete this message immediately from your computer. Any other use, retention, dissemination, forwarding, printing, or copying of this email is strictly prohibited.

Please consider the environment before printing this email.

This e-mail and any files transmitted with it are property of Indiana Members Credit Union, are confidential, and are intended solely for the use of the individual or entity to whom this e-mail is addressed. If you are not one of the named recipient(s) or otherwise have reason to believe that you have received this message in error, please notify the sender and delete this message immediately from your computer. Any other use, retention, dissemination, forwarding, printing, or copying of this email is strictly prohibited.

Please consider the environment before printing this email.

Floyd Brummett (Evolve Bank & Trust)

Jul 28, 2021, 12:02 PM CDT

Good afternoon,
I have attached all four from below.

Please send checks for each payable to Prestamos CDFI to

Attn: Ean Colley / VP Bank Operations
c/o Evolve Bank and Trust
6070 Poplar Avenue
Suite 200
Memphis TN 38119

Thank you,

FLOYD BRUMMETT
Process Improvement Manager

floyd.brummett@getevolved.com
o 866.367.2611
d 901.969.2095

From: Patricia Gonzalez <Patricia.Gonzalez@cplc.org> **On Behalf Of** Jose Martinez
Sent: Wednesday, July 28, 2021 10:35 AM
To: Kelly Gridley <KGridley@IMCU.com>; Jose Martinez <Jose.Martinez@cplc.org>; Cvengros, Mary E. <mary.cvengros@sba.gov>; Payment Processing Operations <paymentprocessing@getevolved.com>
Cc: Blank, Michelle L. (Off. Inspector Gen.) <Michelle.Blank@sba.gov>; Mayer, Debra L. <Debra.Mayer@sba.gov>; investigations@blueacorn.co; Debbie Marrelli <DMarrelli@IMCU.com>; Floyd Brummett <Floyd.Brummett@getevolved.com>; Jeff Theiler <Jeff.Theiler@getevolved.com>; Azita Zahedi <azita.zahedi@getevolved.com>
Subject: RE: URGENT
Importance: High

Good Morning,

Please provide an LOI for all clients below.

Thank you.

From: Kelly Gridley <KGridley@IMCU.com>
Sent: Wednesday, July 28, 2021 5:01 AM
To: Jose Martinez <Jose.Martinez@cplc.org>; Cvengros, Mary E. <mary.cvengros@sba.gov>; Patricia Gonzalez <Patricia.Gonzalez@cplc.org>
Cc: Blank, Michelle L. (Off. Inspector Gen.) <Michelle.Blank@sba.gov>; Mayer, Debra L. <Debra.Mayer@sba.gov>; investigations@blueacorn.co; Debbie Marrelli <DMarrelli@IMCU.com>
Subject: RE: URGENT

Patricia/Jose,

See below for LOI info. I want to also be certain you conducted your own investigation or took the notes from Blueacorn, as the only one I've heard back from them on is [redacted] indicated she sent over notes to you this week, but she didn't provide me with those details.

The other 3 checks were cut and mailed yesterday.

Thanks,

Kelly Gridley
AVP, Enterprise Risk Management
Indiana Members Credit Union
P: 317.554.8197| F: 317.554.8197
Facebook | Twitter | IMCU.COM
Indy Star Top Workplaces 2020

From: Patricia Gonzalez [mailto:Patricia.Gonzalez@cplc.org] **On Behalf Of** Jose Martinez
Sent: Tuesday, July 27, 2021 1:00 PM
To: Cvengros, Mary E. <mary.cvengros@sba.gov>; Kelly Gridley <KGridley@IMCU.com>
Cc: Blank, Michelle L. (Off. Inspector Gen.) <Michelle.Blank@sba.gov>; Mayer, Debra L. <Debra.Mayer@sba.gov>; investigations@blueacorn.co
Subject: [EXTERNAL]RE: URGENT

Kelly,

My apologies for the delay.

please provide requested information to issue LOI:

Sender Name: Prestamos
- Receiver Name: [redacted]
- Receiver Account: [redacted]
- Receiver Routing: [redacted]
- Amount: [redacted]
- Effective Date: 5/13/21
- Date Settled: 5/13/21
- Trace ID: [redacted]

Sender Name: Prestamos
- Receiver Name: [redacted]
- Receiver Account: [redacted]
- Receiver Routing: [redacted]
- Amount: [redacted]
- Effective Date: 5/18/21
- Date Settled: 5/18/21
- Trace ID: [redacted]

Sender Name: Prestamos
- Receiver Name: [redacted]
- Receiver Account: [redacted]
- Receiver Routing: [redacted]
- Amount: [redacted]
- Effective Date: 6/15/21
- Date Settled: 6/15/21
- Trace ID: [redacted]

Sender Name: Prestamos
- Receiver Name: [redacted]
- Receiver Account: [redacted]
- Receiver Routing: [redacted]
- Amount: [redacted]
- Effective Date: 6/11/21
- Date Settled: 6/11/21
- Trace ID: [redacted]

Thank you

From: Cvengros, Mary E. <mary.cvengros@sba.gov>
Sent: Monday, July 26, 2021 7:40 PM
To: Jose Martinez <Jose.Martinez@cplc.org>; Patricia Gonzalez <Patricia.Gonzalez@cplc.org>
Cc: Blank, Michelle L. (Off. Inspector Gen.) <Michelle.Blank@sba.gov>; Mayer, Debra L. <Debra.Mayer@sba.gov>; investigations@blueacorn.co
Subject: URGENT

Jose and Patricia,

Please provide me with a reason why Prestamos has not responded to the credit union. It appears borrowers may have withdrawn funds and SBA may have suffered a loss as a result of your delay in investigating the potential fraud on these loans.

SBA expects you to take action immediately to recover on these loans.

Mary Beth Cvengros
Special Investigative Counsel
US Small Business Administration

From: Kelly Gridley <KGridley@IMCU.com>
Sent: Monday, July 26, 2021 10:15 AM
To: 'Jose Martinez' <Jose.Martinez@cplc.org>; patricia.gonzalez@cplc.org
Cc: 'Investigations' <investigations@blueacorn.co>; Blank, Michelle L. (Off. Inspector Gen.) <Michelle.Blank@sba.gov>
Subject: RE: LOI still needed - info sent over 7/13 and 7/16
Importance: High

CAUTION - The sender of this message is external to the SBA network. Please use care when clicking on links and responding with sensitive information. Send suspicious email to spam@sba.gov.

Jose/Patricia,

I'm sending below deposits with red flags that we still have no response on, but funds available to send. Some of these notes were sent as early as June 11th.

8. [redacted] received max and refused to provide documentation stating the lender didn't require Schedule C when she applied and they created one for her.

She originally said her business was established in 6/2020 and when she was told she wasn't eligible, she got angry and stated she was about to lose her house. She became very irate with our staff and continued to call repeatedly after while funds were on hold. She was told her answers and unwillingness to provide support would be reported. Also cried again stating that she was about to lose her house and she'd never do anything illegal.

Member has no evidence of business activity, no deposits to support this level of income and she has been receiving unemployment benefits for the last year. The member did w/d some in cash, but still has some available. We'd love to return funds if requested.

Status – there are still some funds available if you send hold harmless.

12. [redacted] refused to provide Schedule C and demanded access to funds.

Did state that she has 3 employees (federal pay shows 1), business established 1/15/20, beauty services. We show no activity of business ownership.

She is receiving regular payroll from a company that other suspected fraudulent borrowers have been receiving.

Status – Funds are mostly depleted, but if you review the file and want to send a hold harmless, we'd gladly send a partial back.

13. [redacted] has received both draws.
After talking to SBA, what she provided us matched what SBA shows but we can't support the activity she's documented and expenses don't seem to align with the business or gross income reported. SBA asked to verify if there were any business expenses after the 1st draw and we weren't able to provide any validation for that.

We don't feel comfortable returning without a hold harmless, but we did tell the borrower that we were reporting that we couldn't validate her income or any business expenses that would have made her eligible for draw 2.

Status – there are some funds available if you send a hold harmless.

18[redacted]

Indicated business i[redacted]and he buys/sells clothes from Goodwill. Established in 2019.

[redacted]

Car expenses of [redacted] wages of [redacted] but doesn't 1099 anyone. Utilities[redacted]ut runs store from home. All income numbers are whole numbers.

Status – there are funds available if hold harmless sent. Lena from investigations stated he did not provide support and we allowed him access to the funds. This is correct and I've let her know we can't place these funds on hold forever, especially when we get no response from the lender. Lena indicated she's provided their review results to Prestamos. Would love to send what we have back.

Thanks,

Kelly Gridley
AVP, Enterprise Risk Management
Indiana Members Credit Union
P: 317.554.8197| F: 317.554.8197
Facebook | Twitter | IMCU.COM
Indy Star Top Workplaces 2020

From: Patricia Gonzalez [mailto:Patricia.Gonzalez@cplc.org] **On Behalf Of** Jose Martinez
Sent: Friday, July 23, 2021 11:32 AM
To: Kelly Gridley <KGridley@IMCU.com>
Cc: 'Investigations' <investigations@blueacorn.co>; 'Blank, Michelle L. (Off. Inspector Gen.)' <Michelle.Blank@sba.gov>; 'PPPFraudReferrals@sba.gov' <PPPFraudReferrals@sba.gov>
Subject: RE: LOI still needed – info sent over 7/13 and 7/16

Notice: This email is from an outside source. Please do not open any attachments, click on any hyperlinks, or respond without first confirming the authenticity of the email.

Kelly,

My apologies for the continued delays. I have contact evolve for the LOI I will get them to you today. As for [redacted] please send the funds back as well. I really do appreciate all the work you are doing =.

Sender Name:
- Receiver Name:
- Receiver Account:
- Receiver Routing:
- Amount:
- Effective Date:
- Date Settled:
- Trace ID:

Thank you

From: Kelly Gridley <KGridley@IMCU.com>
Sent: Friday, July 23, 2021 8:09 AM
To: Patricia Gonzalez <Patricia.Gonzalez@cplc.org>; Jose Martinez <Jose.Martinez@cplc.org>
Cc: 'Investigations' <investigations@blueacorn.co>; 'Blank, Michelle L. (Off. Inspector Gen.)' <Michelle.Blank@sba.gov>; 'PPPFraudReferrals@sba.gov' <PPPFraudReferrals@sba.gov>
Subject: RE: LOI still needed – info sent over 7/13 and 7/16
Importance: High

Good morning,

Sending yet another follow up and including the SBA on the email, so they are aware of the issues we are running into with Prestamos. We've diligently tried to assist with recovery of funds for months now and get limited or NO response.

These LOI requests below were requested/sent with info on 7/13 and 7/16 but we've yet to receive from Evolve. We have these funds on hold and this puts us in a very difficult position as WE are the ones dealing with the members in person.

Additionally, investigations emailed on Monday about Flossy Lincoln. I followed up after no response to their email and still nothing.

Is there any accountability? Do you not want to recover funds? I'm still waiting on other borrowers in which you've never responded.

This is very frustrating for those of us spending time trying to assist YOU. I'd like to just say screw it due to your lack of cooperation, but I personally can't sleep at night knowing people are running around with FREE money that they did NOT qualify for.

Please respond so we can return these funds and close our relationship with these individuals.

Kelly Gridley
AVP, Enterprise Risk Management
Indiana Members Credit Union
P: 317.554.8197| F: 317.554.8197
Facebook | Twitter | IMCU.COM
Indy Star Top Workplaces 2020

From: Kelly Gridley
Sent: Tuesday, July 20, 2021 12:38 PM
To: 'Patricia Gonzalez' <Patricia.Gonzalez@cplc.org>; 'Jose Martinez' <Jose.Martinez@cplc.org>
Cc: Jeff Theiler <Jeff.Theiler@getevolved.com>; Azita Zahedi <azita.zahedi@getevolved.com>; Floyd Brummett <Floyd.Brummett@getevolved.com>
Subject: LOI still needed - info sent over 7/13 and 7/16
Importance: High

Patricia - please let me know if you plan to request back fo[redacted] before all funds are depleted (per Investigations email yesterday).

Still waiting on LOI for the following:

Sender Name: Prestamos

- Receiver Name: [redacted]
- Receiver Account [redacted]
- Receiver Routing: [redacted]
- Amount: [redacted]
- Effective Date:5/11/2021
- Date Settled: 5/11/2021
- Trace ID: [redacted]

Sender Name: Prestamos

- Receiver Name: [redacted]
- Receiver Account: [redacted]
- Receiver Routing: [redacted]
- Amount: [redacted]
- Effective Date:6/14/2021
- Date Settled: 6/14/2021
- Trace ID: [redacted]

Kelly Gridley
AVP, Enterprise Risk Management
Indiana Members Credit Union
P: 317.554.8197| F: 317.554.8197
Facebook | Twitter | IMCU.COM
Indy Star Top Workplaces 2020

Please consider the environment before printing this email.

This e-mail and any files transmitted with it are property of Indiana Members Credit Union, are confidential, and are intended solely for the use of the individual or entity to whom this e-mail is addressed. If you are not one of the named recipient(s) or otherwise have reason to believe that you have received this message in error, please notify the sender and delete this message immediately from your computer. Any other use, retention, dissemination, forwarding, printing, or copying of this email is strictly prohibited.

Please consider the environment before printing this email.

This e-mail and any files transmitted with it are property of Indiana Members Credit Union, are confidential, and are intended solely for the use of the individual or entity to whom this e-mail is addressed. If you are not one of the named recipient(s) or otherwise have reason to believe that you have received this message in error, please notify the sender and delete this message immediately from your computer. Any other use, retention, dissemination, forwarding, printing, or copying of this email is strictly prohibited.

Please consider the environment before printing this email.

Attachment(s)

[redacted]

Jose Martinez

Jul 29, 2021, 10:35 AM CDT

#priority high

Good Morning,

Please provide an LOI for all clients below.

Thank you.

From: Kelly Gridley <KGridley@IMCU.com>
Sent: Wednesday, July 28, 2021 5:01 AM
To: Jose Martinez <Jose.Martinez@cplc.org>; Cvengros, Mary E. <mary.cvengros@sba.gov>; Patricia Gonzalez <Patricia.Gonzalez@cplc.org>
Cc: Blank, Michelle L. (Off. Inspector Gen.) <Michelle.Blank@sba.gov>; Mayer, Debra L. <Debra.Mayer@sba.gov>; investigations@blueacorn.co; Debbie Marrelli <DMarrelli@IMCU.com>
Subject: RE: URGENT

Patricia/Jose,

See below for LOI info. I want to also be certain you conducted your own investigation or took the notes from Blueacorn, as the only one I've heard back from them on is [redacted] Lena indicated she sent over notes to you this week, but she didn't provide me with those details.

The other 3 checks were cut and mailed yesterday.

Thanks,

Kelly Gridley
AVP, Enterprise Risk Management
Indiana Members Credit Union
P: 317.554.8197| F: 317.554.8197
Facebook | Twitter | IMCU.COM
Indy Star Top Workplaces 2020

From: Patricia Gonzalez [mailto:Patricia.Gonzalez@cplc.org] **On Behalf Of** Jose Martinez
Sent: Tuesday, July 27, 2021 1:00 PM
To: Cvengros, Mary E. <mary.cvengros@sba.gov>; Kelly Gridley <KGridley@IMCU.com>
Cc: Blank, Michelle L. (Off. Inspector Gen.) <Michelle.Blank@sba.gov>; Mayer, Debra L. <Debra.Mayer@sba.gov>; investigations@blueacorn.co
Subject: [EXTERNAL]RE: URGENT

Kelly,

My apologies for the delay.

please provide requested information to issue LOI:

Sender Name: Prestamos
- Receiver Name: [redacted]
- Receiver Account: [redacted]
- Receiver Routing: [redacted]
- Amount: [redacted]
- Effective Date: 5/13/21
- Date Settled: 5/13/21
- Trace ID: [redacted]

Sender Name: Prestamos
- Receiver Name: [redacted]
- Receiver Account: [redacted]
- Receiver Routing: [redacted]
- Amount: [redacted]
- Effective Date: 5/18/21
- Date Settled: 5/18/21
- Trace ID: [redacted]

Sender Name: Prestamos
- Receiver Name: [redacted]
- Receiver Account: [redacted]
- Receiver Routing: [redacted]
- Amount: [redacted]
- Effective Date: 6/15/21
- Date Settled: 6/15/21
- Trace ID: [redacted]

Sender Name: Prestamos
- Receiver Name: [redacted]
- Receiver Account: [redacted]
- Receiver Routing: [redacted]
- Amount: [redacted]
- Effective Date: 6/11/21
- Date Settled: 6/11/21
- Trace ID: [redacted]

Thank you

From: Cvengros, Mary E. <mary.cvengros@sba.gov>
Sent: Monday, July 26, 2021 7:40 PM
To: Jose Martinez <Jose.Martinez@cplc.org>; Patricia Gonzalez <Patricia.Gonzalez@cplc.org>
Cc: Blank, Michelle L. (Off. Inspector Gen.) <Michelle.Blank@sba.gov>; Mayer, Debra L. <Debra.Mayer@sba.gov>; investigations@blueacorn.co
Subject: URGENT

Jose and Patricia,

Please provide me with a reason why Prestamos has not responded to the credit union. It appears borrowers may have withdrawn funds and SBA may have suffered a loss as a result of your delay in investigating the potential fraud on these loans.

SBA expects you to take action immediately to recover on these loans.

Mary Beth Cvengros
Special Investigative Counsel
US Small Business Administration

From: Kelly Gridley <KGridley@IMCU.com>
Sent: Monday, July 26, 2021 10:15 AM
To: 'Jose Martinez' <Jose.Martinez@cplc.org>; patricia.gonzalez@cplc.org
Cc: 'Investigations' <investigations@blueacorn.co>; Blank, Michelle L. (Off. Inspector Gen.) <Michelle.Blank@sba.gov>
Subject: RE: LOI still needed - info sent over 7/13 and 7/16
Importance: High

CAUTION - The sender of this message is external to the SBA network. Please use care when clicking on links and responding with sensitive information. Send suspicious email to spam@sba.gov.

Jose/Patricia,

I'm sending below deposits with red flags that we still have no response on, but funds available to send. Some of these notes were sent as early as June 11th.

8. [redacted] received max and refused to provide documentation stating the lender didn't require Schedule C when she applied and they created one for her.

She originally said her business was established in 6/2020 and when she was told she wasn't eligible, she got angry and stated she was about to lose her house. She became very irate with our staff and continued to call repeatedly after while funds were on hold. She was told her answers and unwillingness to provide support would be reported. Also cried again stating that she was about to lose her house and she'd never do anything illegal.

Member has no evidence of business activity, no deposits to support this level of income and she has been receiving unemployment benefits for the last year. The member did w/d some in cash, but still has some available. We'd love to return funds if requested.

Status – there are still some funds available if you send hold harmless.

12. [redacted] refused to provide Schedule C and demanded access to funds.

Did state that she has 3 employees (federal pay shows 1), business established 1/15/20, beauty services. We show no activity of business ownership.

She is receiving regular payroll from a company that other suspected fraudulent borrowers have been receiving.

Status – Funds are mostly depleted, but if you review the file and want to send a hold harmless, we'd gladly send a partial back.

13. [redacted] has received both draws.
After talking to SBA, what she provided us matched what SBA shows but we can't support the activity she's documented and expenses don't seem to align with the business or gross income reported. SBA asked to verify if there were any business expenses after the 1st draw and we weren't able to provide any validation for that.

We don't feel comfortable returning without a hold harmless, but we did tell the borrower that we were reporting that we couldn't validate her income or any business expenses that would have made her eligible for draw 2.

Status – there are some funds available if you send a hold harmless.

18. [redacted]

Indicated business is [redacted] and he buys/sells clothes from Goodwill. Established in 2019.

[redacted]

Car expenses of [redacted] wages of [redacted] but doesn't 1099 anyone. Utilities [redacted]ut runs store from home. All income numbers are whole numbers.

Status – there are funds available if hold harmless sent. Lena from investigations stated he did not provide support and we allowed him access to the funds. This is correct and I've let her know we can't place these funds on hold forever, especially when we get no response from the lender. Lena indicated she's provided their review results to Prestamos. Would love to send what we have back.

Thanks,

Kelly Gridley
AVP, Enterprise Risk Management
Indiana Members Credit Union
P: 317.554.8197| F: 317.554.8197
Facebook | Twitter | IMCU.COM
Indy Star Top Workplaces 2020

From: Patricia Gonzalez [mailto:Patricia.Gonzalez@cplc.org] **On Behalf Of** Jose Martinez
Sent: Friday, July 23, 2021 11:32 AM
To: Kelly Gridley <KGridley@IMCU.com>

Cc: 'Investigations' <investigations@blueacorn.co>; 'Blank, Michelle L. (Off. Inspector Gen.)' <Michelle.Blank@sba.gov>; 'PPPFraudReferrals@sba.gov' <PPPFraudReferrals@sba.gov>
Subject: RE: LOI still needed - info sent over 7/13 and 7/16

Notice: This email is from an outside source. Please do not open any attachments, click on any hyperlinks, or respond without first confirming the authenticity of the email.

Kelly,

My apologies for the continued delays. I have contact evolve for the LOI I will get them to you today. As fo[redacted] please send the funds back as well. I really do appreciate all the work you are doing =.

Sender Name:
- Receiver Name:
- Receiver Account:
- Receiver Routing:
- Amount:
- Effective Date:
- Date Settled:
- Trace ID:

Thank you

From: Kelly Gridley <KGridley@IMCU.com>
Sent: Friday, July 23, 2021 8:09 AM
To: Patricia Gonzalez <Patricia.Gonzalez@cplc.org>; Jose Martinez <Jose.Martinez@cplc.org>
Cc: 'Investigations' <investigations@blueacorn.co>; 'Blank, Michelle L. (Off. Inspector Gen.)' <Michelle.Blank@sba.gov>; 'PPPFraudReferrals@sba.gov' <PPPFraudReferrals@sba.gov>
Subject: RE: LOI still needed - info sent over 7/13 and 7/16
Importance: High

Good morning,

Sending yet another follow up and including the SBA on the email, so they are aware of the issues we are running into with Prestamos. We've diligently tried to assist with recovery of funds for months now and get limited or NO response.

These LOI requests below were requested/sent with info on 7/13 and 7/16 but we've yet to receive from Evolve. We have these funds on hold and this puts us in a very difficult position as WE are the ones dealing with the members in person.

Additionally, investigations emailed on Monday about Flossy Lincoln. I followed up after no response to their email and still nothing.

Is there any accountability? Do you not want to recover funds? I'm still waiting on other borrowers in which you've never responded.

This is very frustrating for those of us spending time trying to assist YOU. I'd like to just say screw it due to your lack of cooperation, but I personally can't sleep at night knowing people are running around with FREE money that they did NOT qualify for.

Please respond so we can return these funds and close our relationship with these individuals.

Kelly Gridley
AVP, Enterprise Risk Management
Indiana Members Credit Union
P: 317.554.8197| F: 317.554.8197
Facebook | Twitter | IMCU.COM
Indy Star Top Workplaces 2020

From: Kelly Gridley
Sent: Tuesday, July 20, 2021 12:38 PM
To: 'Patricia Gonzalez' <Patricia.Gonzalez@cplc.org>; 'Jose Martinez' <Jose.Martinez@cplc.org>
Cc: Jeff Theiler <Jeff.Theiler@getevolved.com>; Azita Zahedi <azita.zahedi@getevolved.com>; Floyd Brummett <Floyd.Brummett@getevolved.com>
Subject: LOI still needed - info sent over 7/13 and 7/16
Importance: High

Patricia - please let me know if you plan to request back fo[redacted]before all funds are depleted (per Investigations email yesterday).

Still waiting on LOI for the following:

Sender Name: Prestamos
- Receiver Name: [redacted]
- Receiver Account: [redacted]
- Receiver Routing: [redacted]
- Amount: [redacted]
- Effective Date:5/11/2021
- Date Settled: 5/11/2021
- Trace ID: [redacted]

Sender Name: Prestamos
- Receiver Name: [redacted]
- Receiver Account: [redacted]
- Receiver Routing: [redacted]
- Amount: [redacted]
- Effective Date:6/14/2021
- Date Settled: 6/14/2021
- Trace ID: [redacted]

Kelly Gridley
AVP, Enterprise Risk Management
Indiana Members Credit Union
P: 317.554.8197| F: 317.554.8197
Facebook | Twitter | IMCU.COM
Indy Star Top Workplaces 2020

this message immediately from your computer. Any other use, retention, dissemination, forwarding, printing, or copying of this email is strictly prohibited.

Please consider the environment before printing this email.

This e-mail and any files transmitted with it are property of Indiana Members Credit Union, are confidential, and are intended solely for the use of the individual or entity to whom this e-mail is addressed. If you are not one of the named recipient(s) or otherwise have reason to believe that you have received this message in error, please notify the sender and delete this message immediately from your computer. Any other use, retention, dissemination, forwarding, printing, or copying of this email is strictly prohibited.

Please consider the environment before printing this email.

This e-mail and any files transmitted with it are property of Indiana Members Credit Union, are confidential, and are intended solely for the use of the individual or entity to whom this e-mail is addressed. If you are not one of the named recipient(s) or otherwise have reason to believe that you have received this message in error, please notify the sender and delete this message immediately from your computer. Any other use, retention, dissemination, forwarding, printing, or copying of this email is strictly prohibited.

Please consider the environment before printing this email.

This email is a service from Evolve Bank & Trust. Delivered by Zendesk

Exhibit 9
Compilation of Examples RDFI Seeking Return of Suspect Funds

Message

From: Kym Wendell [KWendell@communitychoicecu.com]
Sent: 5/15/2021 3:19:58 AM
To: Jose Martinez [Jose.Martinez@cplc.org]; mary.cvengros@sba.gov
CC: Risk Management Specialists [RMspecialists@communitychoicecu.com]
Subject: FW [redacted]

[redacted] One of my investigators spoke with the member he said a friend did the PPP loan application and he doesn't have self employment income.

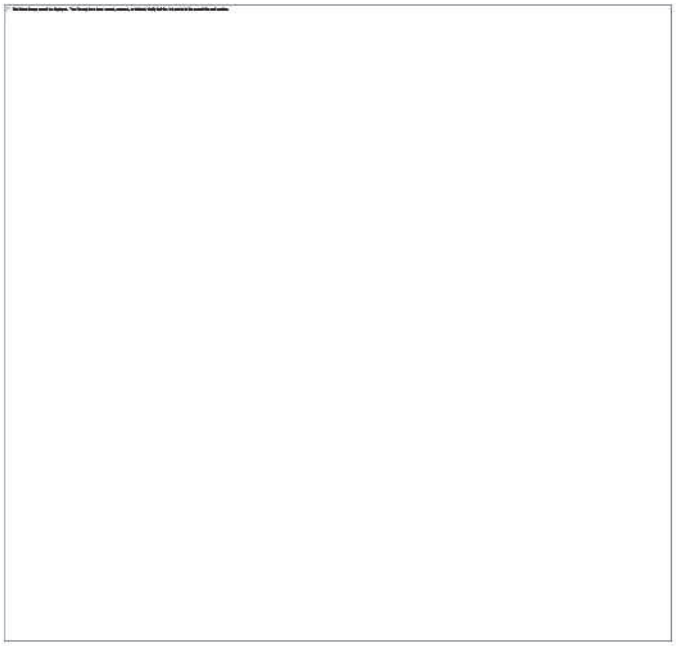
He already has spent about [redacted] of the funds, so can you give us instructions on how to mail a check back for the difference?

Thanks!

[redacted]

Post Date	ID	Eff Date	Transaction	Trans Amt	Balance Chg	Int/Pnlty	Fees	New Balance	Description
[redacted]									

Ashley Webb
Risk Management Specialist, Michigan Center
Community Choice Credit Union
877-243-2528 ext. 1512



__NOTICE:__ This electronic mail message and any content within it are intended exclusively for the individual(s) or entities to which it is addressed. The message, together with any attachments and all other content, may contain confidential and/or privileged information. Any unauthorized review, use, print, save, copy, disclosure or distribution is strictly prohibited. If you have received this message in error, please immediately advise the sender by reply email and delete all copies.ver1.1mdt

Message

From: investigations at Blueacorn [investigations@blueacorn.co]
Sent: 5/31/2021 3:46:17 PM
To: Jose Martinez [Jose.Martinez@cplc.org]
Subject: Re: SBA PPP loan

Here is my review of the loan application:

[redacted] application has an empty bank statement that does not contain any examples of business transactions. When I asked for more invoices and bank statements I received nothing in the 3 days time (including a few days for weekend) that he was given.

My suggestion

Since he did not respond in time and his bank statements do not reveal any business activity, please return this money given to the applicant.

Thank you,

On Tue, May 25, 2021 at 5:09 PM Jose Martinez <Jose.Martinez@cplc.org> wrote:

> Kym,
>
> Thank you for bringing this to our attention. You can mail the check to
>
> Prestamos CDFI
>
> 1024 E. Buckeye Road, STE 270,
>
> Phoenix, AZ 85034
>
> Attention David Castillo
>
> Please make sure to include the SBA loan number.
>
> I have copied our investigations team to look into this matter further.
>
> Thank you
>
> **From:** Kym Wendell <KWendell@communitychoicecu.com>
> **Sent:** Tuesday, May 25, 2021 2:04 PM
> **To:** Jose Martinez <Jose.Martinez@cplc.org>; Cvengros, Mary E. <mary.cvengros@sba.gov>

Cc: Risk Management Specialists <RMspecialists@communitychoicecu.com>
Subject: SBA PPP loan

[redacted] Brand new account, listed self as hi-low driver at Chrysler. Today he received this ppp deposit and provided tax returns with no wages stating he's a barbar (yes, misspelled). In Michigan you must be licensed to be a barber and he is not. He also had his "tax preparer" on the phone yelling at us as to why we were holding the funds. He was dropped off at one of our branches with the documents, and without getting funds, they left him there. He walked over to a fast food restaurant.

He already cash apped funds out within minutes of it posting, which it posted in the middle of the night. We have about [redacted] return via check.

Member	Acct #	SSN/TIN	Type	Name Type	Acct Type	Relationship	Date Opened	Birthdate	Preferred Contact
[redacted]									

Kym

Kym Wendell, BSACS

BSA Compliance Officer, Fraud Investigator

Community Choice Credit Union, Farmington Hills
Phone: 877.243.2528 ext. 1057 | Fax: 248.785.5103

NOTICE: *This electronic mail message and any content within it are intended exclusively for the individual(s) or entities to which it is addressed. The message, together with any attachments and all other content, may contain confidential and/or privileged information. Any unauthorized review, use, print, save, copy, disclosure or distribution is strictly prohibited. If you have received this message in error, please immediately advise the sender by reply email and delete all copies.ver1.1mdt*

Message

From: Cvengros, Mary E. [mary.cvengros@sba.gov]
Sent: 6/1/2021 7:19:04 PM
To: Warren, Kellye M. [kellye.warren@sba.gov]; PPP ACH Inquiries [PPP.ACH.Inquiries@sba.gov]
CC: EIDLACHInquiries [PDC.EIDLACHInquiries@sba.gov]; Lee, Lisa [llee@firstmontanabank.com]; Quarles, Amy [aquarles@firstmontanabank.com]; Jose Martinez [Jose.Martinez@cplc.org]
Subject: RE: Response / FW: Fraudulent PPP Loan Funds

Please contact the lender Benworth's POC Jose Martinez (included in this email) for the below loan:

Active

[redacted]

From: Warren, Kellye M. <kellye.warren@sba.gov>
Sent: Tuesday, June 1, 2021 2:05 PM
To: Cvengros, Mary E. <mary.cvengros@sba.gov>; PPP ACH Inquiries <PPP.ACH.Inquiries@sba.gov>
Cc: EIDLACHInquiries <PDC.EIDLACHInquiries@sba.gov>; Lee, Lisa <llee@firstmontanabank.com>; Quarles, Amy <aquarles@firstmontanabank.com>; Warren, Kellye M. <kellye.warren@sba.gov>
Subject: RE: Response / FW: Fraudulent PPP Loan Funds

Hello Mary/ PPP Team,

Are you able to advise [redacted] on the return of the suspected PPP deposit as requested below? I find it to be associated with [redacted]

Please advise.

Thank you for your assistance.

Best,

Kellye
Kellye Warren
Paralegal Specialist
U.S. Small Business Administration
(800) 366-6303 ext. 5603
kellye.warren@sba.gov

U.S. Small Business Administration

Home Page | Twitter | Instagram | Facebook | YouTube | LinkedIn | Email Alerts

From: Quarles, Amy <aquarles@firstmontanabank.com>
Sent: Friday, May 28, 2021 5:18 PM
To: Warren, Kellye M. <kellye.warren@sba.gov>; PPP ACH Inquiries <PPP.ACH.Inquiries@sba.gov>
Cc: EIDLACHInquiries <PDC.EIDLACHInquiries@sba.gov>; Cvengros, Mary E. <mary.cvengros@sba.gov>; Lee, Lisa <llee@firstmontanabank.com>
Subject: RE: Response / FW: Fraudulent PPP Loan Funds

Kellye:

I have not received any updated information regarding returning funds for the PPP loan mentioned below. Can you please advise if funds can be returned directly to the SBA since it appears a third party was used to secure the fraudulent loan.

Thank you
Amy

Amy C. Quarles
AVP/BSA Central Operations Officer
1336 Stoneridge Drive, Bozeman MT 59718
Direct: 406.602.4154
Bozeman Office: 406.587.2227
aquarles@firstmontanabank.com

First Montana Bank

From: Warren, Kellye M. <kellye.warren@sba.gov>
Sent: Sunday, May 23, 2021 9:03 AM
To: PPP ACH Inquiries <PPP.ACH.Inquiries@sba.gov>; Quarles, Amy <aquarles@firstmontanabank.com>
Cc: EIDLACHInquiries <PDC.EIDLACHInquiries@sba.gov>; Warren, Kellye M. <kellye.warren@sba.gov>; Cvengros, Mary E. <mary.cvengros@sba.gov>
Subject: Response / FW: Fraudulent PPP Loan Funds

Good Morning Ms. Quarles,

Thank you for your inquiry.

The PPP ACH Inquires mailbox (ppp.ach.inquiries@sba.gov) and the EIDL ACH Inquiries mailbox (PDC.EIDLACHInquiries@sba.gov) mailbox are designated to receive respective inquiries directly from financial institutions. Please do not share with customers or applicants. I am forwarding your inquiry to the PPP ACH Inquiry team for review and response.

We appreciate your assistance.

Best,

Kellye
Kellye Warren
Paralegal Specialist
U.S. Small Business Administration
(800) 366-6303 ext. 5603
kellye.warren@sba.gov

U.S. Small Business Administration

Home Page | Twitter | Instagram | Facebook | YouTube | LinkedIn | Email Alerts

---

From: Quarles, Amy <aquarles@firstmontanabank.com>
Sent: Friday, May 21, 2021 11:51 AM
To: EIDLACHInquiries <PDC.EIDLACHInquiries@sba.gov>
Cc: Warren, Kellye M. <kellye.warren@sba.gov>
Subject: Fraudulent PPP Loan Funds

CAUTION - The sender of this message is external to the SBA network. Please use care when clicking on links and responding with sensitive information. Send suspicious email to spam@sba.gov.

First Montana Bank has an account that has received credit for a fraudulent PPP loan. Some of the money from the ACH has been withdrawn from the account so the bank is not able to return the ACH. It appears from the ACH information below that this loan was originated from a third party. I have information and an address to return funds to the SBA, but I was unsure if I can use that same information to return these remaining funds. Please advise

[redacted]

Thank you
Amy Quarles

Amy C. Quarles
AVP/BSA Central Operations Officer
1336 Stoneridge Drive, Bozeman MT 59718
Direct: 406.602.4154
Bozeman Office: 406.587.2227
aquarles@firstmontanabank.com

First Montana Bank

for any damage caused by any virus transmitted by this email.

Message

From: Kym Wendell [KWendell@communitychoicecu.com]
Sent: 6/3/2021 9:23:10 PM
To: Jose Martinez [Jose.Martinez@cplc.org]; Cvengros, Mary E. [mary.cvengros@sba.gov]
CC: Risk Management Specialists [RMspecialists@communitychoicecu.com]; investigations at Blueacorn [investigations@blueacorn.co]; bank@blueacorn.co; PPP-Fraud-Investigations - PPP_Fraud_Investigation [6aa5131c.5209186777.onmicrosoft.com@amer.teams.ms]; Risk Management Specialists [RMspecialists@communitychoicecu.com]
Subject: RE: SBA PPP loan
Attachments: 2019 Schedule C - fake.pdf; 2019 Tax Returns - no business income.pdf

He's really trying to get us to release, he's now provided a 2019 schedule c which is not on his 2019 tax return.

He's spent over $2K of the funds, we have the rest on hold.

Let us know how to return it to you via check.

Thank you!

Kym Wendell

From: Patricia Gonzalez <Patricia.Gonzalez@cplc.org> **On Behalf Of** Jose Martinez
Sent: Thursday, June 3, 2021 2:17 PM
To: Kym Wendell <KWendell@communitychoicecu.com>; Jose Martinez <Jose.Martinez@cplc.org>; Cvengros, Mary E. <mary.cvengros@sba.gov>
Cc: Risk Management Specialists <RMspecialists@communitychoicecu.com>; investigations at Blueacorn <investigations@blueacorn.co>; bank@blueacorn.co; PPP-Fraud-Investigations - PPP_Fraud_Investigation <6aa5131c.5209186777.onmicrosoft.com@amer.teams.ms>
Subject: RE: SBA PPP loan

Kym,

Thank you for bringing this to our attention. I have copied the investigations team with our service provider. They will look into this file and provide you the requested information directly.

Thank you for your patience as we work through this request.

From: Kym Wendell <KWendell@communitychoicecu.com>
Sent: Thursday, June 3, 2021 10:24 AM
To: Jose Martinez <Jose.Martinez@cplc.org>; Cvengros, Mary E. <mary.cvengros@sba.gov>
Cc: Risk Management Specialists <RMspecialists@communitychoicecu.com>
Subject: SBA PPP loan

[redacted] - This person received an SBA PPP loan into this individually owned account and has been with us since 2017. We requested his tax returns due to no business activity appearing in the account.

In 2019 he had a total of deposits, including direct deposits o[redacted]n 2020 he had a total of[redacted]

He provided his tax returns that have no business income. He stated he's been an independent contractor for 5-6 years and he is paid in cash. I said no matter how he is paid, he should be claiming that income.

I asked who applied for the PPP loan, he said he did, I said we wanted the documents provided to obtain the loan, as what he's provided us doesn't substantiate.

He said all of his friends have gotten PPP loans and didn't have to provide anything. I let him know why we are requiring the validation.

Member	Acct #	SSN/TIN	Type	Name Type	Acct Type	Relationship	Date Opened	Birthdate	Preferred Contact
[redacted]									

Kym

Kym Wendell, BSACS
BSA Compliance Officer, Fraud Investigator
Community Choice Credit Union, Farmington Hills
Phone: 877.243.2528 ext. 1057 | Fax: 248.785.5103

Risky Business

NOTICE: *This electronic mail message and any content within it are intended exclusively for the individual(s) or entities to which it is addressed. The message, together with any attachments and all other content, may contain confidential and/or privileged information. Any unauthorized review, use, print, save, copy, disclosure or distribution is strictly prohibited. If you have received this message in error, please immediately advise the sender by reply email and delete all copies.ver1.1mdt*

Message

From: Kym Wendell [KWendell@communitychoicecu.com]
Sent: 6/4/2021 10:59:19 PM
To: Jose Martinez [Jose.Martinez@cplc.org]; Cvengros, Mary E. [mary.cvengros@sba.gov]
CC: Risk Management Specialists [RMspecialists@communitychoicecu.com]
Subject: SBA PPP loan

[redacted]

On 05/18/2021 [redacted]eceived an SBA PPP loan fo[redacted]from PrestamosCDFI into a personal individually owned account.
He had another account with us opened 006/07/2019 and he stated his employment was Walmart. This account was opened 04/14/2021 and he stated he was employed by Walmart.
He came in to our Redford Member Center to withdraw funds from the PPP loan and we requested 2019 tax returns. The member failed to provide the requested documents, so we are returning the deposit to Prestamos, except for a couple hundred that was used prior to us holding. We are closing the account as well.

Member	Acct #	SSN/TIN	Type	Name Type	Acct Type	Relationship	Date Opened	Birthdate	Preferred Contact
[redacted]									

Kym

Kym Wendell, BSACS
BSA Compliance Officer, Fraud Investigator
Community Choice Credit Union, Farmington Hills
Phone: 877.243.2528 ext. 1057 | Fax: 248.785.5103

Risky Business

NOTICE: *This electronic mail message and any content within it are intended exclusively for the individual(s) or entities to which it is addressed. The message, together with any attachments and all other content, may contain confidential and/or privileged information. Any unauthorized review, use, print, save, copy, disclosure or distribution is strictly prohibited. If you have received this message in error, please immediately advise the sender by reply email and delete all copies.ver1.1mdt*

Message

From: Stacey Hand [shand@chatt.coop]
Sent: 6/21/2021 9:04:09 PM
To: Jose Martinez [Jose.Martinez@cplc.org]; Patricia Gonzalez [Patricia.Gonzalez@cplc.org]
Subject: FW: PPP inquiry RE: SBA partial funds

Hi, We have partial PPP loan funds that we need to return to you. These were sent to individual accounts – we do not have business accounts and these seem to questionable on the accuracy of being legit.

From: Alms, Torie L. (Contractor) <Torie.Alms@sba.gov>
Sent: Monday, June 21, 2021 5:01 PM
To: Stacey Hand <shand@chatt.coop>
Cc: Amber Carter <acarter@chatt.coop>
Subject: RE: PPP inquiry RE: SBA partial funds

Hi Stacey,

I apologize for the delay in response. I have included the contact information for Jose Martinez and Patricia Gonzalez at Prestamos CDFI:

Jose Martinez: Jose.Martinez@cplc.org
Patricia Gonzalez: Patricia.Gonzalez@cplc.org

Jose and Patricia will be able to assist with the return of funds.

Again, I apologize for the delay – please let me know if you need anything else!

Torie Alms
Loan Specialist
Commercial Loan Service Center – Fresno
U.S. Small Business Administration
torie.alms@sba.gov

SBA U.S. Small Business Administration

Home Page | Twitter | Instagram | Facebook | YouTube | LinkedIn | Email Alerts

How are we doing? Please click here to give us your feedback!

From: Stacey Hand <shand@chatt.coop>
Sent: Friday, June 18, 2021 8:17 AM
To: PPP ACH Inquiries <PPP.ACH.Inquiries@sba.gov>
Cc: EIDLACHInquiries <PDC.EIDLACHInquiries@sba.gov>; Amber Carter <acarter@chatt.coop>
Subject: RE: PPP inquiry RE: SBA partial funds
Importance: High

Hi
We can't hold these funds past Monday – I will need to allow the individual to withdraw the funds since we can't return a partial amount ach. These are clearly fraudulent loans – the individuals have no idea what type of business they have or even the name of business – they keep communicating with person on the phone to ask.

Please advise

From: Stacey Hand
Sent: Thursday, June 17, 2021 8:43 AM
To: PPP ACH Inquiries <PPP.ACH.Inquiries@sba.gov>
Cc: Amber Carter <acarter@chatt.coop>
Subject: RE: PPP inquiry RE: SBA partial funds
Importance: High

Hi
Can someone please send us the information to return partial fraudulent PPP funds?

From: EIDLACHInquiries <PDC.EIDLACHInquiries@sba.gov>
Sent: Tuesday, June 15, 2021 12:51 PM
To: Stacey Hand <shand@chatt.coop>; PPP ACH Inquiries <PPP.ACH.Inquiries@sba.gov>
Cc: Amber Carter <acarter@chatt.coop>
Subject: PPP inquiry RE: SBA partial funds

Hello Stacey/Amber,

These appear to be PPP deposits. Included is the proper email box. Someone should contact your soon regarding a review and to provide guidance or ask questions they may have. Have a good day!

From: Stacey Hand <shand@chatt.coop>
Sent: Tuesday, June 15, 2021 7:39 AM
To: EIDLACHInquiries <PDC.EIDLACHInquiries@sba.gov>
Cc: Amber Carter <acarter@chatt.coop>
Subject: RE: SBA partial funds

This is the only information we have on these - the ACH journal

[redacted]

From: EIDLACHInquiries <PDC.EIDLACHInquiries@sba.gov>
Sent: Tuesday, June 15, 2021 8:26 AM
To: Stacey Hand <shand@chatt.coop>
Subject: RE: SBA partial funds

Hello Stacy,

Thank you for your inquiry. I am happy to assist. So that we can provide the proper guidance, can you provide some more details from the deposit transaction such as the 10 digit RMT# or 15 digit # ending in [redacted] I look forward to hearing from you soon.

All the best,

Mary Hunter
Paralegal Specialist/IG Detail
Office of Disaster Assistance
U.S. Small Business Administration
(817) 868-2300 x5310
mary.hunter@sba.gov

U.S. Small Business Administration

Home Page | Twitter | Instagram | Facebook | YouTube | LinkedIn | Email Alerts

---

From: Stacey Hand <shand@chatt.coop>
Sent: Monday, June 14, 2021 12:51 PM
To: EIDLACHInquiries <PDC.EIDLACHInquiries@sba.gov>
Cc: Amber Carter <acarter@chatt.coop>
Subject: SBA partial funds
Importance: High

CAUTION - The sender of this message is external to the SBA network. Please use care when clicking on links and responding with sensitive information. Send suspicious email to spam@sba.gov.

We have two accounts that have partial SBA funds remaining that need to be returned to SBA for possible fraud. Can you please advise on how we can get these funds return to the appropriate place.
Thank you

Stacey Hand, CUDE, NMLS#1751324
Chattahoochee Federal Credit Union
"Let's CHATT about banking!"
P.O. Box 8
519 Fob James Drive
Valley, AL 36854
(334)756-7027 Fax (334)756-7542
www.CHATT.coop

immediately and delete it. CFCU cannot guarantee the completeness and/or correctness of this information, and is not responsible or liable for personal information or opinions expressed herein.

Message

From: Tina Sledz [TSledz@michiganfirst.com]
Sent: 7/6/2021 1:00:55 PM
To: Jose Martinez [Jose.Martinez@cplc.org]; Mail-Risk Management [riskmanagement@michiganfirst.com]
Subject: RE: [redacted] PPP loan

Good Morning,

[redacted] will be sent back via ACH

Thank you,

Michigan First CREDIT UNION
365Live
our 24-hour call center
800.664.3828

Tina Sledz

tsledz@Michiganfirst.com

p. 248-423-8927

Connect with us:
Facebook | Twitter | LinkedIn

From: Patricia Gonzalez <Patricia.Gonzalez@cplc.org> **On Behalf Of** Jose Martinez
Sent: Friday, July 2, 2021 4:46 PM
To: Tina Sledz <TSledz@michiganfirst.com>
Subject: RE: [redacted] PPP loan

Please send funds to:

Attn: Ean Colley, VP Bank Operations
c/o Evolve Bank and Trust
6070 Poplar Avenue
Suite 200
Memphis TN 38119

From: Tina Sledz <TSledz@michiganfirst.com>
Sent: Friday, July 2, 2021 1:37 PM
To: Jose Martinez <Jose.Martinez@cplc.org>; Kat Pasienski <KPasienski@michiganfirst.com>
Cc: mary.cvengros@sba.gov; Mail-Risk Management <riskmanagement@michiganfirst.com>; investigations at Blueacorn <investigations@blueacorn.co>; PPP-Fraud-Investigations - PPP_Fraud_Investigation <6aa5131c.5209186777.onmicrosoft.com@amer.teams.ms>
Subject: RE: [redacted] PPP loan

Hello,

Following up, 2nd request. Please provide return instruction.

Thank you,

Michigan First CREDIT UNION
365Live
our 24-hour call center
800.664.3828

Tina Sledz

tsledz@Michiganfirst.com

p. 248-423-8927

Connect with us:
Facebook | Twitter | LinkedIn

From: Patricia Gonzalez <Patricia.Gonzalez@cplc.org> **On Behalf Of** Jose Martinez
Sent: Monday, June 7, 2021 3:03 PM
To: Kat Pasienski <KPasienski@michiganfirst.com>
Cc: mary.cvengros@sba.gov; Mail-Risk Management <riskmanagement@michiganfirst.com>; investigations at Blueacorn <investigations@blueacorn.co>; PPP-Fraud-Investigations - PPP_Fraud_Investigation <6aa5131c.5209186777.onmicrosoft.com@amer.teams.ms>
Subject: RE[redacted] PPP loan

⚠ **EXTERNAL MESSAGE - Please Think Before Clicking Any Link**

Kat,

Thank you for bringing this to our attention. I have copied the investigations team with our service provider. They will look into this file and provide you the requested information directly.

Thank you

From: Kat Pasienski <KPasienski@michiganfirst.com>
Sent: Monday, June 7, 2021 11:58 AM
To: Jose Martinez <Jose.Martinez@cplc.org>
Cc: mary.cvengros@sba.gov; Mail-Risk Management <riskmanagement@michiganfirst.com>
Subject: [redacted] PPP loan

Good afternoon,

Michigan First Risk Management is concerned that [redacted] received unjust enrichment in the form of a PPP loan. A PPP loan [redacted] personal account on May 27, 2021. When asked to produce documentation proving the existence of the business prior to February 15, 2020, [redacted] provided a DBA registration (attached) with Barry County, Michigan. We contacted the county and were advised that there are no records for the business or any other business registered by Ms. Smith. We believe that the documents were falsified and that Ms. Smith does not qualify for the PPP loan. We have the full amount on hold and will be returning it via ACH.

Please review documents that you have on file for potential fraud. Please provide instructions for return of remaining funds.

[redacted]

Michigan First CREDIT UNION
365Live
our 24-hour call center
800.664.3828

Kat Pasienski | Senior Risk Management Specialist
kpasienski@michiganfirst.com

p. 248.423.8941
f. 248.443.4296

Connect with us:
Facebook | Twitter | LinkedIn

NOTICE: This email and any files transmitted with it are property of Michigan First Credit Union, are confidential, and are intended solely for the use of the individual or entity to whom this email is addressed. If you are not one of the named recipient(s) or otherwise have reason to believe that you have received this message in error, please notify the sender and permanently delete this message immediately from your computer. Any other use, retention, dissemination, forwarding, printing, or copying of this email is strictly prohibited.

Message

From: noreply@salesforce.com [noreply@salesforce.com]
on behalf of Investigations [investigations@blueacorn.co]
Sent: 8/4/2021 5:05:58 PM
To: Jose Martinez [Jose.Martinez@cplc.org]; Patricia Gonzalez [Patricia.Gonzalez@cplc.org]
Subject: RE: SBA PPP loan

Hello,

Please find loan application review below.
We have flagged the loan on our end.

Profile	
Name on Application	[redacted]
Loan Number	[redacted]
Loan Amount	[redacted]
Tech-enabled eligibility verification review	
Onfido	Name on ID not matching application. Check ID file. In application[redacted] In Onfido: [redacted]
Plaid	Did not use Plaid
GIACT	-
Documents	
Schedule C	[redacted]

	[redacted]
Bank Statement	
Drivers License	
Audit Trail	
Date	
7/6/2021, 10:28 PM	
7/6/2021, 12:12 AM	
7/5/2021, 10:03 PM	
6/29/2021, 11:38 AM	
6/2/2021, 4:29 PM	
5/26/2021, 4:01 PM	
4/23/2021, 2:31 PM	
4/3/2021, 9:48 AM	
4/1/2021, 1:33 PM	
IP Addresses	
Support History	
July 7, 2021	
April 20, 2021	

Thank you,
Gela

--------------- Original Message ---------------
From: Kym Wendell [kwendell@communitychoicecu.com]
Sent: 7/5/2021, 1:03 PM
To: mary.cvengros@sba.gov; jose.martinez@cplc.org
Cc: investigations@blueacorn.co; 6aa5131c.5209186777.onmicrosoft.com@amer.teams.ms; rmspecialists@communitychoicecu.com
Subject: RE: SBA PPP loan

Member	Acct #	SSN/TIN	Type	Name Type	Acct Type	Relationship	Date Opened	Birthdate	Preferred Contact
[redacted]									
EASTPOINTE MI 48021-4004									

We returned this via ACH and now the member is calling in stating she's spoke to you guys and you did not receive the return of funds.

The SBA PPP funds posted 06/11/2021 and returned same day ACH trac[redacted]

I think either she's being less than honest or that you guys may be a bit behind in processing them on the accounts. Can you guys take a look at this?

Kym

Kym Wendell, BSACS

BSA Compliance Officer, Fraud Investigator

Community Choice Credit Union, Farmington Hills
Phone: 877.243.2528 ext. 1057 | Fax: 248.785.5103

From: Patricia Gonzalez <Patricia.Gonzalez@cplc.org> **On Behalf Of** Jose Martinez
Sent: Friday, June 11, 2021 12:36 PM
To: Kym Wendell <KWendell@communitychoicecu.com>; 'Cvengros, Mary E.' <mary.cvengros@sba.gov>
Cc: Risk Management Specialists <RMspecialists@communitychoicecu.com>; investigations at Blueacorn <investigations@blueacorn.co>; PPP-Fraud-Investigations - PPP_Fraud_Investigation <6aa5131c.5209186777.onmicrosoft.com@amer.teams.ms>
Subject: RE: SBA PPP loan

Kym,

Thank you for bringing this to our attention. I have copied the investigations team with our service provider. They will look into this file and provide you the requested information directly.

Funds can be sent back to:

Attn: Ean Colley, VP Bank Operations

c/o Evolve Bank and Trust

6070 Poplar Avenue

Suite 200

Memphis TN 38119

From: Kym Wendell <KWendell@communitychoicecu.com>
Sent: Friday, June 11, 2021 2:43 AM
To: Jose Martinez <Jose.Martinez@cplc.org>; 'Cvengros, Mary E.' <mary.cvengros@sba.gov>
Cc: Risk Management Specialists <RMspecialists@communitychoicecu.com>
Subject: SBA PPP loan

[redacted]

We are returning this sba ppp loan as suspected fraud, it came in the name mama dears home cooked, but went into personal account.

Account has been open since 12/2019 and due to the multiple loan apps, she works at Chrysler, no secondary income.

She had registered this business back in 2013, but it's not in good standing since 2016.

Member	Acct #	SSN/TIN	Type	Name Type	Acct Type	Relationship	Date Opened	Birthdate	Preferred Contact
[redacted]									

[redacted]

Kym

Kym Wendell, BSACS

BSA Compliance Officer, Fraud Investigator

Community Choice Credit Union, Farmington Hills
Phone: 877.243.2528 ext. 1057 | Fax: 248.785.5103

Message

From: Jose Martinez [Jose.Martinez@cplc.org]
Sent: 5/25/2021 3:55:29 PM
To: Regina Williams [rwilliams@michiganfirst.com]; Mail-Risk Management [riskmanagement@michiganfirst.com]
CC: Patricia Gonzalez [Patricia.Gonzalez@cplc.org]; investigations@blueacorn.co; PPP-Fraud-Investigations - PPP_Fraud_Investigation [6aa5131c.5209186777.onmicrosoft.com@amer.teams.ms]
Subject: Re: Suspicious PPP Loan Deposit - [redacted]

Hi Regina,

Partial funds can be sent back via check to the following address, please make sure to include the borrower name and SBA number on memo.

Attention: David Castillo
Prestamos CDFI
1024 E. Buckeye Road, STE 270
Phoenix, AZ 85034

Additionally, I have copied the investigations team for review of this file.

Thanks again

-jose

José Martinez

PRESIDENT

PRESTAMOS CDFI
a division of CHICANOS POR LA CAUSA

1024 East Buckeye Rd., Suite 270 | Phoenix, AZ 85034
(602) 257-6734 | jose.martinez@cplc.org
website

From: Regina Williams <rwilliams@michiganfirst.com>
Sent: Tuesday, May 25, 2021 8:12 AM
To: Jose Martinez <Jose.Martinez@cplc.org>; Mail-Risk Management <riskmanagement@michiganfirst.com>
Subject: Suspicious PPP Loan Deposit - [redacted]

Prest Team,

Michigan First Risk Management is concerned that [redacted] received unjust enrichment in the form of a PPP loan. A PPP loan [redacted] Humes's personal account

May 21, 2021. When asked to produce documentation proving the existence of the business prior to February 15, 2020 [redacted] stated that she would not be able to produce any such documentation. She has requested that we return the remaining funds to the sender. We currently have [redacted] on hold.

Please review documents that you have on file for potential fraud. Please provide instructions for return of remaining funds.

[redacted]

Michigan First CREDIT UNION
365Live
our 24-hour call center
800.664.3828

Regina Williams
rwilliams@michiganfirst.com

p. 248-423-8920

Connect with us:
Facebook | Twitter | LinkedIn

Message

From: Lisa Mead [lisa.mead@everettadvisory.com]
Sent: 5/26/2021 7:48:07 PM
To: Matt Federhofer [matt.f@blueacorn.co]; Caroline Lawson [carrie@blueacorn.co]
CC: matt sheahan [matt.sheahan@blueacorn.co]; Marty trevino [marty.trevino@blueacorn.co]; Jose Martinez [Jose.Martinez@cplc.org]
Subject: Re: PPP Loan Fraud

I can't open the attachment but very much want to see this

Get Outlook for iOS

From: Matt Federhofer <matt.f@blueacorn.co>
Sent: Wednesday, May 26, 2021 1:08:51 PM
To: Caroline Lawson <carrie@blueacorn.co>
Cc: matt sheahan <matt.sheahan@blueacorn.co>; Marty trevino <marty.trevino@blueacorn.co>; Lisa Mead <lisa.mead@everettadvisory.com>; Jose Martinez <jose.martinez@cplc.org>
Subject: Re: PPP Loan Fraud

Sure. Are you saying you want to do a conference call with them or you just want me to call them?

On May 26, 2021, at 12:24 PM, Caroline Lawson <carrie@blueacorn.co> wrote:

Hey Matt (FBI Matt),

Would you be willing to hop on a call with this bank? This came in through the Investigations inbox and sounds like it might be part of something larger.

Lisa, adding for context. Jose, FYI, this has been received and we will get the information on these 160 loans so we can investigate and claw back funds as needed. I don't have all the loan numbers yet so I'm not sure if they're all Prestamos.

Thank you,
Carrie

On Wed, May 26, 2021 at 10:18 AM investigations at Blueacorn <investigations@blueacorn.co> wrote:
Here is the email thread about the 160 accounts with possible fraud.

-Paul

---------- Forwarded message ---------
From: **Nabers, Heather** <Heather.Nabers@amerisbank.com>
Date: Tue, May 25, 2021 at 9:10 PM
Subject: RE: PPP Loan Fraud
To: investigations at Blueacorn <investigations@blueacorn.co>, Jose Martinez <Jose.Martinez@cplc.org>
Cc: PPP-Fraud-Investigations - PPP_Fraud_Investigation <6aa5131c.5209186777.onmicrosoft.com@amer.teams.ms>, bank@blueacorn.co <bank@blueacorn.co>, sbainquiries@blueacorn.co <sbainquiries@blueacorn.co>

Hello. Please see my contact info below. I would like to have a conversation about what we're seeing and next steps.

Thanks,

Heather Nabers

From: investigations at Blueacorn <investigations@blueacorn.co>
Sent: Tuesday, May 25, 2021 5:53 PM
To: Jose Martinez <Jose.Martinez@cplc.org>
Cc: Nabers, Heather <Heather.Nabers@amerisbank.com>; PPP-Fraud-Investigations - PPP_Fraud_Investigation <6aa5131c.5209186777.onmicrosoft.com@amer.teams.ms>; bank@blueacorn.co; sbainquiries@blueacorn.co
Subject: Re: PPP Loan Fraud

External email: Use caution clicking links or opening attachments.

Hi there,

Thank you for your enquiry. In order for us to process your request, we must confirm your identity.

Please provide the following information:

Name [redacted]

Name of Institution/Company [redacted]

Contact email and phone [redacted]

Physical address [redacted]

PPP loan number **We have a list of approximately 160**

General nature of your inquiry **We've identified this PPP payments as fraudulent and plan to return any remaining funds to the lender. Many of the borrowers do not have businesses and either knowing or unknowingly participated in a scheme to submit falsified documentation for the purposes of obtaining these funds.**

Further, once we confirm your identity you may be required to sign a Non-Disclosure Agreement in order for us to share information.

Thank you,

The Blueacorn Investigations Team

Paul

On Tue, May 25, 2021 at 2:21 PM Jose Martinez <Jose.Martinez@cplc.org> wrote:

> Hi Heather
>
> Funds can be sent back via check to the following address, please make sure to include the borrower name and SBA number on memo.
>
> Attention: David Castillo
>
> Prestamos CDFI
>
> 1024 E. Buckeye Road, STE 270
>
> Phoenix, AZ 85034
>
> Additionally, I have copied the investigations team for review of this file.

Thanks again

From: Nabers, Heather <Heather.Nabers@amerisbank.com>
Sent: Tuesday, May 25, 2021 4:46 AM
To: Jose Martinez <Jose.Martinez@cplc.org>; patricia.gonzales@cplc.org
Subject: PPP Loan Fraud
Importance: High

Good morning,

Our institution has identified many fraudulent PPP loan funds deposited from your institution into our customer's accounts. Most of the funds were deposited to personal accounts where the Bank has no knowledge of the customer ever owning or operating a business. After speaking with the customers, it was determined that they do not (and have never) owned a business. In some cases, the customer stated that they were contacted about an opportunity to submit an application for free money/loan and they provided their information to an individual to submit the loan on their behalf. Others have admitted to hearing through "word of mouth" that you could submit a loan through Blue Acorn for "free money". One individual indicated that she had been instructed to apply for loans at five different institutions and when the money comes in, she withdraws it and gives it to the perpetrator minus a fee for herself. In every case we've come across, the loans were submitted through Blue Acorn.

We have been able to freeze some of the funds and would like to send them back to your institution. Please provide instructions on how to do so.

Thank you,

Heather

Heather Nabers

Ameris Bank | SVP, BSA Officer
7825 Baymeadows Way | Jacksonville, FL 32256
(D) 904.899.0426 ext. 30426 | (C) 904.383.0358

heather.nabers@amerisbank.com

<null>

www.amerisbank.com

Message

From: investigations at Blueacorn [investigations@blueacorn.co]
Sent: 5/27/2021 10:51:47 PM
To: Jose Martinez [Jose.Martinez@cplc.org]
Subject: Re: Suspicious PPP Loan Activity

Here is my review of the loan application:

A quick glance at the applicants business would show that the business he "claims" was formed on february of 2018 was actually formed on september of 2020 (source: Louisiana SOS business search).

My suggestion:

recall funds for this applicant. Only businesses in operation before or on february 2020 are allowed to receive funds from blue acorn.

Thank you,
Donovan Rodgers

On Thu, May 27, 2021 at 12:40 PM Jose Martinez <Jose.Martinez@cplc.org> wrote:

> Lindsey,
>
> Thank you for bringing this to our attention. I have copied the investigations team with our service provider. They will look into this file and provide you the requested information directly.
>
> Thank you for your patience as we work through this request.
>
> **From:** Lindsey Adkins <lindsey.adkins@bossierfcu.org>
> **Sent:** Wednesday, May 26, 2021 2:57 PM
> **To:** Jose Martinez <Jose.Martinez@cplc.org>; Patricia Gonzalez <Patricia.Gonzalez@cplc.org>
> **Subject:** Suspicious PPP Loan Activity
> **Importance:** High
>
> Good Afternoon,

My name is Lindsey Adkins and I am the Loss Mitigation Officer at Bossier FCU. We have received several PPP loans originated by your institution over the last couple of weeks that were flagged for suspicious activity/suspected fraud. We have returned most of what was identified as suspicious via ACH return code R17. I have another one I wanted to speak with you about before a return was initiated on our end.

[redacted]

I can be reached at this email or my direct line, which is 318.212.6128.

Thank you for your time,

Lindsey Adkins

LOSS MITIGATION OFFICER

BOSSIER FEDERALCREDITUNION

BEYOND BANKING…THIS IS PERSONAL

318.212.6128

lindsey.adkins@bossierfcu.org

Message

From: Lam, Eileen [Eileen.Lam@iberiabank.com]
Sent: 5/28/2021 2:13:53 PM
To: Jose Martinez [Jose.Martinez@cplc.org]
Subject: Prestamos CDFI - Fraudulent PPP Loan

Good Afternoon,

My name is Eileen Lam and I am an Investigator with IBERIABANK. I am in need of some assistance with a possible fraudulent PPP Loan for an applicant named [redacted] in the amount of [redacted]

Please give me a call at 305-499-1892 to discuss.

Thank you,

Eileen Lam
VP, Security Specialist
Corporate Security
305-499-1892 office | 786-239-6039 cell
5901 Miami Lakes Drive E
Miami Lakes, FL 33014

IBERIABANK | FIRST HORIZON.

Message

From: investigations at Blueacorn [investigations@blueacorn.co]
Sent: 5/31/2021 7:59:33 PM
To: Jose Martinez [Jose.Martinez@cplc.org]
Subject: Re: Suspected PPP Loan Fraud

Hello Jose,

Email she gave on her application doesn't match the one found online. Also, she says she is an actor but has no transactions in her bank statements that would support that. Asked for invoices and bank statements but never received them past the time limit. I would suggest having the funds returned

Thank you,
Donovan Rodgers

On Thu, May 27, 2021 at 3:28 PM Jose Martinez <Jose.Martinez@cplc.org> wrote:

Cheryl,

Thank you for bringing this to our attention. I have copied the investigations team with our service provider. They will look into this file and provide you the requested information directly.

Thank you for your patience as we work through this request.

From: Cheryl Rafferty <Cheryl.Rafferty@heritagebanknw.com>
Sent: Thursday, May 27, 2021 11:28 AM
To: Jose Martinez <Jose.Martinez@cplc.org>
Subject: Suspected PPP Loan Fraud
Importance: High

Hello,

Our custome[redacted]received a CCD PPP funding payment for [redacted]our company authorized Evolve Bank & Trust to sent the funds that posted on 05/26/2021. The fund went into a personal account and [redacted]has told Heritage Bank NW that she does not have a business license or filee a 1040 with the IRS for Sole owned business. Could you let me know if the is valid PPP loan application.

Thank you,

Cheryl Rafferty

Fraud / Investigation Specialist II

3615 Pacific Ave, Tacoma, WA 98418-7921

Office: (253) 753-9404

Cheryl.Rafferty@HeritageBankNW.com

Heritage
BANK

Message

From: investigations at Blueacorn [investigations@blueacorn.co]
Sent: 6/4/2021 5:24:27 PM
To: Jose Martinez [Jose.Martinez@cplc.org]
Subject: Re: PPP loan [redacted]

Hello,

After reviewing this applicant I would ask for their funds to be requested back and returned. HIs bank statements in his application are completely empty. That doesn't make sense, especially considering that he is in the business of creating clothing for infants which would require *some* expense for needlework and the like. Asked for invoices and bank statements but after 3+ days I have received nothing from the applicant.

Please ask for funds to be returned

Thank you,
Donovan Rodgers

On Tue, Jun 1, 2021 at 2:50 PM Jose Martinez <Jose.Martinez@cplc.org> wrote:

> Aimee,
>
> Thank you for bringing this to our attention. I have copied the investigations team with our service provider. They will look into this file and provide you the requested information directly.
>
> Thank you for your patience as we work through this request.
>
> **From:** Aimee Hecker <ahecker@sefcu.com>
> **Sent:** Tuesday, June 1, 2021 5:14 AM
> **To:** Jose Martinez <Jose.Martinez@cplc.org>
> **Cc:** Fraud Team <FraudTeam@sefcu.com>
> **Subject:** PPP loan - Cabrera, Justin
>
> Good Morning.

We are emailing you to confirm the legitimacy of the below SBA loan deposit received by the member on 5/26/2021.

PPP LOAN:

Funds	[redacted]
Date of Deposit	05/26/2021
Account#	[redacted]
Routing	[redacted]
FI Name	[redacted]
Acct Holder Name	[redacted]
ACH Narrative	[redacted]

Thank you,

Aimee

Aimee Hecker

Financial Fraud Advisor

Phone: 518-649-4930

Email: ahecker@sefcu.com

SEFCU Headquarters

575 Broadway

Albany NY 12207

Message

From: Patricia Gonzalez [Patricia.Gonzalez@cplc.org]
Sent: 6/8/2021 2:58:05 PM
To: Mark Williams [mwilliams@yourbank.com]; Jose Martinez [Jose.Martinez@cplc.org]
CC: investigations at Blueacorn [investigations@blueacorn.co]; PPP-Fraud-Investigations - PPP_Fraud_Investigation [6aa5131c.5209186777.onmicrosoft.com@amer.teams.ms]
Subject: RE: Return of Fraudulent PPP Funds

Mark,,

Thank you for bringing this to our attention. I have copied the investigations team with our service provider. They will look into this file .

Thanks again,

From: Mark Williams <mwilliams@yourbank.com>
Sent: Tuesday, June 8, 2021 6:24 AM
To: Jose Martinez <Jose.Martinez@cplc.org>; Patricia Gonzalez <Patricia.Gonzalez@cplc.org>
Subject: Return of Fraudulent PPP Funds

Mr. Martinez and Ms. Gonzalez,

My name is Mark Williams and I am the Director of Compliance for Pendleton Community Bank headquartered in Franklin, WV. Over the past two weeks, two separate customers of ours have received PPP funds from Prestamos CDFI that, after talking to representatives with the Small Business Administration, appear to be fraudulent. In summary, they are as follows:

- [redacted]
- [redacted]

As a result, we will be returning the funds via ACH to you today for both of these loans. If you have any questions or need additional information please contact me. Thank you.

PCB
Pendleton Community Bank
Your bank for generations

Mark Williams
VP Director of Compliance

41 Monte Vista Drive
Harrisonburg, VA 22802

Phone: 540-434-4722
Direct: 304-358-3622 x1405
Fax: 540-434-9329
mwilliams@yourbank.com

Message

From: Heather Griffin [Heather.Griffin@getevolved.com]
Sent: 6/8/2021 2:19:49 PM
To: Jose Martinez [Jose.Martinez@cplc.org]
CC: Azita Zahedi [azita.zahedi@getevolved.com]
Subject: FW: PPP Loan Funds Returned

Please provide a follow up to Bradley Warren with SouthState Bank. Thanks!

From: Bradley A. Warren <bradley.warren@southstatebank.com>
Sent: Wednesday, June 2, 2021 7:32 PM
To: Heather Griffin <Heather.Griffin@getevolved.com>
Cc: jose.martinez@cplc.org
Subject: FW: PPP Loan Funds Returned
Importance: High

Heather,

Have you heard anything from your contact at Prestamos yet?

Classification: INTERNAL

From: Bradley A. Warren
Sent: Thursday, May 27, 2021 7:23 PM
To: heather.griffin@getevolved.com
Cc: Bonnie L. Sajczuk <Bonnie.Sajczuk@southstatebank.com>
Subject: PPP Loan Funds Returned
Importance: High

Good evening. It was a pleasure speaking to you today and thank you reaching out to me so quickly. I am in need of your assistance. The bank is holding funds derived from proceeds PPP loans funded by your institution via Prestamos CDFI. Within the past few weeks, our bank has experienced numerous loans crediting our customer's accounts that appear fraud related. Please pass along my information to Prestamos CDFI as a soon as possible to discuss the method in which these funds can be returned to your institution. The bank only has partial funds and cannot return in the same method the account was credited, via ACH.

The best way to reach me is via cell @ 708-243-5348

Thank you,
Brad

SouthState
CenterState

BRAD WARREN
FINANCIAL INTELLIGENCE UNIT
DIRECTOR OF FRAUD MANAGEMENT

110 W. 1st Street
Sanford, FL 32771
OFFICE 407-418-9793
MOBILE 708-243-5348
CSB EXT 59957

Classification: INTERNAL

Message

From: Juanita Afanasev [jafanase@sefcu.com]
Sent: 6/11/2021 3:54:20 PM
To: 'investigations at Blueacorn' [investigations@blueacorn.co]
CC: Fraud Team [FraudTeam@sefcu.com]; 'investigations at Blueacorn' [investigations@blueacorn.co]; 'bank@blueacorn.co' [bank@blueacorn.co]; 'PPP-Fraud-Investigations - PPP_Fraud_Investigation' [6aa5131c.5209186777.onmicrosoft.com@amer.teams.ms]; Jose Martinez [Jose.Martinez@cplc.org]; Fraud Team [FraudTeam@sefcu.com]; Aimee Hecker [ahecker@sefcu.com]
Subject: RE: PPP loan - [redacted]

Good Morning Donovan,

Thank you for your email to my colleague Aimee, confirming fraud on the subject loan application.

[redacted]

We have closed this matter on our end.

Kind regards,
Juanita

Juanita Afanasev
Financial Fraud Advisor
Phone: 518-649-4924
Email: jafanase@sefcu.com
SEFCU Headquarters
575 Broadway
Albany NY 12207

From: Aimee Hecker <ahecker@sefcu.com>
Sent: Wednesday, June 9, 2021 8:34 AM
To: 'Jose Martinez' <Jose.Martinez@cplc.org>; Fraud Team <FraudTeam@sefcu.com>
Cc: Fraud Team <FraudTeam@sefcu.com>; 'investigations at Blueacorn' <investigations@blueacorn.co>; 'bank@blueacorn.co' <bank@blueacorn.co>; 'PPP-Fraud-Investigations - PPP_Fraud_Investigation' <6aa5131c.5209186777.onmicrosoft.com@amer.teams.ms>
Subject: RE: PPP loan [redacted]
Importance: High

Good Morning.

We are emailing you to confirm the legitimacy of the below SBA loan deposit received by the member on 5/26/2021. We have sent several emails and our member is calling us daily.

PPP LOAN:

Funds	[redacted]
Date of Deposit	
Account#	
Routing	

Def_Appx_0132

FI Name [redacted]
Acct Holder Name
ACH Narrative

Thank you,
Aimee

Aimee Hecker
Financial Fraud Advisor
Phone: 518-649-4930
Email: ahecker@sefcu.com
SEFCU Headquarters
575 Broadway
Albany NY 12207

From: Aimee Hecker
Sent: Friday, June 4, 2021 2:43 PM
To: 'Jose Martinez' <Jose.Martinez@cplc.org>; Fraud Team <FraudTeam@sefcu.com>
Cc: Fraud Team <FraudTeam@sefcu.com>; investigations at Blueacorn <investigations@blueacorn.co>; bank@blueacorn.co; PPP-Fraud-Investigations - PPP_Fraud_Investigation <6aa5131c.5209186777.onmicrosoft.com@amer.teams.ms>
Subject: RE: PPP loan - [redacted]

Good Afternoon.

The member is calling daily looking for an update. Please advise once you have an answer.

Thank you,
Aimee

Aimee Hecker
Financial Fraud Advisor
Phone: 518-649-4930
Email: ahecker@sefcu.com
SEFCU Headquarters
575 Broadway
Albany NY 12207

From: Patricia Gonzalez <Patricia.Gonzalez@cplc.org> **On Behalf Of** Jose Martinez
Sent: Tuesday, June 1, 2021 2:51 PM
To: Aimee Hecker <ahecker@sefcu.com>
Cc: Fraud Team <FraudTeam@sefcu.com>; investigations at Blueacorn <investigations@blueacorn.co>; bank@blueacorn.co; PPP-Fraud-Investigations - PPP_Fraud_Investigation <6aa5131c.5209186777.onmicrosoft.com@amer.teams.ms>
Subject: RE: PPP loan - Cabrera, Justin

Aimee,

Thank you for bringing this to our attention. I have copied the investigations team with our service provider. They will look into this file and provide you the requested information directly.

Thank you for your patience as we work through this request.

From: Aimee Hecker <ahecker@sefcu.com>
Sent: Tuesday, June 1, 2021 5:14 AM
To: Jose Martinez <Jose.Martinez@cplc.org>
Cc: Fraud Team <FraudTeam@sefcu.com>
Subject: PPP loan - [redacted]

Good Morning.

We are emailing you to confirm the legitimacy of the below SBA loan deposit received by the member on 5/26/2021.

PPP LOAN:

Funds
Date of Deposit
Account#
Routing
FI Name
Acct Holder Name
ACH Narrative
[redacted]

Thank you,
Aimee

Aimee Hecker
Financial Fraud Advisor
Phone: 518-649-4930
Email: ahecker@sefcu.com
SEFCU Headquarters
575 Broadway
Albany NY 12207

Message

From: Evalina Robinson [evalinar@teachersfcu.org]
Sent: 6/17/2021 7:43:39 PM
To: Jose Martinez [Jose.Martinez@cplc.org]
Subject: Fraudulent PPP Loan Funds Return

Good Afternoon Mr.Martinez,

I am reviewing a PPP for the following individual. The individual was not able to provide any documentation to substantiate the loan. There is [redacted] currently being held in the account. Please provide instruction for the return of these funds.

[redacted]

Thank you

EVALINA ROBINSON
AVP Fraud Loss Prevention & Investigations
Teachers Federal Credit Union
d 631.698.7000 ext. 3310
e evalinar@teachersfcu.org
w teachersfcu.org

Message

From: Evolve Payment Processing [paymentprocessing@getevolved.com]
Sent: 6/28/2021 9:02:04 PM
To: Jose Martinez [Jose.Martinez@cplc.org]
Subject: [Evolve PP Operations] - [Ticket #357808] RE: Suspicious PPP Loa[redacted]Prestamos- FCFCU

##- Please type your reply above this line -##

Hi Jose,

We're just wondering if you've had a chance to review the latest update from Develyn, the agent assigned to your request?

Develyn provided an update some time ago, but we haven't heard back from you.

If you'd like to provide an update, or need more time to work through our latest comment, simply reply to this email or go to https://getevolved.zendesk.com/hc/requests/357808 and let us know.

Thanks!
Evolve PP Operations

Develyn King (Evolve Bank & Trust)

Jun 25, 2021, 5:10 PM EDT

Please see attached for LOI request

[redacted]

Dearth, Joanna

Jun 24, 2021, 12:20 PM EDT

Re: 1158919004

Sender Name: [redacted]
- Receiver Name:
- Receiver Account:
- Receiver Routing:
- Amount: $
- Effective Date:
- Date Settled:
- Trace ID:

From: Jeff Theiler <Jeff.Theiler@getevolved.com>
Sent: Thursday, June 24, 2021 12:47 PM
To: Dearth, Joanna <JDearth@fcfcu.com>; Jose Martinez <Jose.Martinez@cplc.org>; Payment Processing Operations <paymentprocessing@getevolved.com>
Cc: Floyd Brummett <Floyd.Brummett@getevolved.com>; Azita Zahedi <azita.zahedi@getevolved.com>
Subject: [EXTERNAL] RE: Suspicious PPP Loan [redacted]

Joanna,

Simply put, it's not that easy find without at least the trace ID. Your questioning the transaction and asking for LOI/hold harmless so please provide requested info – it's much easier for all concerned to start where the transaction ended.

Thnx

JT

JEFF THEILER
Vice President
Payments Operations Manager

jeff.theiler@getevolved.com
o 901.624.5500
d 901.969.2541
m 228.547.2445

From: Dearth, Joanna <JDearth@fcfcu.com>
Sent: Thursday, June 24, 2021 11:37 AM
To: Jose Martinez <Jose.Martinez@cplc.org>; Payment Processing Operations <paymentprocessing@getevolved.com>
Cc: Jeff Theiler <Jeff.Theiler@getevolved.com>; Floyd Brummett <Floyd.Brummett@getevolved.com>; Azita Zahedi <azita.zahedi@getevolved.com>
Subject: RE: Suspicious PPP Loan-Mims

Don't you have access to all that information from your files? You originated the deposit so your records should have all this information.

From: Patricia Gonzalez <Patricia.Gonzalez@cplc.org> **On Behalf Of** Jose Martinez
Sent: Thursday, June 24, 2021 12:28 PM
To: Payment Processing Operations <paymentprocessing@getevolved.com>
Cc: Dearth, Joanna <JDearth@fcfcu.com>; Jeff Theiler <Jeff.Theiler@getevolved.com>; Floyd Brummett <Floyd.Brummett@getevolved.com>; Azita Zahedi <azita.zahedi@getevolved.com>
Subject: [EXTERNAL] RE: Suspicious PPP Loan-Mims

Joanna,

Please provide the following:
If partial funds, please provide requested information to issue LOI:

Sender Name:
- Receiver Name:
- Receiver Account:
- Receiver Routing:
- Amount: $
- Effective Date:
- Date Settled:
- Trace ID:

From: Dearth, Joanna <JDearth@fcfcu.com>
Sent: Thursday, June 24, 2021 9:18 AM
To: Jose Martinez <Jose.Martinez@cplc.org>
Subject: RE: Suspicious PPP Loan-[redacted]

No, we do not have the full amount.

From: Patricia Gonzalez <Patricia.Gonzalez@cplc.org> **On Behalf Of** Jose Martinez
Sent: Thursday, June 24, 2021 12:11 PM
To: Dearth, Joanna <JDearth@fcfcu.com>
Subject: [EXTERNAL] RE: Suspicious PPP Loan-[redacted]

Do you have the full amount?

From: Dearth, Joanna <JDearth@fcfcu.com>
Sent: Thursday, June 24, 2021 9:01 AM

To: Jose Martinez <Jose.Martinez@cplc.org>
Cc: investigations at Blueacorn <investigations@blueacorn.co>; PPP-Fraud-Investigations - PPP_Fraud_Investigation <6aa5131c.5209186777.onmicrosoft.com@amer.teams.ms>
Subject: RE: Suspicious PPP Loan-Mims

Please send an indemnification agreement.

Joanna Dearth | AVP Quality Assurance | NCCO, BSACS
7101 East 56th St, Indianapolis, IN 46226
317.916.7792 voice/fax | jdearth@fcfcu.com

financial center ball state financial

From: Patricia Gonzalez <Patricia.Gonzalez@cplc.org> **On Behalf Of** Jose Martinez
Sent: Friday, June 11, 2021 3:19 PM
To: Dearth, Joanna <JDearth@fcfcu.com>
Cc: investigations at Blueacorn <investigations@blueacorn.co>; PPP-Fraud-Investigations - PPP_Fraud_Investigation <6aa5131c.5209186777.onmicrosoft.com@amer.teams.ms>
Subject: [EXTERNAL] RE: Suspicious PPP Loan-[redacted]

Joanna,

We have flagged his account.

Please return the funds to:

Attn: Ean Colley, VP Bank Operations
c/o Evolve Bank and Trust
6070 Poplar Avenue
Suite 200
Memphis TN 38119

Thank you

From: Dearth, Joanna <JDearth@fcfcu.com>
Sent: Friday, June 11, 2021 8:45 AM
To: Jose Martinez <Jose.Martinez@cplc.org>
Subject: Suspicious PPP Loan-[redacted]

Jose,
I was provided your contact information from the Small Business Administration.

[redacted]

[redacted]

Please investigate and let me know next steps.

Joanna Dearth | AVP Quality Assurance | NCCO, BSACS
7101 East 56th St, Indianapolis, IN 46226
317.916.7792 voice/fax | jdearth@fcfcu.com

financial center   ball state financial

Jeff Theiler (Evolve Bank & Trust)
Jun 24, 2021, 11:47 AM CDT

Joanna,

Simply put, it's not that easy find without at least the trace ID. Your questioning the transaction and asking for LOI/hold harmless so please provide requested info – it's much easier for all concerned to start where the transaction ended.

Thnx

JT

JEFF THEILER
Vice President
Payments Operations Manager

jeff.theiler@getevolved.com
o 901.624.5500
d 901.969.2541
m 228.547.2445

From: Dearth, Joanna <JDearth@fcfcu.com>
Sent: Thursday, June 24, 2021 11:37 AM
To: Jose Martinez <Jose.Martinez@cplc.org>; Payment Processing Operations <paymentprocessing@getevolved.com>
Cc: Jeff Theiler <Jeff.Theiler@getevolved.com>; Floyd Brummett <Floyd.Brummett@getevolved.com>; Azita Zahedi <azita.zahedi@getevolved.com>
Subject: RE: Suspicious PPP Loan-[redacted]

Don't you have access to all that information from your files? You originated the deposit so your records should have all this information.

From: Patricia Gonzalez <Patricia.Gonzalez@cplc.org> **On Behalf Of** Jose Martinez
Sent: Thursday, June 24, 2021 12:28 PM
To: Payment Processing Operations <paymentprocessing@getevolved.com>
Cc: Dearth, Joanna <JDearth@fcfcu.com>; Jeff Theiler <Jeff.Theiler@getevolved.com>; Floyd Brummett <Floyd.Brummett@getevolved.com>; Azita Zahedi <azita.zahedi@getevolved.com>
Subject: [EXTERNAL] RE: Suspicious PPP Loan-[redacted]

Joanna,

Please provide the following:
If partial funds, please provide requested information to issue LOI:

Sender Name:
- Receiver Name:
- Receiver Account:
- Receiver Routing:

· Amount: $
· Effective Date:
· Date Settled:
· Trace ID:

From: Dearth, Joanna <JDearth@fcfcu.com>
Sent: Thursday, June 24, 2021 9:18 AM
To: Jose Martinez <Jose.Martinez@cplc.org>
Subject: RE: Suspicious PPP Loan-Mims

No, we do not have the full amount.

From: Patricia Gonzalez <Patricia.Gonzalez@cplc.org> **On Behalf Of** Jose Martinez
Sent: Thursday, June 24, 2021 12:11 PM
To: Dearth, Joanna <JDearth@fcfcu.com>
Subject: [EXTERNAL] RE: Suspicious PPP Loan-[redacted]

Do you have the full amount?

From: Dearth, Joanna <JDearth@fcfcu.com>
Sent: Thursday, June 24, 2021 9:01 AM
To: Jose Martinez <Jose.Martinez@cplc.org>
Cc: investigations at Blueacorn <investigations@blueacorn.co>; PPP-Fraud-Investigations – PPP_Fraud_Investigation <6aa5131c.5209186777.onmicrosoft.com@amer.teams.ms>
Subject: RE: Suspicious PPP Loan-[redacted]

Please send an indemnification agreement.

Joanna Dearth | AVP Quality Assurance | NCCO, BSACS
7101 East 56th St, Indianapolis, IN 46226
317.916.7792 voice/fax | jdearth@fcfcu.com

financial center ball state financial

From: Patricia Gonzalez <Patricia.Gonzalez@cplc.org> **On Behalf Of** Jose Martinez
Sent: Friday, June 11, 2021 3:19 PM
To: Dearth, Joanna <JDearth@fcfcu.com>
Cc: investigations at Blueacorn <investigations@blueacorn.co>; PPP-Fraud-Investigations - PPP_Fraud_Investigation <6aa5131c.5209186777.onmicrosoft.com@amer.teams.ms>
Subject: [EXTERNAL] RE: Suspicious PPP Loan-[redacted]

Joanna,

We have flagged his account.

Please return the funds to:

Attn: Ean Colley, VP Bank Operations
c/o Evolve Bank and Trust
6070 Poplar Avenue
Suite 200
Memphis TN 38119

Thank you

From: Dearth, Joanna <JDearth@fcfcu.com>
Sent: Friday, June 11, 2021 8:45 AM
To: Jose Martinez <Jose.Martinez@cplc.org>
Subject: Suspicious PPP Loan-[redacted]

Jose,
I was provided your contact information from the Small Business Administration.

[redacted]

[redacted]

Please investigate and let me know next steps.

Joanna Dearth | AVP Quality Assurance | NCCO, BSACS
7101 East 56th St, Indianapolis, IN 46226
317.916.7792 voice/fax | jdearth@fcfcu.com

financial center ball state financial

Dearth, Joanna
Jun 24, 2021, 11:37 AM CDT

Don't you have access to all that information from your files? You originated the deposit so your records should have all this information.

From: Patricia Gonzalez <Patricia.Gonzalez@cplc.org> **On Behalf Of** Jose Martinez
Sent: Thursday, June 24, 2021 12:28 PM
To: Payment Processing Operations <paymentprocessing@getevolved.com>
Cc: Dearth, Joanna <JDearth@fcfcu.com>; Jeff Theiler <Jeff.Theiler@getevolved.com>; Floyd Brummett <Floyd.Brummett@getevolved.com>; Azita Zahedi <azita.zahedi@getevolved.com>
Subject: [EXTERNAL] RE: Suspicious PPP Loan [redacted]

Joanna,

Please provide the following:
If partial funds, please provide requested information to issue LOI:

Sender Name:
- Receiver Name:
- Receiver Account:
- Receiver Routing:
- Amount: $
- Effective Date:
- Date Settled:
- Trace ID:

From: Dearth, Joanna <JDearth@fcfcu.com>
Sent: Thursday, June 24, 2021 9:18 AM
To: Jose Martinez <Jose.Martinez@cplc.org>
Subject: RE: Suspicious PPP Loan-[redacted]

No, we do not have the full amount.

From: Patricia Gonzalez <Patricia.Gonzalez@cplc.org> **On Behalf Of** Jose Martinez
Sent: Thursday, June 24, 2021 12:11 PM
To: Dearth, Joanna <JDearth@fcfcu.com>
Subject: [EXTERNAL] RE: Suspicious PPP Loan-[redacted]

Do you have the full amount?

From: Dearth, Joanna <JDearth@fcfcu.com>
Sent: Thursday, June 24, 2021 9:01 AM
To: Jose Martinez <Jose.Martinez@cplc.org>
Cc: investigations at Blueacorn <investigations@blueacorn.co>; PPP-Fraud-Investigations - PPP_Fraud_Investigation <6aa5131c.520918677.onmicrosoft.com@amer.teams.ms>
Subject: RE: Suspicious PPP Loan-Mims

Please send an indemnification agreement.

Joanna Dearth | AVP Quality Assurance | NCCO, BSACS
7101 East 56th St, Indianapolis, IN 46226
317.916.7792 voice/fax | jdearth@fcfcu.com

financial center ball state financial

From: Patricia Gonzalez <Patricia.Gonzalez@cplc.org> **On Behalf Of** Jose Martinez
Sent: Friday, June 11, 2021 3:19 PM
To: Dearth, Joanna <JDearth@fcfcu.com>
Cc: investigations at Blueacorn <investigations@blueacorn.co>; PPP-Fraud-Investigations -

PPP_Fraud_Investigation <6aa5131c.5209186777.onmicrosoft.com@amer.teams.ms>
Subject: [EXTERNAL] RE: Suspicious PPP Loan-[redacted]

Joanna,

We have flagged his account.

Please return the funds to:

Attn: Ean Colley, VP Bank Operations
c/o Evolve Bank and Trust
6070 Poplar Avenue
Suite 200
Memphis TN 38119

Thank you

From: Dearth, Joanna <JDearth@fcfcu.com>
Sent: Friday, June 11, 2021 8:45 AM
To: Jose Martinez <Jose.Martinez@cplc.org>
Subject: Suspicious PPP Loan [redacted]

Jose,
I was provided your contact information from the Small Business Administration.

[redacted]

[redacted]

Please investigate and let me know next steps.

Joanna Dearth | AVP Quality Assurance | NCCO, BSACS
7101 East 56th St, Indianapolis, IN 46226

317.916.7792 voice/fax | jdearth@fcfcu.com

Jose Martinez
Jun 24, 2021, 11:28 AM CDT

Joanna,

Please provide the following:
If partial funds, please provide requested information to issue LOI:

Sender Name:
- Receiver Name:
- Receiver Account:
- Receiver Routing:
- Amount: $
- Effective Date:
- Date Settled:
- Trace ID:

From: Dearth, Joanna <JDearth@fcfcu.com>
Sent: Thursday, June 24, 2021 9:18 AM
To: Jose Martinez <Jose.Martinez@cplc.org>
Subject: RE: Suspicious PPP Loan-[redacted]

No, we do not have the full amount.

From: Patricia Gonzalez <Patricia.Gonzalez@cplc.org> **On Behalf Of** Jose Martinez
Sent: Thursday, June 24, 2021 12:11 PM
To: Dearth, Joanna <JDearth@fcfcu.com>
Subject: [EXTERNAL] RE: Suspicious PPP Loan-[redacted]

Do you have the full amount?

From: Dearth, Joanna <JDearth@fcfcu.com>
Sent: Thursday, June 24, 2021 9:01 AM
To: Jose Martinez <Jose.Martinez@cplc.org>
Cc: investigations at Blueacorn <investigations@blueacorn.co>; PPP-Fraud-Investigations – PPP_Fraud_Investigation <6aa5131c.5209186777.onmicrosoft.com@amer.teams.ms>
Subject: RE: Suspicious PPP Loan-[redacted]

Please send an indemnification agreement.

Joanna Dearth | AVP Quality Assurance | NCCO, BSACS
7101 East 56th St, Indianapolis, IN 46226
317.916.7792 voice/fax | jdearth@fcfcu.com

financial center ball state financial

From: Patricia Gonzalez <Patricia.Gonzalez@cplc.org> **On Behalf Of** Jose Martinez
Sent: Friday, June 11, 2021 3:19 PM
To: Dearth, Joanna <JDearth@fcfcu.com>
Cc: investigations at Blueacorn <investigations@blueacorn.co>; PPP-Fraud-Investigations – PPP_Fraud_Investigation <6aa5131c.5209186777.onmicrosoft.com@amer.teams.ms>
Subject: [EXTERNAL] RE: Suspicious PPP Loan[redacted]

Joanna,

We have flagged his account.

Please return the funds to:

Attn: Ean Colley, VP Bank Operations
c/o Evolve Bank and Trust
6070 Poplar Avenue
Suite 200
Memphis TN 38119

Thank you

From: Dearth, Joanna <JDearth@fcfcu.com>
Sent: Friday, June 11, 2021 8:45 AM
To: Jose Martinez <Jose.Martinez@cplc.org>
Subject: Suspicious PPP Loan-[redacted]

Jose,
I was provided your contact information from the Small Business Administration.

[redacted]

Please investigate and let me know next steps.

Joanna Dearth | AVP Quality Assurance | NCCO, BSACS
7101 East 56th St, Indianapolis, IN 46226
317.916.7792 voice/fax | jdearth@fcfcu.com

financial center ball state financial

Message

From: Tina Sledz [TSledz@michiganfirst.com]
Sent: 6/29/2021 9:01:30 PM
To: Jose Martinez [Jose.Martinez@cplc.org]; Regina Williams [rwilliams@michiganfirst.com]; Mail-Risk Management [riskmanagement@michiganfirst.com]
CC: investigations at Blueacorn [investigations@blueacorn.co]; bank@blueacorn.co
Subject: RE: Suspicious PPP Loan Deposit - [redacted]

Hello,

I requested a check to be mailed in the amount of [redacted]

Thank you,

Tina Sledz

From: Patricia Gonzalez <Patricia.Gonzalez@cplc.org> **On Behalf Of** Jose Martinez
Sent: Tuesday, June 29, 2021 4:25 PM
To: Tina Sledz <TSledz@michiganfirst.com>; Regina Williams <rwilliams@michiganfirst.com>; Mail-Risk Management <riskmanagement@michiganfirst.com>
Cc: investigations at Blueacorn <investigations@blueacorn.co>; bank@blueacorn.co
Subject: RE: Suspicious PPP Loan Deposit - [redacted]

Please send funds to:

Attn: Ean Colley, VP Bank Operations
c/o Evolve Bank and Trust
6070 Poplar Avenue
Suite 200
Memphis TN 38119

From: Tina Sledz <TSledz@michiganfirst.com>
Sent: Tuesday, June 29, 2021 12:21 PM
To: Jose Martinez <Jose.Martinez@cplc.org>; Regina Williams <rwilliams@michiganfirst.com>; Mail-Risk Management <riskmanagement@michiganfirst.com>
Cc: investigations at Blueacorn <investigations@blueacorn.co>; bank@blueacorn.co
Subject: RE: Suspicious PPP Loan Deposit - [redacted]

Hello,

I am following up, have not heard back and would need instructions to have the funds returned.

Thank you,

Michigan First CREDIT UNION
365Live
our 24-hour call center
800.664.3828

Tina Sledz

tsledz@Michiganfirst.com

p. 248-423-8927

Connect with us:
Facebook | Twitter | LinkedIn

From: Patricia Gonzalez <Patricia.Gonzalez@cplc.org> **On Behalf Of** Jose Martinez
Sent: Thursday, June 3, 2021 5:08 PM
To: Regina Williams <rwilliams@michiganfirst.com>; Mail-Risk Management <riskmanagement@michiganfirst.com>
Cc: investigations at Blueacorn <investigations@blueacorn.co>; bank@blueacorn.co
Subject: RE: Suspicious PPP Loan Deposit - [redacted]

EXTERNAL MESSAGE - Please Think Before Clicking Any Link

Regina,

Thank you for bringing this to our attention. I have copied the investigations team with our service provider. They will look into this file and provide you the requested information directly.

Thank you for your patience as we work through this request.

From: Regina Williams <rwilliams@michiganfirst.com>
Sent: Thursday, June 3, 2021 1:27 PM
To: Jose Martinez <Jose.Martinez@cplc.org>; Mail-Risk Management <riskmanagement@michiganfirst.com>
Subject: Suspicious PPP Loan Deposit - [redacted]

Prest Team,

[redacted]

Please review documents that you have on file for potential fraud. Please provide instructions for return of remaining funds.

[redacted]

Michigan First CREDIT UNION
365Live
our 24-hour call center
800.664.3828

Regina Williams
rwilliams@michiganfirst.com

p. 248-423-8920

Connect with us:
Facebook | Twitter | LinkedIn

NOTICE: This email and any files transmitted with it are property of Michigan First Credit Union, are confidential, and are intended solely for the use of the individual or entity to whom this email is addressed. If you are not one of the named recipient(s) or otherwise have reason to believe that you have received this message in error, please notify the sender and permanently delete this message immediately from your computer. Any other use, retention, dissemination, forwarding, printing, or copying of this email is strictly prohibited.

NOTICE: This email and any files transmitted with it are property of Michigan First Credit Union, are confidential, and are intended solely for the use of the individual or entity to whom this email is addressed. If you are not one of the named recipient(s) or otherwise have reason to believe that you have received this message in error, please notify the sender and permanently delete this message immediately from your computer. Any other use, retention, dissemination, forwarding, printing, or copying of this email is strictly prohibited.

Message

From: Kara L. Hall [khall@kelloggccu.org]
Sent: 7/7/2021 8:24:54 PM
To: Jose Martinez [Jose.Martinez@cplc.org]
CC: Patricia Gonzalez [Patricia.Gonzalez@cplc.org]
Subject: RE: Potential PPP loan fraud

Good afternoon,

Who should the check be made payable to?

Kara L. Hall

BSA & Compliance Generalist
2nd Street Branch

From: Patricia Gonzalez <Patricia.Gonzalez@cplc.org> **On Behalf Of** Jose Martinez
Sent: Wednesday, July 7, 2021 10:38 AM
To: Kara L. Hall <khall@kelloggccu.org>
Cc: B. Anthony Tinker <btinker@kelloggccu.org>
Subject: RE: Potential PPP loan fraud

Kara,

Please send funds back to:

Attn: Ean Colley, VP Bank Operations
c/o Evolve Bank and Trust
6070 Poplar Avenue
Suite 200
Memphis TN 38119

From: Kara L. Hall <khall@kelloggccu.org>
Sent: Wednesday, July 7, 2021 6:12 AM
To: Jose Martinez <Jose.Martinez@cplc.org>
Cc: B. Anthony Tinker <btinker@kelloggccu.org>
Subject: RE: Potential PPP loan fraud

The funds we have remaining are:

[redacted]

The funds we have already returned are:

[redacted]

Kara L. Hall

BSA & Compliance Generalist
2nd Street Branch

From: Patricia Gonzalez <Patricia.Gonzalez@cplc.org> **On Behalf Of** Jose Martinez
Sent: Tuesday, July 6, 2021 7:49 PM
To: Kara L. Hall <khall@kelloggccu.org>; Jose Martinez <Jose.Martinez@cplc.org>
Cc: B. Anthony Tinker <btinker@kelloggccu.org>
Subject: RE: Potential PPP loan fraud

Kara,

So sorry for the delay. Are the funds still on hold?

From: Kara L. Hall <khall@kelloggccu.org>
Sent: Friday, June 25, 2021 10:44 AM
To: Jose Martinez <Jose.Martinez@cplc.org>
Cc: B. Anthony Tinker <btinker@kelloggccu.org>
Subject: Potential PPP loan fraud

Kellogg Community Credit Union has received 18 potentially fraudulent deposits into personal checking or savings accounts. The members do not seem to have legitimate businesses. The deposits are from Prestamos CDFI, which serves underdeveloped communities in AZ and NV. All of our members are located in Michigan. The majority of the subsequent withdrawals the members made are not valid for use of PPP proceeds. KCCU is holding funds not withdrawn, and all deposits going forward if possible.

Member Account	Member Name	Deposit Date
[redacted]	[redacted]	5/11/2021
		5/13/2021
		5/13/2021
		5/13/2021
		5/13/2021
		6/10/2021
		6/14/2021
		6/14/2021
		5/18/2021
		6/15/2021
		6/17/2021
		6/2/2021
		5/21/2021
		5/21/2021
		5/21/2021

[redacted] [redacted] 5/26/2021
6/7/2021
5/21/2021

I am looking for guidance on whether we should release the remainder of the funds to the account or hold and return the remainder to you.

.

Kara L. Hall

BSA & Compliance Generalist
2nd Street Branch
41 2nd Street, P.O. Box 140
Battle Creek, MI 49016-0140
www.kelloggccu.org
e: khall@kelloggccu.org
o: 269-968-9251 ext. 2434

Keep the Earth clean by going green! Consider the Environment before printing.

Message

From: Tina Sledz [TSledz@michiganfirst.com]
Sent: 7/16/2021 8:54:22 PM
To: Jose Martinez [Jose.Martinez@cplc.org]
Subject: RE: Suspicious PPP Loan Deposit - [redacted]

Hi,

A check was requested in the amount of [redacted] to be mailed.

Thank you,

Michigan First CREDIT UNION
365Live
our 24-hour call center
800.664.3828

Tina Sledz

tsledz@Michiganfirst.com

p. 248-423-8927

Connect with us:
Facebook | Twitter | LinkedIn

From: Patricia Gonzalez <Patricia.Gonzalez@cplc.org> **On Behalf Of** Jose Martinez
Sent: Friday, July 16, 2021 4:18 PM
To: Tina Sledz <TSledz@michiganfirst.com>
Subject: RE: Suspicious PPP Loan Deposit - [redacted]

Please send funds to:

Attn: Ean Colley, VP Bank Operations
c/o Evolve Bank and Trust
6070 Poplar Avenue
Suite 200
Memphis TN 38119

From: Tina Sledz <TSledz@michiganfirst.com>
Sent: Friday, July 16, 2021 11:31 AM
To: Jose Martinez <Jose.Martinez@cplc.org>; Mail-Risk Management <riskmanagement@michiganfirst.com>
Cc: Investigations@blueacorn.co; PPP-Fraud-Investigations - PPP_Fraud_Investigation <6aa5131c.5209186777.onmicrosoft.com@amer.teams.ms>; Patricia Gonzalez <Patricia.Gonzalez@cplc.org>
Subject: RE: Suspicious PPP Loan Deposit - [redacted]

Hello Jose,

I am following up regarding the return of funds. 2nd request.

Thank you,

Michigan First CREDIT UNION
365Live
our 24-hour call center
800.664.3828

Tina Sledz

tsledz@Michiganfirst.com

p. 248-423-8927

Connect with us:
Facebook | Twitter | LinkedIn

From: Patricia Gonzalez <Patricia.Gonzalez@cplc.org> **On Behalf Of** Jose Martinez
Sent: Thursday, June 17, 2021 3:19 PM
To: Tina Sledz <TSledz@michiganfirst.com>; Mail-Risk Management <riskmanagement@michiganfirst.com>
Cc: Investigations@blueacorn.co; PPP-Fraud-Investigations - PPP_Fraud_Investigation <6aa5131c.5209186777.onmicrosoft.com@amer.teams.ms>; Patricia Gonzalez <Patricia.Gonzalez@cplc.org>
Subject: RE: Suspicious PPP Loan Deposit - [redacted]

EXTERNAL MESSAGE - Please Think Before Clicking Any Link

Tina,

Thank you for bringing this to our attention. I have copied the investigations team with our service provider. They will look into this file and provide you the requested information directly.

From: Tina Sledz <TSledz@michiganfirst.com>
Sent: Thursday, June 17, 2021 10:50 AM
To: Jose Martinez <Jose.Martinez@cplc.org>; Mail-Risk Management <riskmanagement@michiganfirst.com>
Subject: Suspicious PPP Loan Deposit - [redacted]

Hello Jose,

[redacted]

We are concerned that his refusal to supply documents could indicate fraud during the application process. Please review application materials and provide return instructions if appropriate.

[redacted]

Thank you,

Michigan First CREDIT UNION

365Live
our 24-hour call center
800.664.3828

Tina Sledz

tsledz@Michiganfirst.com

p. 248-423-8927

Connect with us:
Facebook | Twitter | LinkedIn

NOTICE: This email and any files transmitted with it are property of Michigan First Credit Union, are confidential, and are intended solely for the use of the individual or entity to whom this email is addressed. If you are not one of the named recipient(s) or otherwise have reason to believe that you have received this message in error, please notify the sender and permanently delete this message immediately from your computer. Any other use, retention, dissemination, forwarding, printing, or copying of this email is strictly prohibited.

NOTICE: This email and any files transmitted with it are property of Michigan First Credit Union, are confidential, and are intended solely for the use of the individual or entity to whom this email is addressed. If you are not one of the named recipient(s) or otherwise have reason to believe that you have received this message in error, please notify the sender and permanently delete this message immediately from your computer. Any other use, retention, dissemination, forwarding, printing, or copying of this email is strictly prohibited.

Message

From: Melissa Guzman [melissag@sccu.com]
Sent: 7/16/2021 9:30:44 PM
To: Jose Martinez [Jose.Martinez@cplc.org]
Subject: zsecure PPP Application Review
Attachments: Other PR Record 2020-12 (3).pdf; Lender Application – ALL ABOUT BEAUTY BAR LLC_signed.pdf

This message was sent securely using ZixCorp.

Good Afternoon Jose,

Can you please assist with reviewing the following PPP application?

Receiving Customer Name	Account Number	Amount	Standard Entry Class	Effective Date	Source Company Name
[redacted]					

[redacted] has received two PPP deposits, one into her personal account deposited by your company and one into her business account by us.

Can you please compare the attached that was provided in our application process with what was provided in your application to see if you have any concerns?

She is on our radar because she has been receiving multiple Cash Apps in her personal account all of a sudden over [redacted] this month alone and ove[redacted] in June.

She also received over [redacted] from the State of Indiana for unemployment in March, she has no record of living in Indiana.

Melissa Guzman
Loss Prevention and Compliance Manager
321-752-2222 x 6419
sccu.com

SPACE COAST CREDIT UNION
Your life. Your financial watchdog.

Message

From: Charlotte Dufour [charlotte.dufour@bankwithfidelity.com]
Sent: 7/22/2021 1:02:02 PM
To: Jose Martinez [Jose.Martinez@cplc.org]
Subject: QUESTIONABLE SBA PPP LOAN FUNDING

Good morning Jose,

[redacted]

Additionally we have several other customers that received SBA PPP Loan funding from your institution which we also found questionable which was also included in the email on 07/14/21. If you have any questions regarding these please let me know.

Thank You,
Charlotte Dufour, CAMS
BSA Officer - AVP
Fidelity Bank
3829 Veterans Blvd.
Metairie, LA 70002
Phone: (504) 569-3452
Fax: (504) 312-4570
charlotte.dufour@bankwithfidelity.com
www.bankwithfidelity.com

Message

From: Tina Sledz [TSledz@michiganfirst.com]
Sent: 7/23/2021 8:56:18 PM
To: Jose Martinez [Jose.Martinez@cplc.org]
CC: Mail-Risk Management [riskmanagement@michiganfirst.com]
Subject: RE: Suspicious PPP Loan Deposit - [redacted]

Hi,

I requested a check to be mailed in the amount of [redacted]

Thank you,

Tina Sledz

From: Patricia Gonzalez <Patricia.Gonzalez@cplc.org> **On Behalf Of** Jose Martinez
Sent: Friday, July 23, 2021 4:28 PM
To: Tina Sledz <TSledz@michiganfirst.com>
Cc: Mail-Risk Management <riskmanagement@michiganfirst.com>
Subject: RE: Suspicious PPP Loan Deposit - [redacted]

Please send funds to:

Attn: Ean Colley, VP Bank Operations
c/o Evolve Bank and Trust
6070 Poplar Avenue
Suite 200
Memphis TN 38119

From: Tina Sledz <TSledz@michiganfirst.com>
Sent: Friday, July 23, 2021 1:20 PM
To: Jose Martinez <Jose.Martinez@cplc.org>
Cc: Mail-Risk Management <riskmanagement@michiganfirst.com>
Subject: RE: Suspicious PPP Loan Deposit - [redacted]

Hello,

If would please provide an address and a contact

Thank you,

Michigan First CREDIT UNION
365Live
our 24-hour call center
800.664.3828

Tina Sledz

tsledz@Michiganfirst.com

p. 248-423-8927

Connect with us:
Facebook | Twitter | LinkedIn

Def_Appx_0162

From: Patricia Gonzalez <Patricia.Gonzalez@cplc.org> **On Behalf Of** Jose Martinez
Sent: Friday, July 23, 2021 11:40 AM
To: Tina Sledz <TSledz@michiganfirst.com>; Regina Williams <rwilliams@michiganfirst.com>
Cc: Mail-Risk Management <riskmanagement@michiganfirst.com>
Subject: RE: Suspicious PPP Loan Deposit - [redacted]

⚠ **EXTERNAL MESSAGE - Please Think Before Clicking Any Link**

Tina,

Please send funds back.

Thanks

From: Tina Sledz <TSledz@michiganfirst.com>
Sent: Friday, July 23, 2021 7:56 AM
To: Regina Williams <rwilliams@michiganfirst.com>; Jose Martinez <Jose.Martinez@cplc.org>
Cc: Mail-Risk Management <riskmanagement@michiganfirst.com>
Subject: RE: Suspicious PPP Loan Deposit - [redacted]

Hello Jose,

I am follow up to get a return instructions for remaining PPP loan. 2nd request.

Thank you,

Michigan First CREDIT UNION
365Live
our 24-hour call center
800.664.3828

Tina Sledz

tsledz@Michiganfirst.com

p. 248-423-8927

Connect with us:
Facebook | Twitter | LinkedIn

From: Regina Williams <rwilliams@michiganfirst.com>
Sent: Tuesday, June 29, 2021 3:55 PM
To: jose.martinez@cplc.org
Cc: Mail-Risk Management <riskmanagement@michiganfirst.com>
Subject: Suspicious PPP Loan Deposit [redacted]

PrestAmos Team,

[redacted]

Please review documents that you have on file for potential fraud. Please provide instructions for return of remaining funds.

[redacted]

Michigan First CREDIT UNION
365Live
our 24-hour call center
800.664.3828

Regina Williams
rwilliams@michiganfirst.com

p. 248-423-8920

Connect with us:
Facebook | Twitter | LinkedIn

NOTICE: This email and any files transmitted with it are property of Michigan First Credit Union, are confidential, and are intended solely for the use of the individual or entity to whom this email is addressed. If you are not one of the named recipient(s) or otherwise have reason to believe that you have received this message in error, please notify the sender and permanently delete this message immediately from your computer. Any other use, retention, dissemination, forwarding, printing, or copying of this email is strictly prohibited.

Message

From: Samantha Japp [samantha.japp@mylsb.com]
Sent: 7/26/2021 1:28:39 PM
To: Jose Martinez [Jose.Martinez@cplc.org]
Subject: Potential PPP Loan Proceed Fraud

Hello –

We have flagged several ACH Deposits for PPP Loan Proceeds for suspicious activity. As partial funds are available, we will need to send a cashier's check to return the funds.
Can you please provide the following information:

- Whom should the check be made payable too?
- Where should the check be mailed?
- Our standard letter includes the listed information below. What else would be needed for your organization?:
  - Payee Name
  - Account Holder Name
  - Date of ach deposit
  - Amount of ach deposit
  - Amount returned
  - SBA loan number (if applicable)

Thank you for your timely response,

Samantha Japp | Lincoln Savings Bank
Assistant LSBX Operations Manager
360 Westfield Ave Suite 6 | Waterloo, IA 50701
Ph (319) 433-3777 ext. 1905 | Member FDIC

LSBX

Message

From: noreply@salesforce.com [noreply@salesforce.com]
on behalf of Investigations [investigations@blueacorn.co]
Sent: 8/16/2021 9:02:20 PM
To: Jose Martinez [Jose.Martinez@cplc.org]
CC: Patricia Gonzalez [Patricia.Gonzalez@cplc.org]; kitty.parco@blueacorn.co
Subject: RE: PPP Return [redacted]

Hi Jose,

This loan is now flagged in SF. Here's my review of the loan as well.

BA number	[redacted]
Tech Enabled eligibility verification	
Schedule C	
Bank Statement	
Driver's License	
Audit Trail	
IP addresses	
Support History	

Thanks,
Nancy

--------------- Original Message ---------------
From: Jose Martinez [jose.martinez@cplc.org]

Sent: 8/16/2021, 12:27 PM
To: tpadgette@michiganfirst.com
Cc: investigations@blueacorn.co; 6aa5131c.5209186777.onmicrosoft.com@amer.teams.ms; riskmanagement@michiganfirst.com
Subject: RE: PPP Return [redacted]

Thank you for bringing this to our attention. I have copied the investigations team with our service provider. They will look into this file and provide you the requested information directly.

Please send checks to

Attn: Ean Colley / VP Bank Operations

c/o Evolve Bank and Trust

6070 Poplar Avenue

Suite 200

Memphis TN 38119

From: Tamá Padgette <TPadgette@michiganfirst.com>
Sent: Monday, August 16, 2021 11:40 AM
To: Jose Martinez <Jose.Martinez@cplc.org>
Cc: Mail-Risk Management <riskmanagement@michiganfirst.com>
Subject: PPP Return [redacted]

Good Afternoon,

[redacted]

Please provide instructions to return funds.

[redacted]

Michigan First CREDIT UNION 365Live our 24-hour call center 800.664.3828	Tamá Padgette | Risk Management Specialist tpadgette@michiganfirst.com p. 248.331-4950 f. 248.443.4296 **Connect with us:** Facebook | Twitter | LinkedIn

Message

From: noreply@salesforce.com [noreply@salesforce.com]
on behalf of Investigations [investigations@blueacorn.co]
Sent: 8/18/2021 8:38:55 PM
To: Jose Martinez [Jose.Martinez@cplc.org]
CC: Patricia Gonzalez [Patricia.Gonzalez@cplc.org]
Subject: RE: PPP Return [redacted]

Hi Jose,

[redacted]

Applicant's Name	[redacted]
BA number	
Tech Enabled eligibility verification	
Schedule C	
Bank Statement	
Driver's License	
Audit Trail	
IP addresses	
Support History	

Applicant's Name	[redacted]

BA number	[redacted]
Tech Enabled eligibility verification	
Schedule C	
Bank Statement	
Driver's License	
Audit Trail	
IP addresses	
Support History	

Thanks,
Nancy

--------------- Original Message ---------------
From: Jose Martinez [jose.martinez@cplc.org]
Sent: 8/18/2021, 9:22 AM
To: tpadgette@michiganfirst.com
Cc: investigations@blueacorn.co; 6aa5131c.5209186777.onmicrosoft.com@amer.teams.ms; riskmanagement@michiganfirst.com
Subject: RE: PPP Return [redacted]

Thank you for bringing this to our attention. I have copied the investigations team with our service provider. They will look into this file and provide you the requested information directly.

Please send checks to

Attn: Ean Colley / VP Bank Operations

c/o Evolve Bank and Trust

6070 Poplar Avenue

Suite 200

Memphis TN 38119

Thank you,

From: Tamá Padgette <TPadgette@michiganfirst.com>
Sent: Wednesday, August 18, 2021 8:51 AM
To: Jose Martinez <Jose.Martinez@cplc.org>
Cc: Mail-Risk Management <riskmanagement@michiganfirst.com>
Subject: PPP Return [redacted]

Good Evening,

[redacted]

[redacted]

Michigan First CREDIT UNION

365Live

our 24-hour call center

800.664.3828

Tamá Padgette | Risk Management Specialist

tpadgette@michiganfirst.com

p. 248.331-4950

f. 248.443.4296

Connect with us:

Facebook | Twitter | LinkedIn

Message

From:	noreply@salesforce.com [noreply@salesforce.com]
on behalf of	Investigations [investigations@blueacorn.co]
Sent:	8/20/2021 6:31:05 PM
To:	Jose Martinez [Jose.Martinez@cplc.org]; Patricia Gonzalez [Patricia.Gonzalez@cplc.org]
Subject:	RE: Another potentially fraudulent PPP loan.

Hello,

Please find loan application review below.
The loan has been flagged on our end.

Profile	
Name on Application	[redacted]
Loan Number	
Loan Amount	
Tech-enabled eligibility verific	
Onfido	
Plaid	
GIACT	
Documents	
Schedule C	
Bank Statement	
Drivers License	
Audit Trail	
Date	
5/26/2021, 7:34 PM	
4/29/2021, 1:48 PM	
4/22/2021, 7:58 PM	
4/13/2021, 5:21 PM	
IP Addresses	
Support History	
None	

Please let us know of any updates on this account.

Thank you,
Gela

--------------- Original Message ---------------
From: Sarah Zuber [sarahzuber@greenstate.org]
Sent: 7/7/2021, 9:39 AM
To: jose.martinez@cplc.org
Cc: investigations@blueacorn.co; michellefrauenholtz@greenstate.org
Subject: RE: Another potentially fraudulent PPP loan.

Hi there,

I just wanted to follow up on this one. Do you have any information for us regarding this PPP loan?

Thank you!

Sarah

GreenState CREDIT UNION

Sarah Zuber | CAMS
Senior BSA/Fraud Specialist
GreenState Credit Union
p: (319) 248-7133 | f: (319) 665-2039
sarahzuber@greenstate.org | GreenState.org
Creating Lasting Value

Click here to provide feedback on our service.

From: Sarah Zuber <sarahzuber@greenstate.org>
Sent: Wednesday, June 30, 2021 3:45 PM
To: Jose Martinez <Jose.Martinez@cplc.org>
Cc: 'investigations at Blueacorn' <investigations@blueacorn.co>; Michelle Frauenholtz

<michellefrauenholtz@greenstate.org>
Subject: Another potentially fraudulent PPP loan.

Hi there,

[redacted]

Thank you!

Sarah

GreenState CREDIT UNION

Sarah Zuber | CAMS
Senior BSA/Fraud Specialist
GreenState Credit Union
p: (319) 248-7133 | f: (319) 665-2039
sarahzuber@greenstate.org | GreenState.org
Creating Lasting Value

Click here to provide feedback on our service.