



U.S. Department of Justice

*United States Attorney
Southern District of New York*

*The Silvio J. Mollo Building
One Saint Andrew's Plaza
New York, New York 10007*

June 8, 2023

BY ECF

The Honorable Lewis J. Liman
United States District Judge
Daniel Patrick Moynihan United States Courthouse
500 Pearl Street
New York, New York 10007

Re: *United States v. Rafael Martinez, 22 Cr. 251 (LJL)*

Dear Judge Liman:

On March 23, 2023, the defendant in the above-captioned action pleaded guilty to Count One of the S2 Superseding Information. At that time, the Court also entered the Consent Preliminary Order of Forfeiture directing, among other things, that a money judgment in the amount of \$44,546,712.94 be entered against the defendant. The parties have now reached agreement as to the enclosed proposed Consent Preliminary Order of Forfeiture as to Substitute Assets (the "Order"), which provides for the forfeiture of the defendant's right, title, and interest in a specific bank account held at Citibank, N.A. in the name of MBE Capital Partners LLC. The Order, executed by the Government, defense counsel, and the defendant is attached for the Court's consideration. The Government respectfully requests that the Court enter the Order.

Respectfully submitted,

DAMIAN WILLIAMS
United States Attorney

by: 
Katherine Reilly
Micah F. Fergenson
Katherine Reilly
Assistant United States Attorneys
(212) 637-6521/2190

cc: Defense Counsel (By ECF)