

The Hon. John C. Coughenour

UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,

Plaintiff,

v.

ERIC SHIBLEY,

Defendant

No. CR20-174-JCC

**MOTION TO SUBSTITUTE
UNITED STATES SMALL BUSINESS
ADMINISTRATION FOR LENDERS**NOTE ON MOTION CALENDAR:
July 21, 2024

On March 8, 2022, the Court sentenced Eric Shibley to 48 months of imprisonment, to be followed by three years of supervised release. Dkt. Nos. 151 - 152, 159. The Court ordered Mr. Shibley to pay restitution of \$1,438,000.00 to his victims and a special assessment in the amount of \$1,500. Dkt. No. 159. The Amended Judgment reflects restitution as set forth in the table below:

Name of Payee	Restitution Ordered
Customers Bank	\$960,000
Huntington Bank	\$200,000
Small Business Administration	\$278,000
	\$1,438,000

Id.

According to the Case Inquiry Report provided by the Clerk's Office, as of May 20, 2024, the Clerk's Office has disbursed \$937,928.79 in restitution:

Name of Payee	Restitution Ordered	Amount Disbursed by Clerk's Office	Outstanding Balance for Restitution
Customers Bank	\$960,000	\$776,216.93	\$183,783.07
Huntington Bank	\$200,000	\$161,711.86	\$38,288.14
Small Business Administration	\$278,000	\$0.00	\$278,000.00
		\$937,928.79	\$500,071.21

The United States Small Business Administration (SBA) has notified the United States Attorney that it has paid lenders Customers Bank and Huntington Bank for the full amount of their losses. Accordingly, the United States requests the Court substitute the SBA for victim lenders Customers Bank and Huntington Bank so that all future disbursements toward the outstanding restitution balances will be directed to the SBA.

A proposed order is submitted herewith.

DATED this 9th day of July, 2024.

Respectfully submitted,
TESSA M. GORMAN
United States Attorney

s/Krista K. Bush
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CERTIFICATE OF SERVICE

I hereby certify that on July 9, 2024, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the parties of record.

s/Hannah G. Williams

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