

U. S. DISTRICT COURT  
EASTERN DISTRICT OF LOUISIANA  
FILED 10-31-08  
LORETTA G. WHYTE  
CLERK

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF LOUISIANA

UNITED STATES OF AMERICA \* CRIMINAL DOCKET NO. 07-103  
v. \* SECTION: "L"  
JAMES PERDIGAO \*  
\* \* \*

CONSENT DECREE FOR FORFEITURE

NOW INTO COURT come the United States of America, by and through the undersigned Assistant United States Attorneys and the defendant, JAMES PERDIGAO, individually and by and through his counsel, William F. Wessel and Charles F. Griffin, who hereby agree and stipulate that the following asset is knowingly and voluntarily forfeited to the United States of America, \$29,635,909.48 plus any and all accrued interest on this seized currency currently in the possession of the United States, which includes the following:

- a. Two cashier's checks totaling \$1,195,000 U.S. Currency seized from defendant on October 15, 2004, plus any and all accrued interest;

Fee \_\_\_\_\_  
Process \_\_\_\_\_  
X Dkt'd \_\_\_\_\_  
CtRmDep. \_\_\_\_\_  
Doc. No. \_\_\_\_\_

- b. \$25,052.27 U.S. Currency seized from defendant on October 15, 2004, plus any and all accrued interest;
- c. \$9,099,610.59 U.S. Currency plus any and all accrued interest;
- d. \$18,999,971.20 U.S. Currency from defendant's Credit Suisse account plus any and all accrued interest; and
- e. \$316,275.42 U.S. Currency from defendant's Credit Suisse account plus any and all accrued interest.

The parties stipulate and agree that said forfeited properties constitute or were derived from proceeds traceable to violations of Title 18, United States Code, Sections 1341, 1344 and 2314, that the defendant obtained, directly or indirectly, as a result of his participation in the said mail fraud, bank fraud and interstate transportation of stolen property violations, respectively. As such, the above properties are subject to forfeiture pursuant to Title 18, United States Code, Sections 1341, 1344, 2314, 982(a), and 981(a)(1)(C), made applicable through Title 28, United States Code, Section 2461, and pursuant to the plea agreement entered into between JAMES PERDIGAO and the United States of America.

The parties further stipulate and agree that \$19,205,000 U.S. Currency of the \$29,635,909.48 U.S. Currency was also involved in, or is traceable to properties involved in money laundering offenses pursuant to 18 U.S.C. §1957, and as such, the \$19,205,000

U.S. Currency is also subject to forfeiture pursuant to 18 U.S.C. §982, and pursuant to the plea agreement entered into between JAMES PERDIGAO and the United States of America.

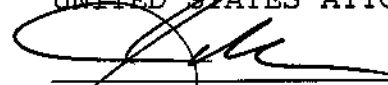
The defendant further agrees to waive all interest in any such asset in any administrative or judicial forfeiture proceeding, whether criminal or civil, state or federal. The defendant agrees to consent to the entry of orders of forfeiture for such properties and waives the requirements of Federal Rules of Criminal Procedure 32.2 and 43(a) regarding notice of the forfeiture in the charging instrument, announcement of the forfeiture at sentencing, and incorporation of the forfeiture in the judgment. Defendant acknowledges that he understands that the forfeiture of assets is part of the sentence that may be imposed in this case and waives any failure by the court to advise him of this, pursuant to Rule 11(b)(1)(J), at the time his guilty plea is accepted.

The defendant further agrees to waive all constitutional and statutory challenges in any manner (including direct appeal, habeas corpus, or any other means) to any forfeiture carried out in accordance with this plea agreement on any grounds, including but not limited to, that the forfeiture constitutes an excessive fine or punishment. The defendant agrees to take all steps as requested by the United States to pass clear title to forfeitable assets to the United States, and to testify truthfully in any judicial forfeiture proceeding. Defendant acknowledges that all

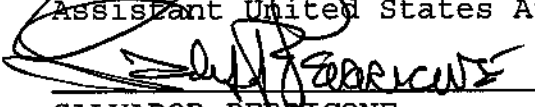
properties covered by this agreement are subject to forfeiture as proceeds of and/or involved in his illegal conduct for which he has pled guilty.

Respectfully submitted,

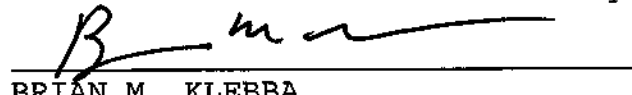
JIM LETTEN  
UNITED STATES ATTORNEY



JAMES R. MANN (20513)  
Assistant United States Attorney



SALVADOR PERRICONE (10515)  
Assistant United States Attorney




BRIAN M. KLEBBA  
Assistant United States Attorney

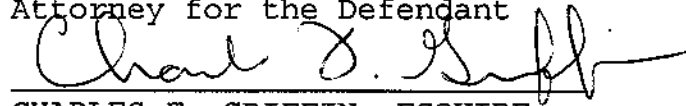


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Telephone: (504) 680-3000

SEEN AND AGREED:

  
\_\_\_\_\_  
JAMES PERDIGAO  
Defendant

WILLIAM F. WESSEL, ESQUIRE  
Attorney for the Defendant



CHARLES F. GRIFFIN, ESQUIRE  
Attorney for the Defendant

10/31/08  
\_\_\_\_\_  
DATE