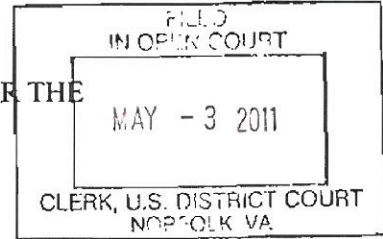


IN THE UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF VIRGINIA
Norfolk Division



UNITED STATES OF AMERICA) CRIMINAL NO. 2:11CR62
)
 v.)
)
 ALEH BINDZEI,)
)
 Defendant.)

STATEMENT OF FACTS

The parties stipulate that the allegations in the criminal information and the following facts are true and correct, and that had the matter gone to trial, the United States would have proven them beyond a reasonable doubt.

1. From on or about January 5, 2011 continuing through on or about February 16, 2011, in the Eastern District of Virginia and elsewhere, defendant ALEH BINDZEI participated in a scheme to fraudulently purchase luxury vehicles with the intention to transport these vehicles throughout the United States with the purpose of ultimately shipping them out of the country.

2. On or about January 6, 2011, ALEH BINDZEI purchased a 2011 Audi Q7, VIN No. FEXBD003805, from McGrath Auto Imports located in Glenview, Illinois. ALEH BINDZEI financed this purchase through Audi Financial for \$68,444.94 with total payments being \$77,467.80. On his credit application, ALEH BINDZEI stated that he was a self-employed electrical engineer with a monthly income of \$14,416.67. These statements were false. ALEH BINDZEI further stated that he owned a home located at 2400 77th Court, Elmwood Park, Illinois. This statement also was false.

AB *SW*
OK *MEO*

3. After purchasing the 2011 Audi Q7, ALEH BINDZEI arranged to have the 2011 Audi Q7 packaged and shipped from Illinois to Latvia. To clear customs, a fraudulent New York title was created to falsely represent that there were no liens recorded against the vehicle.

4. On or about February 2, 2011, Customs & Border Protection (CBP) in Norfolk, Virginia located the 2011 Audi Q7 that BINDZEI had purchased in Illinois in a container bound for Latvia. CBP determined that the 2011 Audi Q7 was being shipped from Norfolk based on a counterfeit New York title in the name of Palisades Audi, 127 Route 59, Nyack, NY. This fake New York title falsely represented that there were no liens recorded against the vehicle.

5. According to customs documents, the vehicle was being shipped by GY Auto Export Co, 900-950 Hollywood, Itasca, Illinois. The consignee or receiver was Vladzimir Bindzei, 1 (Belarus). Vladzimir Bindzei is ALEH BINDZEI's father. The freight forwarder was Pactran Air & Sea, 951 Thorndale, Bensenville, Illinois.

6. From on or about January 5, 2011 through on or about January 8, 2011, ALEH BINDZEI fraudulently purchased six luxury automobiles from six different dealerships in the Chicago area. ALEH BINDZEI financed all six vehicles through six different lenders. In addition to the 2011 Audi Q7, ALEH BINDZEI purchased the following vehicles: (1) 2011 Mercedes Benz ML350 financed through Mercedes Benz Financial for \$63,313.64; (2) 2011 Infinity FX35 financed through JP Morgan Chase for \$52,790.52; (3) 2011 BMW X6 financed through BMW Financial for \$72,972.85; (4) 2011 Lexus GX460 financed through Lexus Financial for \$60,284.94; and (5) 2011 Porsche Panamera financed through Ally Financial for \$80,932.08.

AB JW
CM MED

7. ALEH BINDZEI obtained all of these vehicles through fraud by making various fraudulent statements on the loan applications. For example, ALEH BINDZEI used a company called Sitaram United Inc. ("Sitaram") to finance the purchase of some of his vehicles. BINDZEI listed Sitaram's address as 200 E Howard Street, Suite 278A, Des Plaines, Illinois. Sitaram is a bogus company that BINDZEI used to fraudulently finance the purchase of these automobiles. Also, during his purchase of the 2011 Lexus GX 460, ALEH BINDZEI furnished copies of his bank statements. BINDZEI had altered these bank statements to substantially inflate the balance in his bank account.

8. On February 16, 2011, CBP located a second shipment containing ALEH BINDZEI's fraudulently purchased 2011 Mercedes Benz ML350. CBP located the 2011 Mercedes Benz ML350 in a port in New Jersey in a container bound for Finland. CBP again determined that the Mercedes was being shipped pursuant to a counterfeit title asserting that there were no liens recorded against the vehicle.

9. CBP also located a third shipment containing ALEH BINDZEI's fraudulently purchased 2011 Porsche Panamera. CBP located the 2011 Porsche Panamera in a port in Savannah, Georgia again headed out of the country pursuant to fraudulent customs documents.

10. On April 2, 2011, ALEH BINDZEI was stopped in Milam County, Texas for speeding. The Texas Department of Public Safety Trooper found over \$7000 dollars in US currency along with over \$2000 dollars in Euros. BINDZEI stated that he was on his way to Laredo, to walk across the border into Mexico, to then catch a flight to Poland. BINDZEI stated that he did not cross into Canada because it was more difficult to cross the Canadian border with an expired Visa.

SW
AB
MCC

10. A vehicle is "stolen" where, as here, a vehicle is procured through fraud or false pretenses. *See Boone v. United States*, 235 F.2d 939 (4th Cir. 1956); *United States v. Oates*, 314 F.2d 593 (4th Cir. 1963).

Neil H. MacBride
United States Attorney

By: Melissa E. O'Boyle
Melissa E. O'Boyle
Assistant United States Attorney

After consulting with my attorney and pursuant to the plea agreement entered into this day between the defendant, ALEH BINDZEI, and the United States, I hereby stipulate that the above Statement of Facts is true and accurate, and that had the matter proceeded to trial, the United States would have proved the same beyond a reasonable doubt.



ALEH BINDZEI

I am ALEH BINDZEI's attorney. I have carefully reviewed the above Statement of Facts with her. To my knowledge, his decision to stipulate to these facts is an informed and voluntary one.

Sheldon Weisfeld
Sheldon Weisfeld, Esq.
Defense Counsel

Jennifer T. Stanton
Jennifer T. Stanton, Esq.
Local Counsel

A.B.
SW
ME
MEO