

August 19, 2019

THE STATE BAR OF CALIFORNIA
 OFFICE OF CHIEF TRIAL COUNSEL
 KEVIN TAYLOR, No. 151715
 180 Howard Street
 San Francisco, California 94105-1639
 Telephone: (415) 538-2000

STATE BAR COURT
 CLERK'S OFFICE
 LOS ANGELES

Public Matter

IN THE STATE BAR COURT OF THE STATE BAR OF CALIFORNIA

IN THE MATTER OF THE)	Case No. SBC-19-C-30412
CONVICTION OF:)	
)	Transmittal of Records of Conviction of Attorney (Bus. & Prof.
ARTHUR SEVAK CHARCHIAN,)	Code §§ 6101-6102; Cal. Rules of Court, rule 9.5 et seq.)
No. 244826)	
)	(OCTC Case No. 18-C-18556)
)	
A Member of the State Bar)	[X] Felony;
)	[X] Crime(s) involves moral turpitude per se.
)	

To the CLERK OF THE STATE BAR COURT:

1. Transmittal of records.

- [X] A. Pursuant to the provisions of Business and Professions Code, section 6101-6102 and California Rules of Court, rule 9.5 et seq., the Office of Chief Trial Counsel transmits a certified copy of the record of convictions of the following member of the State Bar and for such consideration and action as the Court deems appropriate:
- [] B. Notice of Appeal
- [] C. Evidence of Finality of Conviction
- [] D. Other

Name of Member: Arthur Sevak Charchian

Date member admitted to practice law in California: November 29, 2006

Member's Address of Record: Law Offices of Arthur S. Charchian PC

PO Box 510

Glendale, CA 91209-0510

2. Date and court of conviction; offense(s).

The record of conviction reflects that the above-named member of the State Bar was convicted as follows:

Date of entry of conviction: December 14, 2018

Convicting court: U.S. District Court, Central District

Case number(s): CR18-851-CJC

Crime(s) of which convicted and classification(s):

Violation of 18 USC §§1957, money laundering, one count, a Class C felony involving moral turpitude. (*United States v. Messer* (9th Cir. 1999) 197 F.3d 330, 341 [discussing Title 18 U.S.C. 1957]; *U.S. v. Levine* (10th Cir. 1992) 970 F.2d 681, 686 [discussing Title 18 U.S.C. 1956(a)(1)(B)(i)]; *In re Berman* (1989) 48 Cal.3d 517, 526 [discussing money laundering, including proceeds from illegal sale of drugs and false financial statements, establishing moral turpitude].)

Violation of 42 USC 408(a)(3), false statement to Social Security Administration, one count, a Class D felony involving moral turpitude. (*Jordan v. DeGeorge* (1951) 341 U.S. 223, 232 [crimes involving fraud or an intent to deceive are unquestionably moral turpitude].)

[X] 3. Compliance with Rule 9.20. (Applicable only if checked.)

We bring to the Court's attention that, should the Court enter an order of interim suspension herein, the Court may wish to require the above-named member to comply with the provisions of rule 9.20, California Rules of Court, paragraph (a), within 30 days of the effective date of any such order; and to file the affidavit with the Clerk of the State Bar Court provided for in paragraph (c) of rule 9.20 within 40 days of the effective date of said order, showing the member's compliance with the provisions of rule 9.20.

[X] 4. Other information to assist the State Bar Court

See pages 3 – 4 of attached plea agreement re charges to which respondent pled guilty.

DOCUMENTS TRANSMITTED:

Certified Copy of Information

Certified Copy of Plea Agreement

Certified Copy of Criminal Minutes

THE STATE BAR OF CALIFORNIA
OFFICE OF CHIEF TRIAL COUNSEL

DATED: August 19, 2019

BY: 

Kevin B. Taylor

Senior Trial Counsel

The Office of Chief Trial Counsel received the certified record of conviction on this matter about June 11, 2019.

A copy of this transmittal and its
Attachments have been sent to:

Arthur Sevak Charchian
Law Offices of Arthur S. Charchian PC
PO Box 510
Glendale, CA 91209-0510

Ellen A. Pansky
PanskyMarkle
1010 Sycamore Ave., Ste 308
South Pasadena, CA 91030

2018 DEC -7 PM 4:00
CLERK OF DISTRICT COURT
CENTRAL DISTRICT OF CALIF
SANTA ANA

FILED

UNITED STATES DISTRICT COURT
FOR THE CENTRAL DISTRICT OF CALIFORNIA
SOUTHERN DIVISION

UNITED STATES OF AMERICA,
Plaintiff,
v.
ARTHUR S. CHARCHIAN,
Defendant.

CR No. 18-851-CLC

I N F O R M A T I O N

[18 U.S.C. § 1957: Money
Laundering; 42 U.S.C. § 408(a)(3):
False Statement to Social Security
Administration; 18 U.S.C. § 2(a):
Aiding and Abetting; 18 U.S.C.
§ 2(b): Causing an Act to be Done]

The United States Attorney charges:

COUNT ONE

[18 U.S.C. §§ 1957, 2]

On or about May 21, 2014, in Los Angeles County, within the
Central District of California, defendant ARTHUR S. CHARCHIAN,
together with others known and unknown to the United States
Attorney's Office, knowingly engaged in and willfully caused others
to engage in a monetary transaction, affecting interstate commerce,
in criminally derived property of a value greater than \$10,000, by
issuing a check for \$51,468.52 from City National Bank Account
XXXXXX3134 and made payable to M.S. and A.B., such property having

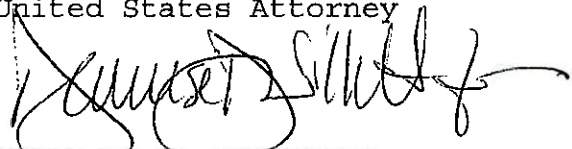
1 been derived from a specified unlawful activity, namely, bank fraud,
2 in violation of Title 18, United States Code, Section 1343.

COUNT TWO

[42 U.S.C. § 408(a)(3)]

On or about June 4, 2015, in Los Angeles County, within the Central District of California, defendant ARTHUR S. CHARCHIAN ("CHARCHIAN") knowingly made and caused to be made a materially false statement and representation in a matter relating to determining rights to payment under the United States Social Security Act, in that defendant CHARCHIAN wrote a letter asserting that M.S. had received a settlement of \$51,486.42, when in truth and fact, as defendant CHARCHIAN then well knew, M.S. had not received a settlement of \$51,486.42, but rather, that figure constituted the amount of money laundering proceeds that defendant CHARCHIAN had written in a check to M.S. and A.B.

NICOLA T. HANNA
United States Attorney



LAWRENCE S. MIDDLETON
Assistant United States Attorney
Chief, Criminal Division

DENNISE D. WILLETT
Assistant United States Attorney
Chief, Santa Ana Branch Office

CHARLES E. PELL
Assistant United States Attorney
Santa Ana Branch Office

I hereby attest and certify on 02/21/19
that the foregoing document is a full, true
and correct copy of the original on file in
my office, and in my legal custody.

CLERK U.S. DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

Don Mitchell

DEPUTY CLERK



1217

COPY

1 NICOLA T. HANNA
United States Attorney
2 LAWRENCE S. MIDDLETON
Assistant United States Attorney
3 Chief, Criminal Division
DENNISE D. WILLETT
4 Assistant United States Attorney
Chief, Santa Ana Branch Office
5 CHARLES E. PELL (Cal. State Bar No. 210309)
Assistant United States Attorney
6 Santa Ana Branch Office
United States Courthouse
7 411 West Fourth Street, Suite 8000
Santa Ana, California 92701
8 Telephone: (714) 338-3542
Facsimile: (714) 338-3561
9 E-mail: charles.e.pell2@usdoj.gov

10 Attorneys for Plaintiff
UNITED STATES OF AMERICA

11
12 UNITED STATES DISTRICT COURT
13 FOR THE CENTRAL DISTRICT OF CALIFORNIA
14 SOUTHERN DIVISION

15 UNITED STATES OF AMERICA,
16 Plaintiff,
17 v.
18 ARTHUR S. CHARCHIAN,
19 Defendant.

No. CR-18-851-CJC
PLEA AGREEMENT FOR DEFENDANT
ARTHUR S. CHARCHIAN

20
21 1. This constitutes the plea agreement between ARTHUR S.
22 CHARCHIAN ("defendant") and the United States Attorney's Office for
23 the Central District of California (the "USAO") in the investigation
24 of money laundering of tax fraud/identity theft proceeds. This
25 agreement is limited to the USAO and cannot bind any other federal,
26 state, local, or foreign prosecuting, enforcement, administrative, or
27 regulatory authorities.

28 ///

2018 DEC -7 PM 4:00
CLERK OF DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA
SANTA ANA

FILED

DEFENDANT'S OBLIGATIONS

2. Defendant agrees to:

a. Give up the right to indictment by a grand jury and, at the earliest opportunity requested by the USAO and provided by the Court, appear and plead guilty to a two-count information in the form attached to this agreement as Exhibit A or a substantially similar form, which charges defendant with money laundering, in violation of 18 U.S.C. § 1957 (count one), and false statement to the U.S. Social Security Administration (SSA), in violation of 42 U.S.C. § 408(a)(3) (count two).

b. Not contest facts agreed to in this agreement.

c. Abide by all agreements regarding sentencing contained in this agreement.

d. Appear for all court appearances, surrender as ordered for service of sentence, obey all conditions of any bond, and obey any other ongoing court order in this matter.

e. Not commit any crime; however, offenses that would be excluded for sentencing purposes under United States Sentencing Guidelines ("U.S.S.G." or "Sentencing Guidelines") § 4A1.2(c) are not within the scope of this agreement.

f. Be truthful at all times with Pretrial Services, the United States Probation Office, and the Court.

g. Pay the applicable special assessments at or before the time of sentencing unless defendant lacks the ability to pay and prior to sentencing submits a completed financial statement on a form to be provided by the USAO.

h. Make some restitution at or before the time of sentencing, and not seek the discharge of any restitution obligation,

1 in whole or in part, in any present or future bankruptcy proceeding.

2 THE USAO'S OBLIGATIONS

3 3. The USAO agrees to:

4 a. Not contest facts agreed to in this agreement.

5 b. Abide by all agreements regarding sentencing contained
6 in this agreement.

7 c. At the time of sentencing, provided that defendant
8 demonstrates an acceptance of responsibility for the offenses up to
9 and including the time of sentencing, recommend a two-level reduction
10 in the applicable Sentencing Guidelines offense level, pursuant to
11 U.S.S.G. § 3E1.1, and recommend and, if necessary, move for an
12 additional one-level reduction if available under that section.

13 d. Recommend that defendant be sentenced to a term of
14 imprisonment no higher than the low end of the applicable Sentencing
15 Guidelines range, provided that the offense level used by the Court
16 to determine that range is 18 or higher and provided that the Court
17 does not depart downward in offense level or criminal history
18 category. For purposes of this agreement, the low end of the
19 Sentencing Guidelines range is that defined by the Sentencing Table
20 in U.S.S.G. Chapter 5, Part A, without regard to reductions in the
21 term of imprisonment that may be permissible through the substitution
22 of community confinement or home detention as a result of the offense
23 level falling within Zone B or Zone C of the Sentencing Table.

24 NATURE OF THE OFFENSES

25 4. Defendant understands that for defendant to be guilty of
26 the crime charged in count one of the information, that is, money
27 laundering, in violation of Title 18, United States Code, Section
28 1957, the following must be true: (1) Defendant knowingly engaged or

1 attempted to engage in a monetary transaction; (2) Defendant knew the
2 transaction involved criminally derived property; (3) The property
3 had a value greater than \$10,000; (4) The property was, in fact,
4 derived from specified unlawful activity; and (5) The transaction
5 occurred in the United States.

6 5. Defendant understands that for defendant to be guilty of
7 the crime charged in count two of the information, that is, false
8 statement to the Social Security Administration (SSA), in violation
9 of Title 42, United States Code, Section 408(a)(3), the following
10 must be true: (1) Defendant made a false statement or representation
11 to the SSA; (2) The statement was material to determining rights to
12 payment from the SSA; and (3) Defendant acted willfully.

13 PENALTIES AND RESTITUTION

14 6. Defendant understands that the statutory maximum sentence
15 that the Court can impose for a violation of Title 18, United States
16 Code, Section 1957, is: 10 years' imprisonment; a three-year period
17 of supervised release; a fine of \$250,000 or twice the amount of the
18 criminal derived property involved in the transaction, whichever is
19 greatest; and a mandatory special assessment of \$100.

20 7. Defendant understands that the statutory maximum sentence
21 that the Court can impose for a violation of Title 42, United States
22 Code, Section 408(a)(3), is: 5 years' imprisonment; a three-year
23 period of supervised release; a fine of \$250,000 or twice the gross
24 gain or gross loss resulting from the offense, whichever is greatest;
25 and a mandatory special assessment of \$100.

26 8. Defendant understands, therefore, that the total maximum
27 sentence for all offenses to which defendant is pleading guilty is:
28 15 years of imprisonment; a three-year period of supervised release;

1 a fine of \$500,000 or twice the gross gain or gross loss resulting
2 from the offenses, whichever is greatest; and a mandatory special
3 assessment of \$200.

4 9. Defendant understands that supervised release is a period
5 of time following imprisonment during which defendant will be subject
6 to various restrictions and requirements. Defendant understands that
7 if defendant violates one or more of the conditions of any supervised
8 release imposed, defendant may be returned to prison for all or part
9 of the term of supervised release authorized by statute for the
10 offense that resulted in the term of supervised release, which could
11 result in defendant serving a total term of imprisonment greater than
12 the statutory maximum stated above.

13 10. Defendant agrees to make full restitution to the victim(s)
14 of the offenses to which defendant is pleading guilty. Defendant
15 agrees that, in return for the USAO's compliance with its obligations
16 under this agreement, the Court may order restitution to persons
17 other than the victim(s) of the offenses to which defendant is
18 pleading guilty and in amounts greater than those alleged in the
19 counts to which defendant is pleading guilty. In particular,
20 defendant agrees that the Court may order restitution to any victim
21 of any of the following for any losses suffered by that victim as a
22 result: any relevant conduct, as defined in U.S.S.G. § 1B1.3, in
23 connection with the offenses to which defendant is pleading guilty.

24 11. Defendant understands that, by pleading guilty, defendant
25 may be giving up valuable government benefits and valuable civic
26 rights, such as the right to vote, the right to possess a firearm,
27 the right to hold office, and the right to serve on a jury.
28 Defendant understands that once the court accepts defendant's guilty

1 plea, it will be a federal felony for defendant to possess a firearm
2 or ammunition. Defendant understands that the conviction in this
3 case may also subject defendant to various other collateral
4 consequences, including but not limited to revocation of probation,
5 parole, or supervised release in another case and suspension or
6 revocation of a professional license. Defendant understands that
7 unanticipated collateral consequences will not serve as grounds to
8 withdraw defendant's guilty plea.

9 12. Defendant understands that, if defendant is not a United
10 States citizen, the felony conviction in this case may subject
11 defendant to: removal, also known as deportation, which may, under
12 some circumstances, be mandatory; denial of citizenship; and denial
13 of admission to the United States in the future. The court cannot,
14 and defendant's attorney also may not be able to, advise defendant
15 fully regarding the immigration consequences of the felony conviction
16 in this case. Defendant understands that unexpected immigration
17 consequences will not serve as grounds to withdraw defendant's guilty
18 plea.

19 FACTUAL BASIS

20 13. Defendant admits that defendant is, in fact, guilty of the
21 offenses to which defendant is agreeing to plead guilty. Defendant
22 and the USAO agree to the statement of facts provided below and agree
23 that this statement of facts is sufficient to support pleas of guilty
24 to the charges described in this agreement and to establish the
25 Sentencing Guidelines factors set forth in paragraph 15 below but is
26 not meant to be a complete recitation of all facts relevant to the
27 underlying criminal conduct or all facts known to either party that
28 relate to that conduct.

1 At all times relevant to this Plea Agreement, defendant was an
2 attorney licensed by the California State Bar, and he practiced law
3 from his office in Glendale, California. For approximately three
4 years, from 2012 to 2015, defendant participated in a money
5 laundering scheme where he laundered approximately \$549,000 of
6 proceeds from bank fraud, tax fraud, and identity theft through two
7 of his client trust bank accounts, also known as "IOLTA" (Interest on
8 Lawyers' Trust Account) bank accounts. Attorneys are supposed to
9 keep clients' funds segregated from the attorneys' own funds, by
10 using client trust/IOLTA bank accounts. Defendant participated in
11 the money laundering scheme, which involved schemers who were using
12 fraudulent identities and altered Republic of Armenia passports to
13 open bank accounts used for money laundering. When the banks froze
14 the schemers' accounts, defendant was hired to seek the release of
15 the frozen funds, which defendant did in exchange for a fee of ten
16 percent of the frozen funds. Specifically, defendant was aware of a
17 high probability that the financial transactions that he was
18 conducting involved criminally derived property, but he deliberately
19 avoided learning the truth.

20 Defendant kept approximately 10% of each check that he laundered
21 as a fee for himself. Defendant would launder checks that
22 constituted proceeds of bank fraud, tax fraud, and identity theft, by
23 depositing those checks into his client trust/IOLTA bank accounts,
24 and then writing outgoing checks payable to two payees. By doing so,
25 defendant conducted financial transactions involving criminally
26 derived property. For example, on May 9, 2014, defendant deposited a
27 cashier's check from Chase Bank payable to fraudulent identity M.S.
28 for \$57,168.42, dated 04/01/2014, into defendant's client trust/IOLTA

1 bank account. That check constituted criminally derived property.
2 Then, less than two weeks' later, on May 21, 2014, defendant wrote an
3 outgoing check from the same client trust/IOLTA bank account for
4 \$51,468.52, made payable to M.S. - the fraudulent identity from the
5 incoming check - and a second payee, A.B. That outgoing check
6 payable to M.S. and A.B. constituted laundered funds minus the 10%
7 that defendant kept for himself as his fee. Sometimes, defendant
8 wrote outgoing checks payable to the fraudulent identity and himself
9 as the second payee, which defendant would then cash.

10 From April 2012 to June 2014, defendant laundered more than 15
11 incoming checks constituting fraud proceeds through his client
12 trust/IOLTA bank accounts, which totaled \$549,352.73. During that
13 same period, defendant wrote approximately 11 outgoing checks from
14 his client trust/IOLTA bank accounts that totaled \$344,492.84, and he
15 also conducted cash transactions.

16 In addition, defendant also wrote and signed a letter to the
17 U.S. Social Security Administration (SSA) that contained false
18 statements. On or about June 4, 2015, using his law firm's
19 letterhead - "Law Offices of Arthur S. Charchian," defendant wrote
20 and signed a letter to the SSA that falsely asserted that M.S. had
21 received a settlement of \$51,486.42. Defendant knew that statement
22 was false, because that amount was actually the amount of the
23 outgoing check dated May 21, 2014, that defendant had written to M.S.
24 and A.B. as part of the laundering scheme, and was not from any
25 settlement. Defendant purposefully wrote that fraudulent letter to
26 the SSA in order to assist A.B. to be able to continue receiving SSA
27 benefits.

28 The parties agree that for purposes of the plea agreement, the

1 total value of the laundered funds is \$549,352.73.

2 SENTENCING FACTORS

3 14. Defendant understands that in determining defendant's
4 sentence the Court is required to calculate the applicable Sentencing
5 Guidelines range and to consider that range, possible departures
6 under the Sentencing Guidelines, and the other sentencing factors set
7 forth in 18 U.S.C. § 3553(a). Defendant understands that the
8 Sentencing Guidelines are advisory only, that defendant cannot have
9 any expectation of receiving a sentence within the calculated
10 Sentencing Guidelines range, and that after considering the
11 Sentencing Guidelines and the other § 3553(a) factors, the Court will
12 be free to exercise its discretion to impose any sentence it finds
13 appropriate up to the maximum set by statute for the crimes of
14 conviction.

15 15. Defendant and the USAO agree to the following applicable
16 Sentencing Guidelines factors:

17 Count One (money laundering)

18 Base Offense Level: 20 U.S.S.G. § 2S1.1(a)(2)
19 (\$549,000 laundered funds)

20 Conviction under Section 1957 +1 U.S.S.G. § 2S1.1(b)(2)(A)

21 Count Two (false statement to SSA)

22 Base Offense Level: 6 U.S.S.G. § 2B1.1(a)(2)

23 Loss < \$6,500 +0 U.S.S.G. § 2B1.1(b)(1)(A)

24 Defendant and the USAO reserve the right to argue that additional
25 specific offense characteristics, adjustments, and departures under
26 the Sentencing Guidelines are appropriate.

27 16. Defendant understands that there is no agreement as to
28 defendant's criminal history or criminal history category.

1 17. Defendant and the USAO reserve the right to argue for a
2 sentence outside the sentencing range established by the Sentencing
3 Guidelines based on the factors set forth in 18 U.S.C. § 3553(a)(1),
4 (a)(2), (a)(3), (a)(6), and (a)(7).

5 WAIVER OF CONSTITUTIONAL RIGHTS

6 18. Defendant understands that by pleading guilty, defendant
7 gives up the following rights:

- 8 a. The right to persist in a plea of not guilty.
- 9 b. The right to a speedy and public trial by jury.
- 10 c. The right to be represented by counsel -- and if
11 necessary have the court appoint counsel -- at trial. Defendant
12 understands, however, that, defendant retains the right to be
13 represented by counsel -- and if necessary have the court appoint
14 counsel -- at every other stage of the proceeding.
- 15 d. The right to be presumed innocent and to have the
16 burden of proof placed on the government to prove defendant guilty
17 beyond a reasonable doubt.
- 18 e. The right to confront and cross-examine witnesses
19 against defendant.
- 20 f. The right to testify and to present evidence in
21 opposition to the charges, including the right to compel the
22 attendance of witnesses to testify.
- 23 g. The right not to be compelled to testify, and, if
24 defendant chose not to testify or present evidence, to have that
25 choice not be used against defendant.
- 26 h. Any and all rights to pursue any affirmative defenses,
27 Fourth Amendment or Fifth Amendment claims, and other pretrial
28 motions that have been filed or could be filed.

1 WAIVER OF APPEAL OF CONVICTIONS

2 19. Defendant understands that, with the exception of an appeal
3 based on a claim that defendant's guilty pleas were involuntary, by
4 pleading guilty defendant is waiving and giving up any right to
5 appeal defendant's convictions on the offenses to which defendant is
6 pleading guilty.

7 WAIVER OF APPEAL OF SENTENCE AND COLLATERAL ATTACK

8 20. Defendant gives up the right to appeal all of the
9 following: (a) the procedures and calculations used to determine and
10 impose any portion of the sentence, provided that the final
11 Guidelines offense level calculated by the Court is 20 or less;
12 (b) the term of imprisonment imposed by the Court, provided that the
13 final Guidelines offense level calculated by the Court is 20 or less;
14 (c) the fine imposed by the court, provided it is within the
15 statutory maximum; (d) the amount and terms of any restitution order;
16 (e) the term of probation or supervised release imposed by the Court,
17 provided it is within the statutory maximum; and (f) any of the
18 following conditions of probation or supervised release imposed by
19 the Court: the conditions set forth in General Orders 318, 01-05,
20 and/or 05-02 of this Court; the drug testing conditions mandated by
21 18 U.S.C. §§ 3563(a)(5) and 3583(d); the alcohol and drug use
22 conditions authorized by 18 U.S.C. § 3563(b)(7); and any conditions
23 of probation or supervised release agreed to by defendant in
24 paragraph 2 above.

25 21. Defendant also gives up any right to bring a post-
26 conviction collateral attack on the convictions or sentence, except a
27 post-conviction collateral attack based on a claim of ineffective
28 assistance of counsel, a claim of newly discovered evidence, or an

1 explicitly retroactive change in the applicable Sentencing
2 Guidelines, sentencing statutes, or statutes of convictions.

3 22. The USAO agrees that, provided all portions of the sentence
4 are at or below the statutory maximum specified above, the USAO gives
5 up its right to appeal any portion of the sentence.

6 RESULT OF WITHDRAWAL OF GUILTY PLEA

7 23. Defendant agrees that if, after entering guilty pleas
8 pursuant to this agreement, defendant seeks to withdraw and succeeds
9 in withdrawing defendant's guilty pleas on any basis other than a
10 claim and finding that entry into this plea agreement was
11 involuntary, then the USAO will be relieved of all of its obligations
12 under this agreement.

13 EFFECTIVE DATE OF AGREEMENT

14 24. This agreement is effective upon signature and execution of
15 all required certifications by defendant, defendant's counsel, and an
16 Assistant United States Attorney.

17 BREACH OF AGREEMENT

18 25. Defendant agrees that if defendant, at any time after the
19 signature of this agreement and execution of all required
20 certifications by defendant, defendant's counsel, and an Assistant
21 United States Attorney, knowingly violates or fails to perform any of
22 defendant's obligations under this agreement ("a breach"), the USAO
23 may declare this agreement breached. All of defendant's obligations
24 are material, a single breach of this agreement is sufficient for the
25 USAO to declare a breach, and defendant shall not be deemed to have
26 cured a breach without the express agreement of the USAO in writing.
27 If the USAO declares this agreement breached, and the Court finds
28 such a breach to have occurred, then: (a) if defendant has previously

1 entered guilty pleas pursuant to this agreement, defendant will not
2 be able to withdraw the guilty pleas, and (b) the USAO will be
3 relieved of all its obligations under this agreement.

4 COURT AND PROBATION OFFICE NOT PARTIES

5 26. Defendant understands that the Court and the United States
6 Probation Office are not parties to this agreement and need not
7 accept any of the USAO's sentencing recommendations or the parties'
8 agreements to facts or sentencing factors.

9 27. Defendant understands that both defendant and the USAO are
10 free to: (a) supplement the facts by supplying relevant information
11 to the United States Probation Office and the Court, (b) correct any
12 and all factual misstatements relating to the Court's Sentencing
13 Guidelines calculations and determination of sentence, and (c) argue
14 on appeal and collateral review that the Court's Sentencing
15 Guidelines calculations and the sentence it chooses to impose are not
16 error, although each party agrees to maintain its view that the
17 calculations in paragraph 15 are consistent with the facts of this
18 case. While this paragraph permits both the USAO and defendant to
19 submit full and complete factual information to the United States
20 Probation Office and the Court, even if that factual information may
21 be viewed as inconsistent with the facts agreed to in this agreement,
22 this paragraph does not affect defendant's and the USAO's obligations
23 not to contest the facts agreed to in this agreement.

24 28. Defendant understands that even if the Court ignores any
25 sentencing recommendation, finds facts or reaches conclusions
26 different from those agreed to, and/or imposes any sentence up to the
27 maximum established by statute, defendant cannot, for that reason,
28 withdraw defendant's guilty pleas, and defendant will remain bound to

1 fulfill all defendant's obligations under this agreement. Defendant
2 understands that no one -- not the prosecutor, defendant's attorney,
3 or the Court -- can make a binding prediction or promise regarding
4 the sentence defendant will receive, except that it will be within
5 the statutory maximum.

6 NO ADDITIONAL AGREEMENTS

7 29. Defendant understands that, except as set forth herein,
8 there are no promises, understandings, or agreements between the USAO
9 and defendant or defendant's attorney, and that no additional
10 promise, understanding, or agreement may be entered into unless in a
11 writing signed by all parties or on the record in court.

12 ///

13 ///

14 ///

15

16

17

18

19

20

21

22

23

24

25

26

27

28

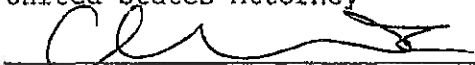
PLEA AGREEMENT PART OF THE GUILTY PLEA HEARING

30. The parties agree that this agreement will be considered part of the record of defendant's guilty plea hearing as if the entire agreement had been read into the record of the proceeding.

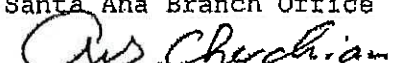
AGREED AND ACCEPTED

UNITED STATES ATTORNEY'S OFFICE
FOR THE CENTRAL DISTRICT OF
CALIFORNIA


NICOLA T. HANNA
United States Attorney


CHARLES E. PELL
Assistant United States Attorney
Santa Ana Branch Office

12.07.2018
Date


ARTHUR S. CHARCHIAN
Defendant

12/7/2018
Date


~~NAREG GOURKJIAN~~/MARK WERKSMAN
Attorneys for Defendant
ARTHUR S. CHARCHIAN

12/7/18
Date

CERTIFICATION OF DEFENDANT

I have read this agreement in its entirety. I have had enough time to review and consider this agreement, and I have carefully and thoroughly discussed every part of it with my attorney. I understand the terms of this agreement, and I voluntarily agree to those terms. I have discussed the evidence with my attorney, and my attorney has advised me of my rights, of possible pretrial motions that might be filed, of possible defenses that might be asserted either prior to or at trial, of the sentencing factors set forth in 18 U.S.C. § 3553(a), of relevant Sentencing Guidelines provisions, and of the consequences of entering into this agreement. No promises, inducements, or representations of any kind have been made to me other than those

1 contained in this agreement. No one has threatened or forced me in
2 any way to enter into this agreement. I am satisfied with the
3 representation of my attorney in this matter, and I am pleading
4 guilty because I am guilty of the charges and wish to take advantage
5 of the promises set forth in this agreement, and not for any other
6 reason.

7 Arth. Charchian

8 ARTHUR S. CHARCHIAN
9 Defendant

12/7/2018
Date

10 CERTIFICATION OF DEFENDANT'S ATTORNEY

11 I am ARTHUR S. CHARCHIAN's attorney. I have carefully and
12 thoroughly discussed every part of this agreement with my client.
13 Further, I have fully advised my client of his rights, of possible
14 pretrial motions that might be filed, of possible defenses that might
15 be asserted either prior to or at trial, of the sentencing factors
16 set forth in 18 U.S.C. § 3553(a), of relevant Sentencing Guidelines
17 provisions, and of the consequences of entering into this agreement.
18 To my knowledge: no promises, inducements, or representations of any
19 kind have been made to my client other than those contained in this
20 agreement; no one has threatened or forced my client in any way to
21 enter into this agreement; my client's decision to enter into this
22 agreement is an informed and voluntary one; and the factual basis set
23 forth in this agreement is sufficient to support my client's entry of
24 guilty pleas pursuant to this agreement.

25 Mark Werksman

26 NAREG GOURIJAN/MARK WERKSMAN
27 Attorneys for Defendant
28 ARTHUR S. CHARCHIAN

12/7/18
Date

1
2
3
4
5
6
7
8 UNITED STATES DISTRICT COURT
9 FOR THE CENTRAL DISTRICT OF CALIFORNIA
10 SOUTHERN DIVISION

11 UNITED STATES OF AMERICA,

CR No. 18-

12 Plaintiff,

I N F O R M A T I O N

13 v.

[18 U.S.C. § 1957: Money
Laundering; 42 U.S.C. § 408(a)(3):
False Statement to Social Security
Administration; 18 U.S.C. § 2(a):
Aiding and Abetting; 18 U.S.C.
§ 2(b): Causing an Act to be Done]

14 ARTHUR S. CHARCHIAN,

15 Defendant.
16

17
18 The United States Attorney charges:

19 COUNT ONE

20 [18 U.S.C. §§ 1957, 2]

21 On or about May 21, 2014, in Los Angeles County, within the
22 Central District of California, defendant ARTHUR S. CHARCHIAN,
23 together with others known and unknown to the United States
24 Attorney's Office, knowingly engaged in and willfully caused others
25 to engage in a monetary transaction, affecting interstate commerce,
26 in criminally derived property of a value greater than \$10,000, by
27 issuing a check for \$51,468.52 from City National Bank Account
28 XXXXX3134 and made payable to M.S. and A.B., such property having

EXHIBIT
A

1 been derived from a specified unlawful activity, namely, bank fraud,
2 in violation of Title 18, United States Code, Section 1343.

COUNT TWO

[42 U.S.C. § 408(a)(3)]

On or about June 4, 2015, in Los Angeles County, within the Central District of California, defendant ARTHUR S. CHARCHIAN ("CHARCHIAN") knowingly made and caused to be made a materially false statement and representation in a matter relating to determining rights to payment under the United States Social Security Act, in that defendant CHARCHIAN wrote a letter asserting that M.S. had received a settlement of \$51,486.42, when in truth and fact, as defendant CHARCHIAN then well knew, M.S. had not received a settlement of \$51,486.42, but rather, that figure constituted the amount of money laundering proceeds that defendant CHARCHIAN had written in a check to M.S. and A.B.

NICOLA T. HANNA
United States Attorney

LAWRENCE S. MIDDLETON
Assistant United States Attorney
Chief, Criminal Division

DENNISE D. WILLETT
Assistant United States Attorney
Chief, Santa Ana Branch Office

CHARLES E. PELL
Assistant United States Attorney
Santa Ana Branch Office

I hereby attest and certify on 02/21/19
that the foregoing document is a full, true
and correct copy of the original on file in
my office, and in my legal custody.

CLERK U.S. DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

Dani M. Jensen
DEPUTY CLERK



1217

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

CRIMINAL MINUTES - GENERAL

Case No. CR 18-851-AGDate December 14, 2018Present: The Honorable Andrew J. Guilford, U.S. District Judge

Interpreter _____

Gabriela GarciaMiriam BairdCharles Pell*Deputy Clerk**Court Reporter/Recorder, Tape No.**Assistant U.S. Attorney*

<u>U.S.A. v. Defendant(s):</u>	<u>Present</u>	<u>Cust.</u>	<u>Bond</u>	<u>Attorneys for Defendants:</u>	<u>Present</u>	<u>App.</u>	<u>Ret.</u>
ARTHUR CHARCHIAN	X		X	Mark Werksman	X		X

Proceedings: CHANGE OF PLEA

Defendant moves to change plea to Counts 1 and 2 of the Information. The plea agreement is incorporated herein by reference. Defendant sworn and states true name as charged. Defendant enters a new and different plea of GUILTY to Counts 1 and 2 of the Information.

The Court questions the defendant regarding plea of GUILTY and finds that a factual basis has been laid and further finds the plea is knowledgeable and voluntarily made. The Court orders the plea accepted and entered.

The Court refers the defendant to the Probation Office for investigation and report, and the matter is continued to September 9, 2019 at 1:30 pm for sentencing.

The Court ORDERS the jury trial vacated as to this defendant only.

Counsel stipulate and the Court finds by clear and convincing evidence that the defendant is not a flight risk or a risk to the community. Defendant shall remain on bond on the same terms and conditions as previously imposed.

0 : 29

Initials of Deputy Clerk gga

I hereby attest and certify on 6-5-19
that the foregoing document is a full, true
and correct copy of the original on file in
my office, and in my legal custody.

CLERK U.S. DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA
Rose Henderson
DEPUTY CLERK



7100

DECLARATION OF SERVICE BY FIRST CLASS and CERTIFIED MAIL

CASE NUMBER: 18-C-18556

I, the undersigned, over the age of eighteen (18) years, whose business address and place of employment is the State Bar of California, 180 Howard Street, San Francisco, California 94105, declare that I am not a party to the within action; that I am readily familiar with the State Bar of California's practice for collection and processing of correspondence for mailing with the United States Postal Service; that in the ordinary course of the State Bar of California's practice, correspondence collected and processed by the State Bar of California would be deposited with the United States Postal Service that same day; that I am aware that on motion of party served, service is presumed invalid if postal cancellation date or postage meter date on the envelope or package is more than one day after date of deposit for mailing contained in the affidavit; and that in accordance with the practice of the State Bar of California for collection and processing of mail, I deposited or placed for collection and mailing in the City and County of San Francisco, on the date shown below, a true copy of the within

TRANSMITTAL OF RECORDS OF CONVICTION OF ATTORNEY, including:

**Certified Copy of Information
Certified Copy of Plea Agreement
Certified Copy of Criminal Minutes**

in a sealed envelope placed for collection and mailing as first class mail and as certified mail, return receipt requested, Article No.: 9414 7266 9904 2152 1799 74, at San Francisco, on the date shown below, addressed to:

**Arthur Sevak Charchian
Law Offices of Arthur S. Charchian PC
PO Box 510
Glendale, CA 91209-0510
*Sent via Certified Mail and Courtesy Copy
via First Class Mail***


**Ellen Anne Pansky
Pansky Markle Attorneys at Law
1010 Sycamore Ave Unit 308
S Pasadena, CA 91030-6139
*Courtesy Copy sent via First Class Mail***

in an inter-office mail facility regularly maintained by the State Bar of California addressed to:

N/A

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed at San Francisco, California, on the date shown below.

DATED: August 19, 2019

Signed: 
Ina M. Strehle
Declarant