

RE: Weiss, Sholam

PART A. THE OFFENSE (continued)

manufactured for the purpose of deceiving investigators. On or about October 30, 1995, a grand jury sitting in Orlando, Florida in the Middle District of Florida, issued subpoenas requiring Weiss to turn over certain records for South Star and NHE. The investigation was later turned over to another grand jury in April 1996. Between February 16, 1996 and January 21, 1998, Weiss caused his attorney to deliver to agents of the grand jury the three false documents described earlier in this paragraph. On January 21, 1998, Weiss appeared before the grand jury and under oath acknowledged that he had caused his attorney to do so. On the same day Weiss falsely identified these documents as business records of South Star when he knew that they were false documents he manufactured for the purpose of obstructing the administration of justice.

74. The evidence presented at trial shows that Weiss, Pound, and Schneiderman were involved in a scheme to defraud that resulted in losses or attempted losses of at least \$89,157,482, which represents the proceeds of the South Star/NHE frauds. While it may be argued that eventually some of the assets (valued at approximately \$65,000,000) purchased with these funds were recovered, this was only after investigators vigorously pursued such and were resisted by several coconspirators who tried to hold on to these assets. The value of funds involved in the various acts of money laundering for Weiss is \$103,357,079. This figure includes \$46,886,432 that represents funds transferred to Schneiderman for the NHLIC Escrow accounts and for South Star as presented at trial in government's exhibit 448. An additional \$44,502,000 in NHLIC funds were transferred to F&H/South Star accounts in 1993 as shown in government's exhibit 449A. As shown in government's exhibit 449B, \$11,968,497 in NHLIC funds were transferred to F&H/South Star accounts in 1994.
75. Weiss was further involved in additional fraudulent activities. As described in paragraph 122 of the Indictment, a loss of \$7,605,124 occurred as a result of the *Future Medical Stock/Solar Note Frauds*. An additional \$22,665,414 in NHLIC funds were fraudulently taken as a result of the *Capital Assets fraud* as described in paragraph 153 of the Indictment. The *APX Mortgage Servicing Fraud*, as described in paragraph 277 of the Indictment, resulted in fraudulent losses of \$4,249,285. The *RAM Mortgage Servicing Fraud*, as described in paragraph 315 of the Indictment resulted in additional losses of \$1,339,353. The total fraudulent losses or attempted losses attributable to Weiss are \$125,016,656.