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 UNITED STATES OF AMERICA

9 UNITED STATES DISTRICT COURT
 10 FOR THE CENTRAL DISTRICT OF CALIFORNIA

12 UNITED STATES OF AMERICA,) NO. SA CR 07-227-CJC
)
 13 Plaintiff,) GOVERNMENT'S SENTENCING POSITION
) AND RESPONSE TO PRE-SENTENCE REPORT
 14 v.)
) Date: April 14, 2008
 15 IGOR M. OLENICOFF,) Time: 10:00 a.m.
)
 16 Defendant.)
)
 17 _____)

18 Plaintiff United States of America, by and through its
 19 counsel of record, submits the government's sentencing position
 20 and response to Pre-Sentence Report.

21 Dated: March 31, 2008

Respectfully submitted,

22 THOMAS P. O'BRIEN
 United States Attorney

23 ROBB C. ADKINS
 24 Assistant United States Attorney
 Chief, Santa Ana Branch Office

25
 26 BRETT A. SAGEL
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 27 Assistant United States Attorney

28 Attorneys for Plaintiff
 United States of America

1 Defendant has complied with all of his obligations, including the
2 paying of approximately \$52 million to the Department of Treasury
3 prior to his change of plea to resolve his civil tax liabilities.

4 Pursuant to the factual basis of the plea agreement alone,
5 defendant's conduct regarding the use of off-shore bank accounts
6 and the transferring of assets to these accounts dates back to at
7 least 1992. Although defendant has fully met his obligations
8 pursuant to the plea agreement, the Government believes a longer
9 period of probation is warranted to ensure defendant's future
10 compliance with the Internal Revenue laws. The Government urges
11 the Court to sentence defendant to a term of probation of three
12 years, which would account for the nature and circumstances of
13 the offense and the history of defendant and would afford
14 adequate protection to the public from further crimes of
15 defendant, among other Section 3553 factors. The Government does
16 not oppose minimal supervision over defendant and minimal
17 restrictions placed on defendant in years two and three of
18 probation; but these additional years will allow this Court
19 authority over defendant in case he does not comply fully with
20 his responsibilities. In sum, the Government urges this Court to
21 sentence defendant pursuant to the Government's recommendations
22 below.

23 CONCLUSION

24 The government recommends that defendant be:

- 25 (1) sentenced to a term of probation for three years;
26 (2) ordered to pay a fine in the amount of \$3,500; and
27 (3) ordered to pay a \$100 special assessment.