

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA,

Plaintiff,

v.

17-CR-0390 (RJD)

VITALY KORCHEVSKY, ET AL.,

Defendant.

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DECLARATION OF PUBLICATION

According to my review of the electronic database maintained by the Department of Justice, Notice of Criminal Forfeiture was posted on an official government internet site (www.forfeiture.gov) for at least 30 consecutive days, beginning on September 22, 2018 and ending on October 21, 2018 as required by 21 U.S.C. § 853(n)(1), and evidenced by Attachment 1.

I declare under penalty of perjury that the foregoing is true and correct. Executed on January 14, 2019.

Melissa Thorpe

Melissa Thorpe
FSA Records Examiner



Advertisement Certification Report

The Notice of Publication was available on the www.forfeiture.gov web site for at least 18 hours per day between September 22, 2018 and October 21, 2018. Below is a summary report that identifies the uptime for each day within the publication period and reports the results of the web monitoring system's daily check that verifies that the advertisement was available each day.

U.S. v. Vitaly Korchevsky, et al.

Court Case No: CR-15-0381
For Asset ID(s): See Attached Advertisement Copy

Consecutive Calendar Day Count	Date Advertisement Appeared on the Web Site	Total Hours Web Site was Available during Calendar Day	Verification that Advertisement existed on Web Site
1	09/22/2018	24.0	Verified
2	09/23/2018	24.0	Verified
3	09/24/2018	24.0	Verified
4	09/25/2018	24.0	Verified
5	09/26/2018	24.0	Verified
6	09/27/2018	24.0	Verified
7	09/28/2018	24.0	Verified
8	09/29/2018	24.0	Verified
9	09/30/2018	24.0	Verified
10	10/01/2018	24.0	Verified
11	10/02/2018	24.0	Verified
12	10/03/2018	24.0	Verified
13	10/04/2018	24.0	Verified
14	10/05/2018	24.0	Verified
15	10/06/2018	24.0	Verified
16	10/07/2018	24.0	Verified
17	10/08/2018	24.0	Verified
18	10/09/2018	24.0	Verified
19	10/10/2018	24.0	Verified
20	10/11/2018	24.0	Verified
21	10/12/2018	24.0	Verified
22	10/13/2018	24.0	Verified
23	10/14/2018	24.0	Verified
24	10/15/2018	24.0	Verified
25	10/16/2018	24.0	Verified
26	10/17/2018	24.0	Verified
27	10/18/2018	24.0	Verified
28	10/19/2018	24.0	Verified
29	10/20/2018	24.0	Verified
30	10/21/2018	24.0	Verified

Additional log information is available and kept in the archives for 15 years after the asset has been disposed.

Attachment 1

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NEW YORK
COURT CASE NUMBER: CR-15-0381; NOTICE OF FORFEITURE**

Notice is hereby given that on September 30, 2016, in the case of U.S. v. Vitaly Korchevsky et al, Court Case Number CR-15-0381, the United States District Court for the Eastern District of New York entered an Order condemning and forfeiting the following property to the United States of America:

All right, title and interest in one million seventy-four thousand six hundred sixteen dollars and forty-four cents (\$1,074,616.44), more or less, from E*TRADE account number xxxxx623, held in the name of Vitaly Korchevsky and Svetlana Korchevsky (16-FBI-002649), which was seized from the defendants on or about August 11, 2015.

All right, title and interest in thirty-four thousand three hundred twenty-two dollars and sixty-five cents (\$34,322.65), more or less, from PNC Bank account number xxxxxxx988, held in the name of Vitaly Korchevsky and Svetlana Korchevsky (16-FBI-002650), which was seized from the defendants on or about August 11, 2015.

All right, title and interest in eight million six hundred sixty-six thousand eight hundred twenty-eight dollars and fifty-eight cents (\$8,666,828.58), more or less, from Pershing LLC account number xxxxxx191 (16-FBI-005720), which was seized from the defendants on or about August 11, 2015.

All right, title and interest in the real property and premises located at 1591 Meadow Lane, Glen Mills, Pennsylvania 19342 (16-FBI-005722).

All right, title and interest in the real property and premises located at 3 Skyline Drive, Glen Mills, Pennsylvania 19342 (16-FBI-005723).

All right, title and interest in the real property and premises located at 7 Skyline Drive, Glen Mills, Pennsylvania 19342 (16-FBI-005724).

All right, title and interest in the real property and premises located at 10 Skyline Drive, Glen Mills, Pennsylvania 19342 (16-FBI-005725).

All right, title and interest in the real property and premises located at 9 Blackhorse Lane, Media, Pennsylvania 19063 (16-FBI-005729).

All right, title and interest in the real property and premises located at 316 Willowbrook Road, Upper Chichester, Pennsylvania 19061 (16-FBI-005731).

All right, title and interest in the real property and premises located at 674 Cheyney Road, Cheyney, Pennsylvania 19319 (16-FBI-005732).

All right, title and interest in the real property and premises located at 1290 Samuel Road, West Chester, Pennsylvania 19380 (16-FBI-005733).

All right, title and interest in the real property and premises located at 1737 Graham Road, Macon, Georgia 31211 (16-FBI-005734).

All right, title and interest in the real property and premises located at 122-134 Lancaster Avenue, Malvern, Pennsylvania 19355 (16-FBI-005735).

All right, title and interest in the real property and premises located at 1801 Kings Highway, Coatesville, Pennsylvania 19320 (16-FBI-005736).

All right, title and interest in the real property and premises located at 1709 Slitting Mill Road, Glen Mills, Pennsylvania 19342 (16-FBI-005737).

The United States hereby gives notice of its intent to dispose of the forfeited property in such manner as the United States Attorney General may direct. Any person, other than the defendant(s) in this case, claiming interest in the forfeited property must file an ancillary petition within 60 days of the first date of publication (September 22, 2018) of this Notice on this official government internet web site, pursuant to Rule 32.2 of the Federal Rules of Criminal Procedure and 21 U.S.C. § 853(n)(1). The ancillary petition must be filed with the Clerk of the Court, 225 Cadman Plaza East, Brooklyn, NY 11201, and a copy served upon Assistant United States Attorney Tanisha Payne, 271 Cadman Plaza East, 7th Floor, Brooklyn, NY 11201. The ancillary petition shall be signed by the petitioner under penalty of perjury and shall set forth the nature and extent of the petitioner's right, title or interest in the forfeited property, the time and circumstances of the petitioner's acquisition of the right, title and interest in the forfeited property and any additional facts supporting the petitioner's claim and the relief sought, pursuant to 21 U.S.C. § 853(n).

Following the Court's disposition of all ancillary petitions filed, or if no such petitions are filed, following the expiration of the period specified above for the filing of such ancillary petitions, the United States shall have clear title to the property and may warrant good title to any subsequent purchaser or transferee.

The government may also consider granting petitions for remission or mitigation, which pardon all or part of the property from the forfeiture. A petition must include a description of your interest in the property supported by documentation; include any facts you believe justify the return of the property; and be signed under oath, subject to the penalty of perjury, or meet the requirements of an unsworn statement under penalty of perjury. See 28 U.S.C. Section 1746. For the regulations pertaining to remission or mitigation of the forfeiture, see 28 C.F.R. Sections 9.1 - 9.9. The criteria for remission of the forfeiture are found at 28 C.F.R. Section 9.5(a). The criteria for mitigation of the forfeiture are found at 28 C.F.R. Section 9.5(b). The petition for remission need not be made in any particular form and may be filed online or in writing. You should file a petition for remission not later than 11:59 PM EST 30 days after the date of final publication of this notice. See 28 C.F.R. Section 9.3(a). The <https://www.forfeiture.gov/FilingPetition.htm> website provides access to a standard petition for remission form that may be mailed and

the link to file a petition for remission online. If you cannot find the desired assets online, you must file your petition for remission in writing by sending it to Assistant United States Attorney Tanisha Payne, 271 Cadman Plaza East, 7th Floor, Brooklyn, NY 11201. This website provides answers to frequently asked questions (FAQs) about filing a petition for remission. You may file both an ancillary petition with the court and a petition for remission or mitigation.