

On August 24, 2013, Saturday around 8 pm, Agent Vanbrunt went to Broward County Jail with the only attempt to force Scotton to plead guilty by intimidation and threats. This despite Scotton is innocent.

Vanbrunt said he would put Scotton's mother and stepfather in prison if he refused to plead guilty. That all of Scotton's friends and wife could testify against him.

On August 26, 2013, Court Magician Bertha Mitrani offered Scotton a plea agreement in open court, suggesting withdrawing the false statement, count 28 and 29. And further suggested that Scotton's wife, Aylin Reyes Mollinedo, received immunity according to the rules on GIGLIO vs UNITED STATES 405 US 150 (1972). (See the letter below).

In addition, on August 28, 2013, another plea bargain was offered to Scotton by Court Magician, Bertha Mitrani. As the next trick attempted, Court Room Magician, Mitrani suggested, without any evidence or records, that the losses exceed \$ 3 million. Informed that Scotton should accept a million dollars in loss or that Scotton could discuss his own number. WHAT A JOKE!!!

Undoubtedly, Scotton told Court Magician to shove it. Thus, on October 18, 2013, another plea agreement was offered to Scotton by the Court Magician. This time the courtroom magician offered Scotton to accept 3 counts of mail fraud and that she would eat part of the loss amount for FedEx, UPS and DHL. no CHARGE FOR FALSE STATEMENT. Mitrani suggested 2 extra levels for sophisticated means. If there is any conduct of sophisticated means in this case, such was conduct by Bertha Mitrani herself and the Mickey Mouse Squad (FBI).

Threats and more threats, plead guilty or 10 years. Could you call it justice?



U.S. Department of Justice

*United States Attorney
Southern District of Florida*

Economic Crimes

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August 26, 2013

VIA HAND DELIVERY

Rogério Scotton, *Pro Se*

RE: USA v. Scotton, 12-60049-CR-ROSENBAUM

Dear Mr. Scotton:

SA Van Brunt told me about his meeting with you this past Saturday. Please be advised that if you plead guilty to all of the mail fraud charges, we will drop the false statement counts, counts 28 and 29. Consider this our plea offer.

Pursuant to Giglio v. United States, 405 U.S. 150 (1972), we wish to advise you that Ms. Reyes has been advised that her truthful testimony will not result in criminal exposure.

Very truly yours,

WIFREDO A. FERRER
UNITED STATES ATTORNEY


BERTHA R. MITRANI
ASSISTANT U.S. ATTORNEY

CV 11-131 5



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August 28, 2013

VIA HAND DELIVERY

Rogério Scotton, *Pro Se*

RE: USA v. Scotton, 12-60049-CR-ROSENBAUM

Dear Mr. Scotton:

As we discussed yesterday, enclosed is our plea offer. We believe the combined loss to the shippers exceeds \$3 million dollars. If you plead guilty, we will take the position that the losses exceed \$1 million but are less than \$2.5 million. This will result in 2 fewer points on your guideline calculation. If you disagree with our calculations, you are free to argue your "number."

This is our best and only offer. It is good until close of business tomorrow.

Very truly yours,

WIFREDO A. FERRER
UNITED STATES ATTORNEY


BERTHA R. MITRANI
ASSISTANT U.S. ATTORNEY

EXHIBIT 5

Jason Kreiss

From: Mitrani, Bertha (USAFLS) <Bertha.Mitrani@usdoj.gov>
Sent: Friday, October 18, 2013 2:44 PM
To: Jason Kreiss
Cc: VanBrunt, Roy T. (FBI)
Subject: Scotton Plea
Attachments: Plea.8 28.pdf

Hi Jason:

Enclosed is the plea agreement that I extended to Scotton in August. As you can see, it is a bare-boned-3 Counts of mail frauds with no stipulations. We believe the loss to be in the 3 million dollar range. If Scotton agrees to plead guilty pretty soon, I'll eat part of that loss and agree to a loss amount of between 1 million and 2.5 million. The 2 points for sophisticated means would apply. I believe we can obtain an additional two points for obstruction of justice, but I will forgo the obstruction of justice on a plea. I also will not seek an upward variance on a plea. (If we convict at trial, Scotton will also be subject to a grouping enhancement for the false statement charges.)

Let me know.

Thanks

Bertha

Bertha R. Mitrani
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OK 10/18/13