

United States District Court

FOR THE
NORTHERN DISTRICT OF CALIFORNIA

VENUE: SAN FRANCISCO

FILED

MAR - 5 2015

**RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

[REDACTED]

UNITED STATES OF AMERICA,

v.

PAVEL SEMENOVICH FLIDER and
TRIDENT INTERNATIONAL
CORPORATION, LLC,

CR 15 0154

VC

DEFENDANT(S).

INDICTMENT

Counts One - Fifteen: 18 U.S.C. §§ 554(a) and 2 – Smuggling of Goods; Count Sixteen: 18 U.S.C. § 1956(h) – Conspiracy to Commit International Money Laundering; Counts Seventeen - Twenty-Six: 18 U.S.C. § 1956(a)(2)(A) – Money Laundering; Forfeiture Allegation: 13 U.S.C § 305(a)(3) – Failure to File Export Information Forfeiture; 18 U.S.C. § 981(a)(1)(C) – Smuggling Forfeiture; 18 U.S.C. § 982(a)(1) – Money Laundering Forfeiture; and 28 U.S.C. § 2461(c)

015-154 VC

A true bill.
William [Signature]
Foreman

Filed in open court this 5th day of
MARCH 2015

MARIA-ELENA JAMES
UNITED STATES MAGISTRATE JUDGE

[Signature]
Clerk

ROSE MAHER

NO RAIL ARREST WARRANTS as to

Paul Semenov

AO 257 (Rev. 6/78)

DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT

BY: COMPLAINT INFORMATION INDICTMENT
 SUPERSEDING

OFFENSE CHARGED

18 U.S.C. § 554(a) - Smuggling of Goods; Petty
18 U.S.C. § 1956(a)(2)(A) - Money Laundering Minor
 Misdemeanor
 Felony

PENALTY:

18 U.S.C. § 554: \$250,000 fine; \$100 special assessment; forfeiture of involved property and proceeds.
(cont'd)

PROCEEDING

Name of Complainant Agency, or Person (& Title, if any)
Department of Commerce, Bureau of Industry and Security
Special Agent Richard J. Fitzpatrick III

person is awaiting trial in another Federal or State Court, give name of court

this person/proceeding is transferred from another district per (circle one) FRCrP 20, 21 or 40. Show District

this is a re prosecution of charges previously dismissed which were dismissed on motion of:
 U.S. Att'y Defense } SHOW DOCKET NO.

this prosecution relates to a pending case involving this same defendant }
 prior proceedings or appearance(s) before U.S. Magistrate regarding this defendant were recorded under } MAGISTRATE CASE NO.

Name and Office of Person Furnishing Information on THIS FORM
MELINDA L. HAAG
 U.S. Att'y Other U.S. Agency

Name of Asst. U.S. Att'y (if assigned)
Philip J. Kearney

Name of District Court, and/or Judge/Magistrate Location
NORTHERN DISTRICT OF CALIFORNIA

DEFENDANT - U.S.

TRIDENT INTERNATIONAL CORPORATION, LLC

DISTRICT COURT NUMBER

CR 15 0154

DEFENDANT

IS NOT IN CUSTODY

- 1) Has not been arrested, pending outcome this proceeding. If not detained give date any prior summons was served on above charges
- 2) Is a Fugitive
- 3) Is on Bail or Release from (show District)

FILED
MAR -5 2015

IS IN CUSTODY

- 4) On this charge
- 5) On another conviction
- 6) Awaiting trial on other charges } Fed'l State

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

If answer to (6) is "Yes", show name of institution

Has detainer been filed? Yes No } If "Yes" give date filed

DATE OF ARREST Month/Day/Year

Or... if Arresting Agency & Warrant were not Month/Day/Year

DATE TRANSFERRED TO U.S. CUSTODY

This report amends AO 257 previously submitted

ADDITIONAL INFORMATION OR COMMENTS

PROCESS:

SUMMONS NO PROCESS* WARRANT Bail Amount: _____

If Summons, complete following:

Arraignment Initial Appearance

Defendant Address: _____

**Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment*

Date/Time: _____

Before Judge: _____

Comments: _____

18 U.S.C. § 1956(a)(2)(A): \$500,000 fine or twice the value of the property used in the transaction, whichever is greater; \$100 special assessment; forfeiture of involved property and proceeds.

AO 257 (Rev. 6/78)

DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT

BY: COMPLAINT INFORMATION INDICTMENT
 SUPERSEDING

OFFENSE CHARGED

18 U.S.C. § 554(a) – Smuggling of Goods; Petty
18 U.S.C. § 1956(h) – Conspiracy to Commit Minor
International Money Laundering; Misdemeanor
18 U.S.C. § 1956(a)(2)(A) – Money Laundering Felony

PENALTY:

18 U.S.C. § 554: 10 years in prison; three year period of supervised release; \$250,000 fine; \$100 special assessment; forfeiture of involved property and proceeds.
(cont'd)

PROCEEDING

Name of Complainant Agency, or Person (& Title, if any)
Department of Commerce, Bureau of Industry and Security
Special Agent Richard J. Fitzpatrick III

person is awaiting trial in another Federal or State Court, give name of court

this person/proceeding is transferred from another district per (circle one) FRCrP 20, 21 or 40. Show District

this is a prosecution of charges previously dismissed which were dismissed on motion of:
 U.S. Att'y Defense } SHOW DOCKET NO.
 this prosecution relates to a pending case involving this same defendant }
 prior proceedings or appearance(s) before U.S. Magistrate regarding this defendant were recorded under } MAGISTRATE CASE NO.

Name and Office of Person Furnishing Information on THIS FORM
MELINDA L. HAAG
 U.S. Att'y Other U.S. Agency

Name of Asst. U.S. Att'y (if assigned)
Philip J. Kearney

Name of District Court, and/or Judge/Magistrate Location
NORTHERN DISTRICT OF CALIFORNIA

DEFENDANT - U.S. COURT ORDER

PAVEL SEMENOVICH FLIDER

DISTRICT COURT NUMBER

CR 15 0154 VC

DEFENDANT

IS NOT IN CUSTODY

- 1) Has not been arrested, pending outcome this proceeding. If not detained give date any prior summons was served on above charges
- 2) Is a Fugitive
- 3) Is on Bail or Release from (show District)

FILED

MAR -5 2015

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

IS IN CUSTODY

- 4) On this charge
- 5) On another conviction
- 6) Awaiting trial on other charges } Fed'l State

If answer to (6) is "Yes", show name of institution

Has detainer been filed? Yes No } If "Yes" give date filed

DATE OF ARREST Month/Day/Year

Or... If Arresting Agency & Warrant were not Month/Day/Year

DATE TRANSFERRED TO U.S. CUSTODY

This report amends AO 257 previously submitted

ADDITIONAL INFORMATION OR COMMENTS

PROCESS:

SUMMONS NO PROCESS* WARRANT Bail Amount: NO BAIL

If Summons, complete following:

Arraignment Initial Appearance

Defendant Address:

*Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment

Date/Time: _____

Before Judge: _____

Comments: _____

18 U.S.C. § 1956(a)(2)(A) & (h): 20 years in prison; three year period of supervised release; \$500,000 fine or twice the value of the property used in the transaction, whichever is greater; forfeiture of involved property and proceeds.

1 MELINDA HAAG (CABN 132612)
United States Attorney

FILED

MAR -5 2015

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

SEAL
BY ORDER

8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
10 SAN FRANCISCO DIVISION

VC

CR 15 0154
No.

12 UNITED STATES OF AMERICA,

13 Plaintiff,

14 v.

16 PAVEL SEMENOVICH FLIDER and
17 TRIDENT INTERNATIONAL
CORPORATION, LLC,

18 Defendants.

VIOLATIONS:

Title 18, United States Code, Sections 554(a) –
Smuggling of Goods; Title 18, United States Code,
Section 1956(h) – Conspiracy to Commit
International Money Laundering; Title 18, United
States Code, Section 1956(a)(2)(A) – Money
Laundering; Title 26, United States Code, Section
5872 – Export Related Forfeiture – (13 U.S.C § 305 –
Failure to File Export Information Forfeiture, 18
U.S.C. § 981(a)(1)(C) and 28 U.S.C. § 2461-
Smuggling Forfeiture); 18 U.S.C. § 982(a)(1) –
Money Laundering Forfeiture

SAN FRANCISCO VENUE

INDICTMENT

23 The Grand Jury charges:

24 At all times relevant to this Indictment:

INTRODUCTORY ALLEGATIONS

26 1. Defendant PAVEL SEMENOVICH FLIDER was a Russian national and naturalized
27 citizen of the United States, who served as the co-owner and operator of TRIDENT INTERNATIONAL
28 CORPORATION, LLC (hereinafter “TRIDENT”).

1 2. Defendant TRIDENT was a California Limited Liability Company located in Richmond,
2 California, and San Francisco, California, that was operated, at least in part, for the purpose of
3 procuring electronic components from United States companies and arranging for those components to
4 be exported to Estonia and Finland for transshipment to Russia. Funds used by TRIDENT to purchase
5 these electronic components came, at least in part, from transfers received by TRIDENT from foreign
6 banks.

7 3. “FREIGHT FORWARDER 1” was a freight forwarder with an office located in
8 Helsinki, Finland.

9 4. “FREIGHT FORWARDER 2” was a freight forwarder with an office located in
10 Helsinki, Finland.

11 5. “FREIGHT FORWARDER 3” was a freight forwarder with an office located in Tallin,
12 Estonia.

13 Export and Shipping Records

14 6. Pursuant to United States law and regulation, exporters, shippers, and freight
15 forwarders were required to file certain forms and declarations concerning exports of goods and
16 technology from the United States. Typically, those forms were filed electronically through the
17 Automated Export System (“AES”) administered in part by the United States Department of Homeland
18 Security (“DHS”), Bureau of Customs and Border Protection. A Shipper’s Export Declaration (“SED”)
19 was an official document submitted to DHS in connection with export shipments from the United States.

20 7. An essential and material part of the SED and AES, as well as other export filings,
21 was information concerning the end-user or ultimate destination of the export. The identity of the end-
22 user may determine whether or not the goods may be exported from the United States: a) without any
23 specific authorization from the United States government; b) with the specific authorization or validated
24 license from the United States Department of Commerce, the United States Department of State, or the
25 United States Department of Treasury; or c) not under any circumstances.

26 8. The SED or AES was equivalent to a statement to the United States government that
27 the transaction occurred as described. The SED or AES was used by the United States Bureau of
28 Census to collect trade statistics and by the Bureau of Industry and Security, Department of Commerce,

1 for export control purposes.

2 9. The Secretary of Commerce had the authority to collect information from persons
3 exporting goods from the United States. 13 U.S.C. § 301. The Foreign Trade Regulations (Title 15,
4 Code of Federal Regulations, Part 30) set forth the general requirements for exporters, including the
5 requirement that an exporter, known as the United States Principal Party in Interest (“USPPI”), or an
6 exporter’s agent file Electronic Export Information (“EEI”) for all goods being exported where the value
7 of a single commodity is over \$2,500. 15 C.F.R. §§ 30.1, 30.2, and 30.37(a).

8 10. The USPPI or its authorized agent was required to file EEI electronically through the
9 AES. 15 C.F.R. § 30.2. The USPPI or its authorized agent had the responsibility to submit complete,
10 correct information in AES based on personal knowledge of the facts or on information furnished by the
11 parties to the export transaction. 15 C.F.R. §§ 30.3, 30.9. Required information that must be submitted
12 in AES included, among other things, the name of the USPPI, commodity description, shipping weight,
13 ultimate consignee or end-user, and shipment value. 15 C.F.R. § 30.6. Once the EEI pertaining to an
14 individual export shipment was processed by AES and accepted, an Internal Transaction Number
15 (“ITN”) was generated.

16 COUNTS ONE THROUGH FIFTEEN: (18 U.S.C. §§ 554(a) and 2 – Smuggling of Goods)

17 11. The allegations contained in Paragraphs 1 through 10 are re-alleged and incorporated as
18 if fully set forth herein.

19 12. On or about the dates listed as to each count below, in the Northern District of California
20 and elsewhere, the defendants,

21 PAVEL SEMENOVICH FLIDER and
22 TRIDENT INTERNATIONAL CORPORATION, LLC,

23 and others, did knowingly export and send, and attempt to export and send from the United States,
24 merchandise, articles, and objects in shipments with the ITNs listed below, contrary to the laws and
25 regulations of the United States, specifically, by knowingly submitting false and misleading export
26 information, and willfully causing another to file false and misleading export information, in an SED
27 and through the AES, in violation of Title 13, United States Code, Section 305(a)(1).

28 ///

COUNT	EXPORT DATE	LISTED ITEMS	ULTIMATE CONSIGNEE	ITN NO.
ONE	December 17, 2011	Power Supplies	FREIGHT FORWARDER 1	X20111216076025
TWO	January 20, 2012	Power Supplies	FREIGHT FORWARDER 2	X20120119065651
THREE	February 4, 2012	Power Supplies	FREIGHT FORWARDER 1	X20120203068987
FOUR	March 30, 2012	Power Supplies	FREIGHT FORWARDER 2	X20120328075754
FIVE	April 8, 2012	Power Supplies	FREIGHT FORWARDER 2	X20120406025211
SIX	October 21, 2012	Power Supplies	FREIGHT FORWARDER 2	X20121019070539
SEVEN	November 10, 2012	Power Supplies	FREIGHT FORWARDER 1	X20121109064638
EIGHT	December 4, 2012	Power Supplies	FREIGHT FORWARDER 1	X20121204026096
NINE	February 16, 2013	Power Supplies	FREIGHT FORWARDER 1	X20130215075346
TEN	March 16, 2013	Power Supplies	FREIGHT FORWARDER 2	X20130314069775
ELEVEN	April 6, 2013	Power Supplies	FREIGHT FORWARDER 1	X20130405080352
TWELVE	April 6, 2013	Power Supplies	FREIGHT FORWARDER 2	X20130405081365
THIRTEEN	June 28, 2013	Electric Plugs, et al.	FREIGHT FORWARDER 3	X20130625069271
FOURTEEN	July 14, 2013	Power Supplies, et al.	FREIGHT FORWARDER 3	X20130712076362
FIFTEEN	July 21, 2013	Power Supplies, et al.	FREIGHT FORWARDER 3	X20130719077891

Each in violation of Title 18, United States Code, Section 554.

COUNT SIXTEEN: (18 U.S.C. § 1956(h) – Conspiracy to Commit International Money Laundering)

13. The allegations contained in Paragraphs 1 through 10 are re-alleged and incorporated as if fully set forth herein.

14. Beginning as early as in or about January 2009, the exact date being unknown to the Grand Jury, and continuing at least until in or about August 2014, in the Northern District of California and elsewhere, the defendant,

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PAVEL SEMENOVICH FLIDER,

did knowingly combine, conspire, and agree with other persons known and unknown to the Grand Jury to commit offenses against the United States in violation of Title 18, United States Code, Section 1956, specifically, to transport, transmit, and transfer, and attempt to transport, transmit, and transfer, monetary instruments and funds, to a place in the United States from a place outside the United States, with the intent to promote the carrying on of specified unlawful activity, to wit, illegally smuggling goods from the United States by falsifying information on SEDs in violation of Title 18, United States Code, Section 554 and Title 13, United States Code, Section 305; all in violation of Title 18, United States Code, Section 1956(a)(2)(A) and (h).

COUNTS SEVENTEEN THROUGH TWENTY-SIX: (18 U.S.C. § 1956(a)(2)(A) – Money Laundering)

15. The allegations contained in Paragraphs 1 through 10 are re-alleged and incorporated as if fully set forth herein.

16. On or about the dates listed as to each count below, in the Northern District of California and elsewhere, the defendants,

PAVEL SEMENOVICH FLIDER and
TRIDENT INTERNATIONAL CORPORATION, LLC

did willfully and knowingly transport, transmit, and transfer, and attempt to transport, transmit, and transfer, a monetary instrument and funds, as described more fully below for each count, to a place in the United States from a place outside the United States, with the intent to promote the carrying on of specified unlawful activity, to wit, illegally smuggling goods from the United States, by falsifying information on SEDs and through the AES in violation of Title 18, United States Code, Section 554 and Title 13, United States Code, Section 305, in violation of Title 18, United States Code, Section 1956(a)(2)(A).

COUNT	DATE	MONETARY TRANSACTION
SEVENTEEN	October 12, 2011	Transfer from PPF Bank SA, Czech Republic, to Wells Fargo Bank account ending -0108 in the amount of \$197,497.00.
EIGHTEEN	April 19, 2012	Transfer from Marfin Bank Eesti, Estonia, to Wells Fargo Bank account ending -0108 in the amount of \$246,260.00.
NINETEEN	November 27, 2012	Transfer from Norvik Bank, Lativa, to Wells Fargo Bank account ending -3297 in the amount of \$249,800.00.

1	TWENTY	March 28, 2013	Transfer from Baltikums Bank, Latvia, to Wells Fargo Bank account ending -3297 in the amount of \$266,380.00.
2	TWENTY-ONE	June 20, 2013	Transfer from Eurobank, Cyprus, to Wells Fargo Bank account ending -0108 in the amount of \$248,649.00.
3	TWENTY-TWO	June 23, 2013	Transfer from Trasta Komercnak, Lativa, to Wells Fargo Bank account ending -3297 in the amount of \$306,130.00.
4	TWENTY-THREE	December 10, 2013	Transfer from ABLV, Latvia, to Wells Fargo Bank account ending -0108 in the amount of \$249,125.60.
5	TWENTY-FOUR	March 31, 2014	Transfer from Hellenic Bank, Cyprus, to Wells Fargo Bank account ending -0108 in the amount of \$248,827.50.
6	TWENTY FIVE	April 25, 2014	Transfer from HSBC Bank, Hong Kong, to Wells Fargo Bank account ending -3297 in the amount of \$171,337.50.
7	TWENTY-SIX	August 8, 2014	Transfer from ABLV Bank, Latvia, to Wells Fargo Bank account ending -3297 in the amount of \$270,310.00.

8
9 Each in violation of Title 18, United States Code, Section 1956(a)(2)(A).

10 **FORFEITURE ALLEGATION:** (13 U.S.C § 305(a)(3) – Failure to File Export Information
11 Forfeiture; 18 U.S.C. § 981(a)(1)(C) – Smuggling Forfeiture; 18 U.S.C. § 982(a)(1) – Money
12 Laundering Forfeiture; and 28 U.S.C. § 2461(c))

13 17. Upon conviction of one or more of the offenses alleged in Counts One through Fifteen of
14 the Indictment, the defendants,

15 PAVEL SEMENOVICH FLIDER and
16 TRIDENT INTERNATIONAL CORPORATION, LLC,

17 shall forfeit to the United States any specific property, including but not limited to a money judgment
18 equivalent to the following, pursuant to 13 U.S.C. § 305(a)(3) and 18 U.S.C. § 981(a)(1)(C):

19 a. Any interest in, security of, claim against, or property or contractual rights of any kind in
20 the goods or tangible items that were the subject of the violation;

21 b. Any interest in, security of, claim against, or property or contractual rights of any kind in
22 tangible property that was used in the export or attempt to export that was the subject of the violation;

23 and

24 c. Any property constituting, or derived from, any proceed obtained directly or indirectly as
25 a result of the violation; and

26 d. Any property, real or personal, which constitutes or is derived from proceeds traceable to
27 the violation.

28 18. Upon conviction of the offense alleged in Count Sixteen of the Indictment, the defendant,

PAVEL SEMENOVICH FLIDER,

1 shall forfeit to the United States, pursuant to 18 U.S.C § 982(a)(1), any property, real or personal,
2 involved in any such offense, or any property traceable to such property, including but not limited to the
3 following: a money judgment equivalent to the amount of property involved in the violation of 18 U.S.C
4 § 1956(h).

5 19. Upon conviction of one or more of the offenses alleged in Count Seventeen through
6 Twenty-Six of the Indictment, the defendants,

7 PAVEL SEMENOVICH FLIDER and
8 TRIDENT INTERNATIONAL CORPORATION, LLC,

9 shall forfeit to the United States, pursuant to 18 U.S.C § 982(a)(1), any property, real or personal,
10 involved in any such offense, or any property traceable to such property, including but not limited to the
11 following: a money judgment equivalent to the amount of property involved in the violation of 18 U.S.C
12 § 1956(h).

13 20. If any of the property described above, as a result of any act or omission of the
14 defendants:

- 15 (a) cannot be located upon the exercise of due diligence;
- 16 (b) has been transferred or sold to, or deposited with, a third party;
- 17 (c) has been placed beyond the jurisdiction of the court;
- 18 (d) has been substantially diminished in value; or
- 19 (e) has been commingled with other property which cannot be divided without difficulty;

20 the United States of America shall be entitled to forfeiture of substitute property pursuant to 21 U.S.C. §
21 853(p), incorporated by 18 U.S.C. § 982(b)(1) and 28 U.S.C. § 2461(c).

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28 ///

1 All pursuant to 13 U.S.C § 305(a)(3), 18 U.S.C. § 981(a)(1)(C), 18 U.S.C. § 982(b)(1), and 28
2 U.S.C. § 2461(c).

3 DATED: 3/5/2015

A TRUE BILL.

4
5 William
FOREPERSON



6 MELINDA HAAG
7 United States Attorney

8 David R. Callaway
9 DAVID R. CALLAWAY
Chief, Criminal Division

10
11
12 (Approved as to form: Philip J. Kearney

PHILIP J. KEARNEY
Assistant United States Attorney

