

# United States District Court

## Western District Of Wisconsin

UNITED STATES OF AMERICA

**JUDGMENT IN A CRIMINAL CASE**  
(for offenses committed on or after November 1, 1987)

V.

**Case Number:** 07-CR-74-C-01

BRYAN J. SEVERSON

**Defendant's Attorney:** T. Christopher Kelly

The defendant, Bryan J. Severson, was found guilty on counts 1-28 of the superseding indictment.

**ACCORDINGLY**, the court has adjudicated defendant guilty of the following offense(s):

Title & Section	Nature of Offense	Date Offense Concluded	Count Number(s)
18 U.S.C. §§ 1344(1) & 2	Bank Fraud, Class B felonies	January 6, 2003	1-11
18 U.S.C. §§ 656 & 2	Bank Embezzlement, Class B felonies	January 6, 2003	12, 17-21
18 U.S.C. §§ 1014 & 2	False Statements, Class B felonies	November 8, 2001	13-14
18 U.S.C. §§ 1517 & 2	Obstructing an Audit, Class D felony	January 29, 2002	15
18 U.S.C. § 152(2)	Concealing Assets, Class D felony	February 3, 2005	16
18 U.S.C. § 1957	Money Laundering, Class C felonies	January 6, 2003	22-27
18 U.S.C. § 1343	Wire Fraud, Class B felony	November 15, 2002	28

The defendant is sentenced as provided in pages 2 through 6 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

**IT IS FURTHER ORDERED** that the defendant shall notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid. If ordered to pay restitution, the defendant shall notify the court and United States Attorney of any material change in the defendant's economic circumstances.

**Defendant's Date of Birth:** October 15, 1973

**Defendant's USM No.:** 06435-090

**Defendant's Residence Address:** 703 E. 5th Avenue  
Brodhead, WI 53520

**Defendant's Mailing Address:** 703 E. 5th Avenue  
Brodhead, WI 53520

February 20, 2008

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Date of Imposition of Judgment

/s/ Barbara B. Crabb

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Barbara B. Crabb  
District Judge

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February 21, 2008

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Date Signed:

## IMPRISONMENT

It is adjudged that defendant is committed to the custody of the Bureau of Prisons for imprisonment for a term of 140 months. This term consists of 140 months on each of counts 1 through 14, 17 through 21, and count 28; 120 months on each of counts 21 through 27; and 60 months on each of counts 15 and 16, with all terms to be served concurrently.

I recommend that defendant receive a pre-release placement in a residential re-entry center with work release privileges.

Defendant is neither a flight risk nor a danger to the community. Accordingly, execution of the sentence of imprisonment is stayed until March 11, 2008, between the hours of noon and 2:00 p.m., when defendant is to report to an institution to be designated by further court order. The present release conditions are continued until March 11, 2008.

## RETURN

**I have executed this judgment as follows:**

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Defendant delivered on \_\_\_\_\_ to \_\_\_\_\_  
at \_\_\_\_\_, with a certified copy of this judgment.

\_\_\_\_\_  
By \_\_\_\_\_ UNITED STATES MARSHAL  
Deputy Marshal

## SUPERVISED RELEASE

The term of imprisonment is to be followed by five-year terms of supervised release as to counts 1 through 14, 17 through 21, and 28; as well as three-year terms of supervised release as to counts 15, 16, and 22 through 27, all to run concurrently.

Defendant shall report to the probation office in the district to which defendant is released within 72 hours of release from the custody of the Bureau of Prisons.

Defendant shall not commit another federal, state, or local crime.

Defendant shall not illegally possess a controlled substance.

If defendant has been convicted of a felony, defendant shall not possess a firearm, destructive device, or other dangerous weapon while on supervised release.

Defendant shall cooperate with the collection of DNA by the U.S. Justice Department and/or the U.S. Probation and Pretrial Services Office as required by Public Law 108-405.

If this judgment imposes a fine or a restitution obligation, it shall be a condition of supervised release that defendant pay any such fine or restitution that remains unpaid at the commencement of the term of supervised release in accordance with the Schedule of Payments set forth in the Financial Penalties sheet of this judgment.

Defendant shall comply with the standard conditions that have been adopted by this court (set forth on the next page).

In light of the nature of the offense, as well as defendant's history and characteristics, the following special conditions of supervised release are appropriate. Defendant is to:

1. Register with local law enforcement agencies and the state attorney general as directed by the supervising U.S. probation officer;
2. Provide the supervising U.S. probation officer any and all requested financial information;
3. Refrain from incurring new credit charges, opening additional lines of credit and opening checking accounts without the prior approval of the supervising U.S. probation officer;
4. Not establish or engage in self-employment or perform work on a contractual basis unless he has the express permission of the supervising U.S. probation officer; and
5. Submit his person, residence, office or vehicle to a search conducted by a U.S. probation officer at a reasonable time and in a reasonable manner whenever the probation officer has reasonable suspicion of contraband or of the violation of a condition of release; failure to submit to a search may be a ground for revocation; defendant shall warn any other residents that the premises he is occupying may be subject to searches pursuant to this condition.

Because the instant offense is not drug related and defendant does not have a history of drug abuse, mandatory drug testing as set forth by 18 U.S.C. §§ 3563(a) and 3583(d) is waived.

## STANDARD CONDITIONS OF SUPERVISION

- 1) Defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) Defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) Defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) Defendant shall support his or her dependents and meet other family responsibilities;
- 5) Defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) Defendant shall notify the probation officer at least ten days prior to any change in residence or employment;
- 7) Defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute or administer any narcotic or other controlled substance, or any paraphernalia related to such substances except as prescribed by a physician;
- 8) Defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) Defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 10) Defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 11) Defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) Defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 13) As directed by the probation officer, defendant shall notify third parties of risks that may be occasioned by defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm defendant's compliance with such notification requirement.

## CRIMINAL MONETARY PENALTIES

Defendant shall pay the following total financial penalties in accordance with the schedule of payments set forth below.

<u>Count</u>	<u>Assessment</u>	<u>Fine</u>	<u>Restitution</u>
1-28	\$2,800.00	\$0.00	\$6,429,670.00
<b>Total</b>	<b>\$2,800.00</b>	<b>\$0.00</b>	<b>\$6,429,670.00</b>

It is adjudged that defendant is to pay a \$100 criminal assessment penalty for each count of conviction, for a total of \$2,800, to the Clerk of Court for the Western District of Wisconsin immediately following sentencing.

Defendant is to pay restitution in the amount of \$6,429,670.00 to the Clerk of Court for the Western District of Wisconsin for disbursement to:

Federal Deposit Insurance Corporation  
Receiver; First National Bank of Blanchardville  
ATTN: Claims Department - DRR  
1910 Pacific Avenue  
Dallas, TX 75201

Defendant's restitution obligation is joint and several with Mark R. Hardyman. No interest is to accrue on the unpaid portion of the restitution obligation.

Defendant is to make restitution payments while in the custody of the Bureau of Prisons and during the term of his supervised release, under a reasonable schedule of payments. Over the period of incarceration, defendant shall make payments of either quarterly installments of a minimum of \$25 if he is working in a non-UNICOR position or a minimum of half of his monthly earnings if he is working for UNICOR.

Pursuant to 18 U.S.C. § 3664(f)(3)(B), defendant is to begin making nominal payments of a minimum of \$250 each month within 30 days of his release from custody.

Defendant does not have the means to pay a fine under § 5E1.2(c) without impairing his ability to support himself and to satisfy the court-ordered restitution in this case.

## RESTITUTION

<u>NAME OF PAYEE</u>	<u>TOTAL AMOUNT OF LOSS</u>	<u>AMOUNT OF RESTITUTION ORDERED</u>	<u>PRIORITY ORDER OF PAYMENT</u>
Federal Deposit Insurance Corporation	\$ 6,429,670.00	\$ 6,429,670.00	
Totals:	\$ 6,429,670.00	\$ 6,429,670.00	

## **SCHEDULE OF PAYMENTS**

Payments shall be applied in the following order:

- (1) assessment;
- (2) restitution;
- (3) fine principal;
- (4) cost of prosecution;
- (5) interest;
- (6) penalties.

The total fine and other monetary penalties shall be due in full immediately unless otherwise stated elsewhere.

Unless the court has expressly ordered otherwise in the special instructions above, if the judgment imposes a period of imprisonment, payment of monetary penalties shall be due during the period of imprisonment. All criminal monetary penalties, except those payments made through the Federal Bureau of Prisons' Inmate Financial Responsibility Program, are made to the clerk of court, unless otherwise directed by the court, the probation officer, or the United States Attorney.

The defendant shall receive credit for all payments previously made toward any criminal monetary penalties imposed.

In the event of a civil settlement between victim and defendant, defendant must provide evidence of such payments or settlement to the Court, U.S. Probation office, and U.S. Attorney's office so that defendant's account can be credited.