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7

8 **BEFORE THE**  
**MEDICAL BOARD OF CALIFORNIA**  
9 **DEPARTMENT OF CONSUMER AFFAIRS**  
10 **STATE OF CALIFORNIA**

11 In the Matter of the Automatic Suspension  
Order Against:

12 **AKIKUR REZA MOHAMMAD, M.D.,**

13  
14  
15 Respondent.

Case No. 800-2021-083372

**NOTICE OF AUTOMATIC  
SUSPENSION OF LICENSE**

16  
17 TO: RESPONDENT AKIKUR REZA MOHAMMAD, M.D.:

18 YOU ARE HEREBY NOTIFIED THAT the Medical Board of California (Board) has  
19 automatically suspended Physician's and Surgeon's Certificate No. A 64769 by operation of law  
20 after having received and reviewed a certified copy of the record of conviction described below:

- 21 1. The Board received notice of Akikur Reza Mohammad, M.D.'s (Respondent)  
22 conviction and sentencing in *United States of America v. Akikur R. Mohammad*, United States  
23 District Court, District of New Jersey, Case Number 3:20-CR-00784-PGS. These documents  
24 establish that on September 15, 2020, Respondent was convicted, by way of plea of guilty, of the  
25 crime of conspiracy to pay illegal remuneration for referrals to recovery homes, in violation of  
26 Title 18 United States Code section 371, as charged in Count 1 (one) of the Information, a felony.

27 ///

1           2.     On May 24, 2022, Akikur Reza Mohammad, M.D. was sentenced to fifteen months in  
2 federal prison to be followed by three years supervised release with special conditions.

3           3.     Respondent is currently imprisoned at Federal Correctional Institution (FCI) Terminal  
4 Island. His mailing address at the correctional facility is: Akikur Reza Mohammad, Register  
5 Number: 08443-509, FCI Terminal Island, Federal Correctional Institution, P. O. Box 3007, San  
6 Pedro, California 90733.

7           3.     The following documents supports these findings, and are attached hereto and  
8 incorporated herein by reference:

9           Attachment A: Certified copy of Information filed September 15, 2020;

10          Attachment B: Certified copy of Criminal Minutes dated May 24, 2022;

11          Attachment C: Certified Copy of Judgment in a Criminal Case dated May 31, 2022.

12   **INCARCERATION: AUTOMATIC SUSPENSION**

13          4.     Section 2236.1 of the Business and Professions Code states:

14               (a) A physician and surgeon's certificate shall be suspended automatically during any  
15 time that the holder of the certificate is incarcerated after conviction of a felony, regardless  
16 of whether the conviction has been appealed. The Division of Medical Quality shall,  
17 immediately upon receipt of the certified copy of the record of conviction, determine  
18 whether the certificate of the physician and surgeon has been automatically suspended by  
virtue of the physician and surgeon's incarceration, and if so, the duration of that  
suspension. The division shall notify the physician and surgeon of the license suspension  
and of the right to elect to have the issue of penalty heard as provided in this section.

19               (b) Upon receipt of the certified copy of the record of conviction, if after a hearing it  
20 is determined therefrom that the felony of which the licensee was convicted was  
substantially related to the qualifications, functions, or duties of a physician and surgeon,  
the Division of Medical Quality shall suspend the license until the time for appeal has  
elapsed, if an appeal has not been taken, or until the judgment of conviction has been  
21 affirmed on appeal or has otherwise become final, and until further order of the division.  
The issue of substantial relationship shall be heard by an administrative law judge from the  
22 Medical Quality Hearing Panel sitting alone or with a panel of the division, in the discretion  
of the division.

23               (c) Notwithstanding subdivision (b), a conviction of any crime referred to in Section  
24 2237, or a conviction of Section 187, 261, 288, or former Section 262, of the Penal Code,  
shall be conclusively presumed to be substantially related to the qualifications, functions, or  
25 duties of a physician and surgeon and a hearing shall not be held on this issue. Upon its  
own motion or for good cause shown, the division may decline to impose or may set aside  
26 the suspension when it appears to be in the interest of justice to do so, with due regard to  
maintaining the integrity of and confidence in the medical profession.

27  
28     ///

1 (d)(1) Discipline may be ordered in accordance with Section 2227, or the Division of  
2 Licensing may order the denial of the license when the time for appeal has elapsed, the  
3 judgment of conviction has been affirmed on appeal, or an order granting probation is made  
4 suspending the imposition of sentence, irrespective of a subsequent order under Section  
5 1203.4 of the Penal Code allowing the person to withdraw the plea of guilty and to enter a  
6 plea of not guilty, setting aside the verdict of guilty, or dismissing the accusation,  
7 complaint, information, or indictment.

8 (2) The issue of penalty shall be heard by an administrative law judge from the  
9 Medical Quality Hearing Panel sitting alone or with a panel of the division, in the discretion  
10 of the division. The hearing shall not be had until the judgment of conviction has become  
11 final or, irrespective of a subsequent order under Section 1203.4 of the Penal Code, an order  
12 granting probation has been made suspending the imposition of sentence; except that a  
13 licensee may, at the licensee's option, elect to have the issue of penalty decided before those  
14 time periods have elapsed. Where the licensee so elects, the issue of penalty shall be heard  
15 in the manner described in this section at the hearing to determine whether the conviction  
16 was substantially related to the qualifications, functions, or duties of a physician and  
17 surgeon. If the conviction of a licensee who has made this election is overturned on appeal,  
18 any discipline ordered pursuant to this section shall automatically cease. This subdivision  
19 does not prohibit the division from pursuing disciplinary action based on any cause other  
20 than the overturned conviction.

21 (e) The record of the proceedings resulting in the conviction, including a transcript of  
22 the testimony therein, may be received in evidence.

23 (f) The other provisions of this article setting forth a procedure for the suspension or  
24 revocation of a physician and surgeon's certificate shall not apply to proceedings conducted  
25 pursuant to this section.

26 **WHEREFORE, THE MEDICAL BOARD OF CALIFORNIA, DEPARTMENT OF**  
27 **CONSUMER AFFAIRS, HEREBY NOTIFIES YOU THAT,** by virtue of said conviction and  
28 incarceration, Physician's and Surgeon's Certificate No. A 64769, issued to Akikur Reza  
Mohammad, M.D., was automatically suspended by operation of law, effective August 9, 2022,  
pursuant to Business and Professions Code section 2236.1, subdivision (a).

Said suspension shall remain in effect while Respondent is incarcerated, and shall continue  
thereafter until a hearing may be held pursuant to Business and Professions Code section 2236.1,  
subdivisions (a) and (d)(2), or until further order of the Board.


Akikur Reza Mohammad, M.D. must cause to be delivered to the Board both his wall and  
pocket license certificate within 15 days from the date of the service of this Order.

///

**YOU ARE FURTHER NOTIFIED THAT** you have a right to a hearing on the issue of  
penalty, as provided by Business and Professions Code section 2236.1, subdivisions (a) and

1 (d)(2), as set forth above. A request for penalty hearing may be made by delivering or mailing  
2 such a request to: Marsha E. Barr-Fernandez, Deputy Attorney General, Department of Justice,  
3 Office of the Attorney General, 300 South Spring Street, Suite 1702, Los Angeles, California  
4 90013-1233.

5  
6 DATED: FEB 15 2023

  
REJI VARGHESE  
Deputy Director  
Medical Board of California  
Department of Consumer Affairs  
State of California  
*Complainant*

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**ATTACHMENT A**  
**Certified copy of Information filed September 15, 2020**

2018R00781/JSG

RECEIVED

SEP 15 2020

UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY

At 8:30 AM  
WILLIAM T. WALSH  
CLERK

UNITED STATES OF AMERICA : Hon. Peter G. Sheridan  
v. : Criminal No. 20-784 (PGS)  
AKIKUR R. MOHAMMAD : 18 U.S.C. § 371

RECEIVED  
SEP 26 2022  
MEDICAL BOARD OF CALIFORNIA  
COMPLAINT INVESTIGATION UNIT

INFORMATION

The defendant having waived in open court prosecution by Indictment, the United States Attorney for the District of New Jersey charges:

**(Conspiracy to Pay Illegal Remunerations  
for Referrals to Recovery Homes)**

1. Unless otherwise indicated, at all times relevant to this Information:
  - a. Defendant Akikur R. Mohammad ("MOHAMMAD") resided in West Hills, California.
  - b. Co-conspirator Kevin M. Dickau ("Dickau"), charged in a separate Information, resided in Tustin, California.
  - c. Co-conspirator Seth Logan Welsh ("Welsh"), charged in a separate Information, resided in Forest Hill, Maryland.
  - d. "Drug Treatment Center-1," located in Agoura Hills, California, was both a "clinical treatment facility" and "recovery home," as those terms were defined in 18 U.S.C. § 220. MOHAMMAD owned and operated Drug Treatment Center-1, which was licensed under California state law. Drug Treatment Center-1

provided all levels of drug treatment care, including Detoxification Services ("Detox"), Partial Hospitalization Programs ("PHPs"), Intensive Outpatient Programs ("IOPs") and Outpatient Programs ("OPs").

e. "Marketing Company-1" was a marketing company incorporated in California and was owned and operated at various times by Dickau, Welsh, and others.

f. "Drug Treatment Facilities" or "Facilities" were "clinical treatment facilities" and "recovery homes," as those terms were defined in 18 U.S.C. § 220, which provided services to assist patients in overcoming their addictions, including Detox services, PHPs, IOPs, and OPs.

Federal Guidelines for Substance Abuse Treatment

g. The U.S. Department of Health and Human Services, Substance Abuse and Mental Health Services Administration, Center for Substance Abuse Treatment ("SAMHSA"), was tasked with establishing and implementing a comprehensive program to improve treatment and related services to individuals concerning substance abuse and protecting the rights of substance abusers. 42 U.S.C. § 290aa.

h. "Substance abuse" was defined generally as the abuse of alcohol or other drugs. "Treatment" meant the "care of a patient suffering from a substance use disorder, a condition which is identified as having been caused by the substance abuse disorder, or both, in order to reduce or eliminate the adverse effects upon the patient," as set forth in 42 C.F.R. § 2.11.

i. Substance abuse treatment facilities provided services to assist patients in overcoming their addictions, including Detox centers, PHPs, IOPs, and OPs. Services and testing at Detox centers, PHPs, IOPs, or OPs could be billed to health care benefit programs when they were medically necessary and provided by, or overseen by, licensed medical professionals.

j. Insurance coverage for substance abuse treatment and testing was available through health plans offered directly by private insurance companies, in addition to government-funded insurance providers. The private health insurance providers were "health care benefit programs," as defined by 18 U.S.C. § 24(b); that is, "public or private plans or contracts, affecting commerce, under which any medical benefit, item or service is provided to any individual."

k. On or about October 24, 2018, the President of the United States signed the "Eliminating Kickbacks in Recovery Act" ("EKRA") as part of the "Substance Use-Disorder Prevention that Promotes Opioid Recovery and Treatment for Patients and Communities Act" (the "SUPPORT Act"). EKRA was enacted as 18 U.S.C. § 220 in response to the opioid epidemic in the United States, and it generally proscribes receiving or paying remuneration for referrals to recovery homes, clinical treatment facilities, and laboratories.



The Conspiracy

2. From at least as early as in or about November 2018 through in or about October 2019, in the District of New Jersey and elsewhere, defendant

**AKIKUR R. MOHAMMAD**

did knowingly and intentionally conspire and agree with others to knowingly and willfully pay and offer remuneration, including kickbacks, bribes, and rebates, directly and indirectly, overtly and covertly, in cash and in kind, in exchange for individuals using the services of a recovery home and clinical treatment facility, that is, Drug Treatment Center-1, with respect to services covered by a health care benefit program, in and affecting interstate commerce, contrary to Title 18, United States Code, Section 220(a)(2)(B).

Goal of the Conspiracy

3. It was the goal of the conspiracy for MOHAMMAD to unlawfully profit by paying kickbacks to marketing companies in exchange for patient referrals to Drug Treatment Center-1 so that Drug Treatment Center-1 could enroll patients and bill health care benefit programs for services.

Manner and Means of the Conspiracy

4. MOHAMMAD helped to orchestrate a patient recruitment and brokering scheme in and around California, New Jersey, Maryland, and elsewhere, in which Drug Treatment Center-1 paid fees to marketing companies, including Marketing Company-1, for referrals of patients suffering from addiction. The scheme worked as follows.

5. Drug Treatment Center-1, through MOHAMMAD, contracted with various marketing companies, including Marketing Company-1, to pay kickbacks in exchange for patient referrals. Certain of Drug Treatment Center-1's contracts with marketing companies were in force as of in or about November 2018, and Drug Treatment Center-1 acted under their terms thereafter.

6. To identify patients, the marketing companies engaged a nationwide network of recruiters, including recruiters in New Jersey, who were instructed to identify individuals who: (a) were covered under a health care benefit program, as defined by 18 U.S.C. § 24(b); and (b) were addicted to heroin, another drug, or alcohol.

7. Marketing Company-1 was one such company that had a contract with Drug Treatment Center-1 and sought to identify prospective patients to refer. Specifically, Dickau and Welsh communicated frequently with employees of Drug Treatment Center-1, including MOHAMMAD, to discuss Marketing Company-1's recruitment of potential patients. Oftentimes, Marketing Company-1 transmitted prospective patient information to Drug Treatment Center-1, including patients' health insurance information, so MOHAMMAD could evaluate whether to enroll the patient and potentially pay Marketing Company-1 a referral payment in return.

8. After receiving patients' information from Marketing Company-1, MOHAMMAD directed employees of Drug Treatment Center-1 to try to preauthorize the patients' insurance benefits. Part of the purpose of preauthorizing each patient was so MOHAMMAD could determine if the patient had sufficient insurance coverage

to make enrolling the patient profitable for Drug Treatment Center-1 (and worth the kickback that MOHAMMAD would authorize to be paid to Marketing Company-1).

9. Once Drug Treatment Center-1 successfully preauthorized the patient's insurance and accepted the patient for enrollment, MOHAMMAD or his employees at Drug Treatment Center-1 discussed with Marketing Company-1 how to transport the patient to Drug Treatment Center-1. Typically, Marketing Company-1 paid for the patient's transportation to Drug Treatment Center-1.

10. Once a patient enrolled at Drug Treatment Center-1, Marketing Company-1 would encourage the patient to remain there for at least 10 days. That time period ensured that Drug Treatment Center-1 billed the patient's health care benefit program enough to guarantee that Drug Treatment Center-1 could profitably pay a referral payment to Marketing Company-1.

11. The amount of the referral payments from Drug Treatment Center-1 to Marketing Company-1 was based on several factors, including: (a) the number of patients referred in a given month to Drug Treatment Center-1 from Marketing Company-1; (b) the duration of the patient's stay at Drug Treatment Center-1; (c) the level of treatment required by the patient; and (d) the patient's type of insurance coverage. Drug Treatment Center-1 paid Marketing Company-1 larger referral payments the longer a patient remained there after 10 days. Generally speaking, however, Drug Treatment Center-1 paid Marketing Company-1 approximately \$5,000 for each patient that Marketing Company-1 referred.

12. At the direction of Dickau and Welsh, Marketing Company-1 in turn paid a percentage of the referral payment to its recruiters, who typically received approximately 50% of the referral payment.

13. MOHAMMAD often tried to disguise these kickbacks because he knew that paying kickbacks to marketing companies for patient referrals was illegal. For example, MOHAMMAD tried to disguise the kickbacks by writing "monthly fee" in the memo line of the check to give the false appearance that MOHAMMAD was paying the marketing company a flat fee each month for patient referrals, instead of an amount that varied based on the number of patients sent, the duration of their stay, and the quality of their insurance.

14. In total, MOHAMMAD, through Drug Treatment Center-1, was paid over \$493,000 from health care benefit programs based on the illegal kickbacks he paid to marketing companies as part of the scheme.

#### Overt Acts

15. To advance the conspiracy and to effect its object, MOHAMMAD committed or caused the commission of the following overt acts in the District of New Jersey and elsewhere:

a. On or about November 28, 2018, MOHAMMAD wrote a check to Marketing Company-1 for \$15,000. The \$15,000 payment represented kickbacks for three patients from Drug Treatment Center-1 to Marketing Company-1. In the memo line of the check MOHAMMAD wrote, "Monthly fee 15K (remaining balance 10K) Oct. 2018." MOHAMMAD wrote "Monthly fee" on the check to disguise that he was

paying Marketing Company-1 a per-patient kickback for referring patients to Drug Treatment Center-1. There was no legitimate monthly fee-based relationship between Drug Treatment Center-1 and Marketing Company-1.

b. On or about December 27, 2018, MOHAMMAD wrote another check from Drug Treatment Center-1 to Marketing Company-1 for \$10,000. In the memo line of the check, MOHAMMAD wrote, "10K out of 25K." The \$10,000 payment represented kickbacks for two patients from Drug Treatment Center-1 to Marketing Company-1.

c. On or about January 24, 2019, MOHAMMAD, Welsh, and Dickau had a text message conversation in which Dickau sent a patient's biographical and health insurance information to MOHAMMAD. During the conversation, Welsh asked MOHAMMAD, "[D]o you want to assess? Or just send him?," referring to whether MOHAMMAD wanted to preauthorize the patient's health insurance before Welsh directed the patient to Drug Treatment Center-1. MOHAMMAD accepted the patient for admission to Drug Treatment Center-1 after confirming that the patient had adequate health insurance benefits. Welsh then asked for the address to which MOHAMMAD wanted him to send the patient, and MOHAMMAD responded by providing the address for the Detox center for Drug Treatment Center-1. The patient enrolled at Drug Treatment Center-1 soon after, and MOHAMMAD billed a health insurance benefit program over \$70,000 for purported services rendered to the patient. The following month MOHAMMAD paid Marketing Company-1 a referral payment of \$5,000 for referring the patient.


d. In a telephone conversation on or about February 25, 2019, MOHAMMAD and Welsh discussed kickbacks from Drug Treatment Center-1 to Marketing Company-1. During the call, Welsh asked MOHAMMAD, "[H]ow much is it gonna be?," referring to how much money in referral payments Drug Treatment Center-1 owed Marketing Company-1. MOHAMMAD asked, "I owe you five from the other patients, right," referring to owing Marketing Company-1 a \$5,000 kickback for the referral of patients to Drug Treatment Center-1. Welsh then stated, "And then there's a new guy, correct?," referring to an additional patient. MOHAMMAD replied, "Yeah, I'll give another five for this one," meaning that he would pay Marketing Company-1 an additional \$5,000 kickback for the additional referral.

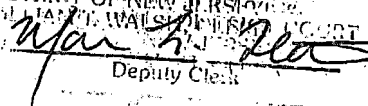
e. In a telephone conversation on or about March 14, 2019, MOHAMMAD and Welsh discussed kickbacks for referrals for two patients sent to Drug Treatment Center-1 by Marketing Company-1. During the call, MOHAMMAD and Welsh discussed how long each patient stayed at Drug Treatment Center-1, and they agreed that Drug Treatment Center-1 would pay Marketing Company-1 a kickback for the two patient referrals. On the same day, MOHAMMAD wrote a check from Drug Treatment Center-1 to Marketing Company-1 for \$10,000.

f. In a text message conversation on or about July 10, 2019, Dickau sent MOHAMMAD health insurance benefits information, which had been sent from New Jersey, for a potential patient referral to Drug Treatment Center-1. MOHAMMAD responded, "Ok, will check ASAP," meaning that he was going to try to preauthorize the patient's insurance information. MOHAMMAD then sent the

patient's preauthorization results from the health insurance company to Dickau, noting that MOHAMMAD "[w]on't make much" money off the patient due to the patient's insufficient health insurance benefits. MOHAMMAD therefore concluded that he would not enroll the patient at Drug Treatment Center-1. MOHAMMAD then wrote to Dickau, "Sorry Kevin! :( because Marketing Company-1 would not receive a kickback on Patient-1.

In violation of Title 18, United States Code, Section 371.

  
CRAIG CARPENTOR  
United States Attorney

HEREBY CERTIFY that the above and  
is a true and correct copy  
of the original  
UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY  
WILLIAM PATRICK WALSH, CLERK  
By   
Deputy Clerk

**ATTACHMENT B**  
**Certified copy of Criminal Minutes dated May 24, 2022**



UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY  
MINUTES OF PROCEEDINGS

OFFICE: TRENTON

JUDGE: PETER G. SHERIDAN

COURT REPORTER: FRANK GABLE

May 24, 2022  
DATE OF PROCEEDINGS



Docket # Cr. 20-784 (PGS)

TITLE OF CASE:  
UNITED STATES OF AMERICA

v.

AKIKUR R. MOHAMMAD  
DEFT. PRESENT (via videoconference)

APPEARANCES:

Jason S. Gould, AUSA, for Government  
Scott E. Leemon, Esq. for Defendant  
Patricia C. Jensen, Probation Officer

NATURE OF PROCEEDINGS: Sentencing.

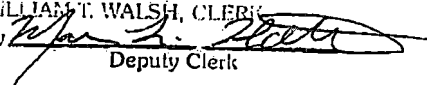
All parties, including Defendant, were present via videoconference.  
Defendant's consent for sentencing to be held via videoconference was placed on the record.  
Sentencing: Imprisonment: 15 Months  
Supervised release: 3 Years with special conditions.  
No Fine.  
Restitution: \$493,104.35 (interest waived).  
Special Assessment: \$100.00  
Defendant advised of right to appeal.  
Ordered bail continued.

Time commenced: 2:20 PM  
Time Adjourned: 3:20 PM  
Total Time: 1:00

*s/Dolores J. Hicks*  
DEPUTY CLERK

I HEREBY CERTIFY that the above and  
for is a true and correct copy  
of the minutes of the court's office.

UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY  
WILLIAM T. WALSH, CLERK

By   
Deputy Clerk

**ATTACHMENT C**  
**Certified Copy of Judgment in a Criminal Case dated May 31, 2022**

UNITED STATES DISTRICT COURT  
District of New Jersey

UNITED STATES OF AMERICA

v.

CASE NUMBER 3:20-CR-00784-PGS-1

AKIKUR R MOHAMMAD

Defendant.

JUDGMENT IN A CRIMINAL CASE  
(For Offenses Committed On or After November 1, 1987)

The defendant, AKIKUR R MOHAMMAD, was represented by SCOTT E. LEEMON.

The defendant pleaded guilty to count One of the INFORMATION on 9/15/2020. Accordingly, the court has adjudicated that the defendant is guilty of the following offense(s):

<u>Title &amp; Section</u>	<u>Nature of Offense</u>	<u>Date of Offense</u>	<u>Count Number(s)</u>
18:371	CONSPIRACY TO PAY ILLEGAL REMUNERATION FOR REFERRALS TO RECOVERY HOMES	11/18 - 10/19	1

As pronounced on May 24, 2022, the defendant is sentenced as provided in pages 1 through 6 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

It is ordered that the defendant must pay to the United States a special assessment of \$100.00 for count One, which shall be due immediately. Said special assessment shall be made payable to the Clerk, U.S. District Court.

It is further ordered that the defendant must 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 must notify the court and United States attorney of any material change in economic circumstances.

Signed this 31<sup>st</sup> day of May, 2022.

  
Peter G. Sheridan  
U.S. District Judge

Defendant: AKIKUR R MOHAMMAD  
Case Number: 3:20-CR-00784-PGS-1

**IMPRISONMENT**

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of 15 months.

The Court makes the following recommendations to the Bureau of Prisons: Defendant be placed in a facility close to home.

The defendant will surrender for service of sentence at the institution designated by the Bureau of Prisons .

**RETURN**

I have executed this Judgment as follows:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

At \_\_\_\_\_ Defendant delivered on \_\_\_\_\_ To \_\_\_\_\_ with a certified copy of this Judgment.

\_\_\_\_\_  
United States Marshal

By \_\_\_\_\_  
Deputy Marshal

Defendant: AKIKUR R MOHAMMAD  
Case Number: 3:20-CR-00784-PGS-1

## **SUPERVISED RELEASE**

Upon release from imprisonment, you will be on supervised release for a term of 3 years.

Within 72 hours of release from custody of the Bureau of Prisons, you must report in person to the Probation Office in the district to which you are released.

While on supervised release, you must not commit another federal, state, or local crime, must refrain from any unlawful use of a controlled substance and must comply with the mandatory and standard conditions that have been adopted by this court as set forth below.

You must submit to one drug test within 15 days of commencement of supervised release and at least two tests thereafter as determined by the probation officer.

You must cooperate in the collection of DNA as directed by the probation officer

If this judgment imposes a fine, special assessment, costs, or restitution obligation, it is a condition of supervised release that you pay any such fine, assessments, costs, and restitution that remains unpaid at the commencement of the term of supervised release.

You must comply with the following special conditions:

### **FINANCIAL DISCLOSURE**

Upon request, you must provide the U.S. Probation Office with full disclosure of your financial records, including commingled income, expenses, assets and liabilities, to include yearly income tax returns. With the exception of the financial accounts reported and noted within the presentence report, you are prohibited from maintaining and/or opening any additional individual and/or joint checking, savings, or other financial accounts, for either personal or business purposes, without the knowledge and approval of the U.S. Probation Office. You must cooperate with the U.S. Probation Officer in the investigation of your financial dealings and must provide truthful monthly statements of your income. You must cooperate in the signing of any authorization to release information forms permitting the U.S. Probation Office access to your financial records.

### **NEW DEBT RESTRICTIONS**

You are prohibited from incurring any new credit charges, opening additional lines of credit, or incurring any new monetary loan, obligation, or debt, by whatever name known, without the approval of the U.S. Probation Office. You must not encumber or liquidate interest in any assets unless it is in direct service of the fine and/or restitution obligation or otherwise has the expressed approval of the Court.

Defendant: AKIKUR R MOHAMMAD  
Case Number: 3:20-CR-00784-PGS-1

## STANDARD CONDITIONS OF SUPERVISION

As part of your supervised release, you must comply with the following standard conditions of supervision. These conditions are imposed because they establish the basic expectations for your behavior while on supervision and identify the minimum tools needed by probation officers to keep informed, report to the court about, and bring about improvements in your conduct and condition.

- 1) You must report to the probation office in the federal judicial district where you are authorized to reside within 72 hours of your release from imprisonment, unless the probation officer instructs you to report to a different probation office or within a different time frame.
- 2) After initially reporting to the probation office, you will receive instructions from the court or the probation officer about how and when you must report to the probation officer, and you must report to the probation officer as instructed.
- 3) You must not knowingly leave the federal judicial district where you are authorized to reside without first getting permission from the court or the probation officer.
- 4) You must answer truthfully the questions asked by your probation officer.
- 5) You must live at a place approved by the probation officer. If you plan to change where you live or anything about your living arrangements (such as the people you live with), you must notify the probation officer at least 10 days before the change. If notifying the probation officer in advance is not possible due to unanticipated circumstances, you must notify the probation officer within 72 hours of becoming aware of a change or expected change.
- 6) You must allow the probation officer to visit you at any time at your home or elsewhere, and you must permit the probation officer to take any items prohibited by the conditions of your supervision that he or she observes in plain view.
- 7) You must work full time (at least 30 hours per week) at a lawful type of employment, unless the probation officer excuses you from doing so. If you do not have fulltime employment you must try to find full-time employment, unless the probation officer excuses you from doing so. If you plan to change where you work or anything about your work (such as your position or your job responsibilities), you must notify the probation officer at least 10 days before the change. If notifying the probation officer at least 10 days in advance is not possible due to unanticipated circumstances, you must notify the probation officer within 72 hours of becoming aware of a change or expected change.
- 8) You must not communicate or interact with someone you know is engaged in criminal activity. If you know someone has been convicted of a felony, you must not knowingly communicate or interact with that person without first getting the permission of the probation officer.
- 9) If you are arrested or questioned by a law enforcement officer, you must notify the probation officer within 72 hours.
- 10) You must not own, possess, or have access to a firearm, ammunition, destructive device, or dangerous weapon (i.e., anything that was designed, or was modified for, the specific purpose of causing bodily injury or death to another person such as nunchakus or tasers).
- 11) You must not act or make any agreement with a law enforcement agency to act as a confidential human source or informant without first getting the permission of the court.
- 12) If the probation officer determines that you pose a risk to another person (including an organization), the probation officer may require you to notify the person about the risk and you must comply with that instruction. The probation officer may contact the person and confirm that you have notified the person about the risk.

Defendant: AKIKUR R MOHAMMAD  
Case Number: 3:20-CR-00784-PGS-1

**STANDARD CONDITIONS OF SUPERVISION**

13) You must follow the instructions of the probation officer related to the conditions of supervision.

*For Official Use Only --- U.S. Probation Office*

Upon a finding of a violation of probation or supervised release, I understand that the Court may (1) revoke supervision or (2) extend the term of supervision and/or modify the conditions of supervision.

These conditions have been read to me. I fully understand the conditions, and have been provided a copy of them.

You shall carry out all rules, in addition to, the above, as prescribed by the Chief U.S. Probation Officer, or any of his associate Probation Officers.

(Signed) \_\_\_\_\_  
Defendant Date

\_\_\_\_\_  
U.S. Probation Officer/Designated Witness Date

Defendant: AKIKUR R MOHAMMAD  
Case Number: 3:20-CR-00784-PGS-1

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## RESTITUTION AND FORFEITURE

### RESTITUTION

The defendant shall make restitution in the amount of \$493,104.35. The Court will waive the interest requirement in this case. Payments should be made payable to the **U.S. Treasury** and mailed to Clerk, U.S.D.C., 402 East State Street, Rm 2020, Trenton, New Jersey 08608, for proportionate distribution to the following victims. The Court will enter a restitution order upon receipt of the corrected mailing addresses.

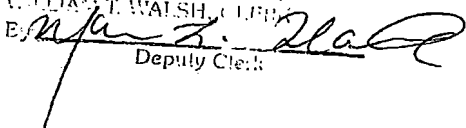
Counsel for defendant and the U.S. Attorney shall confer and agree on the victims, their addresses and the amount of restitution due by July 1, 2022. The parties shall submit a consent order of Restitution.

The amounts ordered represent the total amounts due to the victims for these losses. The defendant's restitution obligations shall not be affected by any restitution payments made by other defendants in this case, except that no further payments will be required once payment(s) by one or more defendants fully satisfies the victims' total losses. The following defendant(s) in the following case(s) may be subject to restitution orders to the same victims for these same losses:

Peter J. Costas	20-Cr.-412-1
Seth Logan Welsh	20-Cr.-760-1
John C. Devlin	20-Cr.-761-1
Kevin Dickau	20-Cr.-783-1

The restitution is due immediately. It is recommended that you participate in the Bureau of Prisons Inmate Financial Responsibility Program (IFRP). If you participate in the IFRP, the restitution will be paid from those funds at a rate equivalent to \$25 every 3 months. In the event the amount due in monthly installment of no less than \$200, to commence 30 days after release from confinement.

I HEREBY CERTIFY that the above and  
for the true and correct copy  
of the original document.  
UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY  
WILLIAM T. WALSH, CLERK

By   
Deputy Clerk