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11 UNITED STATES DISTRICT COURT  
12 NORTHERN DISTRICT OF CALIFORNIA  
13 OAKLAND DIVISION

14 UNITED STATES OF AMERICA, )  
15 Plaintiff, )  
16 v. )  
17 MEHRDAD HAKIMIAN, )  
a/k/a "Tony Hakimian," )  
18 Defendant. )  
19 )  
20 )

No. CR-09-00021 DLJ

**UNITED STATES' AMENDED CASE-  
IN-CHIEF WITNESS LIST**

21 The United States hereby submits this list of witnesses who may be called its case-in-  
22 chief. Depending upon the parties' ability to complete stipulations and witness availability, the  
23 following list may change:

24 **Glass Emporium of Marin Inc. ("Glass Emporium"):**

25 **Aldy Antonio** is a co-Defendant and former Glass Emporium employee. Antonio will  
26 testify that he worked at Glass Emporium since 2001 in the headquarters in Oakland, California,  
27 in Accounts Receivables and was responsible for the billing of insurance companies. Antonio  
28 will testify that he has pled guilty to a felony offense and is testifying under the terms of a

1 cooperation agreement. He was born in the Philippines and entered the United States without  
2 authority. He will testify that Hakimian is the owner of Glass Emporium; that Hakimian  
3 consistently directed him to overcharge insurance companies by changing the invoices the  
4 corporate office received from the field stores and billing for a more expensive windshields, and  
5 adding other charges such as moldings. Antonio will further testify that in response to an  
6 apparent threat of reporting Antonio's illegal employment to immigration authorities, Hakimian  
7 and DeGuzman met with Antonio and his wife, Luzviminda, also an illegally employed alien,  
8 and told them that they could still work for Glass Emporium, but they would have to work at  
9 home to avoid the immigration service from coming to the headquarters and discovering that  
10 they were wrongfully employed by Glass Emporium. Antonio will testify that DeGuzman  
11 provided her computer password to him and told him to log onto the computer using her  
12 password instead of his own in order to avoid creating computer records that would establish his  
13 continued employment at Glass Emporium. Antonio will testify that he did as instructed, that is,  
14 he worked a home for a period of time logging in under the password of DeGuzman, and during  
15 this period, continued to commit fraud by over-billing insurance companies.

16 **Bobby Samonte Guinto** is a co-Defendant and current Glass Emporium employee.  
17 Guinto will testify that he has pled guilty to a felony offense and is testifying under immunity.  
18 Guinto will state that he inflated invoices at the corporate headquarters.

19 **Estalita Geena Herrera** is the former Glass Emporium Accounts Receivables Manager  
20 where she worked from October 2000 to October 22, 2003 in Oakland. Herrera was responsible  
21 for the entire billing process. She will testify that Hakimian routinely instructed her and other  
22 employees at both the corporate office and the local branches to bill for a higher priced glass part  
23 than the one installed. Hakimian also instructed to bill for molding and clips when charging  
24 insurance companies. Sometimes, these instructions were given to regional and district  
25 managers during telephone conference calls.

26 **Crystal Hardy** is a former Glass Emporium employee who worked there from 2002 until  
27 January 2005. At the time she left Glass Emporium, she was the Marketing Director. Before  
28 that she worked in Accounts Payable. She will testify that she heard Hakimian tell employees to

1 overcharge insurance companies. She will testify that in January 2005, after a series of  
2 arguments, Hakimian told her to leave the office, which she did, after demanding and receiving  
3 her paycheck.

4 **Luzviminda Yango** is a former Glass Emporium employee and wife of Antonio. Yango  
5 will testify that in 2001, she was hired by Glass Emporium after being interviewed by  
6 DeGuzman. She worked in Accounts Payable under the supervision of DeGuzman. Yango was  
7 aware through her husband and other Glass Emporium employees that Glass Emporium was  
8 overcharging insurance companies. In 2001, Hardy was terminated from her employment at  
9 Glass Emporium. Hakimian and DeGuzman were concerned that Hardy would notify the  
10 immigration authorities that Glass Emporium employed illegal aliens. When Antonio heard this  
11 he offered to resign, but Hakimian told Antonio this was not necessary; that he and Yango could  
12 work at home, which they did for approximately six months.

13 **Sokchea Neo** is a former Glass Emporium employee. Neo will testify that she worked at  
14 Glass Emporium from 2000 until 2004 as a Clerk/Associate in Accounts Receivable under the  
15 supervision of Sharon Cobb, and later under Geena Herrera and Lilette Plaza. For part of her  
16 employment, Neo billed insurance companies based on invoices from local stores. If changes  
17 needed to be made to invoices, Neo was told by Herrera to pick part numbers with the highest  
18 prices. Neo will also testify that Hererra worked under Hakimian and that nobody at Glass  
19 Emporium did anything without Hakimian's approval.

20 **Tracy Lay** is a former employee of Glass Emporium, where she worked on and off  
21 beginning in 1989 and was supervised by DeGuzman. Ms. Lay will testify that she was aware  
22 that Antonio was changing invoices. She will also testify that in December 2006, after the  
23 execution of a search warrant, Hakimian had a meeting with all of the employees where he asked  
24 what the investigators had asked and what the employees' answers had been. Hakimian further  
25 instructed the employees not to talk to the police anymore. In late January 2007, Hakimian  
26 mandated Glass Emporium corporate employees and Oakland Glass Pro employees remove  
27 hundreds of boxes of business records to be sent to a nearby recycling center. The boxes  
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1 contained invoices and orders from 1999 to the present. Previously, it was normal business  
2 practice to retain records for five years.

3 **Sandra Fredricks** is a former Glass Masters store manager who worked from February  
4 2004 until October 2005. Fredricks will testify about how Glass Emporium routinely inflated  
5 invoices at the corporate level. When Fredricks confronted corporate employees about the  
6 changes, they told her that Glass Emporium made these changes to increase profit.

7 **Judy Ann Plummer** is a current Glass Pro store manager in Little Rock, Arkansas.  
8 Plummer was instructed by Neal Schreiner to inflate invoices by billing for more expensive parts  
9 whether they were used or not.

10 **Neal Schreiner** is a former Glass Pro store manager, district manager, and regional  
11 manager from 1999 until October 2006. Schreiner will testify that Hakimian regularly instructed  
12 Schreiner to train and to instruct the regional stores to overcharge for more expensive parts and  
13 for installation materials.

14 **Angie Emfinger** is a Glass Pro store manager in Montgomery, Alabama. She will testify  
15 that she was trained to bill insurance companies for glass and materials that were not used in the  
16 installation. Emfinger's managers told her that was the way Hakimian wanted it done.

17 **Penny Borghese** is a former Glass Masters store manager in Columbus, Ohio who was  
18 instructed by her Regional Manager, Gerald Alexander, to bill for higher-priced windshields and  
19 to overbill installation materials.

20 **Kimberly Mosely** is a former Glass Masters store manager in Dayton, Ohio from  
21 November 2005 to November 2007. Mosely will testify that she overbilled insurance companies  
22 for glass and installation materials at the direction of her District Manager.

23 **Jeffery Riggs** is a former Glass Masters store manager in Birmingham, Alabama. Riggs  
24 will testify that he was told by Antonio and Guinto to overcharge insurance companies for glass  
25 installation. When Riggs stopped overcharging insurance companies, the invoices sent from his  
26 store to the corporate office were voided and then inflated by Antonio and Guinto.

1           **Norma MacCurdy (Medina)** is a former Glass Emporium Accounts Payable employee  
2 from December 2003 through May 2005. Medina will testify that she made changes to vendor  
3 invoices to correspond with the fraudulent insurance billings.

4           **Linda Macom (Cochran)** is a former Glass Emporium store employee, store manager,  
5 and district manager from 1996 through 2001. Macom will testify that she reported to Hakimian  
6 who told her to inflate invoices by charging for more expensive parts and installation materials  
7 when dealing with insurance jobs.

8           **Jane Hamm** is a former Glass Emporium store manager in Birmingham, Alabama.  
9 Hamm will testify that Hakimian told her to bill for windshields other than what was installed  
10 and to over bill for installation materials.

11           **Teresita Cirera** is a Glass Emporium employee and works in the area of Profit and Loss.  
12 She will testify about her observations at Glass Emporium.

13           **Shayna Callahan** is a former Glass Masters Store Manager in Winston-Salem, North  
14 Carolina. In September of 2006, she began to notice that her store's invoices transmitted to the  
15 corporate office were changed before they were transmitted to the insurance companies.

16           **Mahmood Kuhzarani** is the former Glass Emporium Controller from October 1999 to  
17 early 2003. Kuhzarani will testify about his observations while employed at Glass Emporium.

18           **Amie Ward** is a former Glass Masters Store Manager in Pensacola, Florida. Ward will  
19 testify about participating in the over billing on insurance companies at the direction of her  
20 district manager.

21           **Valorie Larkins** is a former Glass Pro store manager who was instructed to inflate  
22 invoices by Antonio. When Larkins refused, Antonio summoned Hakimian to inform him that  
23 Larkins had refused. Hakimian explained the reasons that she should inflate the invoices, but did  
24 not force the issue when Larkins continued to refuse.

25           **Amy Gonzales** is a former Glass Emporium employee who was employed, in part, to  
26 assist with auditing local stores.

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1           **Jocelyn Beltran** is a Glass Emporium employee who was employed at Glass Emporium.  
2 She will testify about how she was involved in removing boxes from Glass Emporium's storage  
3 room.

4           **Joselito Lim** is a Glass Emporium current employee who was employed at Glass  
5 Emporium under a fraudulent visa. Lim also inflated invoices while working at local stores.

6           **Antonette Morante (Pilloti)** is a current Glass Emporium employee who was involved  
7 in assisting with the removal of boxes from Glass Emporium's storage room.

8           **Francis Zamora** is a former Glass Emporium employee who was told by Antonio that  
9 the inflation of invoices was "the way Tony wants it."

10           **Gabe Green** is a former Glass Emporium employee who worked as Glass Emporium's  
11 information technology employee.

12           **Ida Marie Manese (Arce)** is a former Glass Emporium employee who will testify that  
13 Hakimian said to insert the price of the finest quality windshield into the invoices that she  
14 prepared.

15           **Marcel Michael** is a former Glass Emporium employee who was regularly instructed to  
16 inflate invoices.

17           **Nannette Guinto** is a current Glass Emporium employee and the wife of Bobby Guinto.  
18 She will testify about her observations at Glass Emporium.

19           **Maria Gisela Ramos Nacino** is a former Glass Emporium employee. She will testify  
20 that Hakimian routinely invoiced windshields that were not installed.

21           **State Farm Insurance ("SFI"):**

22           **Sherman Liddell** is an SFI Claims Representative in the Special Investigations Unit.  
23 Liddell will testify about the SFI audit and the summary compilation of SFI's business records.

24           **Scott Cleland** is an SFI Claims Representative in the Special Investigations Unit.  
25 Cleland will testify about the SFI audit and the summary compilation of the SFI's business  
26 records.

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1           **Michael Fry** is an SFI Claim Service Support Supervisor. Fry will testify that he spoke  
2 with Hakimian about Glass Emporium’s practice of waiving deductibles and how SFI terminated  
3 Glass Emporium as an SFI client.

4           **Gilbert Ferraro** is an SFI Supervisor in the Special Investigations Unit. Ferraro will  
5 testify about the SFI audit.

6           **David Thomas** is an SFI Supervisor who was involved in negotiating the settlement  
7 agreement with Hakimian.

8           **Shawn Kobel** is an SFI Claim Service Support Supervisor who replaced Fry. Kobel will  
9 testify about the terms of the contract between Glass Emporium and SFI.

10          **Brett Suiter** is an SFI Team Manager in the Special Investigations Unit. Suiter will  
11 testify about the SFI audit and the memorandum of understanding.

12          **SFI Special Investigations Unit Claims Adjusters**, Pam Donovan, Quinn Revels, Lori  
13 Speed, Christie Charlton, Alan Stewart, Greg Seidenberg, Tiffany Fancher, and Wayne Hewett  
14 will testify about their investigations of the vehicles in the substantive wire fraud counts.

15          **Alpha Insurance:**

16          **Michael West** is an Alpha Insurance claims investigator. West will testify about his  
17 investigation of suspected insurance fraud committed by Glass Emporium.

18          **Digital Business Controls (“DBC”):**

19          **Duane Rogowski** is the Director of Research and Development at DBC. Rogowski will  
20 testify as an expert witness and state that his company provides the Dialmark invoicing software  
21 and technical support for automobile glass retail businesses, including Glass Emporium and  
22 Glass Emporium’s subsidiaries. He will testify about the computer invoicing system as well as  
23 about his conversations with Hakimian. He will also explain the significance of data from the  
24 Dialmark invoicing software.

25          **John Wharton** is the President and Chief Executive Officer at DBC. Wharton will  
26 testify about his weekly conversations with Hakimian.

27          **Third-Party Administrators:**

1           **Paul McFarland** is the Director of Operations at Lynx Services LLC and will testify  
2 about how Lynx acts as SFI's third party claims administrator for windshield repairs. McFarland  
3 will testify about how claims are taken, submitted, and transmitted for payment.

4           **Tom Reid** is the Director of Contract Administration for Safelite Auto Glass. He will  
5 testify about Safelite's dealings with Glass Emporium.

6           **Windshield Witnesses:**

7           **Bryant Bailey** is the Operations Manager at Carlite Auto Glass and will testify about the  
8 glass market with an emphasis on part numbers, pricing, and manufacturing for some of the  
9 windshields at issue in the case. Carlite was the exclusive distributor of Ford Oval in Shad Band  
10 windshield which was routinely included on Glass Emporium's fraudulent invoices.

11           **Bud Oliver** is a Director at National Auto Glass Specifications and will testify about the  
12 glass market with an emphasis on pricing and part numbers for the windshields at issue in this  
13 case.

14           **KMC Recycling:**

15           **Frank Chang** is a co-owner of KMC recycling and will testify that on January 29, 2007,  
16 Glass Emporium employees began delivering multiple loads of boxes containing documents to  
17 KMC consisting of 15 loads totaling 20,120 pounds. Chang subsequently provided the recycling  
18 receipts to the FBI. Chang also stated that on February 1, 2007, an unknown man came to KMC  
19 to inquire about the location of the Glass Emporium documents.

20           **U.S. Postal Inspection Service's Investigation:**

21           **Aaron Wiley** is a former Glass Pro customer who was insured by State Farm Insurance.  
22 Wiley will testify that Glass Pro waived his deductible and replaced his windshield. In turn, the  
23 case agent will testify that Wiley's Glass Pro invoice depicts a more expensive part than the  
24 windshield actually installed on Wiley's vehicle.

25           **Randy Lee Copus** is a former Glass Pro customer in Stockton, California. During a  
26 meeting with the FBI, Copus provided his Glass Pro windshield billing invoice to the FBI. The  
27 FBI confirmed that the part on the invoice did not match the part billed.

1           **Linda Clendenin** had her windshield replaced by the Glass Pro shop in Sacramento.  
2 That windshield is still on the vehicle. The Postal Inspection Service confirmed that the  
3 windshield does not match Glass Pro's billing invoice.

4           **Nicholas Frazer** had his windshield replaced by the Glass Pro shop in Sacramento. That  
5 windshield is still on the vehicle. The Postal Inspection Service confirmed that the windshield  
6 does not match Glass Pro's billing invoice.

7           **Joseph Salvatore** had his windshield replaced by the Glass Pro shop in Oakland. That  
8 windshield is still on the vehicle. The Postal Inspection Service confirmed that the windshield  
9 does not match Glass Pro's billing invoice.

10           **Sajid Miller** had his windshield replaced by the Glass Pro shop in Oakland. That  
11 windshield is still on the vehicle. The Postal Inspection Service confirmed that the windshield  
12 does not match Glass Pro's billing invoice.

13           **Payroll by Paychex Inc. Witnesses:**

14           **Stephen Medina** is a records custodian at Paychex Inc. He will testify about Glass  
15 Emporium's payroll records.

16           **Law Enforcement Witnesses:**

17           **FBI Special Agent William Leoni** is the case agent who will testify about the  
18 investigation of the case, including the execution of the search warrant.

19           **FBI Special Agents** Armando Delgado-Campos, Christine Hemje, A. Christopher  
20 Sadlowski, Marla McCarthy, and Janet Berry will testify to various portions of the investigation.

21           **FBI Computer Forensic Examiner Donald See** will testify about the imaging of  
22 Defendants' computer during execution of the search warrant.

23           **Postal Inspector James Thiede** will testify to various portions of the investigation,  
24 including execution of the search warrant.

25           **Postal Inspector Connie Worrell** will testify about her local investigation into  
26 suspected fraud arising from Glass Emporium's installation of Ford Oval Band windshields.

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1           **Postal Inspection Service Consumer Fraud Analyst Joe Leonti** will testify about his  
2 local investigation into suspected fraud arising from Glass Emporium's installation of Ford Oval  
3 Band windshields.

4           **Program Representative Rick McLarty** of the California Bureau of Automotive  
5 Repairs ("BAR") will discuss the BAR's prior investigation of TAGS Auto Glass and Hakimian's  
6 past practices of insurance fraud.

7           **Curt Worden** conducted an undercover operation at one of TAGS's local stores where  
8 the insurance company was over-billed.

9           **Gary Ramos** conducted an undercover operation at one of TAG's local stores where the  
10 insurance company was over-billed.

11           **Elena Almanzo** is an attorney with the Attorney General's Office for the State of  
12 California. Almanzo will serve as a foundational witness to admit certain public records.

13           **Immigration Services Officer William Higdon** will testify in accordance with his  
14 expert witness disclosure previously filed with the Court.

15           **Department of Homeland Security Special Agent Derek Ohlander** will testify as a  
16 foundational witness to admit certain employees' I-129 petitions.

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18 DATED: February 21, 2010

Respectfully submitted,

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