

ORIGINAL

CLERK US DISTRICT COURT  
NORTHERN DIST OF TX  
FILED

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION

2015 NOV 10 PM 2:33

DEPUTY CLERK



UNITED STATES OF AMERICA

v.

No. 3:14-CR-113-N

WILLIAM LAURENCE STANLEY (1)

PLEA AGREEMENT

Defendant William Laurence Stanley, the defendant's attorney Joseph J. Padian, and the United States of America (the government), agree as follows:

1. **Rights of the defendant:** Stanley understands that he has the rights
  - a. to plead not guilty;
  - b. to have a trial by jury;
  - c. to have his guilt proven beyond a reasonable doubt;
  - d. to confront and cross-examine witnesses and to call witnesses in his defense; and
  - e. against compelled self-incrimination.

2. **Waiver of rights and plea of guilty:** Stanley agrees to waive these rights and plead guilty to Count Two of the Indictment charging a Hobbs Act Extortion, in violation of 18 U.S.C. § 1951(a). Stanley understands the nature and elements of the crime to which he is pleading guilty, and agrees that the factual resume he has signed is true and will be submitted as evidence.

3. **Sentence:** The *statutory* maximum penalties the Court can impose for this offense includes:

- a. imprisonment for a period not to exceed 20 years;
- b. a fine not to exceed \$250,000, or twice any pecuniary gain to the defendant or loss to the victim(s);
- c. a mandatory term of supervised release of not more than 3 years, which must follow any term of imprisonment. If Stanley violates the conditions of supervised release, he could be imprisoned for the entire term of supervised release;
- d. a mandatory special assessment of \$100;
- e. restitution to victims or to the community, which may be mandatory under the law, and which Stanley agrees may include restitution arising from all relevant conduct, not limited to that arising from the offense of conviction alone;
- f. costs of incarceration and supervision; and
- g. forfeiture of property.

4. **Court's sentencing discretion and role of the Guidelines:** Stanley understands that the sentence in this case will be imposed by the Court after consideration of the United States Sentencing Guidelines. The guidelines are not binding on the Court, but are advisory only. Stanley has reviewed the guidelines with his attorney, but understands no one can predict with certainty the outcome of the Court's consideration of the guidelines in this case. Stanley will not be allowed to withdraw his plea if his sentence is higher than expected. Stanley fully understands that the actual sentence imposed (so long as it is within the statutory maximum) is solely in the discretion of the

Court.

5. **Mandatory special assessment:** Stanley agrees to pay to the U.S. District Clerk the amount of \$100, in satisfaction of the mandatory special assessment in this case.

6. **Defendant's agreement:** Stanley shall give truthful and complete information and/or testimony concerning his participation in the offense of conviction. Upon demand, Stanley shall submit a personal financial statement under oath and submit to interviews by the government and the U.S. Probation Office regarding his capacity to satisfy any fines or restitution. Stanley expressly authorizes the United States Attorney's Office to immediately obtain a credit report on him in order to evaluate the Defendant's ability to satisfy any financial obligation imposed by the Court. Stanley fully understands that any financial obligation imposed by the court, including a restitution order and/or the implementation of a fine, is due and payable immediately. In the event the Court imposes a schedule for payment of restitution, defendant agrees that such a schedule represents a minimum payment obligation and does not preclude the U.S. Attorney's Office from pursuing any other means by which to satisfy defendant's full and immediately enforceable financial obligation. Stanley understands that he has a continuing obligation to pay in full as soon as possible any financial obligation imposed by the court.

7. **Government's agreement:** The government will not bring any additional charges against Stanley based upon the conduct underlying and related to the

defendant's plea of guilty. The government will file a Plea Agreement Supplement in this case, as is routinely done in every case, even though there may or may not be any additional terms. The government will dismiss, after sentencing, the remaining count of the Indictment as to Stanley. This agreement is limited to the United States Attorney's Office for the Northern District of Texas and does not bind any other federal, state, or local prosecuting authorities, nor does it prohibit any civil or administrative proceeding against Stanley or any property.

8. **Forfeiture of Property: Defendant's voluntary forfeiture:** Stanley agrees not to contest, challenge, or appeal in any way the administrative or judicial (civil or criminal) forfeiture to the United States of any property in which he has an interest, whether subject to direct forfeiture as property constituting or traceable to proceeds of the offense of conviction, or as substitute assets under 21 U.S.C. § 853(p), as incorporated by 28 U.S.C. § 2461(c). Stanley consents to entry of any orders or declarations of forfeiture regarding all such property and waives any requirements (including notice of forfeiture) set out in 19 U.S.C. §§ 1607-1609; 18 U.S.C. §§ 981, 983, and 985; the Code of Federal Regulations; and Rules 11 and 32.2 of the Federal Rules of Criminal Procedure. Stanley agrees to provide truthful information and evidence necessary for the government to forfeit such property. Stanley agrees to hold the government, its officers, agents, and employees harmless from any claims whatsoever in connection with the seizure, forfeiture, storage, or disposal of such property.

9. **Violation of agreement:** Stanley understands that if he violates any

provision of this agreement, or if his guilty plea is vacated or withdrawn, the government will be free from any obligations of the agreement and free to prosecute Stanley for all offenses of which it has knowledge. In such event, Stanley waives any objections based upon delay in prosecution. If the plea is vacated or withdrawn for any reason other than a finding that it was involuntary, Stanley also waives objection to the use against him of any information or statements he has provided to the government, including any resulting leads.

10. **Voluntary plea:** This plea of guilty is freely and voluntarily made and is not the result of force or threats or of promises apart from those set forth in this plea agreement. There have been no guarantees or promises from anyone as to what sentence the Court will impose.

11. **Waiver of right to appeal or otherwise challenge or seek reduction in sentence:** Stanley waives his rights, conferred by 28 U.S.C. § 1291 and 18 U.S.C. § 3742, to appeal from his conviction and sentence. He further waives his right to contest his conviction and sentence in any collateral proceeding, including proceedings under 28 U.S.C. § 2241 and 28 U.S.C. § 2255. He further waives his right to seek any future reduction in his sentence (e.g., based on a change in sentencing guidelines or statutory law). Stanley, however, reserves the rights (a) to bring a direct appeal of a sentence exceeding the statutory maximum punishment that is applicable at the time of his initial sentencing, (b) to challenge the voluntariness of his plea of guilty or this waiver, or (c) to bring a claim of ineffective assistance of counsel.

12. **Representation of counsel:** Stanley has thoroughly reviewed all legal and factual aspects of this case with his lawyer and is fully satisfied with that lawyer's legal representation. Stanley has received from his lawyer explanations satisfactory to him concerning each paragraph of this plea agreement, each of his rights affected by this agreement, and the alternatives available to him other than entering into this agreement. Because he concedes that he is guilty, and after conferring with his lawyer, Stanley has concluded that it is in his best interest to enter into this plea agreement and all its terms, rather than to proceed to trial in this case.

13. **Entirety of agreement:** This document is a complete statement of the parties' agreements and may not be modified unless the modification is in writing and signed by all parties. This agreement supersedes any and all other promises, representations, understandings, and agreements that are or were made between the parties at any time before the guilty plea is entered in court.

14. No promises or representations have been made by the United States except as set forth in writing in this plea agreement and in the plea agreement supplement.

JOHN R. PARKER  
UNITED STATES ATTORNEY

APPROVED:

Kath Miller      9-30-15  
KATHRINE A. MILLER      Date  
Deputy Criminal Chief

[Signature]      9/19/2015  
CANDINA S. HEATH      Date  
Assistant United States Attorney  
Texas State Bar No. 09347450  
1100 Commerce Street, Third Floor  
Dallas, Texas 75242-1699  
Tel: 214-659-8600  
Fax: 214-767-2846  
candina.heath@usdoj.gov

I have read (or had read to me) this Plea Agreement and have carefully reviewed every part of it with my attorney(s). I fully understand it and voluntarily agree to it.

[Signature]      11/9/15  
WILLIAM LAURENCE STANLEY      Date  
Defendant

I am William Stanley's counsel. I have carefully reviewed every part of this Plea Agreement with my client. To my knowledge and belief, my client's decision to enter into this Plea Agreement is an informed and voluntary one.

[Signature]      11/9/15  
JOSEPH J. PADIAN      Date  
Attorney for Defendant