

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

Case Number: 06-20114-CR-MARTINEZ/BANDSTRA

UNITED STATES OF AMERICA,

v.

BLAKE LADENHEIM,
MARK PELLE,
KATHY EIDELSTEIN,
a/k/a "KATHY DEANGELIS,"
MICHAEL PRESS,
SANFORD GOLD,
JEFFREY KUBA,
a/k/a "JEFFREY COOPER,"
FRANK DEPIERRE,
a/k/a "FRANK DUPREE," and
ERIC BRIDGES,

Defendants.

_____/

**GOVERNMENT'S NOTICE OF INTENTION TO USE OTHER CRIMES, WRONGS,
OR ACTS AS EVIDENCE PURSUANT TO FED. R. EVID. 404(b)**

Comes now the United States of America, through counsel, and hereby provides notice of its intent to offer the following evidence, which may be determined to fall within the purview of Federal Rule of Evidence 404(b), in the above-referenced trial:

1. Before working at Pantheon, defendant Blake Ladenheim worked at the following business opportunity which was a scam and in which the majority of customers lost almost all of the money they invested: AmeriP.O.S.
2. A recorded conversation with Steven Mishkin and Blake Ladenheim dated July 20, 2004, and a recorded conversation with Steven Mishkin, Blake Ladenheim, and Jay Mayne, dated August 15, 2004, both of which include discussions of fraudulent

activity that occurred at AmeriP.O.S. as well as at Pantheon.¹

3. After working at Pantheon, defendant Blake Ladenheim worked at the following business opportunity which was a scam and in which the majority of customers lost almost all of the money they invested: Global Resources.
4. Before working at Pantheon, defendant Mark Pelle worked at the following business opportunities which were scams and in which the majority of customers lost almost all of the money they invested: AmeriTel, AmeriCard, Worldwide Phonocard, Teleking, and Debit Corp. of America.
5. A recorded conversation with Steven Mishkin and Mark Pelle dated August 12, 2004, and a recorded conversation with Richard Goodman and Mark Pelle, dated January 26, 2005, both of which include discussions of fraudulent activity that occurred at other business opportunity firms as well as at Pantheon.²
6. Before working at Pantheon, defendant Kathy Eidelstein, a/k/a “Kathy DeAngelis,” worked at the following business opportunities which were scams and in which the majority of customers lost almost all of the money they invested: Teleking and Debit Corp. of America.
7. Before working at Pantheon, defendant Michael Press worked at the following business opportunities which were scams and in which the majority of customers lost almost all of the money they invested: Worldwide Phonocard and Nationwide Cyber

¹ Copies of the recordings and draft transcripts were provided to counsel on May 27, 2006.

² Copies of the recordings and draft transcripts were provided to counsel on May 27, 2006.

Systems.

8. After working at Pantheon, defendant Michael Press worked at the following business opportunity which was a scam and in which the majority of customers lost almost all of the money they invested: Global Resources.
9. Before working at Pantheon, defendant Sanford Gold worked at the following business opportunities which were scams and in which the majority of customers lost almost all of the money they invested: Telecard, Sun Advertising, Worldwide Phonecard, Teleking, and Debit Corp. of America.
10. Before working at Pantheon, defendant Jeffrey Kuba, a/k/a “Jeffrey Cooper,” worked at the following business opportunities which were scams and in which the majority of customers lost almost all of the money they invested: Americard, Worldwide Phonecard, Teleking, and Debit Corp. of America.
11. A recorded conversation with Richard Goodman and Jeffrey Kuba, dated October 22, 2005, which include discussions of fraudulent activity that occurred at Worldwide, Teleking, and Debit Corp. of America as well as at Pantheon.³
12. Before working at Pantheon, defendant Frank DePierre, a/k/a “Frank Dupree,” worked at the following business opportunities which were scams and in which the majority of customers lost almost all of the money they invested: AmeriTel, American Greeting Cards, and Sun Advertising.
13. Before working at Pantheon, defendant Eric Bridges worked at the following

³ A copy of the audio recording and a draft transcript were provided to counsel on May 27, 2006. A video recording of the conversation also has been made available.

business opportunities which were scams and in which the majority of customers lost almost all of the money they invested: Pro-Telecard, Associated Records Distributors, Card Songs of America, DentalVend, Perfumes Unlimited, AmeriP.O.S., and CashLink.

14. The evidence offered in support of the above prior and subsequent business opportunity experience of the defendants will be in the form of testimonial and documentary evidence, in addition to the recordings identified in paragraphs 2, 5, and 11.

While the Government believes that the foregoing evidence is directly relevant to the instant case and is inextricably intertwined with the instant charges, should the Court find otherwise, the Government gives notice that it will offer this evidence under Rule 404(b) of the Federal Rules of Evidence as proof of motive, opportunity, intent, preparation, plan, knowledge, or absence of mistake or accident.

Dated: July 19, 2006

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that I caused a true and correct copy of the foregoing **NOTICE OF INTENTION TO USE OTHER CRIMES, WRONGS, OR ACTS AS EVIDENCE PURSUANT TO FED. R. EVID. 404(b)** to be sent by facsimile and U.S. Mail on July 19, 2006, to counsel for the defendants as follows:

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