

FINANCIAL AFFIDAVIT

CJA 23

IN SUPPORT OF REQUEST FOR ATTORNEY, EXPERT OR OTHER COURT SERVICES WITHOUT PAYMENT OF FEE REV. 1/90

IN UNITED STATES MAGISTRATE DISTRICT APPEALS COURT or OTHER PANEL (Specify below)
IN THE CASE OF

United States vs. Michael
A. Vallone et. al.

FOR **FILED**

MAY 1 2004

LOCATION NUMBER
04CR0372

DCCKET NUMBERS
Magistrate
District Court
04CR0372-7
Court of Appeals

PERSON REPRESENTED (Show your full name)
Edward BARTOLI

JUDGE CHARLES R. NORBLE
U.S. District Court Judge

- 1 Defendant - Adult
- 2 Defendant - Juvenile
- 3 Appellant
- 4 Probation Violator
- 5 Parole Violator
- 6 Habeas Petitioner
- 7 2255 Petitioner
- 8 Material Witness
- 9 Other (Specify)

CHARGE/OFFENSE (describe if applicable & check box →)

Tax FRAUD
MAY 13 2004

- Felony
- Misdemeanor

EMPLOYMENT	Are you now employed? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Am Self Employed
	Name and address of employer: _____ IF YES, how much do you earn per month? \$ _____ IF NO, give month and year of last employment _____ How much did you earn per month \$ _____
ASSETS	If married is your Spouse employed? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No IF YES, how much does your Spouse earn per month \$ _____ If a minor under age 21, what is your Parents or Guardian's approximate monthly income \$ _____
	Have you received within the past 12 months any income from a business, profession or other form of self-employment, or in the form of rent payments, interest, dividends, retirement or annuity payments, or other sources? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No IF YES, GIVE THE AMOUNT RECEIVED & IDENTIFY THE SOURCES RECEIVED: 526.00 month Social Security 5000 9/28/03 from wife to pay living expenses 5000 3/8/04 " " " " " "
CASH	Have you any cash on hand or money in savings or checking account <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No IF YES, state total amount \$ 1500.00
PROPERTY	Do you own any real estate, stocks, bonds, notes, automobiles, or other valuable property (excluding ordinary household furnishings and clothing)? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No IF YES, GIVE VALUE AND \$ DESCRIBE IT

OBLIGATIONS & DEBTS	MARITAL STATUS <input type="checkbox"/> SINGLE <input checked="" type="checkbox"/> MARRIED <input type="checkbox"/> WIDOWED <input type="checkbox"/> SEPARATED OR DIVORCED	Total No. of Dependents 0	List persons you actually support and your relationship to them - 0 -
	DEBTS & MONTHLY BILLS (LIST ALL CREDITORS, INCLUDING BANKS, LOAN COMPANIES, CHARGE ACCOUNTS, ETC.)	APARTMENT OR HOME: Apartment - Furnished	Creditors: \$ Total Debt: \$ Monthly Payl.: \$ 1300.00
No debts			

SIGNATURE OF DEFENDANT (OR PERSON REPRESENTED) **Edward Bartoli**
I certify the above to be correct. 5/4/04

WARNING: A FALSE OR DISHONEST ANSWER TO A QUESTION IN THIS AFFIDAVIT MAY BE PUNISHABLE BY FINE OR IMPRISONMENT, OR BOTH.

Exhibit
1

CASE ASSIGNED TO FOR FILING (P11152)
STATE OF MICHIGAN
JUDGE **ROBERT J. BUCK**
IN THE CIRCUIT COURT OF THE COUNTY OF OAKLAND

VICKI J. BARTOLI, BY _____
DEPUTY COUNTY CLERK
Plaintiff,

86 313944

vs.

Case No: 86-

EDWARD B. BARTOLI,
Defendant.

JACK L. JAFFE (P 27576)
Attorney for Plaintiff
380 N. Main Street
Clawson, Michigan 48017
Telephone: 588-2297

COMPLAINT FOR DIVORCE

NOW COMES plaintiff, Vicki J. Bartoli, and says:

1. Plaintiff is and has been a continuous resident of State of Michigan for at least 180 days and the County of Oakland for at least 10 days immediately preceding the filing of this complaint.
2. On April 20, 1973, the parties to this proceeding were married by a person duly authorized to perform said marriage in Rome, Italy.
3. Plaintiff's name prior to the marriage was Vicki Henry.
4. The parties separated in April of 1985.
5. The parties are parents of two children, namely:
Edward Bartoli, Born April 20, 1974
Sarah Bartoli, Born November 6, 1976
6. There has been a breakdown of the marriage relation to the extent that the objects of matrimony have been destroyed and that there remains no reasonable likelihood that the marriage can be preserved.

7. There is no personal property to be divided between the parties.

8. The minor children of the parties are presently residing with the defendant herein and have been since the parties separated. It is in the best interests of the minor children of the parties herein that the parties be awarded the joint legal custody of said children and the physical custody of said children be awarded to the defendant-husband.

9. Pursuant to Act 297 of the Public Acts of 1973, the plaintiff states:

a) The minor children of the parties reside at 12345 Roth Berry Way, #12, East Lansing, Michigan, with the defendant herein.

b) Plaintiff has not participated in any capacity in any other litigation concerning the custody of the minor children of the parties in this or any other state.

c) Plaintiff has no information of a custody proceeding concerning the children pending in a court of this or any other state.

WHEREFORE, plaintiff moves for the following relief:

a) A judgment dissolving the marriage as authorized by statute.

b) An order granting the joint legal custody of said minor children of the parties and awarding the physical custody of said children to the defendant herein.

c) An equitable property settlement be made.

d) That the court may grant such other and further relief that they deem equitable.

→ Judge gave me

I declare that the above is true
to the best of my information,
knowledge and belief.

Vicki J. Bartoli
VICKI J. BARTOLI

Jack L. Jaffe
JACK L. JAFFE (P/27576)
Attorney for Plaintiff
380 N. Main Street
Clawson, Michigan 48017
Telephone: 588-2297

Dated: June 13, 1986

Exhibit
I

IN THE CIRCUIT COURT FOR THE COUNTY OF OAKLAND
RECORDED
INDEXED

VICKI J. BARTOLI,
Plaintiff,

vs.

EDWARD B. BARTOLI,
Defendant.

Case No: 86 313 977 DM

JACK L. JAFFE (P 27376)
Attorney for Plaintiff

DANIEL C. LEARNED
Attorney for Defendant

JUDGMENT OF DIVORCE

At a session of said court held in
Pontiac, Michigan on SEP 5 1986

PRESENT: HONORABLE DAVID F. BRECK, Circuit Court Judge

This cause having come on to be heard on the plaintiff's
complaint for divorce and plaintiff having entered her proofs
from which it satisfactorily appears to the court that the
statutory and jurisdictional grounds have been established and
the court approves the property settlement and the defendant
having been personally served with summons and complaint and the
defendant having withdrawn his answer to complaint and this mat-
ter proceeding to pro confesso and the court being satisfied and
there has been a breakdown of the marriage relationship to the
extent that the objects of matrimony have been destroyed and
there remains no reasonable likelihood that the marriage can be
preserved and the court being otherwise fully advised in the
premises;

DIVORCE

IT IS HEREBY ORDERED that the marriage between the said
plaintiff and defendant be and the same hereby is dissolved and a
divorce from the bonds of matrimony between the said parties be
and the same hereby is adjudged.

W.L. J. [Signature]

ALIMONY

IT IS FURTHER ORDERED that neither the plaintiff nor the defendant are entitled to alimony and that the same is forever barred.

STATUTORY INSURANCE

IT IS FURTHER ORDERED that the rights of either party in any policy or contract of life, endowment or annuity insurance of the other as beneficiary are hereby extinguished.

CUSTODY OF MINOR CHILDREN

IT IS FURTHER ORDERED that defendant, Edward B. Bartoll, shall have the care, custody, maintenance and education of the minor children of the parties namely: Edward Bartoll, born April 20, 1974 and Sarah Bartoll, born November 6, 1976 until said children attain the age of 18 years or until they graduate from high school or until further order of this court.

IT IS FURTHER ORDERED that in the event of any injury to the minor children of the parties herein, or other health emergency, requiring or appearing to require immediate hospitalization or medical treatment, such parties shall, as soon thereafter as reasonably practicable, inform the other party hereto concerning such emergency of any result and actions or decisions. Further, each of the parties hereto, shall have an equal right and access to all documents, records and information relative to the schooling, military training, education, religious training, hospitalization, medical, dental and psychiatric health care or treatment of said minor children and the party hereto who is closest at hand and most readily available under the circumstances shall be free to make decisions and to direct or authorize such care and treatment as the child's welfare shall reasonably appear to require.

Exhibit Z

PRE-MARITAL AGREEMENT

THIS PRE-MARITAL AGREEMENT, is made this 23rd day of May, 1996, by and between EDWARD BARTOLI ("Edward"), of 15704 ~~Orlan~~ Brook #162, Orland Park, Illinois 60462, and MARILYN J. CERNY ("Marilyn"), of 9308 South Major, Oak Lawn, Illinois 60453.

WHEREAS, the parties contemplate legal marriage under the laws of the State of Illinois, and it is their mutual desire to enter into this agreement so that Marilyn J. Cerny will continue to own and control her own property, and are getting married because of their love for each other, but do not desire that their present respective financial interests be changed by their marriage.

NOW, THEREFORE, for and in consideration of the joint and mutual promises and undertakings herein contained, and other good and valuable consideration, receipt and sufficiency of which is hereby acknowledged, the parties do hereby agree as follows:

1. All property which is currently owned by Marilyn shall be, and shall forever remain, her sole personal estate, including all rents and profits which may accrue from said property, and said property shall remain forever free of any claim by Edward.

2. Marilyn shall at all times have the full right and authority, in all respects the same as she would have if not married, to use, sell, manage, gift and convey all property as may presently belong to her.

3. Each of the parties agrees that he or she will not, either during the lifetime of the party or after his or her death, take, claim, demand or receive any right to widow's or widower's award, or to any other right, title or interest in any property which the other party might now own or hereafter acquire. This document shall be a sufficient and lawful release and waiver of same and shall debar the other from proceeding contrary to such waiver and release.

4. In the event of a separation or divorce, Edward shall have no right against Marilyn by way of claims for support, alimony, maintenance, compensation or division of property existing on this date.

5. In the event of separation or divorce, marital property acquired by Marilyn after marriage shall not remain subject to division, either by agreement or judicial determination.

6. Both parties shall be free to make any transfer,

Exhibit 3

STATE OF SOUTH CAROLINA
CERTIFICATE OF TITLE
OF A VEHICLE

VEHICLE ID NUMBER 1G6KD54Y6XU810197	YEAR 1999	MAKE CADI	MODEL DFW	NEW/USED NEW
BODY STYLE 4S	DATE 09/14/2002	ODOMETER 40957	WEIGHT 3900	TITLE NUMBER 770260101599751 B
VEHICLE BRAND(S) ACTUAL MILEAGE				
FULL NAME OF OWNER(S) BARTOLI, EDWARD OR BARTOLI, MARILYN J 4396 BALDWIN AVE APT 40 LITTLE RIVER SC 295668276		CUSTOMER NUMBER: 22198393		
<p>THE SOUTH CAROLINA DEPARTMENT OF PUBLIC SAFETY HEREBY CERTIFIES THAT THE PERSON HEREIN IS REGISTERED BY THIS DEPARTMENT AS THE LAWFUL OWNER OF THE VEHICLE DESCRIBED SUBJECT TO THE LIENS, IF ANY, HEREIN SET FORTH.</p> <p>B. BOYKIN ROSE, DIRECTOR JIM HODGES, GOVERNOR DEPT. OF PUBLIC SAFETY</p>				

KEEP IN A SAFE PLACE. ANY ALTERATION OR ERASURE VOIDS THIS TITLE.

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