

# United States District Court

## Western District of Wisconsin

UNITED STATES OF AMERICA

**JUDGMENT IN A CRIMINAL CASE**

(for offenses committed on or after November 1, 1987)

V.

**Case Number:** 0758 3:19CR00147-001 &  
0758 3:20CR00081-001Ahmad Kanan  
(a/k/a Ahmed Kanaan)**Defendant's Attorney:** William Jones

Defendant, Ahmad Kanan, pleaded guilty to Count 1 in 19CR00147-001 and Count 1 in 20CR00081-001.

Count 2 in 19CR00147-001 and Count 2 in 20CR00081-001 were dismissed upon motion of the government.

Defendant has been advised of his right to appeal.

**ACCORDINGLY**, defendant is adjudicated guilty of the following offense(s):

Title & Section	Nature of Offense	Date Offense Concluded	Count Number(s)
18 U.S.C. § 1029(a)(2)	Access Device Fraud, Class C felony (19CR00147-001)	December 21, 2017	1
18 U.S.C. §§ 1343 and 2	Wire Fraud, Class C felony (20CR00081-001)	June 11, 2020	1

Defendant is sentenced as provided in pages 2 through 6 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

**IT IS FURTHER ORDERED** that defendant shall 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, defendant shall notify the court and United States Attorney of any material change in defendant's economic circumstances.

**Defendant's Date of Birth:** [REDACTED] 1971

**Defendant's USM No.:** 05986-082

**Defendant's Residence Address:** [REDACTED]  
Madison, WI 53717

**Defendant's Mailing Address:** c/o Sauk County Jail  
1300 Lange Court  
Baraboo, WI 53913

April 22, 2021

Date of Imposition of Judgment

/s/ William Conley

William M. Conley  
District Judge

April 27, 2021

Date Signed:

AO 245 B (Rev. 3/01)(N.H. Rev.)

DEFENDANT: AHMAD KANAN  
(a/k/a AHMED KANAAN)  
CASE NUMBER: 0758 3:19CR00147-001  
& 0758 3:20CR00081-001

Judgment - Page 2

## IMPRISONMENT

As to Counts 1 in Case Nos. 19-cr-147 and 20-cr-81, it is adjudged that defendant is committed to the custody of the Bureau of Prisons for a term of 42 months on each count. The terms are to run concurrently.

I further recommend that defendant participate in cognitive based treatment to address his continued criminal activity and be afforded prerelease placement in a residential reentry center with work release privileges.

Finally, in light of defendant's ongoing observance of Ramadan, I strongly recommend his prompt placement at a federal prison as close to his family in Madison, Wisconsin, as possible.

The U.S. Probation Office is to notify local law enforcement agencies, and the state attorney general, of defendant's release to the community.

## RETURN

**I have executed this judgment as follows:**

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

Defendant delivered on \_\_\_\_\_ to \_\_\_\_\_  
at \_\_\_\_\_, with a certified copy of this judgment.

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

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

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## SUPERVISED RELEASE

Defendant's term of imprisonment is to be followed by a 3-year term of supervised release imposed on each count, to run concurrently. In light of the nature of the offense and defendant's personal history, in addition to the statutory mandatory conditions of supervision, I adopt condition numbers **1 through 4 and 7 through 16** as proposed and justified in the presentence report, noting that neither party has raised any objections to those proposals.

If, when defendant is released from confinement to begin his term of supervised release, either he or the supervising probation officer believes that any of the conditions imposed today are no longer appropriate, either one may petition the Court for review.

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Defendant is to abide by the statutory mandatory conditions.

### Statutory Mandatory Conditions

Defendant shall not commit another federal, state, or local crime. [Note: Any defendant that has been convicted of a felony offense, or is a prohibited person, shall not possess a firearm, ammunition, or destructive device pursuant to 18 U.S.C. §§ 921 and 922.]

Defendant shall not illegally possess a controlled substance. Defendant is **not** subject to drug testing according to 18 U.S.C. § 3583(d) because the offenses of conviction are not drug crimes and defendant has no drug abuse history.

Defendant shall cooperate with the collection of DNA by the U.S. Justice Department and/or the U.S. Probation and Pretrial Services Office as required by Public Law 108-405.

If this judgment imposes a fine or a restitution obligation, it shall be a condition of supervised release that defendant pay any such fine or restitution that remains unpaid at the commencement of the term of supervised release in accordance with the Schedule of Payments set forth in the Financial Penalties sheet of this judgment.

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Defendant shall comply with the standard and special conditions that have been adopted by this court.

### Standard Conditions of Supervision

- 1) Defendant shall not knowingly leave the judicial district in which defendant is being supervised without the permission of the Court or probation officer;
- 2) Defendant is to report to the probation office as directed by the Court or probation officer and shall submit a complete written report within the first five days of each month, answer inquiries by the probation officer, and follow the officer's instructions. The monthly report and the answer to inquiries shall be truthful in all respects unless a fully truthful statement would tend to incriminate defendant, in violation of defendant's constitutional rights, in which case defendant has the right to remain silent;
- 3) Defendant shall maintain lawful employment, seek lawful employment, or enroll and participate in a course of study or vocational training that will equip defendant for suitable employment, unless excused by the probation officer or the Court;
- 4) Defendant shall notify the probation officer within seventy-two hours of any change in residence, employer, or any change in job classification;
- 5) Not imposed;

AO 245 B (Rev. 3/01)(N.H. Rev.)

DEFENDANT: AHMAD KANAN  
(a/k/a AHMED KANAAN)  
CASE NUMBER: 0758 3:19CR00147-001  
& 0758 3:20CR00081-001

Judgment - Page 4

- 6) Not imposed;
- 7) Defendant shall not meet, communicate, or spend time with any persons defendant knows to be engaged in criminal activity or planning to engage in criminal activity;
- 8) Defendant shall permit a probation officer to visit defendant at home, work, or at some other mutually convenient location designated by the probation officer at any reasonable time and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 9) Defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 10) Defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the Court;
- 11) Defendant shall report to the probation office in the district to which defendant is released within 72 hours of release from the custody of the Bureau of Prisons, unless instructed by a U.S. probation officer to report within a different time frame; and
- 12) Defendant shall not possess a firearm, ammunition, destructive device, or dangerous weapon.

**Special Conditions of Release**

- 13) Provide the supervising U.S. Probation Officer any and all requested financial information, including copies of state and federal tax returns.
- 14) Refrain from incurring new credit charges, opening additional lines of credit or opening other financial accounts without the prior approval of the supervising U.S. Probation Officer.
- 15) Not transfer, give away, sell or otherwise convey any asset worth more than \$200 without the prior approval of the supervising U.S. Probation Officer.
- 16) Refrain from seeking or maintaining any employment that includes unsupervised financial or fiduciary-related duties without the prior approval of the supervising U.S. Probation Officer.

**ACKNOWLEDGMENT OF CONDITIONS**

I have read or have had read to me the conditions of supervision set forth in this judgment, and I fully understand them. I have been provided a copy of them. I understand that upon finding a violation of probation or supervised release, the Court may (1) revoke supervision, (2) extend the term of supervision, and/or (3) modify the conditions of supervision.

\_\_\_\_\_  
Defendant

\_\_\_\_\_  
Date

\_\_\_\_\_  
U.S. Probation Officer

\_\_\_\_\_  
Date

## CRIMINAL MONETARY PENALTIES

Defendant shall pay the following total financial penalties in accordance with the schedule of payments set forth below.

<u>Count</u>	<u>Assessment</u>	<u>Fine</u>	<u>Restitution</u>
1	\$100.00	\$0.00	\$147,060.00
1	\$100.00		
<b>Total</b>	<b>\$200.00</b>	<b>\$0.00</b>	<b>\$147,060.00</b>

Further, it is adjudged that defendant is to pay a \$100 criminal assessment, per count, for a total of \$200 to the Clerk of Court for the Western District of Wisconsin immediately following sentencing. Defendant is encouraged to pay the assessments as agreed upon in the plea agreement he signed.

Defendant does not have the means to pay a fine under § 5E1.2(c) without impairing his ability to support himself and his family, while paying restitution, upon release from custody. Therefore, no fine is imposed.

## RESTITUTION

Defendant shall further pay mandatory restitution in the amount of \$147,060 to the U.S. Clerk of Court for the Western District of Wisconsin in Case No. 20CR00081-001 to be disbursed to the victims as follows:

Gener8tor Milwaukee 313 N. Plankinton Avenue - Suite 211 Milwaukee, WI 53203	\$100,000.00
Cross River Bank 885 Teaneck Road Teaneck, NJ 07666	\$47,060.00

I also note that \$78,432.62 in forfeitures should be credited toward defendant's debt to Gener8tor Milwaukee.

Because defendant does not have the economic resources to allow himself to make full payment of restitution in the foreseeable future under any reasonable schedule of payments, under 18 U.S.C. § 3664(f)(3)(B), he is to begin making nominal payments of a minimum of \$200 each month, beginning within 30 days of his release from custody. In order to give him a realistic chance of repaying this money, no interest is to accrue on the unpaid portion of the restitution.

Defendant shall notify the Court and the U.S. Attorney General of any material change in defendant's economic circumstances that might affect defendant's ability to pay restitution.

A final order of forfeiture is granted for the property seized from defendant as reflected in the forfeiture order filed on October 7, 2020 in Case No. 20CR00081-001 in accordance with 28 U.S.C. § 2461(c).

AO 245 B (Rev. 3/01)(N.H. Rev.)

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CASE NUMBER: 0758 3:19CR00147-001  
& 0758 3:20CR00081-001

Judgment - Page 6

## SCHEDULE OF PAYMENTS

Payments shall be applied in the following order:

- (1) assessment;
- (2) restitution;
- (3) fine principal;
- (4) cost of prosecution;
- (5) interest;
- (6) penalties.

The total fine and other monetary penalties shall be due in full immediately unless otherwise stated elsewhere.

Unless the Court has expressly ordered otherwise in the special instructions above, if the judgment imposes a period of imprisonment, payment of monetary penalties shall be due during the period of imprisonment. All criminal monetary penalties, except those payments made through the Federal Bureau of Prisons' Inmate Financial Responsibility Program, are made to the Clerk of Court, unless otherwise directed by the Court, the supervising U.S. probation officer, or the United States Attorney.

Defendant shall receive credit for all payments previously made toward any criminal monetary penalties imposed.

In the event of a civil settlement between victim and defendant, defendant must provide evidence of such payments or settlement to the Court, U.S. Probation Office, and U.S. Attorney's Office so that defendant's account can be credited.