

IN THE CRIMINAL COURT OF TENNESSEE
THIRTIETH JUDICIAL DISTRICT
AT MEMPHIS, SHELBY COUNTY

DIVISION

J

W08 00846

STATE OF TENNESSEE

vs.

PERRY BELCHER

NO. W08-00846

T.C.A. 39-14-602

SCATS NO. 30703

BOOKING NO. 08109419-01

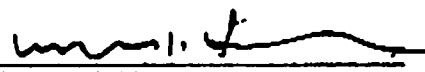
A.G. FILE NO. AR5741

CRIMINAL INFORMATION

COUNT 1:

At the July term of Criminal Court, 2008, the duly elected District Attorney General for the Thirtieth Judicial District of Tennessee, WILLIAM L. GIBBONS acting under the authority of Section 40-3-103 of the Tennessee Code Annotated charges:

That PERRY BELCHER, in Shelby County, Tennessee, did, between July 8, 2002 and March 13, 2008 and prior to this Criminal Information, commit the offense of Computer Crimes Over \$60,000, in that the said PERRY BELCHER did unlawfully and knowingly directly access a telephone system, telecommunications facility, computer software, computer program, data, computer, computer system, or computer network for the purpose of obtaining money, property, or services in an amount over sixty thousand dollars (\$60,000) for himself or another by the means of false or fraudulent pretenses, representations, or promises to wit: PERRY BELCHER pursuant to a continuous scheme, knowingly created web sites and published purported research by health care professionals, alleging to treat symptoms of disease or provide relief from medical conditions, when, in fact, the research and health care professionals were works of fiction, created by himself or others in his employ, to solicit orders from consumers for homeopathic remedies and electronic books, in an amount more than sixty thousand dollars (\$60,000), in violation of T.C.A. 39-14-602, against the peace and dignity of the State of Tennessee.


William L. Gibbons
District Attorney General
State of Tennessee
30th Judicial District

IN THE CRIMINAL COURTS OF TENNESSEE
FOR THE 30TH JUDICIAL DISTRICT AT MEMPHIS
DIVISION 8

STATE OF TENNESSEE
VS. NO: (S)

u-08-00846 CHARGE(S)

DEFENDANT

Perry Belcher

Computer crimes over
\$60,000 (Class B Felony)

ORDER ON GUILTY PLEA

This cause came on for hearing before the Honorable Chris Craft, Judge of Division 8 of the Criminal Court of Shelby County, Tennessee, on petition of the above named defendant for waiver of trial by Jury, waiver of his or her right to have a Jury determine his or her guilt, to submit himself or herself to the trial Judge to determine his or her guilt; and fix his or her punishment; and request for acceptance of plea of guilty, said petition being attached hereto and incorporated by reference herein, upon statements made in open Court by the defendant herein, his or her Attorney of record, the Assistant District Attorney General representing the State of Tennessee; and from questioning by the Court of the defendant and his or her counsel in open Court; and

IT APPEARING TO THE COURT after careful consideration that the defendant herein has been fully advised and understands his or her rights to a trial by Jury and to have a Jury indictment against him or her, and the defendant does not elect to have a Jury determine his or her guilt or innocence under a plea of Not Guilty, nor fix his or her fine in excess of FIFTY (\$50.00) DOLLARS; and has waived the formal reading of the indictment, and

IT FURTHER APPEARING TO THE COURT that the defendant intelligently and understandingly waives his or her right to a trial and his or her right to have a Jury determine his or her guilt and fix his or her fine in excess of FIFTY (\$50.00) DOLLARS of his or her own free will and choice and without any threats or pressure of any kind or promises, other than the recommendation of the State as to punishment; and reasonably submits himself or herself to the trial Judge to determine his or her guilt and fix his or her punishment; and waives his or her right to a Motion for New Trial and/or Appeal.

IT FURTHER APPEARING TO THE COURT, from the testimony of the defendant, from which the Court finds as a matter of fact and law that the defendant has been rendered that standard of representation by his Attorney as commanded by Baxter v Rose, 523 SW2d 930 (Tenn. 1975);

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that the petition filed herein be, and the same is hereby GRANTED.

Entered this 29 day of Sept, 2008

JUDGE

DIV. 8

Filed

9-29-08
WILLIAM R. KEY, CLERK

By: M. Mason

D.C.



IN THE CRIMINAL COURTS OF TENNESSEE
FOR THE 30TH JUDICIAL DISTRICT AT MEMPHIS
DIVISION _____

STATE OF TENNESSEE
VS. NO: (S)

W-08-00846

CHARGE(S)

Computer crime over \$60,000 (Class B Felony)

DEFENDANT

PETITION FOR WAIVER OF TRIAL BY JURY AND REQUEST FOR
ACCEPTANCE OF PLEA OF GUILTY

My true name is Rever Belcher and my Attorney [Signature] was (retained by me) (appointed by the Court). I have received and read a copy of the indictment, discussed it with my Attorney, and understand the nature of the charges against me. I have told my Attorney the facts and circumstances concerning the accusation against me. My Attorney has informed me as to the nature and cause of the charges against me in the indictment and, if applicable that a different or additional punishment may result by reason of any prior convictions or other factors which may be established in the present action, after the entry of the plea, and the offense to which I seek to plead guilty by the Petition if accepted by the Court:

CONVICTION	SENTENCE	FINE	LOCATION	Range And %
Computer crime over 60K	10 years	-0-	TRAC	1 38%
	0			
	0			
	0			
	0			

SENTENCE DEFERRED DATE (if applicable)

It has been fully explained to me, and I understand that I may, if I so choose, plead NOT GUILTY to any offense charged against me, and that if I choose to plead NOT GUILTY, the Constitution guarantees, and this Court will provide me the right to a speedy and public trial by Jury, the right to confront and cross-examine all witnesses against me, the right to use the subpoena process of the Court to compel the production of any evidence, including the attendance of any witness in my favor, the right to have a Jury impose any fine in excess of FIFTY (\$50.00) Dollars, the right to have the assistance of counsel in my defense in all stages of the proceedings, and the right not to be compelled to incriminate myself. I understand that upon pleading guilty, the Court or the State may ask me questions about the offense to which I have plead, and if I answer these questions under oath, on the record, and in the presence of my counsel, my answers may later be used against me in a prosecution for perjury or false statement, and, further, that upon the sentencing hearing, evidence of any prior convictions may be presented to the Judge or Jury for their consideration in determining punishment. It has been explained to me and I understand that this conviction(s) may be used in a subsequent proceeding to enhance the punishment for subsequent offenses. I understand that if I plead guilty, I waive my right to a Jury trial and all the above rights.

In the exercise of my own free will and choice, and without any threats or pressure of any kind, or promises of gain or favor from any source whatsoever, and being fully aware of the action I am taking, I do hereby in open Court request the Court to accept my pleas of guilty to the charges, set forth in my attached negotiated plea agreement.

Furthermore, having been advised of my constitutional rights, I freely and voluntarily waive my right to a trial by Jury and right not to be compelled to incriminate myself. I hereby submit my case to the Trial Judge for decision, both as to guilt and punishment, said Petition being concurred in by the District Attorney General. I understand my right to have my case reviewed by an Appellate Court, but hereby waive my right to a Motion For New Trial and Appeal.

APPROVED:

[Signature]

Attorney For Defendant

[Signature]
Assistant Attorney General

DEFENDANT

DATE: 9/29/08

Filed 9-29-08
WILLIAM R. KEY, CLERK

By: [Signature], D.C.

IN THE CRIMINAL CIRCUIT COURT OF SHELBY COUNTY, TENNESSEE

Case Number: W-08-00846 Count # _____ Attorney for the State: Bright/Crossnoe
 Judicial District: 30th Judicial Division: 8 Counsel for Defendant: Buller
 State of Tennessee vs. Defendant: Perry Belcher Alias: _____
 Date of Birth: 7-28-64 Sex: m Race: w SSN: _____ X 3266
 Indictment Filing Date: _____ TDOC # _____ State Control # _____
 State ID # _____ County Offender ID # _____

JUDGMENT

Original Amended Corrected
 Comes the District Attorney General for the State and the defendant with counsel of record for entry of judgment.
 On the 29 day of September 08 the defendant:

<input checked="" type="checkbox"/> Pled Guilty <input type="checkbox"/> Nolo Contendere <input type="checkbox"/> Guilty Plea - Pursuant to 40-35-313 Is found: <input type="checkbox"/> Jury Verdict <input type="checkbox"/> Bench Trial	<input type="checkbox"/> Dismissed/Nolle Prosequi <input type="checkbox"/> Retired/Unapprehended Defendant <input type="checkbox"/> Guilty <input type="checkbox"/> Not Guilty <input type="checkbox"/> Not Guilty by Reason of Insanity	Indictment: Class (circle one) 1 ^A <input checked="" type="checkbox"/> B C D E <input checked="" type="checkbox"/> Felony <input type="checkbox"/> Misdemeanor Offense: <u>Cocaine/Crimes over 60g</u> Amended Charge: _____ Offense Date: <u>3-13-08</u> County: <u>Shelby</u> Conviction Offense: <u>Cocaine/Crimes over 60g</u> Is this conviction offense methamphetamine related? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No TCA #: <u>39-14-602</u> Sentence Imposed Date: <u>9-29-08</u> Conviction: Class (circle one) 1 ^A <input checked="" type="checkbox"/> B C D E <input checked="" type="checkbox"/> Felony <input type="checkbox"/> Misdemeanor
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After considering the evidence, the entire record, & all factors in T.C.A. Title 40 Chapter 35, all of which are incorporated by reference herein, the Court's findings & rulings are:

<p>Sentence Reform Act of 1989</p> Offender Status (Check One) <input type="checkbox"/> Mitigated <input checked="" type="checkbox"/> Standard <input type="checkbox"/> Multiple <input type="checkbox"/> Persistent <input type="checkbox"/> Career <input type="checkbox"/> Repeat Violent Release Eligibility (Check One) <input type="checkbox"/> Mitigated 20% <input type="checkbox"/> Mitigated 30% <input checked="" type="checkbox"/> Standard 30% <input type="checkbox"/> Multiple 35% <input type="checkbox"/> Persistent 45% <input type="checkbox"/> Career 60% <input type="checkbox"/> Violent 100% <input type="checkbox"/> Multiple Rapist 100% <input type="checkbox"/> Child Rapist 100% <input type="checkbox"/> Repeat Violent 100% <input type="checkbox"/> Child Predator 100% <input type="checkbox"/> 1 st Degree Murder <input type="checkbox"/> Drug Free Zone <input type="checkbox"/> Gang Related	Concurrent with: _____ Consecutive to: _____	Pretrial Jail Credit Period(s): From _____ to _____ From _____ to _____ From _____ to _____
Sentenced To: <input checked="" type="checkbox"/> TDOC <input type="checkbox"/> County Jail <input type="checkbox"/> Workhouse Sentence Length: <u>10</u> Years _____ Months _____ Days _____ Hours _____ Weekends _____ <input type="checkbox"/> Life <input type="checkbox"/> Life w/out Parole <input type="checkbox"/> Death Mandatory Minimum Sentence Length: <u>39-17-417, 39-13-513, 39-13-514</u> in Drug Free Zone or <u>55-10-401</u> DUI 4 th Offense or <u>39-17-1324</u> Possession/Employment of Firearm Period of incarceration to be served prior to release on probation: _____ Months _____ Days _____ Hours _____ Weekends _____ Minimum service prior to eligibility for work release, furlough, trusty status and rehabilitative programs: _____ % (Misdemeanor Only) Alternative Sentence: <input checked="" type="checkbox"/> Probation <input type="checkbox"/> Diversion <input type="checkbox"/> Drug Court <input type="checkbox"/> Community Based Alternative - Specify _____ <u>10</u> Years _____ Months _____ Days Effective: <u>9-29-08</u>		
Court Ordered Fees and Fines: \$ _____ Criminal Injuries Compensation Fund \$ _____ Sex Offender Tax \$ _____ Court Costs \$ <u>0</u> Fine Assessed <input type="checkbox"/> Defendant <input type="checkbox"/> State \$ _____ Other: _____	Restitution: Victim Name <u>See special conditions</u> Address <u>at probation</u> Total Amount \$ _____ Per Month \$ _____ <input type="checkbox"/> Unpaid Community Service: _____ Hours _____ Days _____ Weeks _____ Months	

The Defendant having been found guilty is rendered infamous and ordered to provide a biological specimen for the purpose of DNA analysis.
 Pursuant to 39-13-521 the defendant is ordered to provide a biological specimen for the purpose of HIV testing.
 Pursuant to 39-13-524 the defendant is sentenced to community supervision for life following sentence expiration.

Special Conditions: Special conditions of probation (attached) are incorporated by reference.

Chris B. Craft Judge's Name
[Signature] Judge's Signature
[Signature] Defendant's Attorney/Signature (optional)
 9/29/08 Date of Entry of Judgment
 CC7-11
 CR-3419 (Rev. 1/08) RDA 1167

IN THE CRIMINAL COURT OF TENNESSEE
FOR THE 30TH JUDICIAL DISTRICT AT MEMPHIS
DIVISION 8

STATE OF TENNESSEE

VS. NO: (S) W-08-00846

CHARGE(S) Computer crimes over
\$60,000 (Class B Felony)

Perry Belcher
DEFENDANT

STATE OF TENNESSEE PROBATION ORDER-FULL PROBATION

This cause came to be heard before the undersigned Judge, the above named Defendant having on the 29 day of Sept, 2008, been CONVICTED of the offense of Computer crimes and on said date having been sentenced to serve a term of 10 years in the OTROC

IT APPEARING, to the satisfaction of the Court that the ends of justice and the welfare of society do not require that the Defendant serve the COMPLETE sentence imposed herein,

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that the imposition of sentence is hereby SUSPENDED, and the said defendant placed on probation for a period of 10 years, under the supervision of the Tennessee Division of Probation

IT IS FURTHER ORDERED that the Defendant shall comply with the following general and specific conditions of Probation:

1. The Probationer will procure the consent of his/her Probation Officer before changing his/her residence or employment or before leaving the County of his/her residence or the State.
2. The probationer will make a full and truthful report to his/her Probation Officer in person and/or in writing as directed.
3. The Probationer shall not use intoxicants of any kind to excess; or use narcotic drugs; marijuana included; or visit places where intoxicants or drugs are unlawfully sold, dispensed or used.
4. The Probationer shall not associate with persons of ill repute and will not frequent establishments whose prime purpose is the selling of alcoholic beverages.
5. If convicted of a felony, she/he shall not receive, own, possess, ship, or transport any firearm or ammunition.
6. The Probationer shall report all arrests, including traffic citations, regardless of disposition, to his/her Probation Officer.
7. The Probationer shall allow the Probation Officer to visit his/her home, employment site or elsewhere and carry out all instructions given by the Officer, whether oral or in writing.
8. If, at any time, it is necessary to communicate with his/her Probation Officer and she/he is not accessible, the Probationer will direct his/her communications to the District Director or Regional Director.
9. The Probationer shall obtain written permission from his/her Probation Officer before establishing a date for marriage or before contracting major debts.
10. The Probationer shall obey the Laws of the Unites States or any State in which she/he may be as well as any municipal ordinances.
11. The Probationer shall not be away from his/her place of residence at late or unusual hours of the night, such hours to be determined by the Probation Officer who will also give permission for night employment if necessary.



12. The Probationer shall be liable for all costs imposed by the Court in connection with this case.
13. The Probationer shall work diligently at a lawful occupation and support his/her dependents, if any, to the best of his/her ability.
14. The Probationer is required to pay a fee of Thirty-five (\$35.00) dollars per month unless waived by the appropriate authorities in accordance with the provisions of T.C.A. § 40-28-201 et seq. This fee is to be divided accordingly between the Supervision and Rehabilitation Fund and the Criminal Injuries Compensation Fund.
15. The Probationer shall pay Restitution in the amount of \$ _____ with the method of payment being _____
16. The Probationer shall be required to observe any special conditions imposed by the Court as listed below:

see attached conditions

VIOLATION OF ANY TERMS OF PROBATION MAY BE SUFFICIENT CAUSE FOR THE PROBATIONER TO BE APPREHENDED AND BROUGHT BEFORE THE COURT ON A HEARING FOR REVOCATION.

Expiration date of this probationary sentence is 9-29-18

Entered this 29th day of September, 2008

[Handwritten Signature]

JUDGE

I have read, or have had read to me, the Probation Order and the conditions of my Probation. I fully understand them and agree to comply with such conditions during the period of my Probation. Further, I hereby waive all extradition rights and process and agree to return to Tennessee at any time prior to my discharge from Probation upon the direction of the Trial Judge.

I, FURTHER UNDERSTAND, it is my responsibility to report to the State Probation Office, 170 North Main, 10th Floor, Memphis, TN 38103 as soon as possible to be assigned a Probation Officer. I live at the address listed below, and I will not change address until the Probation Office grants me permission to do so.

[Handwritten Signature]
Witness

[Handwritten Signature]
Probationer's Signature

Filed: 9-29-08
William R. Key, Clerk
By: *[Handwritten Signature]*

Austin, TX 78739
TRAVIS (901)
County of Residence Telephone No.

**IN THE CRIMINAL COURT OF TENNESSEE
THIRTIETH JUDICIAL DISTRICT
AT MEMPHIS**

DIVISION VIII

STATE OF TENNESSEE

VS.

**PERRY BELCHER
DEFENDANT**

*

*

*

NO. W08-00846

SET: 9/29/2008

FILED

WILLIAM R. KEY, CLERK

BY

W. R. Key

D.C.

9-29-08

SPECIAL CONDITIONS OF PROBATION

The following Information Offer is incorporated by reference as a part of the probation conditions in Indictment No. W08-00846:

Enter a plea as charged to Computer Fraud over \$60,000, a Class B felony

Agree to a 10-year sentence; 10 years suspended; serve 10 years on probation. Mr. Belcher will report to his probation officer weekly for the first year, but the probation officer may waive his appearance for good cause shown. The requirement to report to his probation officer is subject to the rules of Mr. Belcher's probation officer.

Mr. Belcher may apply to transfer his probation to another state if he obtains employment in that state. He understands that his application for transfer may not be approved by the receiving state, and that he must comply with all provisions of probation during the application process.

Mr. Belcher may travel within the continental United States for business purposes. He understands that he must inform his probation officer of the location and the reason for the travel before departing. He also understands that he must notify his probation officer when he returns to the local area.

Agree to sign a factual stipulation admitting to the facts supporting his conviction. The Shelby County District Attorney's Office will have the authority to publicly post any part of the factual stipulation or signed plea agreement, including the Internet.

Agree to report the following information on a quarterly basis:

1. The names and states of incorporation of any businesses owned or operated by Mr. Belcher.
2. The names and states of incorporation of any businesses in which Mr. Belcher owns an interest.
3. The names of any web sites owned or operated by Mr. Belcher.

4. The names of any known affiliates doing business with Mr. Belcher. This information would include the name of the business, the name of any web sites owned or operated by the business and the name or names of the owners of the business.
5. The names of any businesses or individuals with which Mr. Belcher is consulting, and the names of any websites on which he consults or works pursuant to his employment.
6. Mr. Belcher must provide all of the information listed in numbers one (1) through five (5) above, if he receives any financial benefit from any web site design, work as a consultant, or any item or service advertised, marketed or sold in any form.

Agree to the following on an annual basis:

1. Mr. Belcher shall execute an Authorization to Release Financial Records and Documents and an Internal Revenue Service Form 8821, Tax Information Authorization, no later than April 15th for each year he is on probation. Should the Internal Revenue Service adopt new forms or procedures, Mr. Belcher shall adopt those forms and comply with any changes in procedure.
2. Provide copies of any state or business tax returns.
3. Provide copies of any partnership or corporate federal income tax returns for businesses owned or operated by Mr. Belcher.
4. All returns will be subject to inspection by the Shelby County District Attorney General's Office and its agents. All returns will be held under seal by the Court and unavailable to the public except by lawful order of the Court.

Agree to abstain from false or misleading marketing or sales tactics. Agree to abstain from publishing articles, books, web logs (blogs) or web sites under any pen name or alias.

Agree to abstain from coaching training or providing educational programs to any person(s) or entities that engage in false or misleading marketing or sales tactics.

Mr. Belcher must also abstain from coaching, training or providing educational programs that encourage others to engage in false or misleading marketing or sales tactics. If Mr. Belcher engages in these activities and later discovers that the person or business is engaging in false or misleading marketing or sales tactics, he must report the false or misleading activities to his probation officer and cooperate with law enforcement to curtail or eliminate those activities.

Agree to abstain from marketing or selling any food supplements, herbal remedies, homeopathic remedies or drugs that promise to improve diet or health, alleviate symptoms of any illness or injury, or treat any disease.

Agree to abstain from marketing or selling any media, including electronic books, that promise to improve diet or health, alleviate symptoms of any illness or injury or treat any disease.

Not *TS*
Agree to abstain from consulting with ~~or accepting employment from~~ any company in the marketing or sale of any food supplements, herbal remedies, homeopathic remedies or drugs that promise to improve health or diet, alleviate symptoms of any illness or injury, or treat any disease.

Not *TS*
Agree to abstain from consulting with ~~or accepting employment from~~ any company in the marketing or sale of any media, including electronic books, that promise to improve diet or health, alleviate symptoms of any illness or injury or treat any disease.

Agree to abstain from engaging in any profession that requires a license or registration, and agrees not to represent himself as a licensed professional, without first obtaining the appropriate license or registration as required by law or industry standards. Also, agree to employ the appropriate licensed professionals to provide products or services as required by law or industry standards.

Agree to abstain from consulting with or accepting employment from any person or business that sells any product or service that is subject to regulation as a trade or profession without first insuring that the business has the appropriate license(s) and/or registration(s).

Submit to all rules and procedures of probation as directed by the Probation Officer.

Agree to the destruction of all products, including herbal remedies, homeopathic remedies, drugs and electronic books that were seized by the Shelby County Sheriff's Office.

Agree that all contraband and instrumentalities, including computers and audio-visual equipment, used in Mr. Belcher's remain in the custody of the State.

Agree to forfeit all web page addresses, web sites, web domain registrations and web trademarks related to businesses owned or operated by Mr. Belcher including, but not limited to, Selmedica and Increase Media, or any other d/b/a owned or operated by Mr. Belcher or persons acting in his behalf. These web based businesses engage in the marketing or sale of food supplements, herbal remedies, homeopathic remedies, drugs and/or electronic books that promise to improve health or diet, alleviate symptoms of illnesses or injuries, or treat symptoms of disease.

Agree to forfeit the following items as proceeds of his criminal activity:

1. 1948 DeSoto, VIN 511230550, seized by the SCSO on March 20, 2008.

2. 2000 Dodge Ram 1500 pickup truck, VIN 3B7H13Y6YM241989, seized by the SCSO on March 21, 2008.
3. 2002 Jaguar, VIN SAJEA51CX2WC52562, seized by the SCSO on March 31, 2008.
4. 2002 Toyota Camry, VIN 4T1BE32K02U075542, seized by the SCSO on March 21, 2008.
5. 1998 Harley Davidson Fat Boy, VIN 1H01BML12WY060316, seized by the SCSO on March 21, 2008.
6. 2005 Honda Foreman, VIN 1HFTE314754006692, seized by the SCSO on March 21, 2008.
7. 2005 Honda Foreman, VIN 1HFTE314454006695, seized by the SCSO on March 21, 2008.
8. 2005 Yamaha Raptor, VIN JY4AB02Y25C039825, seized by the SCSO on March 21, 2008.
9. 2005 Yamaha Raptor, VIN JY4AB02Y25C033765, seized by the SCSO on March 21, 2008.
10. Panasonic camcorder, serial number AGDVX100AP; Panasonic camcorder, serial number BGT000077R; Manfrotto Tripod, serial number 5010127007; and Silk tripod, serial number M48000; seized by the SCSO on March 21, 2008.
11. Magnavox TV, serial number unreadable; Panasonic camcorder, serial number J4TD00397; Breitling watch, serial number A68062; Dell TV/monitor, serial number 2NTM761; Rolex watch, serial number 16520, Rolex watch 5678; and Kenneth Cole watch, serial number KC3556 P93-06; seized by the SCSO on March 21, 2008.
12. U.S. currency in the amount of \$2,504.00, seized by the SCSO on March 28, 2008.
13. Proceeds from Bank of America, account number 488013268820, in the amount of \$33,666.28, plus interest or dividends, if any, seized by the SCSO on March 18, 2008.
14. Proceeds from Bank Corp South, account numbers 4178-511-4 and 32790172, in the amounts of \$964.21 and \$2,841.04 respectively, plus interest or dividends, if any, seized by the SCSO on March 18, 2008.
15. Proceeds from First Tennessee Bank, account numbers 172850812, 171505650, 179945515, 177531068, 172851134, 179944185, 173272128, 172850840, 172850819, 102950006 and 102428310, in the amounts of \$9,645.61, \$24,732.96, \$4,160.00, \$10,330.08, \$610.37, \$2,000.00, \$41.09, \$816.30, \$303.00, \$320.43

and \$6,432.04 respectively, plus interest or dividends, if any, seized by the SCSO on March 21, 2008.

16. Net proceeds from Merrill Lynch Chase, account numbers 564-11692 and 564-07080, in the amounts of \$266,419.00 and \$740,032.00 respectively, plus interest, dividends or change in value due to market fluctuations, if any, seized by the SCSO on March 18, 2008. Net proceeds will be calculated as follows:

Gross proceeds (if any, based on the market value at the time of sale)
- fees and expenses
- outstanding loans
= net proceeds

17. Proceeds from McVean, account numbers 10131 and 10132, in the amounts of \$1,374.06 and \$1,782.33 respectively, plus interest, dividends or change in value due to market fluctuations, if any, seized by the SCSO on March 18, 2008.
18. Proceeds from Paragon National Bank, account number 2003986, in the amount of \$4,311.69, plus interest or dividends, if any, seized by the SCSO on March 18, 2008.
19. All real and personal property located at 11676 Stone Meadow Cove, Shelby County, TN 38028.


This agreement does not relieve the defendant of any civil liability arising from the same facts and circumstances.

In consideration of a plea to Computer Fraud over \$60,000, the State will not seek forfeiture of the following property:

1. The real property located at 9988 Promontory Cove, Lakeland, TN.
2. Proceeds in the amount of \$150,000.00, if any, based on the market value at the time of sale, from Merrill Lynch Chase, account numbers 564-11692 and 564-07080, seized by the SCSO on March 18, 2008. Mr. Belcher agrees to grant consent to the Shelby County District Attorney's Office to act as his agent in obtaining financial documents and executing financial transactions through Merrill Lynch Chase to liquidate these accounts.
3. All personal property, including computers, belonging to Mr. Belcher and his employees.
4. Autographed photographs of Muhammad Ali, George Burns, Bill Clinton, Morgan Freeman, Willie Nelson, Babe Ruth, Tim Robbins and three unknown autographs. One boxing glove and a "boiler room booklet." The SCSO seized all items on March 21, 2008.
5. U.S. currency in the amount of \$100.00 (one \$100.00 bill).

6. One yellow gold ring with amethyst stone.


I accept the terms of the offer presented by the Shelby County District Attorney General's Office and agree to abide by the terms of probation.



Perry Belcher

9/29/08

Date



Leslie Ballin
Counsel for Perry Belcher

9-25-08

Date