

**DECREE**  
**of initiation of a criminal case and its commencing**

**Moscow city**

**September 21, 2010**

Crime investigator of the 4<sup>th</sup> Department of Investigative Office of Investigative Department in the Central Administrative District of Moscow, having examined a statement of crime, i.e. a report of detecting of elements of crime in the Register of criminal statements of Department of Internal Affairs in Central Administrative District of Moscow under No. 23062 dated 17.09.2010, and data of examination, received from 2- Investigative criminal unit in Department for Economic Crimes of Department of Internal Affairs in Central Administrative District of Moscow:

**HAS RESOLVED:**

The reason and cause for initiating of criminal proceedings was a report of detecting of elements of crime by a detective officer of the 1<sup>st</sup> department 2- Investigative criminal unit in Department for Economic Crimes of Department of Internal Affairs in Central Administrative District of Moscow I.B. Tislenko, and data of examination, which demonstrates that Gusev Igor Anatolievich, being the General Director of LLC “Despmedia”, registered at: Moscow, 15 Krasina lane, build.1, within the period from September 21, 2009 till November 4, 2009, having a special intend, consisting in carrying out of business activity without registration as an individual entrepreneur, entered into a criminal conspiracy, with unidentified persons, for the purpose of carrying out of business activity without registration, by way of using a partner program “Glavmed.com”, which performs registration of pharmaceutical products of Indian origin on the territory of the USA and Canada through Internet by spam – messages, which mailout was executed by technical specialists, also involved in the organization’s activity by I.A. Gusev.

The mentioned acts were focused on infecting of computes of Internet users by software viruses, and receiving of moneys as payment, as well as receiving of moneys for pharmaceutical products distribution by transfer of the same to an electronic wallet Z037353709623 in the electronic payment system “Webmoney”, which belongs to I.A. Gusev, from an electronic wallet Z224805775931, registered in the name of a foreign company “HzmediaLimited”, and unidentified persons in the capacity of employees performed with the help of spam distribution of messages of pharmaceutical products through Internet, and received remunerations for the said activity from I.A. Gusev by transfer of moneys from the electronic wallet Z037353709623 in the electronic payment system “Webmoney”, which belongs to I.A. Gusev, to electronic wallets of unidentified persons in the electronic payment system “Webmoney”.

Therefore I.A. Gusev performed business activity without having a respective registration as an individual entrepreneur, and received an income amounting to 1,956,650 US dollars, which makes 60,147,421 rubles by CB of the Russian Federation rate. The mentioned amount is deemed an amount of especially large scale.

In view that there are reasonable data, evidencing of elements of crime, stipulated by c. “6” of part 2 of article 171 of the Criminal Code of the Russian Federation in actions of I.A. Gusev, in accordance with articles 140, 145, 146 and the 1<sup>st</sup> part of an article 156 of the Code of Criminal procedure of the Russian Federation,

**HAS RESOLVED:**

1. To initiate a criminal case against Gusev Igor Anatolievich for elements of crime, stipulated by c. “6” of part 2 of article 171 of the Criminal Code of the Russian Federation.

2. To commence the criminal case to my proceedings and to start the respective investigation.
3. To forward the present decree's copy to the prosecutor of the Central Administrative District of Moscow.

Crime investigator (signature) E.F. Utenkova

Head of Investigative Office of Investigative Department  
in Department of Internal Affairs  
in the Central Administrative District of Moscow  
Half Colonel of Justice (signature) I.A. Frolov

The copy of the present decree has been forwarded to the prosecutor of the Central Administrative District of Moscow. It has been notified of the resolution to the applicant party and I.A. Gusev, in respect of whom the criminal case has been initiated.

Crime investigator (signature) E.F. Utenkova