



*United States Attorney
Southern District of New York*

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CONTACT: U.S. ATTORNEY'S OFFICE
YUSILL SCRIBNER,
REBEKAH CARMICHAEL,
JANICE OH
PUBLIC INFORMATION OFFICE
(212) 637-2600

FBI
JIM MARGOLIN, MONICA McLEAN
PUBLIC INFORMATION OFFICE
(212) 384-2720, 2715

DOL-EBSA
GLORIA DELLA
PUBLIC INFORMATION OFFICE
(202) 693-8666

**BERNARD L. MADOFF PLEADS GUILTY TO ELEVEN-COUNT
CRIMINAL INFORMATION AND IS REMANDED INTO CUSTODY**

LEV L. DASSIN, the Acting United States Attorney for the Southern District of New York, JOSEPH M. DEMAREST, JR., the Assistant Director-in-Charge of the New York Field Office of the Federal Bureau of Investigation ("FBI"), and ALAN D. LEBOWITZ, the Deputy Assistant Secretary of the United States Department of Labor, Employee Benefits Security Administration ("DOL-EBSA"), announced today that BERNARD L. MADOFF pleaded guilty in Manhattan federal court to eleven felony counts related to a massive Ponzi scheme. MADOFF pleaded guilty before United States District Judge DENNY CHIN to securities fraud, investment adviser fraud, mail fraud, wire fraud, three counts of money laundering, false statements, perjury, false filings with the United States Securities and Exchange Commission ("SEC"), and theft from an employee benefit plan.

MADOFF, 70, faces a statutory maximum sentence of 150 years in prison. He is also subject to mandatory restitution and faces criminal fines up to twice the gross gain or loss derived from the offense. Additionally, the Criminal Information to which MADOFF pleaded guilty includes forfeiture allegations that would require MADOFF to forfeit the proceeds of the charged crimes, as well as all property involved in the money laundering

offenses and all property traceable to such property. The statutory maximum sentences for each of the charged offenses are set forth in an attached chart.

Judge CHIN remanded MADOFF into custody pending sentencing.

Judge CHIN scheduled MADOFF's sentencing for June 16, 2009, at 1:30 p.m.

Mr. DASSIN praised the investigative work of the FBI and the DOL-EBSA. Mr. DASSIN also thanked the SEC, the Securities Investor Protection Corporation, and the Securities Investor Protection Act ("SIPA") Trustee for their assistance.

"Today is one step in an ongoing investigation," said Acting United States Attorney LEV L. DASSIN. "While we do not agree with all the assertions made by Mr. Madoff today, his admissions certainly establish his guilt. We are continuing to investigate the fraud and will bring additional charges against anyone, including Mr. Madoff, as warranted."

"Despite speculation to the contrary," Mr. DASSIN added, "there is no agreement whatsoever, public or otherwise, between the Government and Mr. Madoff about his plea, his sentence, or the filing of additional charges against him or anyone else."

Mr. DASSIN also said, "We continue to trace money and restrain assets so that victims may recover the greatest possible amount on their losses. We have been working closely with the FBI, the DOL-EBSA, the SEC, and the SIPA Trustee since the outset of this investigation to achieve this goal, and we will continue to do so. However, because of the nature and length of the scheme, victims may recover only a small fraction of their losses."

Assistant United States Attorneys MARC LITT, LISA A. BARONI, WILLIAM J. STELLMACH, BARBARA A. WARD, and SHARON FRASE are in charge of the prosecution.

09-059

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STATUTORY MAXIMUM SENTENCES

United States v. Bernard L. Madoff

<u>Count</u>	<u>Charge</u>	<u>Maximum Penalties</u>
ONE	Securities Fraud	20 years in prison; 3 years' supervised release; fine of the greatest of \$5 million or twice the gross gain or loss from the offense; and restitution
TWO	Investment Adviser Fraud	5 years in prison; 3 years' supervised release; fine of the greatest of \$10,000 or twice the gross gain or loss from the offense; and restitution
THREE	Mail Fraud	20 years in prison; 3 years' supervised release; fine of the greatest of \$250,000 or twice the gross gain or loss from the offense; and restitution
FOUR	Wire Fraud	20 years in prison; 3 years' supervised release; fine of the greatest of \$250,000 or twice the gross gain or loss from the offense; and restitution
FIVE	International Money Laundering To Promote Specified Unlawful Activity	20 years in prison; 3 years' supervised release; fine of the greatest of \$500,000 or twice the value of the monetary instruments or funds involved, or twice the gross gain or loss from the offense; and restitution
SIX	International Money Laundering To Conceal and Disguise The Proceeds Of Specified Unlawful Activity	20 years in prison; 3 years' supervised release; fine of the greatest of \$500,000 or twice the value of the monetary instruments or funds involved, or twice the gross gain or loss from the offense; and restitution
SEVEN	Money Laundering	10 years in prison; 3 years' supervised release; fine of the greatest of \$250,000 or twice the gross gain or loss from the offense; and restitution
EIGHT	False Statements	5 years in prison; 3 years' supervised release; fine of the greatest of \$250,000 or twice the gross gain or loss from the offense; and restitution
NINE	Perjury	5 years in prison; 3 years' supervised release; fine of the greatest of \$250,000, or twice the gross gain or loss from the offense; and restitution
TEN	Making a False Filing with the SEC	20 years in prison; 3 years' supervised release; fine of the greatest of \$5,000,000 or twice the gross gain or loss from the offense; and restitution
ELEVEN	Theft from an Employee Benefit Plan	5 years in prison; 3 years' supervised release; fine of the greatest of \$250,000, or twice the gross gain or loss from the offense; and restitution