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JUN 24 2008

Dept. of Attorney General
Consumer Protection - Franchise

STATE OF MICHIGAN

IN THE CIRCUIT COURT FOR THE COUNTY OF MACOMB

PEOPLE OF THE STATE OF MICHIGAN,

Plaintiff,

v

Case No. 2007-004791-FH

Case No. 2007-004792-FH

Hon. Richard L. Caretti

JOSEPH J. BEAUVAIS,
SIMONE BORAGGINA,

Defendants.

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**ORDER SETTING RESTITUTION AND
SCHEDULE OF DISBURSEMENT OF FUNDS**

At a session of said Court
held in the City of Mount Clemens,
County of Macomb, State of Michigan,
on the 20th day of June 2008.

PRESENT: HON. RICHARD L. CARETTI
16th CIRCUIT COURT JUDGE

The Court having held a restitution hearing in the above-captioned matters, orders as follows:

IT IS HEREBY ORDERED that final restitution is set for the following families in the following dollar amounts, respectively:

Smeester	\$	0.00
Harrington	\$	0.00
Stewart	\$	0.00
Fischer	\$	0.00
Kiederling	\$	0.00
Gielarowski	\$	0.00
Enna	\$	0.00
Patzner	\$	0.00
Heinrich	\$	0.00
Johnson	\$	0.00
Ebbs	\$	7,250.00
Smith	\$	6,500.00
Casassa	\$	12,350.00
Straub	\$	7,000.00
Doody-Lundy	\$	3,350.00
Edwards	\$	7,700.00
Lestik	\$	3,600.00
Tavolilla	\$	2,500.00

Restitution is currently set at \$0.00 for the following families:

Jarman
Schindler
Weinantz
Zieler

With regard to all families where restitution is currently set at \$0.00, the People may petition the Court for restitution with regard to those families if their adoptions are not completed within a reasonable period of time; no sooner than six months from the entry date of this Order.

Should the People at any later date petition the Court for greater restitution for any of the families where restitution is currently set at \$0.00, such petition for greater restitution is subject

to objection by either or both Defendants, and subject to final determination by the Court.

Should the Court at any later date grant any petition of the People for greater restitution for any family where restitution is currently set at zero, the greater restitution for the families currently set at \$0.00, shall be set in the following amounts for each family respectively:

Jarman	\$ 3,350.00
Shindler	\$ 5,100.00
Weinantz	\$ 4,000.00
Zieler	\$ 7,350.00

IT IS FURTHER ORDERED that Defendants' plea agreements pursuant to MCL 771.1 are amended to require Defendants to pay any additionally ordered restitution regarding the families currently set at \$0.00, prior to final entry of a misdemeanor conviction. If restitution is not paid, Defendants' felony pleas will become felony convictions.

IT IS FURTHER ORDERED that with regard to the families where final restitution is ordered that such restitution be paid from the funds seized from Ms. Simone Boraggina in April of 2007, as follows:

1. \$50,250.00 to the state of Michigan
2. All remaining funds to Ms. Boraggina.

IT IS FURTHER ORDERED that the disbursement of all funds described above shall be disbursed no later than 14 days after the entry date of this Order.

The above stated Order is the full, complete, and final Order of the session in the above matters held on June 11, 2008.

JUN 20 2008

A TRUE COPY

Carmella Sabaugh
COUNTY CLERK

BY Stacy E. Cooper
DEPUTY CLERK

RICHARD L. CARETTI
HON. RICHARD L. CARETTI
16th CIRCUIT COURT JUDGE