

SENTENCING PARAMETER	AGREEMENT OF PARTIES
Home Confinement	<ul style="list-style-type: none"> <li>• No incarceration.</li> <li>• Government seeks 13 months of home confinement. This request is unopposed by the defense.</li> <li>• Electronic monitoring.</li> <li>• Defendant can leave home for medical reasons, work-related licensing exams, and a monthly haircut.</li> <li>• Defendant may otherwise be on his lawn and curtilage, outside the actual building.</li> </ul>
Fine	<ul style="list-style-type: none"> <li>• Each side will advocate for a particular fine amount.</li> <li>• Government capped at \$1,300,000.</li> <li>• Fine payable to: “Lacey Act Reward Account” at United States Fish and Wildlife Service, Division of Financial Management - Cost Accounting Section, 7333 W Jefferson Ave., Suite 300, Lakewood, CO 80235.</li> </ul>
Community Service Payment	<ul style="list-style-type: none"> <li>• At sentencing, Defendant shall make an additional payment that is 25% of whatever fine is imposed.</li> <li>• Payee: New Jersey Natural Lands Trust.</li> <li>• Payee address: New Jersey Natural Lands Trust, Mail Code 501-04, P.O. Box 420, Trenton, NJ 08625-0420.</li> <li>• The payment shall be used for the sole and exclusive purpose of enhancing, restoring, preserving, acquiring, and/or researching the habitat and/or natural history of one or more species of snakes native to New Jersey.</li> </ul>
Restitution	<ul style="list-style-type: none"> <li>• No restitution.</li> </ul>
Community Service Hours	<ul style="list-style-type: none"> <li>• Each party is free to advocate for or against the imposition of community service hours.</li> </ul>
Probation	<ul style="list-style-type: none"> <li>• Term that is between three and five years, as determined by the Court.</li> </ul>
Special Conditions of Probation	<ul style="list-style-type: none"> <li>• Parties stipulate to six (6) Special Conditions. Court can set additional conditions.</li> <li>• <b>Special Condition No. 1.</b> Within 48 hours of sentencing, the defendant must surrender all reptiles and amphibians to the U.S. Fish and Wildlife Service. Defendant must provide a list of all his reptiles and amphibians by the time the Plea Agreement is fully executed. Defendant agrees not to acquire any additional reptiles or amphibians once he signs the Plea Agreement. The only exception to this Special Condition is the dwarf Australian spiny-tailed monitor lizard, “Nugget.”</li> </ul>

SENTENCING PARAMETER	AGREEMENT OF PARTIES
Special Conditions of Probation (continued)	<ul style="list-style-type: none"> <li>• <b>Special Condition No. 2.</b> With the exception of the dwarf Australian spiny-tailed monitor lizard, Nugget, the defendant is prohibited from handling, possessing, or touching reptiles and amphibians, or residing in a home with reptiles and amphibians.</li> <li>• <b>Special Condition No. 3.</b> The defendant is prohibited from engaging in the import, export, sale, purchase, sale, barter, exchange, or gifting of reptiles, including directing someone to conduct any of those activities, and from receiving any benefit from those activities.</li> <li>• <b>Special Condition No. 4.</b> The defendant is prohibited from operating, contributing to, posting to, and maintaining any reptile-oriented websites, including making reptile-oriented posts and comments to blogs, chat rooms, social media, and online forums.</li> <li>• <b>Special Condition No. 5.</b> The defendant is prohibited from molesting, disturbing, harassing, pursuing, harming, and touching any wild reptile or its eggs, nests, burrows, holes, dens, trees, logs, pits, or resting areas.</li> <li>• <b>Special Condition No. 6.</b> The defendant is prohibited from attending any reptile and/or exotic pet show, conference, or convention.</li> </ul>
Special Assessment	<ul style="list-style-type: none"> <li>• Defendant pays \$425 at sentencing.</li> </ul>

Defendant: <b>LOU'S FISH MARKET, INC.</b> (Case No. 2:14-cr-00278-JFB)		1 of 3
SENTENCING PARAMETER	AGREEMENT OF PARTIES	
Fine	<ul style="list-style-type: none"> <li>• Defendant shall pay a criminal fine of \$400,000.</li> <li>• Parties have agreed to a phased payment schedule:               <ul style="list-style-type: none"> <li>(a) \$200,000 of the fine is due at sentencing;</li> <li>(b) Second and final payment of \$200,000 is due within one (1) year of sentencing;</li> </ul> </li> <li>• Pursuant to 16 U.S.C. §§ 1861(e), fine is payable to the “NOAA Asset Forfeiture Fund” to be delivered to NOAA Finance, ATTN: Asset Forfeiture Fund Payment, 20020 Century Blvd., Germantown, Maryland 20874.</li> </ul>	
Community Service Payment	<ul style="list-style-type: none"> <li>• At sentencing, Defendant shall make a \$100,000 payment.</li> <li>• Payee: Cornell Cooperative Extension of Suffolk County (Marine Program).</li> <li>• Payee address: Cornell Cooperative Extension of Suffolk County (Marine Program), ATTN: Development Office, 423 Griffing Avenue, Suite 100, Riverhead, New York 11901-3071.</li> <li>• This payment shall be used exclusively for the Marine Meadows Program on Long Island, New York, and if that program has expired by the time of sentencing, for the exclusive purpose of enhancing the seagrass, nearshore, estuarine, and/or salt marsh habitat of the waters in and around Long Island, New York. Defendant shall not be permitted to take any tax offset or deduction for the community service payment.</li> </ul>	
Restitution	<ul style="list-style-type: none"> <li>• Not applicable to this defendant.</li> </ul>	
Term of Organizational Probation	<ul style="list-style-type: none"> <li>• Joint stipulation of five (5) years.</li> </ul>	
Special Conditions of Probation	<ul style="list-style-type: none"> <li>• Parties stipulate to eight (8) Special Conditions. Court can set additional conditions.</li> <li>• <b>Special Condition No. 1.</b> The defendant is immediately banned from allowing Mark Parente to be in a position where he has a legal or employment duty to complete or direct others to complete federal or New York State dealer reports. The defendant shall not permit Mark Parente to access or make entries in the SAFIS computer system.</li> <li>• <b>Special Condition No. 2.</b> In addition to whatever remedies are available to the Government, the defendant shall make timely fine and community service payments as agreed to in the Plea Agreement, and if different, as ordered by the Court.</li> </ul>	

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Special Conditions of Probation (continued)	<ul style="list-style-type: none"> <li>• <b>Special Condition No. 3.</b> The defendant is immediately banned from participating in any federal or New York State Research Set-Aside (RSA) Program; this includes purchasing fish that was caught under an RSA Program.</li> <li>• <b>Special Condition No. 4.</b> The defendant shall make timely, accurate, and truthful dealer reports. The defendant shall designate one employee or contractor to ensure the integrity of the dealer reports as well as an additional employee to verify the accuracy and veracity of each dealer report. The defendant shall keep a written log of the verification of the dealer reports and each of the two persons shall sign each log entry next to the date and dealer report number. LFM shall make the log immediately available to NOAA, the Probation Office, or the Government upon request.</li> <li>• <b>Special Condition No. 5.</b> From the date of sentencing, regardless of whether LFM was the first purchaser, for all transactions, the defendant shall keep accurate records of all seafood purchased, shipped, packed out, transported, handled, and sold by the defendant and its agents. If known, these records shall also include dealer report number, catch vessel, and FVTR number, in addition to weight, grade, species, price, how packed, and identifiers for the persons/entities on the other side of the transactions. LFM shall maintain these records in an organized manner and shall make these records immediately available to NOAA, the Probation Office, or the Government upon request.</li> <li>• <b>Special Condition No. 6.</b> For the first three years of probation, the defendant shall engage an outside accounting and/or environmental consulting firm to conduct an annual audit of all aspects of its seafood business, including compliance with these Special Conditions and state and federal regulations regarding fisheries management. The auditors shall generate a written report of their findings and recommendations. The first three reports are due with 16 months, 28 months, and 40 months of sentencing. Each report shall be transmitted to the Government and the Probation Office. At the Government's or Probation Office's exclusive and separate options, the defendant shall conduct the above audits during years 4 and/or 5 of the probation term. These audits shall be at no cost to the Government.</li> <li>• <b>Special Condition No. 7.</b> The defendant consents to NOAA retroactively adjusting, correcting, or otherwise reconciling dealer reports submitted by it or on its behalf in order to account for previously unreported fish. This consent includes creating new records, including aggregates, with null or placeholder figures (date, vessel, FVTR number, etc.) in order to facilitate correction and/or reconciliation of the purchase data.</li> </ul>

Defendant: <b>LOU'S FISH MARKET, INC.</b> (Case No. 2:14-cr-00278-JFB)		3 of 3
SENTENCING PARAMETER	AGREEMENT OF PARTIES	
Special Conditions of Probation (continued)	<ul style="list-style-type: none"> <li>• <b>Special Condition No. 8.</b> These Special Conditions are applicable to any successor business entity that is engaged in the catch, purchase, sale, marketing, storage, transport, processing, or preparation of seafood if the entity is either (i) majority owned by Co-defendant Mark Parente, or (ii) has Mark Parente as an officer, director, or managing partner, or managing member.</li> </ul>	
Special Assessment	<ul style="list-style-type: none"> <li>• Defendant pays \$800 at sentencing.</li> </ul>	