



FOR IMMEDIATE RELEASE
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Public Affairs
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CORONA DE TUCSON MAN SENTENCED TO 51 MONTHS IMPRISONMENT FOR SCHEME TO DEFRAUD INVESTORS

TUCSON, Ariz. – Today, Federal District Court Judge Jennifer Guerin Zippis sentenced Philip Mark Cain, 45, of Corona de Tucson, to 51 months imprisonment with five years supervised release to follow, and payment of \$1,272,943.89 in restitution. On Dec. 14, 2011, Cain pleaded guilty to one count of mail fraud, in violation of Title 18, United States Code, Section 1341; one count of engaging in an illegal monetary transaction greater than \$10,000.00, in violation of Title 18, United States Code, Section 1957; and one count of structuring a transaction to avoid a currency reporting requirement, in violation of Title 31, United States Code, Section 5324. Cain has been in custody since he was arrested by IRS Special Agents on February 25, 2011.

The 31 count Indictment alleged that Cain solicited funds from his clients to be invested in structured notes from Deutsche Bank. The Indictment also alleged that Cain deposited over \$1.4 million of client funds into his bank accounts at JPMorgan Chase and did not at any time invest the funds with Deutsche Bank. Between June, 2008, and May, 2010, Cain withdrew \$596,000 of client funds from his JPMorgan Chase accounts in the form of checks or cashier's checks payable to himself or his family members. Additionally, from June, 2008, to June, 2010, Cain withdrew over \$400,000 in currency from the same accounts with most withdrawals being less than \$10,000, which is the currency transaction reporting limit. The Indictment also alleged that during times relevant to the investigation, approximately 62 vehicles were registered to Cain with the Arizona Motor Vehicle Division and that Cain paid by cash or cashier's check for the repair of vehicles at various times. Cain then sold vehicles through classic car auctioneer Barrett-Jackson, having received approximately \$978,000 in wires from Barrett-Jackson during the time period October, 2010, through February, 2011.

The investigation was conducted by the Internal Revenue Service - Criminal Investigation. The prosecution is being handled by Danny N. Roetzel, Special Assistant U.S. Attorney and Jane L. Westby, Assistant U.S. Attorney, District of Arizona, Tucson.

CASE NUMBER: CR-11-1015-DCB-TUC
RELEASE NUMBER: 2012-065(Cain)

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