

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

- - - - - X

UNITED STATES OF AMERICA

- v. -

TIMOTHY SEDLAK,

Defendant.

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SUPERSEDING INFORMATION

S1 15 Cr. 812 (RA)

COUNT ONE

The United States Attorney charges:

1. From in or about June 2015, up to and including in or about July 2015, in the Southern District of New York and elsewhere, TIMOTHY SEDLAK, the defendant, intentionally accessed protected computers without authorization, and attempted to do so, and as a result of such conduct, recklessly caused damage, causing damage to ten and more protected computers during any one-year period, in violation of Title 18, United States Code, Sections 1030(a)(5)(B) and 1030(c)(4)(A)(i)(VI), to wit, SEDLAK made hundreds of thousands of attempts to gain access without authorization to the computer network systems of a global charitable organization located in New York, New York (the "Organization"), and in so doing, impaired the availability of the email accounts and web-based applications of more than ten employees of the Organization.

(Title 18, United States Code, Sections
1030(b) and 1030(c)(4)(A)(i)(VI).)

FORFEITURE ALLEGATION

2. As a result of committing the offense alleged in Count One of this Information, TIMOTHY SEDLAK, the defendant, shall forfeit to the United States, pursuant to Title 18, United States Code, Section 1030(i), any and all property, real or personal, constituting or derived from, any proceeds obtained directly or indirectly, as a result of said offense, and any and all personal property that was used or intended to be used to commit or to facilitate the commission of said offense, including but not limited to a sum of money in United States currency representing the amount of proceeds traceable to the commission of said offense, and including the following specific property:

- (1) Acer Aspire One 532H-2588 (S/N: LUSAL0D2770082C2B31601);
- (2) Acer Aspire One 532H-2789 (S/N: LUSAX0D001002237931601);
- (3) Acer Aspire One D255-2301 (SN: LUSDE0B0050412E6B11601);
- (4) Acer Aspire One KAV60 (SN: LUS680B065926081D71601);
- (5) Acer Aspire One Happy 1101 (SN: LUSEB0D017039493C91601);
- (6) ASUS Eee PC 1005HAB (S/N: 9C0AAS542131);
- (7) ASUS Eee PC 1005HA (S/N: 9B0A?S231212);
- (8) ASUS Eee PC 1015PEM (S/N: N/A);
- (9) ASUS MK90H (S/N: 9B0AAS264794);
- (10) Dell Inspiron Mini 10 (S/N: 09017);
- (11) eMachines KAV60 (S/N: 0223093987);
- (12) EMTEC (S/N: N/A);
- (13) EMTEC (S/N: N/A);
- (14) Gateway LT2002u (S/N: LUWCR0B044939344571601);
- (15) Gateway LT4004u (S/N: LUWZM0D00121316B7D7614);
- (16) Gateway LT4004u (S/N: LUWZM0D001213184577614);

- (17) Gateway LT4004u (S/N: LUWZM0D00121412A2A7614);
- (18) Gateway PAV80 (S/N: LUWWP0D007114250D11601);
- (19) HP DV6700 (S/N: CNF8162STF);
- (20) HP Mini (S/N: 2MC9239VNV);
- (21) Lexar LJDRX4GB (S/N: 4609);
- (22) SanDisk Cruzer Micro (S/N: BB061103B);
- (23) Seagate ST33223 (S/N: 6AG0AWY0);
- (24) SurfDrive (S/N: 2811S);
- (25) Tecore Networks (S/N: N/A);
- (26) Toshiba L7550-S5130 (S/N: 3C054244W);
- (27) Toshiba NB255-N250 (S/N: 6A451774K);
- (28) Toshiba NB505-N500BL (S/N: 1B289769K);
- (29) Ultra External HDD Enclosure (S/N: N/A);
- (30) Welly Mini Cooper S (S/N: 92902); and
- (31) Western Digital Elements (S/N: WXS1EC3YNVV5).

Substitute Asset Provision

3. If any of the above-described forfeitable property, as a result of any act or omission of the defendant:

(a) cannot be located upon the exercise of due diligence;

(b) has been transferred or sold to, or deposited with, a third person;

(c) has been placed beyond the jurisdiction of the Court;

(d) has been substantially diminished in value;

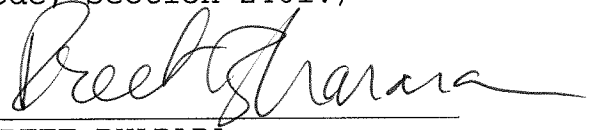
or

(e) has been commingled with other property which cannot be subdivided without difficulty;

it is the intent of the United States, pursuant to Title 21, United States Code, Section 853(p) and Title 28, United States Code, Section 2461(c), to seek forfeiture of any other property

of the defendant up to the value of the above forfeitable property.

(Title 18, United States Code, Section 1030;
Title 21, United States Code, Section 853; and
Title 28, United States Code, Section 2461.)

A handwritten signature in cursive script, appearing to read "Preet Bharara", written in black ink.

PREET BHARARA
United States Attorney

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(18 U.S.C. §§ 1030(b) and
1030(c)(4)(A)(i)(VI))

PREET BHARARA
United States Attorney.
