

T64 – Notice of Intent to Exchange Checks Formal Notification Email – April 17, 2025 Fraud upon the court Perjury mail fraud bank instrument

From: michael gasio (gasio77@yahoo.com)

To: srandell@hbpd.org; hnguyen2@fbi.gov; kyphat@yahoo.com; clerk@stevensilverstein.com

Cc: aelkins@gmail.com; helderppinheiro@gmail.com

Date: Saturday, October 18, 2025 at 07:03 PM PDT

T64 – Notice of Intent to Exchange Checks

Formal Notification Email – April 17, 2025

Summary

This record preserves the email titled “**NOTICE OF INTENT TO EXCHANGE CHECKS**”, sent by **Michael A. Gasio** on April 17, 2025, to **Phat Tran**, attorney **Steven D. Silverstein**, **Shawn Randell** (HBPD), and copied to the **U.S. Department of Justice – Criminal Fraud Division**. The message notified all parties that the landlord had not returned a previously tendered electronic deposit and that, in accordance with contract law, a second check would be required to make the tenant whole.

Key Facts

- **Date:** Thursday, April 17, 2025, 7:07 PM (forwarded 2:37 PM same day)
- **From:** Michael Gasio <gasio77@yahoo.com>
- **To:** Phat Tran <kyphat@yahoo.com>; clerk@stevensilverstein.com; Shawn Randell (HBPD)
- **Cc:** criminal.fraud@usdoj.gov
- **Subject:** “NOTICE OF INTENT TO EXCHANGE CHECKS”

Context and Legal Relevance

The letter was issued after the landlord failed to return an electronic rent deposit previously sent via Wells Fargo on June 28, 2024. The funds were held, never returned by the post office or the bank, and no receipt was issued. This notice establishes that the tenant took lawful steps to resolve the missing payment by offering to exchange or reissue the instrument.

By continuing to assert in court that “no payment was made” after receipt of this written notice, the opposing party introduced false evidence and misrepresented the financial record. This qualifies as *fraud on the court* under **California Code of Civil Procedure §128.7** and may also constitute *mail fraud* and *bank instrument concealment* under **18 U.S.C. §§1341–1344**.

Supporting Image

Fw: NOTICE OF INTENT TO EXCHANGE CHECKS

Michael A Gasio

to:Phat Tran, clerk@stevensilverstein.com, Shawn Randell, and 1 other

2:37 PM

Yahoo Mail: Search, Organize, Conquer

----- Forwarded Message ----- From: "michael gasio" <gasio77@yahoo.com> To: "Phat Tran" <kyphat@yahoo.com>, "criminal.fraud@usdoj.gov" <criminal.fraud@usdoj.gov> Cc: Sent: Thu, Apr 17, 2025 at 7:07 PM Subject: NOTICE OF INTENT TO EXCHANGE CHECKS...

This email is a verified part of the communications log demonstrating that the tenant attempted to cure the alleged payment issue by formal notice to both the landlord and his attorney. It also confirms early DOJ awareness of potential fraud by mail and false financial representations to the court.

Cross References

- [T35 – Certified Mail & Misstatement of Payment](#)
- [T36 – UPS Certified Mail Log](#)
- [Timeline – April 2025: Payment Exchange Notice](#)