

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION

UNITED STATES OF AMERICA,

v.

Case No. 2:15-cr-0168(1)
Judge Sargus

JOHN A. RANKIN,

DEFENDANT'S MOTION TO REVOKE DETENTION ORDER

Defendant, John A. Rankin, pursuant to 18 U.S.C. § 3143, respectfully requests that the Court issue an Order revoking the detention order announced on September 14, 2017 for the reasons set forth in the accompanying memorandum.

s/Keith A. Yeazel

KEITH A. YEAZEL (0041274)
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Attorney for John A. Rankin

MEMORANDUM IN SUPPORT

On September 14, 2017, the Court announced, that while Mr. Rankin was not a danger to the community, he was to be detained pending sentencing because he was a potential flight risk. Mr. Rankin is seeking revocation of the September 14, 2017 Detention Order pursuant to 18 U.S.C. § 3143 so he can be released pending sentencing. Mr. Rankin advances four factors why he should be released pending sentencing.

First, Mr. Rankin failed to take any action to ensure that his businesses would continue to operate if he were incarcerated because he believed that he would be acquitted. See, Letter of

John A. Rankin, attached hereto. As the Court is aware, Mr. Rankin controls three businesses: CSI, Tuscan Table and Tootles Pumpkin Inn. Mr. Rankin had to close Tuscan Table upon his incarceration and a 15 persons lost their jobs. See, letter from Ashley Wilson. Tootles Pumpkin Inn is a going concern employing 5 people. Mr. Rankin must immediately sell Tootles Pumpkin Inn due to the fact Ohio law prohibits felons from owning liquor licenses. The employees of Tootles are extremely concerned about continued operation. See, letters from Ashley Tait and Kelcey G. Combs. Finally, CSI employs 15 persons and owns the rights to Mr. Rankin's patent involving "Network Folding" which greatly reduces internet congestion and is believed to be an extremely valuable asset. "Network Folding" is not yet ready for market and only Mr. Rankin has the knowledge necessary to operationalize the programming. See, letters from Ed Molnar, Stephanie Robinette, Barry Boyer. Mr. Rankin's daughter, Katherine who lives in Massachusetts, is taking over Mr. Rankin's personal affairs but needs to have her father assist her in marshaling assets and disposing of the same to pay restitution. See, letter from Katherine McVey. In sum, Mr. Rankin's failure to plan and his continued detention pending sentencing is working a hardship on his employees and businesses which is concurrently impairing his ability to make restitution.

Second, Mr. Rankin accepts the consequences of jury's verdict – "I respect the results and determination of the jury to whom I hold no animus, but only gratitude for their careful and attentive deliberations. It is clear that I alone, am entirely responsible for the choices that have led me here." See, letter from John A. Rankin.

Third, Mr. Rankin is making restitution. On, September 29, 2017, Mr. Rankin caused to be paid the clerk of court Five Thousand Dollars toward his restitution obligation. Moreover, he

is having his daughter try to sell significant amounts of real estate and funnel the net proceeds to the clerk of court. Such actions will save the government significant amounts of time and money that would otherwise be spent on collection efforts.

Fourth, Mr. Rankin is not a flight risk. A letter attached hereto from Gary Combs, retired detective for the Pickaway County Sheriff's Office, indicates that Mr. Rankin's strong ties to the community, his children, his grandchild and friends suggest that he is not a flight risk. Mr. Rankin has caused his passport to be deposited with the clerk's office on September 29, 2017 in an effort to convince the Court that he is not a flight risk. Moreover, Mr. Rankin suggests that electronic monitoring will further clearly and convincingly mollify any concerns the Court has regarding any risk of flight.

Wherefore, Mr. Rankin requests that the Court issue an Order revoking the September 14, 2017 Detention Order, and placing him on electronic monitoring.

Respectfully submitted,

s/Keith A. Yeazel

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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was served upon:

Dan Brown, AUSA
Noah Litton, AUSA

by using the Court's CM/ECF system this 30th day of September 2017.

s/ Keith A. Yeazel

Keith A. Yeazel

Judge Sargus,

I am profoundly humbled by this recent experience, as it has given me a far greater understanding, and appreciation, for the role of law enforcement within our complex society. I respect the results and determination of the jury, to whom I hold no animus, but only gratitude for their careful and attentive deliberations. It is clear that I alone, am entirely responsible for the choices that have led me here.

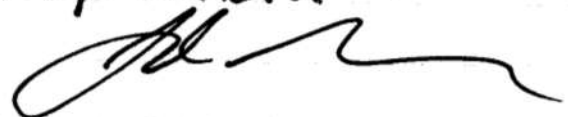
It is now my objective to make restitution, and serve the time you will determine is appropriate for the crimes with which I have been found guilty. To this end, and with the assistance of my counsel Keith Reazel, I have begun an important dialogue with the prosecution, that will no doubt lead to a satisfactory recovery for the government. As best I could, using the resources available to me, and what details I can remember, I have been able to suggest several financial solutions that the IRS may find acceptable. I am looking forward to an open exchange that will allow me to begin an immediate process of restitution.

I am eager to put this irresponsible chapter of my life behind me, and begin the difficult process of repairing the damage I have caused to so many lives. While

I do not look forward to a period of incarceration, I recognize that it is required before I can return to what is left of the life I have built here in Ohio.

I am deeply concerned that I have failed to be prepared to be abruptly absent from the important work that I have been producing for CSI. Network Folding is an extremely valuable new technology for the CSI, and its success is fundamental to the future of the many people and their families that depend upon CSI for their livelihoods. It was my naive belief that had I failed to convince a jury of my innocence, I would have a few months before I would be required to report for the sentence I would receive. It had been my plan to spend this valuable time resolving my personal affairs, completing what work I could achieve, and transferring my personal knowledge of the new technology to others.

I am devastated by my realization that my arrogance and confidence in my defense, is yet one more example of my own personal choices negatively affecting those people who have come to depend upon me. It is my sincere hope that you would be willing to allow me to use the precious time I have before prison to clean up matters.



Chief Judge Sargus,

My name is Ashley Wilson and Mr. Rankin has employed me for ten years now. Within that time, I had the pleasure of managing his locally owned restaurant in Circleville, Ohio. The Tuscan Table had been a part of the community for ten years, until Saturday September sixteenth, when I made the decision to close the doors on this locally loved establishment. The decision was not an easy one to make, however, without the guidance and support from Mr. Rankin, I unfortunately did not see any other option. The restaurant was dependent on Mr. Rankin in order to operate due to its inability to make enough profit to cover all of its expenses. Now with the restaurant closed, my concern is handling the outstanding debts of the Tuscan Table. However, I feel that I am not equipped to handle this on my own because though I was a manager; I was only in charge of dealing with certain money aspects of the company, for example food and alcohol orders, nightly deposits, and spare cash for the restaurant. The rest of those aspects, the major money transactions and decisions were Mr. Rankin's to make. Honestly, I do not feel that I will be able to make the remaining decisions that need to be made for the company by myself, nor do I believe that the short conversations allotted to speak with Mr. Rankin will help me in making these decisions and continuing to do what is the best for the company even though it is no longer opened. The biggest issue that I am faced with is how I am going to pay the fourteen employees, including myself, for the hard work that they have exhibited throughout this tough time. It is important to me that these people are paid to ensure that they will hopefully be able to make ends meet until they are blessed with another job opportunity that will feed their families. Due to a plan not being set before all of this took place, it would be a tremendous help if I could sit down face to face with Mr. Rankin and make the decisions necessary to finalize the closing of this restaurant. This is why I am writing a letter to plea with you to consider allowing Mr. Rankin to be placed on house arrest while he awaits his sentencing. I feel this direct contact will grant me the guidance and assistance I need to help finalize the closing of a well-loved restaurant and to ensure the payment of those fourteen employees that I was forced to let go. This situation has affected so many individuals and families including myself, and it would be greatly appreciated to be able to resolve the remaining issues and questions with Mr. Rankin present. I sincerely appreciate the time you are taking in order to read this letter, and to witness my personal struggle.

Sincerely,
Ashley Wilson

September 17, 2017

The Honorable Chief Judge Edmond A. Sargus, Jr.
Chief Judge of the Southern District of Ohio
Joseph P. Kinneary U.S. Court House, Room 301
84 Marconi Boulevard
Columbus, OH 43215

Dear Chief Judge Sargus,

My name is Ashley Tait. Along with many of my peers, now friends, I have been employed by Mr. Rankin for over ten years. Due to his immediate incarceration, it has caused panic, confusion, and unemployment, to the small town businesses he owns. Having been born and raised in Circleville, I have seen many businesses come and go. Now as an adult, my livelihood, along with six others, are connected to a business named Tootles Pumpkin Inn. Tootles has been a local establishment for over fifty years. It has numerous out of state traveling bands that we've agreed on booking, and have guaranteed a payout in exchange for live music. Tootles is a staple amongst the community. I personally have many questions about what to do with a functional business that is at a standstill.

I am also connected to a property that John owns that houses a family owned daycare. With school in session, bussing has already been assigned to and from this location. It is extremely important to six families that their children be at this location during the week. It is also a second home to many children and their families rely on the daycare to operate as smoothly as possible during this transition.

It is virtually impossible to be guided through fifteen-minute phone calls. I write this letter hoping that you will consider releasing John on house arrest until his sentencing. Having John's direct connection on where to go from here is much needed in a time that affects so many individuals and their families. I hope that you see this letter as a plea to the importance of John's presence in a community that he has been involved in for so long. Having him available to address many questions before his sentencing would be more than appreciated by so many, including myself. Thank you for taking the time to read how I am personally affected by this situation.

Sincerely,

Ashley Tait

September 17, 2017

The Honorable Chief Judge Edmond A. Sargus, Jr.
Chief Judge of the Southern District of Ohio
Joseph P. Kinneary U.S. Court House, Room 301
84 Marconi Boulevard
Columbus, Ohio 43215

Re: Bond Hearing of John Rankin

Dear Chief Judge Sargus:

My name is Kelcey Combs. I book the music and do the promoting for Tootles Pumpkin Inn, and have been employed there for nearly ten years. I am writing this letter to you with the most sincere respect, and asking that you release John Rankin from the Franklin County Jail, until his sentencing.

For many years Tootles was just a regular bar with occasional entertainment. Since John bought it in 2008, I have consistently booked music at the venue. The musicians who perform at Tootles are from all over the United States and Tootles has become a great asset to the community.

Since the reading of John's verdict, things have been complete chaos. The employees of Tootles unfortunately do not have a plan and have gotten no direction as to what we are to do. The majority of the staff has been working there for several years, and all of us rely on our jobs to support ourselves, significant others, and children. We need to be able to have a steady stream of communication with John as to what we do, and where we go from here. The employees of Tootles are not the only ones affected by his absence. I book musicians several weeks in advance. Most of these people are full-time musicians who do not have much money, and they depend on the shows they have booked for income to support themselves, spouses, and children.

We were aware that when the verdict came in, it could be a guilty verdict, and we were fully prepared to do what we needed to do, with John's guidance, in the interim between now and his sentencing. We were not prepared, however, for him to be immediately incarcerated and to have very little, to no, communication with him. I ask that you please consider letting him out on house arrest, as his absence is detrimental to so many of us who so desperately need his guidance and assistance to prepare for what is next to come. Thank you for your time and consideration.

Sincerely,

Kelcey G. Combs

September 17, 2017

Honorable Chief Judge Sargus,

I am writing this in regards to the need of CSI International to work with John Rankin to get his affairs with the company in order. I am the VP of Development responsible for the research and development of new products, the maintenance of existing products, and in short anything that is of a technical nature for the company. When I came back to work for CSI in July of 2015, I was assured by John Rankin that I would lead the software development and John's contribution to the development would be as a software developer. I work for the board of directors and to date John has lived up to this agreement; I have been leading the company's software groups and dealing with any customer issues.

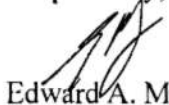
CSI has just received a patent for a piece of software that will in short, improve network traffic for all users of the internet. This software, named Network Folding, was demonstrated at an IBM conference and showed with different levels of network congestion, Network Folding was able to improve the response time 200% or more. What this means is that this piece of software is a vital piece of software for CSI's continued success and growth. John has been the primary developer for this piece of software since this was his brain child. I understand the concept and idea but not at the level that I need to know to continue migrating the product to the many different platforms that use the internet.

Network folding is only one product that I need to discuss with John. John is the original author of TCP/IP the main product of the company. We have had a number of people retire, as a great many of us at CSI have been in the development business for over 30 years. As a result of these individuals retiring, John has taken on the responsibility of handling a number of the products these individuals were managing. I need to discuss a number of different technical aspects to these products with John.

This time I am asking that you allow me with John is vital to the company's continued success. In the software business, any outages can cost the company to the point it may never recover. Because of the high visibility of John with regards to CSI and the high visibility of this case I have already had to squash any rumors that the company will fold. We have a number of individuals and their families, including my own, that depend on the continued success of the company. I humbly ask that you allow me the opportunity to work with John Rankin so that we can proper put the company's affairs in order thus, not negatively affecting the lives of the many that depend on CSI's success. These are innocent individuals that have nothing to do with John's personal affairs and should not bare any responsibility for anything outside their purview.

I want to thank you for taking the time to review my letter, and if you have any questions or concerns, I would be more than willing to address them.

Respectfully,



Edward A. Molnar



Edward A. Molnar
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CSI-INTERNATIONAL

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September 17, 2017

Honorable Edmund A Sargus Jr
Chief Judge
U.S. District Court for the Southern District of Ohio
85 Marconi Blvd
Columbus, Ohio 43215

RE: John Anderson Rankin

Your Honor,

My name is Stephanie Robinette I have been an employee of Connectivity Systems Inc. since July 2001. I was appointed to the Interim Board of Directors by the Honorable Richard A Frye in January 2012. While serving on the Interim Board I was elected as the Treasurer. I currently still hold those positions.

As you are aware, through testimony, our revenue over the past 12 years has been on a steady decline. Mr. Rankin has been working on a product named Network Folding. Connectivity Systems currently holds a patent for this product. The basis of the product is to work in tandem with TCP/IP. The product will allow the transmission of data over the internet with minimum retransmissions, therefore, allowing larger blocks of data to be sent at faster speeds. This product could possibly impact all internet users. The product has the potential to create a revenue stream that would more than sustain our company for many years. As a Director, I am concerned for the further development of this product. Since Mr. Rankin has been the sole developer of this product we are without the necessary data to move this product into beta testing. Mr. Rankin is an extremely accomplished developer in the VSE community, and is the only developer capable of moving this product into its final stage. By completing this product, the potential growth for new employees and new customers would be realized.

I humbly ask that you consider allowing Mr. Rankin to post bond for the period prior to his presentencing hearing to get his affairs in order. This would allow for our current developers to acquire the knowledge to test and support Network Folding. I truly believe that the benefits of this product could be global.

Thank you for your consideration.

Sincerely,

Stephanie Robinette

35 Northfork Drive
Chillicothe, Ohio 45601



17 September 2017

The Honorable Edmund A. Sargus, Jr.
Chief Judge
U.S. District Court, Southern District of Ohio

Dear Chief Judge Sargus:

On behalf of CSI International, I am writing to respectfully ask you to consider the immediate needs of our organization as you contemplate the disposition of John Rankin prior to his sentencing.

As you are aware, Mr. Rankin created and patented Enhanced Large Data Transmissions and Catastrophic Congestion Avoidance Over TCP/IP Networks (Network Folding). This patent has been assigned to our organization for sales, maintenance, and distribution. While this patented process has been successfully tested and implemented on one mainframe operating system, several more steps must be accomplished to bring the product to market. Network Folding must be developed for four or five mainframe operating systems as well as several end-user operating systems, such as Windows, Mac OS, Linux, and Unix. Unfortunately Mr. Rankin has not yet developed the process for these mainframe operating systems nor has he produced a usable guide for developers to implement the process on the above-mentioned operating systems. In order for CSI International to bring this valuable product to market, Mr. Rankin must develop and test his process on a mainframe computer. He must also specifically detail each step in a universally-understood programming language and process this detailed software code through a mainframe assembler. While these steps may seem time-consuming, I am confident that Mr. Rankin can accomplish these tasks in a few months should you allow him the opportunity. After this work is completed, our organization has the resources to maintain and enhance Network Folding without input from Mr. Rankin.

I sincerely appreciate your time and consideration for our employees as they work to bring the company forward.

Respectfully,

Barry Boyer
President

Mrs. Katherine Johanna Rankin McVey
33 Dorset Rd
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TrinaJR@gmail.com
614-271-6535

September 17, 2017

The Honorable Chief Judge Edmond A. Sargus, Jr.
Chief Judge of the Southern District of Ohio
Joseph P. Kinneary U.S. Courthouse, Room 301
84 Marconi Boulevard
Columbus, OH 43215

Re: Bond Hearing of John Rankin

Dear Chief Judge Sargus,

My name is Katherine Johanna Rankin McVey and I am the daughter of Mr. John Anderson Rankin. I am writing in regards to my father's upcoming bond hearing. I greatly understand the gravity of his crime and the severity of the sentence associated with it. As a consequence, it is my humble request that he be granted the ability to be released from prison on bond, for the purpose of guiding his family and employees in the process of preparing his affairs for the duration of his upcoming prison sentence. After spending the last few days sorting through his personal affairs, it has come to my attention that we desperately need his presence to ensure that the proper steps are taken to support the staff and community surrounding CSI, the former Tuscan Table, Rankin Enterprises, Tootles, and his personal property and accounts.

Upon discovering the jury's verdict and my father's subsequent arrest, I immediately arranged for travel from my home in Boston to Columbus to try to achieve a number of things: (1) to secure our home and his office; (2) to organize processes for properties and for the employees in Rankin Enterprises; (3) and to gain an understanding of his personal finances to ensure that bills could continue to be paid to maintain these properties or other obligations. When my father's home burned down in 2008, he quickly faced problems with people looting the remains of the property. I have been deeply concerned about this issue now for my father's current properties, too, especially as I need to ensure that everything is in place for restitution to the IRS, which is my highest priority. I was given a report yesterday, Saturday, September 16th, that a neighbor chased off some people from my father's house on the evening of Friday, September 15th and I fear that now news reports have circulated information about my father's imprisonment, these properties will face further duress from looters and trespassers.

I hope to secure his property by boxing up everything in his home and office and storing them (with a detailed inventory for the IRS or in the event of any other legal claim) in a secure

location. However, it has been extremely difficult for my brother and I to figure out where certain documents are and what my father would like to keep in the event that we do not need to turn everything over to the IRS or court, which of course we are prepared to do. Yet, given the range and scope of his properties and possessions, the situation is nothing less than an absolute mess. I am unsure how I will be able to orchestrate the work of this magnitude that needs to be done remotely, and yet my job and my family are in Boston.

In addition to the above, I am also in the process of trying to figure out the financial aspects of my father's life. He has multiple bank accounts, some credit cards, and a number of properties. It is my understanding that three of his properties still have mortgages and some of these properties are in use either for companies or as residences. I am in the process of trying to understand who is where and who is leasing what and how to proceed with evictions, if necessary, which may lead to even more complicated legal knots. It's a bit like someone has died, in that I'm unable to ensure that things like Tootles and the new daycare that is currently in my Grandfather's old home are properly maintained without further information and guidance.

I am working as closely as possible with Mr. Keith Yeazel, and I plan to continue to do so through the duration of this process, but frankly, my father has left behind a mess and I am unsure of the best way to proceed. I am currently in the process of gaining my father's Power of Attorney and I hope to gain his medical proxy as well (this is something I am very worried about), but it would be extremely helpful if we could have some time to have my father clean some of this up or to further orchestrate evictions and legal matters related to the properties.

Thank you very much for your time and consideration. If you have any questions for me, I would be happy to speak with you and come before your honorable court at any time requested.

Best Regards,
Katherine Johanna Rankin McVey

Mr. Gary Combs
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740-601-4705

September 17, 2017

The Honorable Chief Judge Edmond A. Sargus, Jr.
Chief Judge of the Southern District of Ohio
Joseph P. Kinneary U.S. Court House, Room 301
84 Marconi Boulevard
Columbus, OH 43215

Re: Bond Hearing of John Rankin

Dear Chief Judge Sargus,

My name is Gary Combs and I retired as a Detective from the Pickaway County Sherriff's Office ten years ago. I previously had the honor of testifying in your court. Since retiring, I have been employed by John Rankin as Facilities Manager. I've worked closely with John, for the most part, on a daily basis. His sudden incarceration has left a void that is difficult to fill. After his indictment, I knew there was a chance for conviction; however, I am unprepared to address several issues without John's presence. John has strong ties to the community, his children, grandchild, and friends; therefore I feel that he is not a flight risk. I am respectfully requesting your consideration of his release from custody pending his sentencing. Thank you for your consideration.

Sincerely,

Gary Combs