

Acceptance of Responsibility

For the last three years I've wished for nothing more than to go back in time and stop myself from committing the crimes that I did. I've grown a lot and I still cannot believe that I could have been so stupid and negligent of both the law and my family. What I did was wrong and disrespectful to the hundreds of people that work day in and day out to produce movies for our entertainment and as a living to provide for their families. What I did to my family was horrible and, I feel absolutely awful for what I have put them through.

Sincerely,
Scott David Harvanek

The Honorable Christopher Boyko
Judge of the United States
District Court for the Northern District of Ohio
Carl B. Stokes United States Court House
801 West Superior Avenue
Cleveland, Ohio 44113-1841

Dear Honorable Christopher Boyko,

Before you stands a young man, which I love as only a father can love his son. The events leading up to today and the sentence that is handed down will affect all of us, especially Scott and Erin, for the rest of our lives. It is unfortunate that you have not had the opportunity to meet and to get to know Scott, prior to sentencing. I have written this letter, so as to give you a glimpse of Scott as a person.

Growing up Scott was always the type of boy that takes things apart to see how they work, repair them, and then put them back together. This desire was a driving force that lead Scott into becoming a boy and then young man that was always willing to help with remodeling projects, lawn mowing, and car maintenance, whether at home, for family, or for a neighbor.

I believe it is this inquisitive and curious nature that contributed to his involvement in EliteTorrent. I believe that Scott became involved not to cause harm or profit from his actions. It is also true that I should have looked over his shoulder a little more closely, and therefore I am haunted by the events of 2 ½ years ago.

Scott was never in any real trouble until now. He mowed lawns and umpired T-Ball games in Berea to make money while in high school. In high school Scott played in Marching Band, where he met Erin.

Since the incident, Scott has married Erin, his high school sweetheart, and they have made a home in Arizona. Erin is serving in the United States Air Force, and Scott works fulltime and attends college part time. On the weekends they spend time camping or snowboarding. Sundays are often spent with Erin's

grandparents, helping around their house and sharing dinner. Overall they are a son and daughter-in-law that anyone would be proud of, or a neighbor that you would not mind living next to.

Throughout the last 2 ½ years Scott has been cooperative and respectful of the FBI and DOJ in assisting their further investigations concerning copyright infringement. I guess what I would like to point out is that Scott realizes his error, has assisted in the FBI's investigation, and has changed into a young man leading a good life.

Carol and I have been haunted with the events of May 2005. We constantly question our parenting skills, and failures. The whole ordeal has taken its toll on Carol and Scott's sisters, Kimberly and Michelle. Scott is sorry and embarrassed that he has put Erin, her family, and his family in a position for further anxiety, stress and embarrassment by the sentence that is about to be handed down.

It is unfortunate that your position requires that you apply punishment without the opportunity to truly know the people and their families that come before you. I wish that you could spend just a few hours with Scott and Erin to see that my son and daughter-in-law are good people, and that in particular Scott that is remorseful for his past actions, and concerned for how these actions will affect his wife, himself, and his family. My big concern is that incarceration will change Scott in a negative manner. I may be biased but I'm sure there is no need to punish or rehabilitate a young man that has grown over the past few years into a hard working husband that is attending college part time, while in a loving relationship with a wife serving our country.

I have attached just a few photographs of the son that I love and that you will sentence for a very childish act committed a long time ago. I ask you, and those that Scott hurt, to show mercy.

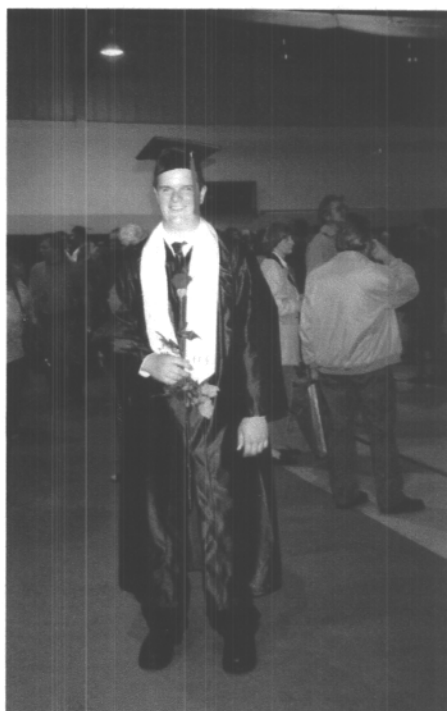
Thank you

David Harvanek

A handwritten signature in black ink, appearing to read "David Harvanek", with a stylized flourish at the end.



With his dog



Graduation



Rebuilding the front porch



Scott & Erin

Honorable Christopher Boyko
United States District Court
Carl B. Stokes United States Court House
801 West Superior Avenue
Cleveland, Ohio 44113-1841

Dear Honorable Christopher Boyko:

I would like to tell you about my son, Scott Harvanek. Knowing Scott as I do, I never in a million years dreamed I would have to write a letter such as this. Up until now, he has never given me much cause to worry. I have always been proud of him, and, even now, I am proud of the way he has faced up to what he has done. He has taken responsibility for his actions and is truly remorseful. In fact, he has comforted me throughout this whole ordeal. He is truly more worried about how this has affected his family than how it has affected him. This is and always has been his nature. He is the one who would always sit down and put his arm around me if I was feeling sad or upset. He was raised with good values, and I know they are still there despite this incident. Anyone who knows Scott knows this incident was completely out of character for him. I have shed many tears and spent many sleepless nights wondering how this could have happened. I am heartbroken to think this will shadow him for the rest of his life.

Scott has never been in any kind of trouble before; not once did I ever even get a call from school regarding his behavior. At every parent-teacher conference, I was told how polite and well-mannered he was. He was always on time for school and work and was never absent unless he was ill or had a doctor's appointment. He hung around with good kids who came from good families.

Scott was a very responsible kid. He was often the man of the house because his dad traveled a lot for work. He helped me with his sisters, cut the grass, took out the

garbage, learned to do some car maintenance and became a pretty good handyman. I have to say I relied on him a lot. He rarely complained, and I can't even imagine what I would have done without him.

Not only was Scott helpful around our house, he was often called upon to help our neighbors and family, mostly with yardwork. He always did this willingly, whether or not he was expecting to get paid. Everyone always commented on what a good job he did, be it lawn-mowing, moving piles of rocks, dirt and mulch, taking garbage out or looking after pets for people. One of our neighbors said she was never able to find anyone reliable to replace him when he left. He never forgot to take her garbage out on garbage day or cut her grass when it needed it.

Scott knew I was going to be sad when he left home, and to try to make up for it, secretly built the flower boxes I had been wanting forever for the house. I can't even express how touched I was by this.

When Scott was in tenth grade he joined the high school marching band, where he met Erin Chadowski. Erin and Scott were together all through high school and ended up getting married after she joined the U.S. Air Force. They have now been married for two and a half years, and live on base in a small house in Tucson, Arizona with their three cats, which they adopted from the animal shelter. They have demonstrated a level of maturity that a lot of people my age have not even attained.

I'm sure teenage naiveté played a key role in what happened. Scott has always been a very trusting person; he never had a reason not to be. I'm sure that and his helpful nature were his downfalls and how he became involved in this. Unfortunately, he learned his lesson the hard way.

It has been a long and difficult two-plus years, and I know you will see that Scott has proven in that time his true character. He has been employed in a full-time respectable position, gone back to school, and has been in a loving, supportive marriage for over two years.

I hope you will take into consideration all of the above and the fact that this is his first (and I know it will be his only) offense. He has had plenty of time in the last two years to think about what he did, and I believe that, together with the realization of all he might lose and the anguish he has caused himself and his family, has been a huge punishment in itself. If rehabilitation is the ultimate goal of our legal system, I think that has already occurred. I know some offenders need prison to straighten them out, but I hope you will find that Scott is not one of them. He has admitted his wrongdoing and cooperated from the start. Prison would not make Scott a better person than he has already become. It would only harm his loving and gentle nature. Please see that Scott is a good person who strayed off the path but is back on the right track. We, his family, love him and will continue to stand by him because we know this to be true.

Thank you for taking the time to read this.

Sincerely,

A handwritten signature in cursive script, reading "Carol A. Harvaneh". The signature is written in dark ink and is positioned below the word "Sincerely,".

Dear Honorable Judge Boyko,

First and foremost, I really appreciate you taking the time to read this letter. I am writing on behalf of Scott David Harvanek, who is currently awaiting sentencing for copyright infringement and conspiracy to commit copyright infringement. I would like to start off by introducing myself. My name is Erin-Marie Chadowski and I am a 22 years old Senior Airman in the United States Air Force, where I have been a meteorologist for over 4 years. I have also supported the Global War on Terrorism by serving five months in Colombia, South America this past year. I have been Scott's wife for the past 3.5 years and I have known him since my freshman year in high school in 2000. Ever since I have known Scott, he has been a kind-hearted individual who has gone out of his way to help out any and everyone who needs it.

I apologize that I am unable to be in attendance in court for the sentencing. I am currently attending mandatory training for the Air Force in Biloxi, Mississippi in preparation for my year long assignment in South Korea.

Since being charged with these crimes, Scott has made drastic improvements with his life. He has started a career working as a systems network engineer for a private business here in Tucson, where he has been in a senior network engineer position for over three years. He has also returned back to college, and is currently working on an Associates of Applied Science in Systems Administration/Networking from Pima Community College in Tucson, Arizona, where he is receiving excellent grades and will have completed his degree by this time next year. He also has done various volunteer work through out the Tucson community to include working at The University of Arizona football games to raise money for my squadron.

Scott has no previous other offenses and has been very compliant when working with his probation officer for the past year and a half and working with the FBI to provide evidence

and as a witness for the other cases regarding this matter.

In conclusion, Scott has learned from his mistakes that he made when he was a teenager. He has matured into a productive member of society and will continue to succeed in life. As mentioned earlier, I will be heading for a remote assignment to South Korea for one year and I am depending on Scott to act in my behalf while I am away. I hope that you can understand my circumstance when it comes to your final judgment. Once again I greatly appreciate you taking time out of your day to read this. Thank you.

Sincerely,

SrA Erin Chadowski

United States Air Force

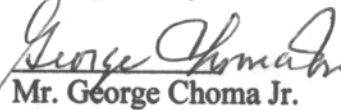
To: The Court and others it may concern
Re: Scott Harvanek's Character

Your Honors,

As Scott's maternal grandfather (his maternal grandmother is deceased) and admitting to a certain amount of prejudice on his behalf, nevertheless I have never had occasion to consider Scott as anything but sincere and respectful and am proud to have him as my grandson.

Therefore it was with great surprise that I learned of his serious problem with the law. I'm sure you will give him every consideration he is entitled to and I'm also sure he has learned a hard lesson.

Respectfully,



Mr. George Choma Jr.

Ohio Professional Engr. No. 27052 (Ret.)

July 17,2007

Honorable Judge Christopher A. Boyko
801 West Superior Avenue
Suite 15B
Cleveland, Ohio 44113

Dear Honorable Judge Boyko:

We write requesting a short but valuable length of your time to beseech you to look well upon Scott Harvanek, who is currently being tried in your court. Thank you in advance for your consideration.

My family lived across the street from Scott's father, David, so we were more family than neighbors. We remain very close to Scott's grandparents and have seen the values which they have instilled in their children and grandchildren. We neither condone Scott's actions nor claim to fully understand the entirety of this case currently in your hands. We do, however, know at length the values with which Scott was raised. The weight of this offense sits heavily upon both Scott and his family.

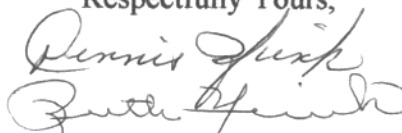
Scott was still between a boy and a man when his indiscretion became unjust. Since than, Scott is now a husband and is focusing on putting his life in the right direction. As you know, his wife is in the military service and he has accompanied her to Arizona, and is holding down a full time job. He is definitely aware of the seriousness of this situation, and is trying his utmost to cooperate with the authorities to the fullest extent.

We also had a connection with the Boyko Family, our aunt and uncle were John and Dorothy Woycitzky, and my wife's mother was Marie Bilinsky Boryk. They shared in a faith community through their church, and social events. We are hoping you might realize where are values and concerns have been established.

I retired from the Parma Heights Police Department after serving for 26 years. I realize that you are able to consider the magnitude of the impact of your judgement upon Scott and his family. Many times this saves a whole family from the stigma of a convicted felon which has a long lasting implication in future years. Please look with lenience upon Scott and consider social work within the community when making your final decision.

Thank you for working toward the best and most just end to this difficult time in the lives of the Harvanek Family.

Respectfully Yours,



Dennis and Ruth Yurik
3532 Yost Road
Litchfield, Ohio 44253
330-725-1130

July 11, 2007

Honorable Judge Christopher A. Boyko
801 W. Superior Ave.
Ste. 15B
Cleveland, Ohio 44113

We are writing you for consideration in your judgment of our grandson, Scott Harvanek.

Scott has always been a loving, courteous grandson, helping us over the years with any and all jobs, mowing, weed cutting, splitting logs, planting, and electrical wiring. He would willingly do any job we asked of him.

Scott had never been in any trouble and always been a good boy. We know what he did was wrong but we feel and believe that he has turned his life around. He has since gotten married to a nice young lady serving in the Air Force, holds a job and is an asset to his community. The embarrassment and shame that he has caused not only to himself, but to his family has taken a deep toll on him and he knows how wrong his actions were.

We hope and pray that he will not be incarcerated as we believe he has already learned his lesson the hard way.

Please take into consideration his record, background and his age (19) when this occurred.

Robert and Barbara Ingersoll
6080 Boneta Road
Medina, Ohio 44256
330-239-2628

August 27, 2007

The Honorable Christopher Boyko
Judge of the United States
District Court for the Northern District of Ohio
Carl B. Stokes United States Court House
801 West Superior Avenue
Cleveland, Ohio 44113-1841

Dear Judge Boyko,

I am writing on behalf of my nephew, Scott Harvanek. I have known Scott his entire life. Our families are close. Scott was a reserved child growing up. He was not the child challenging the system. He would spend time helping my brother work on their house. I remember Scott helping my brother put siding on the house, insulating the house and putting a bathroom in the basement. Other young men were out driving around and in general being the "obnoxious youth" seen in the news.

I volunteer in my county, Geauga, for the dog warden/shelter and for job and family services. At the shelter the adolescences come and clean the cages. They are nice; most have made decisions that are not the 'best' decisions. They are minors and will go through the system and hopefully have learned to think more clearly before they act in the future. I realize that eighteen is the magic age, at which one is suddenly an adult. Young people mature at different rates. Please consider Scott's age at the time of the incident. If he just would have been slightly younger, he would be dealing with the juvenile court system.

His actions were not for profit. I do not believe that he thought what he was doing was harmful. I remember asking him about what he was doing on the computer. His answer was that it was ok, everyone was doing it. This has haunted him for the past two to three years. He is remorseful, he is fearful of his sentence. He is not a tough aggressive young man. He did not physically harm anyone, nor commit an act that contained malice.

Scott is a good, kind hearted young man. He is leading a quiet life, with his wife Erin. They are in Arizona; she is in the US Air Force and stationed there. He is working and attending Pima Community college. Please keep this in consideration when sentence is passed.

Sincerely,

A handwritten signature in cursive script that reads "Karen Braun". The signature is written in dark ink and is positioned above the printed name.

Karen H. Braun

May 29, 2007

Dear Honorable Christopher Borisko,

I have been a next door neighbor of Scott Harvarek since he was born. He was always polite and kind to me. He was the person who also cut my lawn and did a great job.

We all make mistakes in our lives and I'm sure Scott has already learned from his.

I hope you will take this letter into consideration when he comes before you in July.

Thank you
Marilyn Wulff,

Edwin Vargas

From: Scott Harvanek [scotth@login.com]
Sent: Monday, July 14, 2008 9:05 PM
To: Edwin Vargas
Subject: Not sure if this matters

But here is my *tentative* fall schedule

Prog & Problem Solv I - CIS 129 - 0 Associated Term: Fall 2008

CRN: 11579

Status: **Web Registered** on Jul 14, 2008

Assigned Instructor: Ann W. HouckE-mail <mailto:ahouck@pima.edu>

Grade Mode: Standard Letter

Credits: 5.000

Level: Credit

Campus: West

Scheduled Meeting Times	Type	Time	Days	Where	Date Range	Schedule
Type Instructors						
Class	TBA			West Campus-Internet	Aug 27, 2008 - Dec 21, 2008	
Lecture	Ann W. Houck (P)E-mail <mailto:ahouck@pima.edu>					

CISCO III:Adv Routing&Switchin - CIS 172 - 0 Associated Term: Fall 2008

CRN: 12408

Status: **Web Registered** on Jul 14, 2008

Assigned Instructor: Ronald J. EvansE-mail <mailto:revans@pima.edu>

Grade Mode: Standard Letter

Credits: 5.000

Level: Credit

Campus: West

Scheduled Meeting Times	Type	Time	Days	Where	Date Range	Schedule
Type Instructors						
Class	TBA			West Campus-Internet	Aug 27, 2008 - Oct 22, 2008	
Lecture on Web	Ronald J. Evans (P)E-mail <mailto:revans@pima.edu>					

Linux System & Network Admin - CIS 225 - 0 Associated Term: Fall 2008

CRN: 11591

Status: **Web Registered** on Jul 14, 2008

Assigned Instructor: Harry R. McGregorE-mail <mailto:hmcgregor@pima.edu>

Grade Mode: Standard Letter

Credits: 4.000

Level: Credit

Campus: West

Scheduled Meeting Times	Type	Time	Days	Where	Date Range	Schedule
Type Instructors						
Class	5:40 pm - 9:20 pm		F	Santa Rita Building A227	Aug 27, 2008 -	
Dec 21, 2008	Lecture	Harry R. McGregor (P)E-mail <mailto:hmcgregor@pima.edu>				