

IN THE SUPREME COURT OF PENNSYLVANIA


OFFICE OF DISCIPLINARY COUNSEL	:	No. 2692 Disciplinary Docket No. 3
	:	
Petitioner	:	No. 6 DB 2020
	:	
	:	Attorney Registration No. 61537
v.	:	
	:	(Delaware County)
	:	
DANIEL P. VERMEYCHUK	:	
	:	
Respondent	:	

ORDER

PER CURIAM:

AND NOW, this 17th of September, 2021, upon consideration of the Verified Statement of Resignation, Daniel P. Vermeychuk is disbarred on consent from the Bar of this Commonwealth, retroactive to February 13, 2020. See Pa.R.D.E. 215. Respondent shall comply with all of the provisions of Pa.R.D.E. 217 and pay costs to the Disciplinary Board pursuant to Pa.R.D.E. 208(g).

A True Copy Patricia Nicola
As Of 09/17/2021

Attest: 
Chief Clerk
Supreme Court of Pennsylvania

Thomas J. Farrell
Chief Disciplinary Counsel

Raymond S. Wierciszewski
Deputy Chief Disciplinary Counsel

District II Office
820 Adams Avenue
Suite 170
Trooper, PA 19403
(610) 650-8210
Fax: (610) 650-8213

THE DISCIPLINARY BOARD
OF THE
SUPREME COURT OF PENNSYLVANIA



OFFICE OF DISCIPLINARY COUNSEL

www.padisciplinaryboard.org

August 25, 2021

Marcee D. Sloan, Board Prothonotary
The Disciplinary Board of the
Supreme Court of Pennsylvania
Executive Office
601 Commonwealth Avenue, Suite 5600
PO Box 62625
Harrisburg, PA 17106-2625

Harold E. Ciampoli, Jr.
Disciplinary Counsel-in-Charge

Disciplinary Counsel
Dana M. Pirone
Krista K. Beatty
Daniel S. White
Elizabeth A. Livingston
Marie C. Dooley
Mark F. Gilson

RECEIVED
08/25/2021
PA Disciplinary Board
Executive Office

Re: OFFICE OF DISCIPLINARY COUNSEL
v. DANIEL P. VERMEYCHUK
No. 2692 DD No. 3
No. 6 DB 2020
Attorney Registration No. 61537
(Delaware County)

Dear Ms. Sloan:

Attached is the original of Daniel P. Vermeychuk's fully signed Resignation Statement under Rule 215, Pa.R.D.E. Please forward the statement for filing with the Supreme Court of Pennsylvania.

Respondent is not represented by counsel.

Respondent's registered home address is: PO Box 305, 106 Copples Lane, Wallingford, PA 19086.

Respondent is on Temporary Suspension pursuant to the Supreme Court Order dated February 13, 2020.

Very truly yours,

Handwritten signature of Krista K. Beatty in cursive.

Krista K. Beatty
Disciplinary Counsel

KKB:glc
Enclosure

cc: Thomas J. Farrell, Chief Disciplinary Counsel
Raymond Wierciszewski, Deputy Chief Disciplinary Counsel
Harold E. Ciampoli, Disciplinary Counsel in Charge

BEFORE THE DISCIPLINARY BOARD OF
THE SUPREME COURT OF PENNSYLVANIA

OFFICE OF DISCIPLINARY COUNSEL, : No. 2692 Disciplinary Docket No. 3
Petitioner :
v. : No. 6 DB 2020
: :
DANIEL P. VERMEYCHUK, : Attorney Registration No. 61537
Respondent : (Delaware County)

RESIGNATION
UNDER Pa.R.D.E. 215

DANIEL P. VERMEYCHUK, hereby tenders his unconditional resignation from the practice of law in the Commonwealth of Pennsylvania in conformity with Pa.R.D.E. 215 (“Enforcement Rules”) and further states as follows:

1. He is a formerly admitted in the Commonwealth of Pennsylvania, having been admitted to the bar on or about June 19, 1991. By Order dated February 13, 2020, the Supreme Court of Pennsylvania placed him on temporary suspension pursuant to Pa.R.D.E. 214(d)(2). His attorney registration number is 61537.
2. He desires to submit his resignation as a member of said bar.
3. His resignation is freely and voluntarily rendered; he is not being subjected to coercion or duress and he is fully aware of the implications of submitting this resignation.
4. He acknowledges that he is fully aware of his right to consult and employ counsel to represent him in the instant proceeding. He ~~has~~ has not retained, consulted with and acted upon the advice of counsel in connection with his decision to execute the within resignation.

FILED
08/25/2021
The Disciplinary Board of the
Supreme Court of Pennsylvania

5. He is aware that there is presently pending an investigation into allegations that he has been guilty of misconduct, the nature of which allegations concern a criminal conviction.

6. On November 14, 2019, he entered a plea of guilty in the United States District Court for the Eastern District of Pennsylvania before the Honorable Eduardo C. Robreno to four counts of Wire Fraud (18 U.S.C. §1343); one count Social Security fraud (42 U.S.C. §408(a)(4) and §408(a)(9)), and one count Theft From an Employee Benefit or Pension Plan, (18 U.S.C. §664), arising from his scheme to defraud the Social Security Administration and to commit theft from an employee pension or benefit plan.

7. On June 16, 2021, he was sentenced on each of those counts to three years of probation under the supervision of the United States Probation Office. As a special condition of Probation, Respondent was placed on Home Confinement for a period of six (6) months. The Court additionally directed that "The Defendant shall not practice law, nor seek reinstatement of his license to practice law while on Probation." Respondent was ordered to pay an assessment of \$600.00, restitution of \$59,491.38, a fine of \$40,000.00, and was directed to pay \$9,363.25 for the costs of his court-appointed legal representation. The assessment, restitution, fines and costs have been paid. A true and correct copy of the Judgment in a Criminal Case, with Itemized Account of assessment, restitution, fine and costs is attached hereto, made a part hereof and marked as Exhibit 1.

8. He acknowledges that the material facts upon which the criminal conviction is predicated, which are summarized on the record at the Guilty Plea are true. A true and

correct copy of the November 14, 2019 Guilty Plea Hearing Transcript is attached hereto, made a part hereof and marked as Exhibit 2.

9. He submits the within resignation because he knows that he could not successfully defend against the charges of professional misconduct.

10. He is fully aware that the submission of this Resignation Statement is irrevocable and that he can only apply for reinstatement to the practice of law pursuant to the provisions of Enforcement Rule 218(b) and (c).

11. He is aware that pursuant to Enforcement Rule 215(c) the fact that he has tendered his resignation shall become a matter of public record immediately upon delivery of the resignation statement to Disciplinary Counsel or the Board Prothonotary.

12. Upon entry of the order disbaring him on consent, he will promptly comply with the notice, withdrawal, resignation, trust account, and cease-and-desist provisions of Enforcement Rule 217 (a), (b), (c) and (d).

13. After entry of the order disbaring him on consent, he will file a verified statement of compliance as required by Enforcement Rule 217(e)(1).

14. He is aware that the waiting period for eligibility to apply for reinstatement to the practice of law under Enforcement Rule 218(b) shall not begin until he files the verified statement of compliance required by Enforcement Rule 217(e)(1), and if the order of disbarment contains a provision that makes the disbarment retroactive to an earlier date, then the waiting period will be deemed to have begun on that earlier date.

15. He requests that his disbarment be made retroactive to the date of his

temporary suspension. He understands that the Office of Disciplinary Counsel does not oppose his request and that the decision whether to grant retroactivity is solely within the discretion of the Pennsylvania Supreme Court.

It is understood that the statements made herein are subject to the penalties of 18 Pa.C.S., Section 4904 (relating to unsworn falsification to authorities).

Signed this 19 day of August, 2021.



DANIEL P. VERMEYCHUK

WITNESS: Daniel E. Vermeychuk

1A02

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA :
v. : CRIMINAL NO. 19-135
DANIEL VERMEYCHUK :

GUILTY PLEA AGREEMENT

Under Rule 11 of the Federal Rules of Criminal Procedure, the government, the defendant, and the defendant's counsel enter into the following guilty plea agreement. Any reference to the United States or the government in this agreement shall mean the Office of the United States Attorney for the Eastern District of Pennsylvania.

1. The parties agree that this plea agreement is made pursuant to Federal Rule of Criminal Procedure 11(c)(1)(B) and that the following specific sentence is the joint recommendation of the parties, although not binding on the Court, and is an appropriate disposition of this case. This agreed joint recommendation sentence is as follows:

2. The defendant agrees to plead guilty to the indictment, including Counts One through Four, wire fraud, in violation of 18 U.S.C. § 1343; Count Five, Social Security fraud, in violation of 42 U.S.C. § 408(a)(4); and Count Six, theft from an employee benefit or pension plan, in violation of 18 U.S.C. § 664, and not to contest forfeiture as set forth in the notice of forfeiture charging criminal forfeiture under 28 U.S.C. § 2461(c) and 18 U.S.C. § 981(a)(1)(c), all arising from defendant's scheme to defraud the Social Security Administration and to commit theft from an employee pension or benefit plan. The defendant further acknowledges his waiver of rights, as set forth in the attachment to this agreement.

A TRUE COPY CERTIFIED FROM THE RECORD

DATED: December 30, 2019

ATTEST: Maile R. Olson
DEPUTY CLERK UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF PENNSYLVANIA

3. At the time of sentencing, the government will:
 - a. Make whatever sentencing recommendation the government deems appropriate provided its recommendation is seeking a sentence of incarceration at the lowest end of the applicable Sentencing Guidelines range.
 - b. Comment on the evidence and circumstances of the case; bring to the Court's attention all facts relevant to sentencing including evidence relating to dismissed counts, if any, and to the character and any criminal conduct of the defendant; address the Court regarding the nature and seriousness of the offense; respond factually to questions raised by the Court; correct factual inaccuracies in the presentence report or sentencing record; and rebut any statement of facts made by or on behalf of the defendant at sentencing.
 - c. Nothing in this agreement shall limit the government in its comments in, and responses to, any post-sentencing matters.

4. At the time of sentencing, counsel for the defendant shall seek application of U.S.S.G. § 5C1.1(c)(3) and Application Note 4 thereto, as counsel for defendant will argue defendant is a "nonviolent first offender" as defined by the Guidelines.

5. The defendant understands, agrees, and has had explained to him by counsel that the Court may impose the following statutory maximum sentences: Counts One through Four, wire fraud, 20 years' imprisonment, a 3-year period of supervised release, a \$250,000 fine, full restitution of \$59,491.38 and a \$100 special assessment; Count Five, social security fraud, 5 years imprisonment, a 3-year period of supervised release, a \$250,000 fine, and a \$100 special assessment; Count Six, Theft from an employee benefit or pension plan, 5 years imprisonment, a 3-year period of supervised release, a \$250,000 fine, and a \$100 special assessment.

Total Maximum Sentence is: 90 years' imprisonment, a 3-year period of supervised release, \$1,500,000 fine, a \$600 special assessment, and full restitution of \$59,491.38. Forfeiture of \$59,491.38 also may be ordered.

6. The defendant further understands that supervised release may be revoked if its terms and conditions are violated. When supervised release is revoked, the original term of imprisonment may be increased by up to 2 years on Counts One through Six. Thus, a violation of supervised release increases the possible period of incarceration and makes it possible that the defendant will have to serve the original sentence, plus a substantial additional period, without credit for time already spent on supervised release.

7. In order to facilitate the collection of the criminal monetary penalties to be imposed in connection with this prosecution, the defendant agrees fully to disclose all income, assets, liabilities, and financial interests, held directly or indirectly, whether held in his own name or in the name of a relative, spouse, associate, another person, or entity, and whether held in this country or outside this country. Accordingly:

- a. The defendant will submit a completed Financial Statement of Debtor to the U.S. Attorney's Office, in a form it provides and as it directs, within 14 days of execution of this plea agreement. The defendant promises that his financial statement and disclosures will be complete, accurate, and truthful.
- b. The defendant expressly authorizes the U.S. Attorney's Office to obtain a credit report on him in order to evaluate the defendant's ability to satisfy any monetary penalty imposed by the Court.
- c. Upon request by the United States, the defendant also agrees to submit to a financial deposition or interview prior to sentencing, and provide all documents

within the defendant's possession or control as requested by the U.S. Attorney's Office regarding the defendant's financial resources and that of the defendant's household.

- d. The defendant agrees not to transfer, assign, dispose, remove, conceal, pledge as collateral, waste, or destroy property with the effect of hindering, delaying, or defrauding the United States or victims. The defendant otherwise shall not devalue any property worth more than \$1,000 before sentencing, without the prior approval of the United States.
- e. The defendant also agrees to execute any documents necessary to release any funds held in any repository, bank, investment, other financial institution, or any other location in order to make partial or total payment toward any monetary penalty that the Court may impose.
- f. If the defendant fails to comply with this paragraph of the plea agreement or if any of the defendant's representations pursuant to the requirements set forth in this paragraph are false or inaccurate, the government may elect to: void this agreement; and/or argue that the defendant is not entitled to a downward adjustment for acceptance of responsibility under Guideline Section 3E1.1.

8. The defendant agrees to pay restitution in the amount of \$59,491.38 as well as pay any fine as deemed appropriate by the Court. The defendant agrees to pay the mandatory restitution in the amount of \$59,491.38 prior to the sentencing date. The defendant agrees that any restitution or fine imposed by the Court shall be due and payable immediately and on such terms and conditions that the Court may impose. In the event the Court imposes a schedule for the payment of restitution or fine, the defendant understands and agrees that such a schedule

represents a minimum payment obligation and does not preclude the United States Attorney's Office from pursuing any other means by which to satisfy the defendant's full and immediately enforceable financial obligation under applicable federal and/or state law.

9. The defendant agrees that forfeiture, restitution, fine, assessment, tax, interest, or other payments in this case do not constitute extraordinary acceptance of responsibility or provide any basis to seek a downward departure or variance from the applicable Sentencing Guideline range.

10. The defendant agrees to pay the special victims/witness assessment in the amount of \$600 before the time of sentencing and shall provide a receipt from the Clerk to the government before sentencing as proof of this payment.

11. The parties agree to the following with respect to the forfeiture of assets:

- a. The defendant agrees to the entry of a preliminary order of forfeiture in the amount of \$59,491.38, pursuant to Federal Rule of Criminal Procedure 32.2(b) as soon as possible after the guilty plea and before sentencing. Pursuant to Rule 32.2(b)(4), the defendant further agrees that, upon the request of the government, the preliminary order of forfeiture may be made final before his sentencing. The defendant waives all statutory deadlines, including but not limited to deadlines set forth in 18 U.S.C. § 983.
- b. The defendant agrees that, due to the defendant's acts or omissions, the proceeds obtained as a result of the offenses alleged in the Indictment are not currently available to the government for forfeiture, and that the government is entitled to forfeiture of \$59,491.38, in substitute assets because one or more of the conditions in 21 U.S.C. § 853(p) have been met.

- c. The defendant agrees that he will cooperate with the government by taking whatever steps are necessary to pass clear title to the United States of any assets that the Government seeks to forfeit in satisfaction of the forfeiture money judgment, including, but not limited to, assisting in bringing any assets, or the proceeds from the sale of assets, located outside the United States within the jurisdiction of the United States, completing any legal documents required for the transfer of assets to the United States, and taking whatever steps are necessary to ensure that assets subject to forfeiture are not sold, disbursed, wasted, hidden, or otherwise made unavailable for forfeiture.
- d. In the event that any claim is made by third parties to any of the assets listed in this paragraph, the defendant agrees to forfeit substitute assets equal in value to those assets claimed by third parties.
- e. The defendant agrees, with respect to any real property to be forfeited, that the government may file a lis pendens on the real property; the government shall have access to the real property for the purposes of inspection, appraisal, and testing; and the defendant will take all actions and execute all documents requested by the government to effectuate the government's access to the real property.

12. The defendant agrees to waive any claims, defenses, or challenges arising under the Double Jeopardy or Excessive Fines Clauses of the Eighth Amendment, resulting from any forfeiture imposed in this case and/or any pending or completed administrative or civil forfeiture actions, and stipulates that such forfeiture is not grossly disproportionate to his criminal conduct.

13. The defendant may not withdraw his plea because the Court declines to follow any recommendation, motion, or stipulation by the parties to this agreement. No one has promised or guaranteed to the defendant what sentence the Court will impose.

14. Pursuant to USSG § 6B1.4, the parties enter into the following stipulations under the Sentencing Guidelines Manual. It is understood and agreed that:

- a. The parties agree and stipulate that the base offense level under the Sentencing Guidelines is a level 7 pursuant to U.S.S.G. § 2B1.1(a)(1).
- b. The parties agree and stipulate that the defendant knowingly received and used approximately \$52,153.00 in benefits from the Social Security Administration, an agency of the United States, which defendant knew he was not entitled to receive, in violation of 18 U.S.C. § 1343 and 42 U.S.C. § 408(a)(4) and unlawfully abstracted and converted for his own use \$7,338.38 from an employee benefit or pension plan, which funds he was not entitled to receive, in violation of 18 U.S.C. § 664. The parties agree and stipulate that the total loss exceeds \$40,000 but is less than \$95,000, for an increase of 6 levels, pursuant to U.S.S.G. § 2B1.1(b)(1)(D).
- c. The parties agree and stipulate that, as of the date of this agreement, the defendant has demonstrated acceptance of responsibility for his offense, making the defendant eligible for a 2-level downward adjustment under USSG § 3E1.1(a).
- d. The parties agree and stipulate that the total offense level is 11 and the defendant's criminal history category is I for which the applicable

guidelines range is 8 to 14 months, which is in Zone B of the U.S.S.G. Sentencing Table.

15. The parties agree and stipulate that they will not seek either an upward or a downward departure under the Sentencing Guidelines.

16. The defendant understands and agrees that: (a) the status of any professional license or certification held by the defendant is not protected by this agreement and is a matter solely within the discretion of the appropriate licensing, regulatory, and disciplinary authorities; and (b) the government will inform the appropriate professional licensing, regulatory, and disciplinary authorities in Pennsylvania of the disposition of the criminal charges filed against the defendant in this case.

17. If the defendant commits any federal, state, or local crime between the date of this agreement and his sentencing, or otherwise violates any other provision of this agreement, the government may declare a breach of the agreement, and may at its option: (a) prosecute the defendant for any federal crime including, but not limited to, perjury, obstruction of justice, and the substantive offenses arising from this investigation, based on and using any information provided by the defendant during the investigation and prosecution of the criminal case; (b) upon government motion, reinstate and try the defendant on any counts which were to be, or which had been, dismissed on the basis of this agreement; (c) be relieved of any obligations under this agreement regarding recommendations as to sentence; and (d) be relieved of any stipulations under the Sentencing Guidelines. Moreover, the defendant's previously entered guilty plea will stand and cannot be withdrawn by him. The decision shall be in the sole discretion of the government both whether to declare a breach, and regarding the remedy or remedies to seek. The defendant understands and agrees that the fact that the government has not asserted a breach

of this agreement or enforced a remedy under this agreement will not bar the government from raising that breach or enforcing a remedy at a later time.

18. In exchange for the promises made by the government in entering this plea agreement, the defendant voluntarily and expressly waives all rights to appeal or collaterally attack the defendant's conviction, sentence, or any other matter relating to this prosecution, whether such a right to appeal or collateral attack arises under 18 U.S.C. § 3742, 28 U.S.C. § 1291, 28 U.S.C. § 2255, or any other provision of law. As part of this knowing and voluntary waiver of the right to appeal or collaterally attack the conviction and sentence, the defendant expressly waives the right to raise on appeal or on collateral review any argument that (1) the statutes to which the defendant is pleading guilty are unconstitutional and (2) the admitted conduct does not fall within the scope of the statutes.

- a. Notwithstanding the waiver provision above, if the government appeals from the sentence, then the defendant may file a direct appeal of his sentence.
- b. If the government does not appeal, then notwithstanding the waiver provision set forth in this paragraph, the defendant may file a direct appeal or petition for collateral relief but may raise only a claim, if otherwise permitted by law in such a proceeding:
 - i. that the defendant's sentence on any count of conviction exceeds the statutory maximum for that count as set forth in paragraph 4 above;
 - ii. challenging a decision by the sentencing judge to impose an "upward departure" pursuant to the Sentencing Guidelines;

- iii. challenging a decision by the sentencing judge to impose an “upward variance” above the Final Sentencing Guideline range determined by the Court;
- iv. that an attorney who represented the defendant during the course of this criminal case provided constitutionally ineffective assistance of counsel; and

If the defendant does appeal or seek collateral relief pursuant to this subparagraph, no issue may be presented by the defendant in such a proceeding other than those described in this subparagraph.

19. The defendant acknowledges that pursuing an appeal or any collateral attack waived in the preceding paragraph may constitute a breach of this plea agreement. The government recognizes that the mere filing of a notice of appeal is not a breach of the plea agreement. The government may declare a breach only after the defendant or his counsel thereafter states, either orally or in writing, a determination to proceed with an appeal or collateral attack raising an issue the government deems barred by the waiver. The parties acknowledge that the pursuit of an appeal constitutes a breach only if a court determines that the appeal does not present an issue that a judge may reasonably conclude is permitted by an exception to the waiver stated in the preceding paragraph or constitutes a “miscarriage of justice” as that term is defined in applicable law.


20. The defendant waives any claim under the Hyde Amendment, 18 U.S.C. § 3006A (Statutory Note), for attorney’s fees and other litigation expenses arising out of the investigation or prosecution of this matter.

21. The defendant waives all rights, whether asserted directly or by a representative, to request or receive from any department or agency of the United States any records pertaining to the investigation or prosecution of this case, including without limitation any records that may be sought under the Freedom of Information Act, 5 U.S.C. § 552, or the Privacy Act, 5 U.S.C. § 552a.


22. The defendant is satisfied with the legal representation provided by the defendant's lawyer; the defendant and this lawyer have fully discussed this plea agreement; and the defendant is agreeing to plead guilty because the defendant admits that he is guilty.

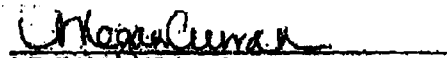
23. It is agreed that the parties' guilty plea agreement contains no additional promises, agreements, or understandings other than those set forth in this written guilty plea agreement, and that no additional promises, agreements, or understandings will be entered into unless in writing and signed by all parties.


DANIEL VERMEYCHUK
Defendant


CATHERINE HENRY
Counsel for the Defendant

WILLIAM M. McSWAIN
United States Attorney


DAVID E. TROYER
Chief, Government, Healthcare and
Environmental Fraud
Assistant United States Attorney


MEGAN CURRAN
Special Assistant United States Attorney

Date: 11/14/19

Attachment

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

UNITED STATES OF AMERICA :
 :
 v. : **CRIMINAL NO. 19-135**
 :
DANIEL VERMEYCHUK :

ACKNOWLEDGMENT OF RIGHTS

I hereby acknowledge that I have certain rights that I will be giving up by pleading guilty.

1. I understand that I do not have to plead guilty.
2. I may plead not guilty and insist upon a trial.
3. At that trial, I understand
 - a. that I would have the right to be tried by a jury that would be selected from the Eastern District of Pennsylvania and that along with my attorney, I would have the right to participate in the selection of that jury;
 - b. that the jury could only convict me if all 12 jurors agreed that they were convinced of my guilt beyond a reasonable doubt;
 - c. that the government would have the burden of proving my guilt beyond a reasonable doubt and that I would not have to prove anything;
 - d. that I would be presumed innocent unless and until such time as the jury was convinced beyond a reasonable doubt that the government had proven that I was guilty;
 - e. that I would have the right to be represented by a lawyer at this trial and at any appeal following the trial, and that if I could not afford to hire a lawyer, the court would appoint one for me free of charge;
 - f. that through my lawyer I would have the right to confront and cross-examine the witnesses against me;

g. that I could testify in my own defense if I wanted to and I could subpoena witnesses to testify in my defense if I wanted to; and

h. that I would not have to testify or otherwise present any defense if I did not want to and that if I did not present any evidence, the jury could not hold that against me.

4. I understand that if I plead guilty, there will be no trial and I would be giving up all of the rights listed above.

5. I understand that if I decide to enter a plea of guilty, the judge will ask me questions under oath and that if I lie in answering those questions, I could be prosecuted for the crime of perjury, that is, for lying under oath.

6. I understand that if I plead guilty, I have given up my right to appeal, except as set forth in the appellate waiver provisions of my plea agreement.

7. Understanding that I have all these rights and that by pleading guilty I am giving them up, I still wish to plead guilty.

8. I acknowledge that no one has promised me what sentence the Court will impose. I am aware and have discussed with my attorney that, at sentencing, the Court will calculate the Sentencing Guidelines range (including whether any departures apply), and then, in determining my sentence, will consider the Guideline range and all relevant policy statements in the Sentencing Guidelines, along with other sentencing factors set forth in 18 U.S.C. § 3553(a), including

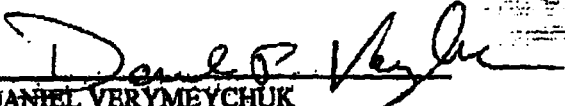
(1) the nature and circumstances of the offense and my personal history and characteristics;

(2) the need for the sentence imposed-- (A) to reflect the seriousness of the offense, to promote respect for the law, and to provide just punishment for the offense; (B) to afford adequate deterrence to criminal conduct; (C) to protect the public from further crimes of the defendant; and (D) to provide the defendant with needed educational or vocational training, medical care, or other correctional treatment in the most effective manner;

(3) the kinds of sentences available;

(4) the need to avoid unwarranted sentence disparities among defendants with similar records who have been found guilty of similar conduct; and

(5) the need to provide restitution to any victims of the offense.



DANIEL VERMEYCHUK
Defendant



CATHERINE HENRY / Catherine Henry
Counsel for the Defendant

Dated: 11/14

IN THE SUPREME COURT OF PENNSYLVANIA

In the Matter of : No. ____ Disciplinary Docket No. 3
:
DANIEL P. VERMEYCHUK :
: Board File No. C2-19-1200
:
: (United States District Court for the Eastern
: District of Pennsylvania, Criminal No. 19-135)
:
: Attorney Registration No. 61537
:
: (Delaware County)

PROOF OF SERVICE


I hereby certify that I am this day serving the foregoing documents upon the person and in the manner indicated below, which service satisfies the requirements of Pa.R.A.P. 121:

Service by Certified Mail and First
Class Mail addressed as follows:

Daniel P. Vermeychuk, Esquire (610) 565-5268
P.O. Box 305
Wallingford, PA 19086

(Respondent)

Dated: January 8, 2020



Thomas J. Farrell
Chief Disciplinary Counsel

CERTIFICATE OF COMPLIANCE

I, Krista K. Beatty, Esquire certify that this filing complies with the provisions of the *Public Access Policy of the Unified Judicial System of Pennsylvania: Case Records of the Appellate and Trial Courts* that require filing confidential information and documents differently than non-confidential information and documents.

Submitted by: ODC

Signature: Krista K. Beatty

Name: Krista K. Beatty

Attorney No. (if applicable): 75211