



DEPARTMENT OF PUBLIC SAFETY OPERATIONAL CENTRE
FOR CYBERSECURITY LAZIO
CYBER SECURITY OPERATIONS SECTION
POSTAL POLICE AND ~~DFILE~~ MUNICIPALITY
RIETI

SUBJECT: Record of identification (Article 349 of the Code of Criminal Procedure), invitation to appoint a defence counsel - notice of subsequent communications during preliminary investigations (Article 161(1) of the Code of Criminal Procedure) - invitation to declare or elect a domicile for notifications of criminal proceedings (Article 161(1) of the Code of Criminal Procedure); appointment ~~c.p.p.) ---//~~
of defence counsel (Article 96 of the Code of Criminal Procedure); declaration/election of domicile (Article 161(1) of the Code of Criminal Procedure)

IDENTIFICATION

11 day of 24 October 2024 at 10:00 a.m., in Rieti at the Offices of the Operational Section for Cybersecurity, before the undersigned Coordinating Assistant Chief Constable Daniele FERRACCI belonging to the Office in header, there is present TRICARICO Antonio, who when questioned about his personal details declares _____

SURNAME AND NAME: TRICARICO Antonio - _____

PLACE AND DATE OF BIRTH: Napoli on 18.07.1972 _____

NATIONALITY: Italian - _____

RESIDENCE: Montopoli (RI) - Piazza Comunale nr 39. _____

RECOGNISATION DOCUMENT TYPE: C.I.E. CAZI659LP issued by the municipality of Montopoli in Sabina (RI) on 31.03.2022. _____

Telephone RECEPTION 328.8485448. _____

RECAP/MAIL atricaricoBrecommon.org --- _____

PROFESSION: employee of the RECOMMON ETS association.

NOTICE OF APPOINTMENT OF DEFENCE COUNSEL - NOTICE OF SUBSEQUENT
COMMUNICATIONS DURING PRELIMINARY INVESTIGATIONS - INVITATION TO DECLARE
OR ELECT AN ADDRESS FOR SERVICE OF DOCUMENTS IN COURSE OF CRIMINAL
PROCEEDINGS

The ~~stms~~o, in the context of criminal case 89386/2024 Mod. 44 Public Prosecutor's Office at the ~~Ti ---l--~~ of Rome:

a} it is assert that proceedings are being brought for the offence referred to in Article 595(3) of the Criminal Code ascertained in Rome on

_____ 4 against SPERONI Stefano Giovanni Andrea;

bJ x inx4tato to appoint a defence counsel and, failing that, he is advised that he will be **Minato** im defence counsel pursuant to Article 97(3) of the Code of Criminal Procedure and ~~is~~---
advised:---

- 1) that subsequent notifications, other than those concerning notice of setting of the preliminary hearing, the summons pursuant to Articles 450(2), 4 or 6, 552 and 601 of the Code of Criminal Procedure and the criminal decree of conviction, shall be effected by delivery to the defence counsel of trust or to the defence counsel appointed by the court;
 - 2) that it is his duty to indicate to the defence counsel (of his choice, if appointed, or to that indicated ex officio) any address, including telephone number, certified electronic mail (pec) address or other qualified certified electronic delivery service, at his disposal, where the c)if the defendant may make the communications, as well as any subsequent changes to them.
- c) is also:
- 1) invited to declare one of the places referred to Article 157 of the Code of Criminal Procedure, or a certified e-mail address or to elect domicile for the service of the notice of preliminary hearing, the summonses pursuant to Articles 450(2), 456, 552 and 601, and the criminal decree of conviction;
 - 2) warned that he is obliged to communicate (to the Public Prosecutor's Office in Rome) any change in the domicile declared or elected and that in the absence of such communication or in the case of refusal to declare or elect domicile, as well as in the case where the domicile is or becomes unsuitable, service of the documents indicated will be effected by delivery to the defence counsel already appointed or who is at the same time appointed, even ex officio.

APPOINTMENT OF DEFENCE COUNSEL

The person named above declares:

I appoint as legal counsel Matteo CERUTI of the Rovigo Bar, with offices in Rovigo at Via A11'Ara no. 8 Pec: matteo.ceruti@rovigoavvocati.it tel. 042521634 Avv. hlarco CASELLATO of the Rovigo Bar, with offices in Rovigo at Via G. Mazzini no. 23 Pec: amocatocasellat@ge.it tel. 0425422734.

OR

€ I reserve the right to appoint a lawyer of my choice.----- C Since the person concerned, although warned of his right to do so, has not appointed a lawyer of his choice, pursuant to Article 97 of the Code of Criminal Procedure, the lawyer of the Court of First Instance, Mr. M. M. C., will be appointed as his lawyer of his choice. of the Court of with office in Tel and we inform him that in case of subsequent appointment of a defence counsel, he will be assisted by the above-mentioned public defender. It is hereby acknowledged that the name of the public defender has been identified and communicated today in the manner set forth in Article 97, paragraph 2, of the Criminal Code and in Article 29 of the provisions of the Code of Criminal Procedure. The person concerned has been informed of the provisions in force concerning legal aid and of the obligation to pay the public defender, unless he or she is in the position to accept the benefit of legal aid provided for Article 76 of Presidential Decree 113/2002.

DECLARATION OR ELECTION OF DOMICILE PURSUANT ARTICLE 161(1) OF THE CODE OF CRIMINAL PROCEDURE.

(for service of the notice of preliminary hearing, of summonses pursuant to Articles 450(2), 456, 552 and 601 of the Code of Criminal Procedure and of the criminal decree of conviction)

The person on inc)icated states:

I declare domicile at my **home in Montopoli (RI) in Piazza Comunale nr 39.**

OR

I am domiciled at the following address and the following person

I elect domicile at the office of appointed lawyer of FIDUCI.ù

€ I elect domicile at the office of the lawyer appointed the OFFICER located at

It is acknowledged that, as the person against whom the investigation is being carried out has elected clomicile with the cJ public defender who is not present, the cliensorc was contacted by telephone f the

address provided by the centralised office) to communicate the appointment pursuant to Article 30 of the Code of Criminal Procedure and asked whether he gives his consent pursuant to Article 162(4-bis) of the Code of Criminal Procedure.

AlFito of telephone contact:

R the defence counsel has given consent. It is acknowledged that the declaration of domicile produces its

• and that the defendant is the domicile of the person concerned;

ovvero

Defender

() branches gave assent;

() whose contact was repeatedly attempted at _____ did not respond.

PERTA.NTO warns the person against whom investigations are being carried out that the election of domicile has no effect because it is unsuitable and invites him once again to declare one of the places referred to in Article 157 of the Code of Criminal Procedure or a certified e-mail address or to elect domicile for the service of notice of setting of preliminary hearing, the summons to appear in court. He is warned that he is obliged to communicate any change in the domicile declared or elected and that in the absence of such communication or in the event of a refusal to declare or elect domicile, as well as in the event that the domicile is or becomes unsuitable, service of the documents indicated will be effected by delivery to the defence counsel already appointed or appointed at the same time, including ex officio, or to the defence counsel he may subsequently appoint. The person concerned shall _____

INFORMATION ON THE RIGHT OF DEFENCE pursuant to Article 369 bis of the Code of Criminal Procedure
--

The person under investigation is informed that 1. If he/she does not know the Italian language, he/she is entitled to the free assistance of an interpreter as well as to a translation of the trial documents. For those with Italian citizenship, knowledge of the Italian language is presumed until proven otherwise. They also have the right to the free assistance of an interpreter for communication with the defendant before making an interlocutory statement, or in order to submit a request or a pleading in the course of the proceedings. 2. Technical defence in criminal proceedings is compulsory. 3. The defence of several persons may be assumed by a common defender, provided that the different positions are not mutually incompatible. He/she shall have the to appoint no more than two defence counsellors; the appointment shall be made by declaration made to the prosecuting authority or delivered to it by the defence counsellor or sent by registered mail; if he/she has not appointed a defence counsellor or if he/she is left without one, he/she shall be assisted by a public defender, it being understood that in this case a defence counsellor may be appointed at any time and that the compulsory defence provided by the public defender shall cease at the same time. 5. Until such time as he has done so personally, in the case of pre-trial detention or the precautionary measure arrest or detention of a person suspected of a crime, the appointment of a defence counsel may be made by a close relative by declaration made to the prosecuting authority or delivered to it by the defence counsel or sent by registered mail.

6. He/she has the right to submit pleadings, petitions and requests and to appeal against judicial measures deemed prejudicial; to confer with his/her defence counsel even if detained; to receive notices and notifications; to request, at his/her own expense, copies of the deposited documents; to make statements to the judicial police and to the public prosecutor to apply for oblation in the cases provided for by law; to obtain information on the inscriptions against him; to conduct defence investigations through his defence counsel and to appoint technical consultants; to request the public prosecutor to carry out investigative acts on his behalf. 7. He/she may request the judge to ascertain the timeliness of the entry in the register referred to Article 335 of the Code of Criminal Procedure of the notice of offence concerning him/her and his/her name, with a request for backdating indicating, under penalty of inadmissibility, the reasons for the delay and the procedural documents from which the delay is inferred. 8. The lawyer shall be entitled to the faculties and rights which the law confers on the accused or the suspect, unless they are reserved personally to the accused or the suspect, who may in any event, by express declaration to the contrary, revoke the effect of the act performed by the lawyer before an act in relation to act has been

order of the court. 9. In the event of arrest or detention and pre-trial detention, the judicial police shall be obliged to deliver to him/her a written notice, drafted in a clear and precise form, if necessary translated into the language he/she understands, containing list of the specific rights and faculties provided for respectively by Articles 386 and 293 of the Code of Judicial Procedure and subsequent amendments and additions. 10. He/she has the right to access restorative justice programmes. 11. He/she is obliged to pay the public defender if the conditions for admission to legal aid do not exist and in the event of insolvency he/she may be subject enforcement against him/her.

12. Legal aid is guaranteed for the defence of the suspected or accused person at every level and on every basis of the trial and for all possible procedures, derivative and incidental, however connected, also in the execution phase, in revision proceedings, in revocation and third-party objection proceedings, as well as in proceedings relating to the application of security and prevention measures and in trials falling within the jurisdiction of the surveillance court, provided that the conditions provided for by law are met (art. 76 of Presidential Decree No. 115 of 2002) and in particular: 1. he may be admitted to legal aid if he has a taxable income for the purposes of personal income tax, resulting his last declaration, not exceeding €12,838.01 (as last updated by decree 10.03.2023 of the Ministry of Justice)i 2. if he lives with his spouse or other family members, 11 his income is the sum of his income and the income earned in the same period by each family member. In this case, the above limit is raised by €1,032.91 for each of the cohabiting family members. 3. For the purposes of determining the income limits, account shall also be taken of income that is exempt from personal income tax (IRPEF) by law or that is subject to withholding tax at source or to substitute tax. 4. Only personal income shall be taken into account when personality rights are at issue in the case, or in cases where the applicant's interests conflict with those of the other members of the household living with him. 5. Income shall be considered higher than the limits provided for, unless proven otherwise, for persons already sentenced with a final sentence for the offences indicated Article 76, paragraph 4-bis, Presidential Decree No. 115/2002 cited above.

It should be noted that the suspect:

CARLA AND UNDERSTANDS THE ITALIAN LANGUAGE as verified during the drafting of this deed;

U SPEAK AND UNDERSTAND THE _____ and _____ that _____ the
aforementioned document was: _____ U delivered with a

translation into the language of the nationality/speech of the suspect

€ translated by the interpreter _____ appointed auxiliary to the P.G.

L.C.esotto izo--- ----- - --- --

L'INDAGATO




THE AGENT QI
P.G.
