



# JUDGMENT

IN THE NAME OF THE REPUBLIC OF ESTONIA

<b>Court</b>	Viru County Court
<b>Time and place of decision making</b>	February 14, 2025, Narva Courthouse
<b>Criminal case number</b>	1-24-7300 (24930000141)
<b>Judge</b>	Innokenty Menshikov
<b>Court secretary</b>	Ilona Pudova
Translator	Svetlana Hamaza
<b>Criminal matters</b>	<b>Demyan Belyakov charged under Section 420 (1), Section 4211 (2) (2), Section 4212 (2) (2) of the Criminal Code in settlement proceedings</b>
<b>Prosecutor</b>	District Prosecutor Antti Aitsen, District Prosecutor's Office for Economic and Corruption Crimes
<b>Accused</b>	<b>Demyan Belyakov</b> personal identification code 37512010129; citizenship of the Russian Federation; residence information missing from the population register, prior to detention lived in premises XXX, place of stay Viru Prison; XXX; native language Russian; place of work XXX; no previous criminal convictions; barrier – arrest from 26.06.2024
<b>Defender</b>	Attorney at Law Vladimir Sadekov (contractual counsel)

## RESOLUTION

Guided by § 248 (1) clause 5, § 249, § 250 (1) and §§ 306, 311 and 313 of the Code of Criminal Procedure, the County Court decided:

**To find Demyan Belyakov guilty of committing a crime qualified under Section 420 (1) of the Criminal Code and to sentence him to 6 (six) months imprisonment.**

**To find Demyan Belyakov guilty of committing a crime qualified under Section 2, Clause 2 of Section 4211 and to sentence him to 3 (three) years in prison.**

**To find Demyan Belyakov guilty of committing a crime qualified under Section 2, Clause 2 of Section 4212 and to sentence him to 5 (five) years in prison.**

**Pursuant to Sections 63(2) and 64(1) of the Penal Code, the lighter sentences imposed shall be deemed to be covered by the heavier sentence, sentencing Demyan Belyakov to a cumulative sentence of 5 (five) years imprisonment.**

**Pursuant to Section 68(1) of the Criminal Code, the time spent in pre-trial detention shall be included in Demyan Belyakov's sentence and the sentence shall begin on 26.06.2024, when Demyan Belyakov was detained as a suspect.**

**The restraining order – arrest – shall remain unchanged in relation to Demyan Belyakov and shall be revoked upon entry into force of the judgment.**

**Order Demyan Belyakov to pay 4,000 euros in lieu of confiscation to the Republic of Estonia pursuant to § 84 and § 831 (1) of the Criminal Code.**

**The amount ordered to be paid from the accused Demyan Belyakov instead of confiscation, pursuant to the provisions of § 306 (1) (121) of the Criminal Code, must be paid within 1 (one) year from the entry into force of the judgment to the Tax and Customs Board's bank account EE351010052031000004 SEB Bank, EE522200221013264447 EE401700017002872300 Bank, EE957700771001523585 LHV Bank, and when making the payment, indicate the reference number XXX and the explanation "In lieu of confiscation of property in criminal case No. 1-24-7300".**

**On the basis of § 180 (1), § 175 (1) (3) and (9) and § 179 (1) (1) of the Criminal Code, Demyan Belyakov is ordered to pay to the state revenue as procedural costs:**

- the cost of firearms expertise (expertise report no. XXX) in the amount of 672 euros;
- the cost of firearms expertise (expertise report no. XXX) in the amount of 672 euros;
- the cost of firearms expertise (expertise report no. XXX) in the amount of 672 euros;
- a penalty payment for committing a first-degree crime in the amount of 2,215 euros.

**Based on Section 180(3) of the Criminal Code, Demyan Belyakov must pay the procedural costs in the total amount of 4,231 euros in installments within 1 (one) year from the entry into force of the judgment.**

The installments of procedural costs must be paid to the Tax and Customs Board's bank account SEB Bank EE351010052031000004, EE522200221013264447, Luminor Bank EE401700017002872300 or LHV Bank EE957700771001523585, with the reference number XXX and the explanation: "Demyan Belyakov, 1-24-7300, procedural costs". If the financial claims are not paid in full on time, the claims will be forwarded to the bailiff for enforcement proceedings in accordance with the procedure provided for in the Code of Enforcement Procedure, and the convicted person must also bear the costs related to the execution of the judgment.

### **Evidence and confiscation**

Pursuant to Section 126(3)(2) of the Criminal Procedure Code, upon entry into force of the judgment, return to Demyan Belyakov the items located in the Virumaa Department of the Estonian Security Police Board and sealed with the following security stickers or seals: XXX: documents on 10 sheets; XXX: Demyan Belyakov's card; XXX: SIM card A1; XXX: two memory sticks with the inscription "FANUC"; XXX and XXX: external hard drive with the inscription "Transcend" and a black external hard drive; XXX: Apple iPhone SE; XXX memory card with the inscription "Transcend"; Iphone (IMEI XXX), 2 SIM cards, memory stick "Py Token; MSI laptop; Iphone (IMEI code XXX).

Pursuant to § 83 (2) and § 4212 (4) of the Penal Code, to confiscate and, after the judgment enters into force, to hand over to the Security Police Board an incomplete silencer located in the Virumaa Department of the Security Police Board, which is packaged and sealed with the following security stickers or seals: XXX: cardboard box, with new security stickers nos. XXX, XXX, XXX, XXX, XXX, XXX, containing: one 86.5 mm long tubular metal part, i.e. the silencer body with a connecting sleeve; an inner part made of aluminum foam; three 56.5 mm long metal parts that taper from the top.

Confiscate and hand over after the court decision enters into force pursuant to § 83 (2) and § 4211 (4) of the Penal Code The Virumaa Department of the Estonian Security Police has flame arresters that are

in packages and sealed with the following security stickers or seals: XXX: cardboard box with new security stickers numbers XXX, XXX, XXX, XXX containing: 8 (eight) 5.45x39 mm caliber Kalashnikov-type automatic rifle flash suppressors in a transparent plastic bag; 4 (four) 7.62x39 mm caliber Kalashnikov-type automatic rifle flash suppressors in a pink plastic bag; 3 (three) 5.56x45 mm NATO caliber AR-15-type rifle flash suppressors in a pink plastic bag.

Pursuant to Section 83(4) of the Penal Code, to confiscate and, after the judgment enters into force, hand over to the Security Police Board the silencers located in the Virumaa Department of the Security Police Board, which are in packages and sealed with the following security stickers or seals: XXX and XXX: 2 silencers; XXX and XXX: 2 silencers; XXX and XXX: 4 silencers; XXX and XXX: 14 silencers in green cases; XXX and XXX: 3 silencers in a case; XXX and XXX: 4 silencers in a case; XXX and XXX: 1 silencer.

On the basis of § 126 (3) (6) of the Criminal Code and with the consent of Demyan Belyakov, to transfer to the state (Security Police Board) the following items taken from Demyan Belyakov during the criminal proceedings in the following packages, which are sealed with security stickers: XXX and XXX: 3 pieces of a flame arrester-like part; XXX: 122 pcs of light metal round threaded parts; XXX, XXX and XXX: 12 pieces of light metal flame arrester-like parts; XXX, XXX and XXX: 9 pieces of light metal flame arrester-like parts; XXX, XXX and XXX: 4 pieces of light metal tubular parts; XXX, XXX and XXX: 7 pieces of metal tubes, approx. 18 cm long and 4 cm in diameter; XXX, XXX and XXX: 108 pieces of light metal round threaded parts (new security sticker numbers XXX/XXX/XXX); XXX, XXX and XXX: 5 pieces of metal pipe of different sizes; XXX, XXX and XXX: 4 pieces of metal tube, approx. 16.5 cm long and 3 cm in diameter; XXX, XXX and XXX: 154 pieces of round black metal parts, 3 cm in diameter; XXX, XXX and XXX: 150 pieces of round black metal parts of different sizes; XXX, XXX and XXX: 15 pieces of black tube of different lengths; XXX, XXX and XXX: 15 pieces of black tube of different lengths; XXX, XXX and XXX: 13 pieces of black tube of different lengths; XXX, XXX and XXX: 41 pieces of black round metal parts of different sizes; XXX and XXX: 38 pieces of black metal ring-like parts of different diameters; XXX and XXX: 20 pieces of metal tubular metal parts of approx. 3 cm long and 2.5 cm in diameter; XXX, XXX and XXX: 21 pieces of black metal ring-like parts of approx. 4.5 cm in diameter; XXX and XXX: 9 pieces of black metal parts of 5.5 cm long and 4.5 cm in diameter; XXX, XXX and XXX: 50 pieces of black metal parts of 5.5 cm long and 4.5 cm in diameter; XXX: optical sight; XXX, XXX and XXX: 41 pieces of black metal parts of 5.5 cm long and 4.5 cm in diameter; XXX and XXX: 123 pieces of 19 cm long metal pipes (new security sticker numbers XXX/XXX); XXX, XXX and XXX: 12 pieces of 19 cm long metal pipes; XXX, XXX and XXX: 12 pcs of 19 cm long metal pipe; XXX, XXX and XXX: 10 pcs of 19 cm long metal pipe; XXX, XXX and XXX: 48 pcs of metal cone-shaped pipe (new security sticker numbers XXX/XXX); XXX, XXX and XXX: 29 pcs of 18.5 cm long metal pipe with holes; XXX and XXX: 22 pcs of round metal parts; XXX and XXX: 18 pcs of silencer parts (new security sticker numbers XXX/XXX); XXX and XXX: 32 pcs of silencer parts (new security sticker numbers XXX/XXX/XXX); XXX and XXX: 5 pcs of silencer inner parts; XXX and XXX: 15 pcs different muffler parts; XXX: 3 pcs different muffler parts; XXX and XXX: 4 pcs muffler parts; XXX and XXX: 9 pcs muffler parts of different lengths; XXX and XXX: 4 pcs muffler bodies (new security sticker numbers XXX/XXX); XXX and XXX: 2 pcs muffler parts; XXX: 5 pcs UPS logo packaging; XXX and XXX: 44 pcs muffler parts; XXX and XXX: 44 pcs silencer parts; XXX and XXX: 1 pc silencer part; XXX and XXX: 4 pcs silencer parts; XXX: 50 pcs dual metal parts with a length of 50 mm and a diameter of 33 mm; XXX and XXX: 50 pcs dual metal parts with a length of 50 mm and a diameter of 33 mm; XXX: 50 pieces of dual metal parts with a length of 50 mm and a diameter of 33 mm; XXX and XXX: 15 pieces of dual metal parts with a length of 50 mm and a diameter of 33 mm; XXX and X: 40 pieces of metal parts; XXX and XXX: 14 pieces of dual metal parts; XXX and XXX: 24 pieces

metal parts; XXX and XXX: 99 pieces of metal parts (new security sticker numbers XXX/XXX);  
XXX and XXX: 13 pcs silencer housing; XXX and XXX: 51 pcs silencer parts (new security sticker numbers  
XXX/XXX); XXX and XXX: 13 pcs silencer parts; XXX and XXX: 13 pcs silencer parts; XXX and XXX: 25  
pcs silencer parts; XXX and XXX: 13 pcs silencer parts;  
XXX and XXX: 56 pcs silencer parts (new safety sticker numbers XXX/XXX); XXX and XXX: 11 pcs  
silencer parts; XX and XXX: 15 pcs silencer parts; XXX and XXX: 26 pcs silencer parts;  
XXX and XXX: 8 pcs silencer parts; XXX and XXX: 36 pcs silencer parts (new safety sticker numbers XXX/  
XXX); XXX 3 pcs silencer parts; XXX and XXX: 5 pcs silencer parts; XXX and  
XXX: 11 pcs silencer part; XXX and XXX: 14 pcs silencer part; XXX and XXX: 14 pcs silencer part; XXX  
and XXX: 27 pcs silencer part; XXX and XXX: 30 pcs silencer part;  
XXX and XXX: 39 pcs silencer parts (new safety sticker numbers XXX/XXX); XXX and XXX: 101 pcs  
silencer parts; XXX: 11 pcs silencer parts; XXX and XXX: 18 pcs silencer parts; XXX and  
XXX: 28 pcs silencer part; XXX and XXX: 94 pcs silencer part; XXX and XXX: 17 pcs silencer part; XXX  
and XXX: 17 pcs silencer part; XXX and XXX: 32 pcs silencer part;  
XXX and XXX: 11 pcs silencer parts (new safety sticker numbers XXX/XXX); XXX and XXX: 1 pc silencer  
part; XXX and XXX: 114 pcs silencer parts (new safety sticker numbers XXX/XXX);  
XXX: 5 silencer parts; XXX and XXX: 86 pieces of metal cylinders (new security sticker numbers  
XXX/XXX); XXX and XXX: 79 pieces of metal cylinders (new security sticker numbers XXX/XXX); XXX and  
XXX: 165 pieces of metal cylinders (new security sticker numbers XXX/XXX); XXX and XXX: 221 pieces  
of black round metal parts; XXX and XXX: 122 pieces of black cylindrical metal parts; XXX: 38 pieces of  
black washer-like metal parts; XXX and XXX: 42 pieces of black cylindrical metal parts; XXX and  
XXX: 196 pieces of black ring-like metal parts (new security sticker numbers XXX/XXX); XXX and  
XXX: 12 pcs black round metal parts and two bags of metal washers; XXX: 61 pcs mesh washers and two  
bags of metal washers; XXX: 25 pcs metal cylinders of different sizes; K007858: 55 pcs black ring-shaped  
metal parts; K007857: 55 pcs black ring-shaped metal parts; XXX and  
XXX 35 pcs light cylindrical metal parts; XXX: 31 pcs light cylindrical metal parts; XXX and XXX: 5 pcs  
black metal cylinders; XXX and XXX: 10 pcs black metal cylinders (new security sticker numbers XXX/  
XXX); XXX: 4 pcs metal cylinders of different colors; XXX: 8 pcs black round metal cylinders; K007867: 24  
pcs black ring-shaped metal parts; XXX: 37 pcs black ring-shaped metal parts; XXX and XXX: 76 pcs black  
flame arrester-like metal parts;  
XXX and XXX: 119 pcs of light ring-shaped metal parts (new security sticker no. XXX); XXX and  
XXX: 30 pieces of black cylindrical metal parts with holes on the sides; XXX and XXX: 262 pieces of black  
ring-shaped metal parts; XXX: 25 pieces of black ring-shaped metal parts; XXX: 42 pieces of black ring-  
shaped metal parts; XXX: 33 pieces of black round metal parts and a plastic bag with stopper springs; XXX  
and XXX: 30 pieces of light metal metal cylinders with holes of different sizes; XXX and XXX: 30 pieces of  
light metal metal cylinders with holes of different sizes;  
XXX and XXX: 30 pcs of light metal metal cylinders with holes of different sizes; XXX and XXX: 22 pcs of  
light metal metal cylinders with holes of different sizes; XXX and XXX: 31 pcs of light metal metal cylinders  
with holes of different sizes; XXX and XXX: 83 pcs of black ring-shaped metal parts (new security sticker  
numbers XXX/XXX); XXX and XXX: 5 pcs of black metal cylinders;  
XXX and XXX: 63 metal cylinders (new security sticker numbers XXX/XXX); X and XXX: 54 metal cylinders  
(new security sticker numbers XXX/XXX); XXX and XXX: 63 metal cylinders (new security sticker numbers  
XXX/XXX); XXX and XXX: 34 metal cylinders (new security sticker numbers  
XXX/XXX); XXX and XXX: 89 metal cylinders (new security sticker numbers XXX/XXX); XXX and  
XXX: 132 pieces of metal cylinders (new security sticker numbers XXX/XXX); XXX and XX: 19 pieces of  
round metal parts; XXX and XXX: 30 pieces of light metal cylinders of different sizes; XXX: 37 pieces of  
metal cylinders of different sizes and colors (new security sticker numbers XXX); XXX, XXX and  
XXX: 116 pcs aluminum cylinders (new security sticker numbers XXX/XXX/XXX/XXX); XXX,  
XXX, XXX and XXX: 260 pcs of aluminum cylinders (new security sticker numbers  
XXX/XXX/XXX/XXX); XXX: 297 pcs mesh gaskets; XXX: 3 pcs muffler parts; XXX and XXX: 10 pcs flame  
arresters; XXX and XXX: 10 pcs muffler parts (new safety sticker numbers  
XXX/XXX); XXX: cardboard box with new security stickers numbers XXX, XX, XXX, XXX , XXX ,

a hole , which contains: 10 cases, 38 metal rings, 9 longer springs, 5 shorter springs, 65 XXX pins, 6 round metal parts with in the middle, 11 ring-shaped metal parts, 2 shorter metal parts that taper at the top, 4 conical metal parts.

### Appeal procedure

An appeal may be filed against the judgment with the Tartu Circuit Court within 15 days from the pronouncement of the judgment. A party to the court proceedings may file an appeal against the judgment on the basis of Section 318 (4) of the Criminal Procedure Code if the provisions of Section 2, Chapter 9 (i.e. the provisions regulating the settlement procedure) or Section 339 (1) of the Criminal Procedure Code are violated. The accused and the defense counsel may also file an appeal against the judgment rendered in the settlement procedure if the act described in the settlement is not a crime, it is incorrectly qualified according to the Penal Code, or if the accused has been sentenced for a crime that the law does not provide for.

### CIRCUMSTANCES AND PROCEEDINGS

1. On 12.12.2024, the Viru County Court received an indictment prepared in criminal case No. 24930000141 in general proceedings, in which Demyan Belyakov is accused of committing a crime qualified under § 420 (1), § 4211 (2) (2), § 4212 (2) (2) of the Criminal Code. The court brought the accused to trial on 19.12.2024. At the court hearing held on 07.02.2025, the prosecutor, defense counsel and the accused requested the application of the settlement procedure and the hearing of the criminal case in the settlement procedure. The court ordered, on the basis of § 250 (1) of the Criminal Code, to continue the hearing of the criminal case in accordance with the provisions of the settlement procedure, as the prerequisites for the application of the settlement procedure were met.

2. Demyan Belyakov is accused of operating from 27.02.2024 to 26.06.2024 as X OÜ (registration code XXX) XXX, without having a weapons permit provided for in § 34 (2) of the Weapons Act (hereinafter the Weapons Act), which gives the holder the right to handle the weapon and its ammunition, as well as a silencer and a laser sight included in the weapons permit, intentionally after the Police and Border Guard Board had revoked the weapons permit No. XXX for X OÜ on 26.02.2024 (areas of activity: sale of weapons, essential parts of firearms, firearm accessories or ammunition and manufacture of weapons, essential parts of firearms, firearm accessories or ammunition), illegally possessing 30 silencers from 27.02.2024. D. Belyakov illegally kept the following silencers XXX in the premises used by X OÜ: 1. one (1) usable silencer for a firearm up to 7.62 mm caliber (package XXX /XXX ); 2. one (1) usable silencer for a firearm of 5.56x45 mm NATO or .223 Rem caliber (package XXX /XXX ); 3. one (1) usable silencer for a firearm of 5.56x45 mm NATO or .223 Rem caliber QD 556 experimental version (package XXX /XXX ); 4. one (1) usable silencer for a firearm of 5.56x45 mm NATO or .223 Rem caliber model QD 556 (package XXX /XXX ); 5. one (1) usable silencer for a machine gun PKM (package XXX /XXX ); 6. three (3) serviceable .223 Rem caliber MGM 223 firearm silencers (package XXX /XXX ); 7. fourteen (14) serviceable 5.56x45 mm NATO caliber model QD 556 firearm silencers (package XXX /XXX ); 8. two (2) serviceable 9 mm caliber Silent Still model PVS Standard firearm silencers (package XXX /XXX ); 9. one (1) serviceable 9 mm caliber Silent Still model PVS Compact firearm silencer (package XXX /XXX ); 10. one (1) serviceable 5.56 mm caliber SStill QD556-A no. XX firearm silencer (package XXX and XXX ); 11. one (1) usable 5.56 mm caliber SStill TL556-A No. XX firearm silencer (package XXX and XXX); 12. two (2) usable 5.56x45 mm NATO or .223 Rem caliber Silent Still firearm silencers (package XXX and XXX); 13. one (1) usable .17 inch caliber Saimaa Still OY silencer RF17 No. XX (package XXX and XXX).

The aforementioned 30 silencers (i.e. firearm accessories), which are firearm parts within the meaning of Section 20-1(2) of the Weapons Act, were kept by Demyan Belyakov in the premises of X OÜ at XXX, rooms 79, 80, 82, until they were found and seized during a search conducted there by the Estonian Security Police on 26-27.06.2024.

By his conduct, D. Belyakov violated the requirements of § 20-1 (2), § 20-1 (3) and § 34 (2) of the Weapons Act. According to § 20-1 (2) of the Weapons Act, the additional devices such as a silencer, laser sight and night sight are also considered parts of a firearm. According to § 20-1 (3) of the Weapons Act, a silencer is a device intended to suppress the sound produced when firing a firearm, which may only be attached to a firearm and used at a shooting range, at a shooting range, during hunting and in the cases specified in § 23 (3) 2 and 3 of the Hunting Act. The right to possess a silencer is granted by a weapons permit. According to § 34 (2) of the Weapons Act, a weapons permit for a natural person grants its holder the right to handle a silencer and night sight under the conditions and in accordance with the procedure provided for in the Weapons Act and the legislation established on the basis thereof.

**Thus, Demyan Belyakov committed a crime qualified under Section 420(1) of the Criminal Code, i.e. illegal handling of a firearm silencer.**

Demyan Belyakov is accused of being aware that in order to export strategic goods, i.e. firearm flame arresters, from Estonia it is necessary to have a special permit for the export of strategic goods (military goods), but despite this and without having the special permit required under Section 6(1) of the Strategic Goods Act (hereinafter StrKS), which is required for the transport of strategic goods pursuant to Section 6(2) of the StrKS, he concluded an agreement with individual entrepreneur A on 27.01.2023 in the Telegram communication application.

According to the initial agreement, Demyan Belyakov obliged AL to deliver 4 (four) 24x1.5 mm caliber flame arresters to the Russian Federation, with a total price of 272 euros. On 07.02.2023, Demyan Belyakov submitted invoice No. XX to AL, according to which AL was to pay Demyan Belyakov 31,824 rubles for 6 (six) flame arresters (total invoice amount 195,312 rubles). Based on the invoice submitted by Demyan Belyakov, AL paid 195,312 rubles for the total invoice to Demyan Belyakov's bank account operating in the Russian Federation on 07.02.2023. At a time not precisely identified in the pre-trial proceedings, but on dates either 31.01.2023 or 03.02.2023, Demyan Belyakov transported 6 (six) flame arresters from Estonia XXX, via the pedestrian terminal of the Narva customs point located at Peterburi mnt 1, to the Russian Federation, where he handed them over, at a time and place not identified in the pre-trial proceedings, to a person not identified in the pre-trial proceedings. After transporting the flame arresters from Estonia to the Russian Federation, Demyan Belyakov submitted AL invoice No. XX on 07.02.2023, according to which AL was to pay Demyan Belyakov 31,824 rubles for the 6 (six) flame arresters (total invoice amount 195,312 rubles). Based on the invoice submitted by Demyan Belyakov, AL paid 195,312 rubles for the entire invoice to Demyan Belyakov's bank account in the Russian Federation on 07.02.2023.

Flame arresters fall under Annex 1, "List of Military Goods", item ML1.d.4, of the "List of Strategic Goods" of Regulation No. 171 of the Government of the Republic of Estonia of 22.12.2011.

In addition, Demyan Belyakov is accused of being aware that in order to export strategic goods, i.e. flame arresters, from Estonia it is necessary to have a special permit for the export of strategic goods (military goods), but despite this and without having the special permit required under Section 6(1) of the Strategic Goods Act (hereinafter StrKS), which is required for the transport of strategic goods pursuant to Section 6(2) of the StrKS, D. Belyakov concluded on 22.01.2024 a supply contract No. XX with the Additional Professional Education "Training Center" (hereinafter the organization Group "K Training Center"). According to the contract, Demyan Belyakov autonomous non-profit educational undertook, among other things, to supply the Training Center with 50 (fifty) flame arresters FH AK based on specification No. X included in contract No. XX concluded on 22.01.2024. In order to fulfill the obligation arising from the contract, D.

Belyakov secretly seized the flame arresters he kept in Tallinn on 31.01.2024 at around 00:50, 03.02.2024 at around 00:22, 25.02.2024 at around 17:31, 07.03.2024 at around 00:21 and 22.03.2024 at around 00:24 in batches of different sizes (from a few units to 15-20 units)

From Estonia, via the pedestrian terminal of the Narva customs point located at XXX, St. Petersburg Road 1, to the city of Ivangorod in the Russian Federation. While in the Russian Federation, D. Belyakov personally delivered the silencers to Moscow for delivery to unidentified persons or sent them by postal parcels to unidentified persons. The delivered goods, i.e. 50 (fifty) flame arresters, were presented by FH AK

Demyan Belyakov 31.01.2024 Invoice No. XX to the Training Center, according to which the price of 50 (fifty) flame arresters was 500,000 rubles (the total invoice amount for the contract was finally 2,762,955 rubles).

Based on the invoice submitted by Demyan Belyakov, the Training Center paid 1,960,000 rubles, i.e. 70% of the submitted invoice, to Demyan Belyakov's OBT account as an advance payment on 01.02.2024. The Training Center paid the remaining approximately 30% of the invoice (i.e. 802,955 rubles) to Demyan Belyakov on 09.04.2024. FH AK flame arresters are included in Annex 1 of the "List of Military Goods" of the Government of the Republic Regulation No. 171 of 22.12.2011 "List of Strategic Goods", item ML1.d4.

In addition, Demyan Belyakov is accused of being aware that in order to export strategic goods, i.e. firearm flash suppressors, from Estonia it is necessary to have a special permit for the export of strategic goods (military goods), but despite this and without having the special permit required under Section 6(1) of the Strategic Goods Act (hereinafter StrKS), which is required for the transport of strategic goods pursuant to Section 6(2) of the StrKS, D. Belyakov concluded an agreement on 24.01.2024 and 27.01.2024 in the Telegram communication application with a person named G, who was not identified in the pre-trial proceedings and lives in the city of Moscow in the Russian Federation, according to which Demyan Belyakov undertook to deliver to G 2 (two) 5.45 mm caliber Kalashnikov-type automatic rifle flash suppressors and 3 (three) firearm sound suppressors. Between 31.01.2024 at around 00:50 and 03.02.2024 at 00:22, Demyan Belyakov transported flame arresters from Estonia via the pedestrian terminal of the Narva customs point located at XXX, Peterburi mnt 1 to the city of Ivangorod in the Russian Federation. The goods ordered from D. Belyakov, i.e. 2 (two) flame arresters and silencers, were paid for by a person named G, who was not identified in the pre-trial proceedings, on 03.02.2024 in the amount of 80,000 rubles to Demyan Belyakov's bank account in S bank. The flame arresters fall under the scope of Annex 1, "List of Strategic Goods", item ML1.d4 of the Government of the Republic's Regulation No. 171 of 22.12.2011.

In addition, Demyan Belyakov is accused of being aware that in order to export strategic goods, i.e. firearm flash suppressors, from Estonia it is necessary to have a special permit for the export of strategic goods (military goods), but despite this and without having the special permit required under Section 6(1) of the Strategic Goods Act (hereinafter StrKS), which is required for the transport of strategic goods pursuant to Section 6(2) of the StrKS, D. Belyakov concluded an agreement on 15.02.2024 in the Telegram communication application with a person named G (G), who was not identified in the pre-trial proceedings and lives in the city of Moscow in the Russian Federation. According to the agreement, Demyan Belyakov undertook to deliver to G 2 (two) 5.45 mm caliber automatic rifle flash suppressors and 2 (two) 7.62 mm caliber automatic rifle flash suppressors and 2 firearm sound suppressors. On 07.03.2024 at around 00:21, Demyan Belyakov transported a total of 4 (four) flame suppressors from Estonia via the pedestrian terminal of the Narva customs point located at XXX, Peterburi mnt 1 to the Russian Federation, where on 07.03.2024 he handed them over to G in Moscow via courier service. The delivered goods, i.e. 4 (four) flame suppressors and 2 (two) firearm silencers, were paid for by a person named G, who was not identified in the pre-trial proceedings, on 10.03.2024 in the amount of 94,000 rubles to Demyan Belyakov's bank account in S bank. The firearm flame suppressors fall under Annex 1, "List of Strategic Goods", item ML1.d.4 of the Government of the Republic's Decree No. 171 of 22.12.2011.

In addition, Demyan Belyakov is accused of being aware that in order to export strategic goods, i.e. firearm flash suppressors, from Estonia it is necessary to have a special permit for the export of strategic goods (military goods), but despite this and without having the special permit required under Section 6(1) of the Strategic Goods Act (hereinafter StrKS), which pursuant to Section 6(2) of the StrKS is necessary for the transport of strategic goods, on 21.06.2024 at 07.16 he arrived at the pedestrian terminal of the Narva customs point located at Peterburi mnt 1 in Narva in the direction from the Republic of Estonia to the Russian Federation and intentionally attempted to secretly export strategic goods, i.e. 15 flash suppressors, from the Republic of Estonia to the Russian Federation through the Narva customs point, XXX, Peterburi tee 1, in his luggage: 8 (eight) 5.45x39 mm caliber Kalashnikov type automatic rifle flash suppressors; 4 (four) 7.62x39 mm caliber Kalashnikov-type automatic rifle flash suppressors; 3 (three) 5.56x45 mm NATO caliber AR-15 rifle flash suppressors. The aforementioned flash suppressors fall under the category ML1.d.4 of Annex 1 to the "List of Military Goods" of Regulation No. 171 of the Government of the Republic of Estonia of 22.12.2011. The crime was

not completed, as the flame arresters were discovered by officials on 21.06.2024 in the possession of Demyan Belyakov during a search of his luggage prior to the delivery of the flame arresters to the Russian Federation.

According to Section 2(1) of the Strategic Goods Act (hereinafter referred to as the StrKS), strategic goods are military goods, defence products, goods used to violate human rights and dual-use goods. The list of strategic goods has been established by Regulation No. 171 of the Government of the Republic of Estonia of 22.12.2011. According to Section 2(2) of the StrKS, military goods are weapons, substances, materials, devices, systems, their parts, related equipment and special components, software and technology that are designed, manufactured, designated or adapted for military use, that are used for military purposes or that are listed in the list of military goods. The transport of strategic goods is regulated by Section 3(1) of the StrKS. The transport of strategic goods is considered to be the import, export, transit, transport of defence products within the European Union and the forwarding of dual-use goods. According to Section 3(3)(1) of the StrKS, the export of strategic goods means the transport of military goods and defence products out of Estonia. According to Section 6(2) of the StrKS, a valid special permit or right to use a valid permit is required for the transport of goods and the provision of services included in the list of strategic goods, which must be obtained before the goods or services cross the state border. A special permit is a license or general permit (Section 6(1) of the StrKS). Demyan Belyakov did not have the special permit required for the export of the aforementioned strategic goods between 31.01.2023 and 21.06.2024. Illegal handling of strategic goods can create a situation where they may end up in the possession of persons and states who do not have the right to use the strategic goods or use them in a way that poses a threat to the safety and security of many persons and, in certain cases, depending on the nature of the goods, also to international security in general.

**Thus, Demyan Belyakov committed a crime qualified under Section 421-1, Subsection 2, Clause 2 of the Criminal Code, namely repeated transportation of strategic goods without the required valid special permit.**

Demyan Belyakov is accused of being aware that the firearm silencer is a strategic good and that the export of strategic goods, i.e. firearm silencers, from Estonia to the Russian Federation is prohibited due to international sanctions, and yet Demyan Belyakov entered into an agreement with AL, an individual entrepreneur, on the Telegram messaging app on 27.01.2023. Initially, Demyan Belyakov undertook to supply AL with 2 (two) QD Compact 556 silencers and 2 (two) QD Standard silencers, for a total price of 1196 euros.

The QD Compact 556 and QD 556 Standard silencers are designed for automatic and semi-automatic rifles, among other things, to suppress sound up to 29 dB. Silencers are devices listed in Annex I to Council Regulation No. 258/2012, which are intended to suppress the sound produced by shooting. At a time not precisely identified in the pre-trial proceedings, but on dates either 31.01.2023 or 03.02.2023, Demyan Belyakov transported 6 (six) silencers from Estonia through the pedestrian terminal of the Narva customs point located at XXX, Peterburi mnt 1 to the Russian Federation, where he handed them over, at a time and place not identified in the pre-trial proceedings, to a person not identified in the pre-trial proceedings. After transporting the silencers from Estonia to the Russian Federation, Demyan Belyakov submitted an invoice No. XX to AL on 07.02.2023, according to which AL was to pay Demyan Belyakov 42,588 rubles for 2 (two) silencers, 50,700 rubles for 2 (two) silencers and 50,700 rubles for 2 (two) silencers (total invoice amount 195,312 rubles). Based on the invoice submitted by Demyan Belyakov, AL paid 195,312 rubles for the entire invoice to Demyan Belyakov's bank account in the Russian Federation on 07.02.2023.

In addition, Demyan Belyakov is accused of being aware that the firearm silencer is a strategic good and that the export of strategic goods, i.e. firearm silencers, from Estonia to the Russian Federation is prohibited due to international sanctions, and nevertheless, on 16.01.2024, D. Belyakov concluded an agreement with a person named M S (aka P ) on the Telegram messaging app, who was not identified in the pre-trial proceedings. According to the agreement, Demyan Belyakov undertook to supply MS with 3 (three) QD Compact 556 silencers for 2035 euros. QD Compact 556 silencers are designed for automatic and semi-automatic rifles, among other things, to suppress sound up to 27 dB. Silencers are devices listed in Annex I to Council Regulation No. 258/2012, which are designed to suppress the sound generated when shooting. 3 (three)



On 16.01.2024, Demyan Belyakov asked a person named "MS" in the Telegram messaging application for an advance payment of 2035 euros for the QD Compact 556 silencer. Demyan Belyakov provided the buyer with the bank account information of X OÜ, and on this basis, on 17.01.2024, FOL made a transfer with the explanation "Invoice XX 16.01.2024", to the account of X OÜ, of which Demyan Belyakov is a shareholder, in the amount of 2045.23 euros, of which 10.23 euros constituted the bank's service fee. After receiving the money, on 03.02.2024 at around 00:22, Demyan Belyakov transported 3 (three) QD Compact 556 silencers from Estonia via the pedestrian terminal of the Narva customs point located at XXX, Peterburi mnt 1 to the Russian Federation, where later in Moscow, as agreed with the buyer, he handed them over to a person named A - on 04.02.2024 at 18:18, so that he could deliver the silencers to the buyer.

In addition, Demyan Belyakov is accused of being aware that the firearm silencer is a strategic good and that the export of strategic goods, i.e. firearm silencers, from Estonia to the Russian Federation is prohibited due to international sanctions, and yet on 22.01.2024 Demyan Belyakov concluded a supply contract No. XX with the Training Centre for Additional Professional Education (hereinafter referred to as the autonomous non-profit educational organisation Group "K Training Demyan Belyakov undertook, among other things, to supply the Training Centre with 50 Centre"). According to the contract, (fifty) firearm silencers QD Compact 556 on the basis of specification No. 1 attached to contract No. XX concluded on 22.01.2024. QD Compact 556 silencers are intended for automatic and semi-automatic rifles, among other things, to suppress sound up to 27 dB. Firearm silencers are devices listed in Annex I to Council Regulation No. 258/2012 of the European Union, which is intended to suppress the sound generated by shooting. In order to fulfill the obligation arising from the contract, D. Belyakov secretly transported the silencers manufactured by him in Tallinn on 31.01.2024 at around 00:50, 03.02.2024 at around 00:22, 25.02.2024 at around 17:31, 07.03.2024 at around 00:21 and 22.03.2024 at around 00:24 in batches of various sizes (from a few units to 15-20 units) from Estonia to the city of Ivangorod in the Russian Federation through the pedestrian terminal of the Narva customs point located at XXX, Peterburi mnt 1. While in the Russian Federation, D. Belyakov personally delivered the silencers to Moscow for delivery to unidentified persons or sent them by postal parcels to unidentified persons.

For the delivered goods, i.e. 50 (fifty) QD Compact 556 silencers, Demyan Belyakov submitted invoice No. XX to the Training Center on 31.01.2024, according to which the price of 50 (fifty) QD Compact 556 silencers was 2,300,000 rubles (the total invoice amount for the contract was finally 2,762,955 rubles).

Based on the invoice submitted by Demyan Belyakov, the Learning Center paid 1,960,000 rubles as an advance payment to Demyan Belyakov's OBT account on 01.02.2024, i.e. 70% of the total invoice submitted. The remaining approximately 30% of the total invoice (i.e. 802,955 rubles) was paid to Demyan Belyakov by the Learning Center on 09.04.2024.

In addition, Demyan Belyakov is accused of being aware that the firearm silencer is a strategic good and that the export of strategic goods, i.e. firearm silencers, from Estonia to the Russian Federation is prohibited due to international sanctions. Nevertheless, on 24.01.2024 and 27.01.2024, Demyan Belyakov concluded an agreement with a person named G, who was not identified in the pre-trial proceedings, on the Telegram communication application, according to which Demyan Belyakov undertook to deliver to G 2 (two) silencers micro 5.45 and 1 (one) silencer Compact and 2 (two) firearm flash suppressors. Silencers micro 5.45 and Compact are intended for automatic and semi-automatic rifles, among other things, to suppress sound. Firearm silencers are devices listed in Annex I to Council Regulation No. 258/2012, which are intended to suppress the sound generated when firing. Between 31.01.2024 at around 00:50 and 03.02.2024 at 00:22, Demyan Belyakov transported silencers from Estonia to the city of Ivangorod in the Russian Federation through the pedestrian terminal of the Narva customs point located at XXX, Peterburi mnt 1.

For the goods ordered from D. Belyakov, i.e. 2 (two) flame arresters and 3 (three) sound suppressors, a person named G, who was not identified in the pre-trial proceedings, paid 80,000 rubles to Demyan Belyakov's bank account at S on 03.02.2024.

In addition, Demyan Belyakov is accused of being aware that the firearm silencer is a strategic good and that the export of strategic goods, i.e. firearm silencers, from Estonia to the Russian Federation is prohibited due to international sanctions, and yet, on 15.02.2024 and 05.03.2024, Demyan Belyakov concluded an agreement on the Telegram messaging app,

agreement with a person named G (G), who was not identified in the pre-trial proceedings. According to the agreement, Demyan Belyakov undertook to supply G with 2 (two) .308 caliber silencers and 4 firearm flash suppressors. .308 caliber silencers are intended for automatic and semi-automatic rifles, among other things, to suppress sound. Firearm silencers are devices listed in Annex I to Council Regulation No 258/2012, which are intended to suppress the sound produced by shooting. On 07.03.2024 at around 00:21, Demyan Belyakov transported a total of 2 (two) silencers from Estonia via the pedestrian terminal of the Narva customs point located at XXX, Peterburi mnt 1 to the Russian Federation, where he handed them over to G in Moscow via courier service on 07.03.2024. The delivered goods, i.e. 2 (two) firearm silencers and 4 (four) flame arresters, were paid for by a person named G, who was not identified in the pre-trial proceedings, on 10.03.2024 in the amount of 94,000 rubles to Demyan Belyakov's bank account at S.

In addition, Demyan Belyakov is accused of knowing that the firearm silencer is a strategic good and that the export of strategic goods, i.e. firearm silencers, from Estonia to the Russian Federation is prohibited due to international sanctions, nevertheless arrived at the pedestrian terminal of the Narva customs point located at XXX, Peterburi mnt 1 on 21.06.2024 at 07.16 in the direction from the Republic of Estonia to the Russian Federation and intentionally attempted to smuggle out of the Republic of Estonia to the Russian Federation through the Narva customs point, XXX, Peterburi tee 1, a prohibited strategic good, i.e. one (1) incomplete usable firearm silencer, in his luggage. Namely, the items in D. Belyakov's luggage - one 86.5 mm long tubular metal piece, i.e. the silencer body with the connecting sleeve and the aluminum foam inner part, and three 56.5 mm long metal pieces tapering from the top, i.e. the silencer module for a 9x19 mm caliber pistol, when combined, form at least one incomplete three-chamber silencer that can be attached to a firearm, is usable as a silencer and has a sound suppression capacity of 8 dB. The crime was not completed by D. Belyakov, as the aforementioned items were discovered in D. Belyakov's possession among the luggage before they were transported to the Russian Federation.

According to Section 2(1) of the Strategic Goods Act (hereinafter StrKS), strategic goods are military goods, defence products, goods used to violate human rights and dual-use goods. According to Section 2(2) of the StrKS, military goods are weapons, substances, materials, devices, systems, their parts, related equipment and special components, software and technology that are designed, manufactured, designated or adapted for military use, are used for military purposes or are listed in the list of military goods. A silencer is an accessory for a firearm and falls under item ML1.d.2 of the list of military goods set out in Annex 1 to Regulation No. 171 of the Government of the Republic of Estonia of 22 December 2011 "List of Strategic Goods" established on the basis of Section 2(10) of the StrKS. The transport of strategic goods is regulated by Section 3(1) of the StrKS.

The transport of strategic goods is considered to be its import, export, transit, transport of defence-related products within the European Union and the forwarding of dual-use goods. According to § 3 (3) (1) of the StrKS, the export of strategic goods means the export of military goods and defence-related products from Estonia. According to § 5 (1) of the StrKS, the transport of strategic goods and services or transactions related to strategic goods are prohibited if the prohibition is provided for in an international or Government of the Republic legislation imposing sanctions. According to § 3 (1) of the International Sanctions Act (hereinafter RSanS), an international sanction is a foreign policy measure aimed at supporting the preservation or restoration of peace, international security, democracy and the rule of law, compliance with human rights and international law or the achievement of other objectives of the Charter of the United Nations or the common foreign and security policy of the European Union. According to § 6 of the RSanS, a violation of an international sanction is a failure to fulfil an obligation or a violation of a prohibition provided for in the legislation implementing the international sanction.

A legal act implementing an international sanction is, within the meaning of Section 9(1) of the RSanS, a regulation of the Council of the European Union or a law of the Republic of Estonia, on the basis of which the obligations and prohibitions prescribed in the legal act establishing the international sanction are applied. Therefore, Regulation No. 833/2014 of the Council of the European Union is an international sanction.

Council Regulation No 833/2014 of the European Union of 31 July 2014 (as amended by Regulation No 2024/1745 of 24 June 2024) (hereinafter referred to as the Regulation) concerns restrictive measures in view of Russia's actions destabilising the situation in Ukraine. Article 2aa(1) of the Regulation provides that it shall be prohibited to sell, supply, transfer or export, directly or indirectly, firearms, their parts and essential components and ammunition listed in Annex I to Regulation (EU) No 258/2012 of the European Parliament and of the Council (1), and firearms and other weapons listed in Annex XXXV to this Regulation, whether or not originating in the Union, to any natural or legal person, entity or body in Russia or for use in Russia. A silencer, if any device designed or adapted to suppress the sound of gunfire, falls under Regulation No 258/2012 of the European Parliament and of the Council of 14 March 2012, Annex I, point 13. Thus, the attempt to transport a silencer from Estonia to the Russian Federation was a prohibited strategic commodity.

**Thus, Demyan Belyakov committed a crime qualified under Section 421-2, Section 2, Clause 2 of the Criminal Code, namely repeated transportation of prohibited strategic goods.**

In accordance with the agreement concluded between Demyan Belyakov, his defense attorney FU and District Prosecutor Antti Aitsen of the 1st Department of the 2nd District Prosecutor's Office for **Economic** and Corruption Crimes, the prosecutor requests in court that Demyan Belyakov be found guilty of committing a crime qualified under Section 420 (1) of the Criminal Code and sentenced to 6 months in prison, that he be found guilty of committing crimes qualified under Section 4211 (2) (2) of the Criminal Code and sentenced to 3 years in prison, and that he be found guilty of committing crimes qualified under Section 4212 (2) (2) of the Criminal Code and sentenced to 5 years in prison. Pursuant to Section 64 (1) of the Criminal Code, a cumulative sentence be imposed by considering the lighter sentences imposed as covered by the heaviest sentence, imposing a cumulative sentence of 5 years in prison. Pursuant to Section 68(1) of the Penal Code, the period of detention from 26.06.2024 shall be included in the sentence and the starting date of serving the sentence shall be 26.06.2024.

In accordance with the agreement, pursuant to Section 175(1)(3) of the Criminal Code, D. Belyakov shall be ordered to pay the costs of the expert examinations carried out during the pre-trial proceedings: the cost of the firearms expert examination (expert report No. XXX) is 672 euros (vol. 2, p. 241); the cost of the firearms expert examination (expert report No. XXX) is 672 euros (vol. 2, p. 287); the cost of the firearms expert examination (expert report No. XXX) is 672 euros (vol. 3, p. 11). In total, D. Belyakov to be ordered to pay expert examination costs in the amount of 2016 euros. On the basis of § 175 (1) (9) of the Criminal Code, D. Belyakov shall be ordered to pay a penalty in the amount of 2.5 times the minimum wage (886 euros) for committing a first-degree crime, i.e. 2215 euros. In total, D. Belyakov shall be ordered to pay 4231 euros as procedural costs. On the basis of § 180 (3) of the Criminal Code, procedural costs must be paid within one year after the judgment enters into force. On the basis of § 84 of the Criminal Code, Demyan Belyakov shall be ordered to pay 4000 euros in lieu of confiscation (property obtained through an offence within the meaning of § 83-1 of the Criminal Code).

Pursuant to Section 83(2) and Section 421-2(4) of the Penal Code, an incomplete silencer, which is packaged and sealed with the following security stickers or seals, shall be confiscated: XXX: cardboard box, with new security stickers numbers XXX, XXX, XXX, XXX, XXX, which contains: one 86.5 mm long tubular metal part, i.e. the silencer body with a connecting sleeve; an inner part made of aluminum foam; three 56.5 mm long metal parts that taper from the top. Pursuant to Section 83(2) and Section 421-1(4) of the Penal Code, flame arresters, which are packaged and sealed with the following security stickers or seals, shall be confiscated: XXX: cardboard box with new security stickers numbers XXX, XXX, XXX, XXX XXX

, XXX ,  
 , containing 8 (eight) 5.45×39 mm caliber Kalashnikov-type automatic rifle flash suppressors in a transparent plastic bag; 4 (four) 7.62×39 mm caliber Kalashnikov-type automatic rifle flash suppressors in a pink plastic bag; 3 (three) 5.56×45 mm NATO caliber AR-15 rifle flash suppressors in a pink plastic bag. Pursuant to Section 83(4) and Section 420 of the Penal Code, the silencers in packages and sealed with the following security stickers or seals shall be confiscated: XXX and XXX: 2 silencers; XXX and XXX: 2 silencers; XXX and XXX: 4 silencers; XXX and XXX: 14 silencers in green cases; XXX and XXX: 3 silencers in a case; XXX and XXX: 4 pcs of silencers in a case; XXX and XXX: 1 pc of silencer. Demyan Belyakov waives ownership and voluntarily surrenders Estonian

To the Republic all items taken from him during the criminal proceedings that are not subject to return to him or confiscation under Section 83 (2), (4) of the Penal Code, list on pages 10-13 of the agreement.

Upon entry into force of the judgment, return to D. Belyakov: documents on 10 pages; Demyan Belyakov's card; SIM card A1; two flash drives with the inscription "FANUC"; external hard drive with the inscription "Transcend" and a black external hard drive; Apple iPhone SE; memory card with the inscription "Transcend"; Iphone (IMEI XXX), 2 SIM cards, flash drive "Py Token"; MSI laptop; Iphone (IMEI code XXX).

3. At the hearing, Demyan Belyakov stated that he understood the agreement concluded, agreed with the agreement, voluntarily consented to the application of the settlement procedure, and expressed his true will when concluding the agreement.

4. The prosecutor supported the agreement reached, requesting the court to confirm it with a judgment.

#### **POSITION AND REASONS OF THE COUNTY COURT**

5. Having reviewed the materials of the criminal case file and having heard the opinions of the parties to the proceedings, the court is of the opinion that the accused has understood the agreement and that the conclusion of the agreement corresponds to his true will. The parties to the proceedings adhered to the agreement concluded at the hearing, requesting the court to confirm it with a judgment. The court finds that the provisions of Chapter 9, Section 2 of the Criminal Procedure Code have not been violated in the settlement proceedings and that the regulation of the settlement proceedings has been followed in the criminal case. The evidence collected in the criminal case provides grounds to find Demyan Belyakov guilty pursuant to Section 420 (1), Section 4211 (2) (2), Section 4212 (2) (2) of the Criminal Code and to sentence him to the agreed sentence. The requested sentence corresponds to the extent of the accused's guilt and the objectives of the sentence.

When assessing the procedural costs, the court notes that, pursuant to § 245 (1) (12) of the Criminal Procedure Code, the decision on the procedural costs to be compensated is the subject of the settlement procedure and, as can be seen from the agreement, an agreement has been reached in this regard. When assessing the material evidence, the decision on the manner of dealing with the material evidence is the subject of the settlement procedure and, as can be seen from the agreement, an agreement has been reached in this regard. Measures must be taken with regard to the material evidence that are apparent from the agreement concluded between the parties. Pursuant to § 245 (1) (10) of the Criminal Procedure Code, the property subject to confiscation is the subject of the settlement procedure and, as can be seen from the agreement, an agreement has been reached in this regard. Thus, the concluded agreement covers all essential elements of the agreement and the court has no need or legal basis to form an additional position on the above.

6. The court shall render a judgment based on the established circumstances, evidence and motives for imposing the sentence and guided by §§ 248-249 of the Criminal Code.

(digitally signed)

Innokenty Menshikov  
Judge