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UNITED STATES DISTRICT COURT  
FOR THE CENTRAL DISTRICT OF CALIFORNIA

October 2014 Grand Jury

UNITED STATES OF AMERICA,

)

CR No. 15-

CR15-0255

Plaintiff,

)

I N D I C T M E N T

v.

)

[18 U.S.C. § 371: Conspiracy;  
18 U.S.C. § 1503(a): Obstruction  
of Justice; 18 U.S.C. § 1623:  
False Declarations]

PAUL TANAKA and  
WILLIAM THOMAS CAREY,  
aka "Tom Carey,"

)  
)  
)

Defendants.

)

The Grand Jury charges:

INTRODUCTORY ALLEGATIONS

At times relevant to this Indictment:

The Los Angeles County Sheriff's Department

1. The Los Angeles County Sheriff's Department ("LASD") was a local law enforcement agency within the Central District of California. Among other things, the LASD was responsible for managing the Los Angeles County Jails, including the Los Angeles County Men's Central Jail ("MCJ") and the Los Angeles County Twin Towers Correctional Facility ("TTCF"), both of which were located in the City of Los Angeles.

1           2.     The LASD operated computer databases that, among other  
2 things, tracked the location of inmates housed in the Los  
3 Angeles County Jails (the "LASD computer databases").

4           The Defendants and Certain Co-Conspirators

5           3.     Defendant PAUL TANAKA ("TANAKA") was an executive with  
6 the LASD, ultimately becoming Undersheriff in approximately  
7 2011. As Undersheriff, defendant TANAKA was the LASD's second  
8 highest ranking officer.

9           4.     Defendant WILLIAM THOMAS CAREY ("CAREY"), also known  
10 as "Tom Carey," was an LASD deputy. In April 2010, defendant  
11 CAREY became the Captain of the LASD's Internal Criminal  
12 Investigations Bureau ("ICIB"), which was tasked with  
13 investigating allegations of state crimes committed by the  
14 LASD's personnel. As Captain of ICIB, defendant CAREY oversaw  
15 ICIB and reported directly to defendant TANAKA.

16          5.     Co-conspirator Stephen Leavins ("Leavins") was a  
17 lieutenant assigned to ICIB. Co-conspirators Scott Craig  
18 ("Craig") and Maricela Long ("Long") were sergeants assigned to  
19 ICIB.

20          6.     Co-conspirator Greg Thompson ("Thompson") was a  
21 lieutenant who oversaw the LASD's Operation Safe Jails Program  
22 and its Jail Investigations Unit, which was tasked with  
23 conducting investigations of inmates' activities within the Los  
24 Angeles County Jails. Co-conspirators Gerard Smith ("Smith"),  
25 Mickey Manzo ("Manzo"), and James Sexton ("Sexton") were LASD  
26 deputies assigned to the Operation Safe Jails Program.

27          7.     Along with ICIB, the LASD had an Internal Affairs  
28 Bureau ("IAB") that conducted administrative (rather than

1 criminal) investigations of misconduct by LASD employees to  
2 determine whether the employees should be disciplined or fired.  
3 In many instances, investigations of incidents in which LASD  
4 deputies used force against inmates were conducted by the  
5 deputies' supervisors instead of by ICIB or IAB.

6 Allegations of Abuse at MCJ and TTCF and Criticism of  
7 Internal Investigations by the LASD

8 8. Defendants TANAKA and CAREY were well aware of  
9 allegations of rampant abuse of inmates at MCJ and TTCF and of  
10 allegations of insufficient internal investigations and  
11 enforcement of deputy misconduct by the LASD. By no later than  
12 September 2011, the following had occurred:

13 a. In approximately August 2005, Special Counsel to  
14 the Los Angeles County Board of Supervisors and to the Sheriff  
15 of the LASD published a report expressing concerns, including  
16 that: (1) ICIB was not doing enough to uncover criminal  
17 misconduct by LASD employees, (2) too great a number of  
18 misconduct allegations made against LASD employees were not  
19 being investigated criminally or administratively, and (3) the  
20 LASD was not conducting sting operations to test the integrity  
21 of its deputies;

22 b. In approximately February 2006, an LASD captain  
23 at MCJ informed defendant TANAKA that there were "problem  
24 deputies" assigned to MCJ;

25 c. In approximately June 2007, defendant TANAKA  
26 informed deputies that defendant TANAKA would be checking to see  
27 which LASD captains were putting the most cases on deputies so  
28 he could put a case on those captains;

1           d.    In approximately December 2007, Special Counsel  
2 to the Los Angeles County Board of Supervisors and to the  
3 Sheriff of the LASD published a report stating, among other  
4 things, that approximately half of the Internal Affairs Bureau  
5 investigations were not thorough;

6           e.    In approximately December 2007, the Office of  
7 Independent Review for the LASD published a report warning those  
8 holding positions of authority in the LASD about the harms  
9 caused by disparaging internal investigations and outside  
10 scrutiny of the LASD;

11           f.    In approximately 2009, defendant TANAKA informed  
12 LASD supervisors: (a) they should allow deputies to work in the  
13 "gray area"; (b) defendant TANAKA wanted the Internal Affairs  
14 Bureau to have approximately 44 fewer investigators than the  
15 approximate 45 investigators it then had.

16           g.    In approximately November 2009, a lieutenant  
17 working in LASD's Custody Operations Division wrote a memorandum  
18 expressing concerns about, among other things, insufficiencies  
19 in supervisory investigations of force incidents taking place in  
20 the MCJ.

21           h.    Between at least sometime in 2009 and September  
22 2011, the American Civil Liberties Union (the "ACLU") informed  
23 the LASD of and published reports about allegations of pervasive  
24 physical abuse, violence, and retaliation by LASD deputies  
25 against inmates. The LASD generally responded to these  
26 allegations with internal investigations that would nearly  
27 invariably conclude that the allegations were "unfounded."  
28

1 i. In approximately early 2010, an LASD Commander  
2 informed defendant TANAKA of an increase of incidents of  
3 significant force against inmates at MCJ;

4 j. In approximately May 2010, defendant CAREY  
5 learned that former LASD deputy trainee A had reported to the  
6 LASD that he, his training officer, and other deputies were  
7 involved in a premeditated beating of an inmate with mental  
8 health illness at TTCF;

9 k. From no later than December 2010 and continuing  
10 to at least July 2011, allegations surfaced that LASD deputies  
11 working on the 3000 floor of MCJ, who called themselves the  
12 "3000 Boys," exhibited gang-like and violent behavior, used  
13 excessive force against inmates, and falsified reports to cover  
14 up wrongdoing;

15 l. By no later than February 2011, the ACLU alleged  
16 that one of its employees had personally witnessed deputy abuse  
17 of an inmate at TTCF;

18 m. Beginning no later than May 2011, individuals  
19 seeking to visit inmates at MCJ alleged they were beaten by LASD  
20 deputies; and

21 n. By no later than July 2011, a chaplain informed  
22 LASD leadership that he witnessed deputy abuse of an inmate at  
23 MCJ.

24 Federal Agencies and Federal Grand Juries

25 9. The United States Department of Justice ("DOJ") was a  
26 department within the Executive Branch of the United States  
27 government that was responsible for enforcing federal law. The  
28 DOJ had several components to assist it in enforcing federal

1 criminal law, including the Federal Bureau of Investigation (the  
2 "FBI"), which investigated allegations of federal crimes through  
3 its various field offices, and the U.S. Attorney's Office for  
4 the Central District of California (the "USAO"), which  
5 prosecuted allegations of federal crimes committed in Los  
6 Angeles County and elsewhere.

7 10. Investigations involving the DOJ, FBI, and USAO often  
8 included the use of federal grand juries, which investigated  
9 allegations of violations of federal criminal law in secret  
10 proceedings. Federal grand juries issued grand jury subpoenas  
11 to obtain documents and testimony from witnesses. The FBI often  
12 acted as an arm of federal grand juries by, among other things,  
13 serving grand jury subpoenas, obtaining evidence to be presented  
14 to the grand jury, and interviewing witnesses to alleged crimes  
15 being investigated by the grand jury.

16 11. Some of the criminal investigations conducted by the  
17 DOJ, FBI, USAO, and federal grand juries included allegations  
18 of: (a) civil rights abuses, such as deputies using excessive  
19 force on inmates in jails; and (b) public corruption offenses,  
20 such as deputies smuggling contraband into jails in exchange for  
21 bribes.

22 12. The DOJ, FBI, USAO, and federal grand juries were  
23 often called upon to investigate civil rights abuses and  
24 corruption within local law enforcement agencies when there were  
25 allegations that the local agencies' internal investigations  
26 were incomplete or biased.

27 13. Federal grand juries obtained the testimony of inmates  
28 held in local jails through Writs of Habeas Corpus ("Writs"),

1 which were federal court orders signed by United States District  
2 Judges.

3 14. The United States Marshals Service ("USMS") was a  
4 federal law enforcement agency that, among other duties, helped  
5 federal grand juries obtain the testimony of inmates located at  
6 local jails. The USMS served Writs on entities operating local  
7 jails, including the LASD, and arranged for the transportation  
8 of inmates in LASD custody scheduled to testify before federal  
9 grand juries. The USMS served Writs on the LASD at the LASD's  
10 Inmate Reception Center.

11 The Federal Investigation of the LASD

12 15. Inmate AB was an inmate in the custody of the LASD at  
13 the MCJ who was a cooperating witness in a federal investigation  
14 of alleged federal civil rights and public corruption violations  
15 committed and being committed by employees of the LASD working  
16 at the Los Angeles County Jails (the "Federal Investigation").  
17 The Federal Investigation concerned the alleged use of excessive  
18 force by LASD deputies against inmates within the MCJ and TTCF  
19 and the alleged smuggling of contraband by LASD deputies into  
20 the MCJ and TTCF in exchange for bribes. Specifically, Inmate  
21 AB was assisting in a covert public corruption investigation of  
22 LASD Deputy Gilbert Michel ("Deputy Michel"), who worked at the  
23 MCJ. Additionally, Inmate AB was providing information about  
24 alleged federal civil rights offenses being committed by  
25 employees of the LASD working at the MCJ who were allegedly  
26 abusing inmates.

27 16. Special Agent LM and Special Agent DL were Special  
28 Agents with the FBI. Special Agent LM and Special Agent DL were

1 among the FBI agents participating in the Federal Investigation  
2 probing civil rights abuses and public corruption offenses  
3 occurring within the Los Angeles County Jails.

4 17. As part of the Federal Investigation, the FBI  
5 conducted an undercover operation to determine whether Deputy  
6 Michel would accept a bribe to provide Inmate AB with a cellular  
7 phone. In approximately late July 2011, Deputy Michel accepted  
8 a bribe and provided Inmate AB with a cellular phone by  
9 smuggling into the MCJ. On or about August 8, 2011, the LASD  
10 discovered that Inmate AB had in Inmate AB's possession the  
11 cellular phone that Deputy Michel had smuggled into the MCJ in  
12 return for a bribe.

13 18. By no later than in or about August 2011, defendants  
14 TANAKA and CAREY were aware that the USAO, FBI, and a federal  
15 grand jury were conducting an investigation of abuse and  
16 corruption by LASD's employees working within the Los Angeles  
17 County Jails.

18 19. By no later than approximately August 20, 2011,  
19 defendants TANAKA and CAREY knew that the Assistant Director in  
20 Charge of the FBI had contacted the LASD to inform it that the  
21 LASD had seized from an inmate a phone that belonged to the FBI  
22 that had been smuggled into the MCJ by an LASD deputy and to  
23 request that the LASD return the phone to the FBI.

24 20. On or about August 25, 2011, a federal judge ordered  
25 Inmate AB's appearance as a witness before a federal grand jury.  
26 The USMS served this order on the LASD on or about August 25,  
27 2011.



1           21. These Introductory Allegations are hereby incorporated  
2 into each count of this Indictment as though set forth fully  
3 therein.

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1                                COUNT ONE

2                                [18 U.S.C. § 371]

3  A.  OBJECT OF THE CONSPIRACY

4                Beginning no later than on or about August 19, 2011, and  
5  continuing through on or about December 20, 2011, in Los Angeles  
6  County, within the Central District of California, defendants  
7  PAUL TANAKA and WILLIAM THOMAS CAREY, aka "Tom Carey," together  
8  with co-conspirators Stephen Leavins, Scott Craig, Maricela  
9  Long, Greg Thompson, Gerard Smith, Mickey Manzo, James Sexton,  
10 and others known and unknown to the Grand Jury, knowingly  
11 conspired to corruptly influence, obstruct, and impede, and  
12 endeavor to influence, obstruct, and impede, the due  
13 administration of justice and a federal grand jury  
14 investigation, in violation of Title 18, United States Code,  
15 Section 1503(a).

16 B.  MEANS BY WHICH THE OBJECT OF THE CONSPIRACY WAS TO BE  
17      ACCOMPLISHED

18                The object of the conspiracy was to be accomplished in  
19 substance as follows:

20                1.  Defendant TANAKA, defendant CAREY, and their co-  
21 conspirators would attempt to prevent the FBI and a federal  
22 grand jury from conducting an investigation that would uncover  
23 the culture of deputy abuse of inmates and corruption within the  
24 MCJ and TTCF.

25                2.  Defendant TANAKA, defendant CAREY, and their co-  
26 conspirators would attempt to prevent the FBI from interviewing  
27 or contacting Inmate AB, because they knew that Inmate AB was  
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1 being utilized by the FBI to investigate illegal acts allegedly  
2 being committed by LASD personnel at the MCJ.

3 3. Defendant TANAKA, defendant CAREY, and their co-  
4 conspirators would impede any attempt by the FBI and the USMS to  
5 find Inmate AB, including by:

6 a. Causing Inmate AB's physical file, called a  
7 "records jacket," to be removed from the LASD's records center  
8 so the records center would have no physical record showing that  
9 Inmate AB was in the LASD's custody;

10 b. Causing false entries to be made in the LASD  
11 computer databases so that it appeared as though Inmate AB had  
12 been released from the LASD's custody when, in fact, Inmate AB  
13 remained hidden in the LASD's custody;

14 c. Causing inmate AB to be re-booked in the LASD  
15 computer databases under false names, with fictitious booking  
16 information, and without fingerprinting Inmate AB, so that  
17 Inmate AB's true name would not be connected to this fictitious  
18 booking information;

19 d. Causing Inmate AB to be moved from a cell in a  
20 high-security area to a medical floor within MCJ; and

21 e. Causing Inmate AB to be moved from the medical  
22 floor within MCJ to an LASD station jail to hide him from the  
23 FBI, the USMS, and the federal grand jury.

24 4. Defendants TANAKA and CAREY would attempt to learn the  
25 manner and extent of the Federal Investigation, including by:

26 a. Directing co-conspirators Leavins, Smith, Craig,  
27 and Long to conduct interviews of Inmate AB, including one  
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1 interview at which CAREY was present, about the abuses and  
2 corruption he had reported to the FBI;

3           b. Directing LASD deputies to conduct an undercover  
4 operation in which they posed as Inmate AB's cellmates who had  
5 received injuries at the hands of deputies, in an attempt to  
6 learn about the abuses and corruption Inmate AB had reported to  
7 the FBI;

8           c. Reviewing old complaints by inmates that the LASD  
9 had investigated and closed as unfounded; and

10           d. Determining which inmates the FBI was in contact  
11 with regarding civil rights abuses.

12           5. Co-conspirator Long would inform Inmate AB that the  
13 FBI had not come back for him in an attempt to convince Inmate  
14 AB that the FBI had abandoned him so that Inmate AB would not  
15 cooperate with the Federal Investigation.

16           6. Defendants TANAKA and CAREY would oversee co-  
17 conspirators Leavins, Craig, and Long as they conducted  
18 interviews of LASD deputies who they believed were connected to  
19 the Federal Investigation. In those interviews, Leavins, Craig,  
20 and Long would tamper with the LASD deputies as potential  
21 witnesses by:

22           a. Attempting to convince them not to cooperate with  
23 the Federal Investigation;

24           b. Informing and suggesting to them that the FBI was  
25 and would be lying to them, manipulating them, blackmailing  
26 them, and threatening them; and

1           c.     Ordering them not to speak to the FBI and to  
2 report all contact by the FBI in the future to the co-  
3 conspirators.

4           7.     Co-conspirators Leavins, Craig, and Long would attempt  
5 to compel the FBI to disclose the manner and extent of the  
6 Federal Investigation, including by attempting to obtain a court  
7 order from a California Superior Court in the County of Los  
8 Angeles seeking to compel the FBI to provide the LASD with,  
9 among other things:

10           a.     Investigative records, reports, and notes of all  
11 investigations involving the Los Angeles County Jail system  
12 since August 5, 2009; and

13           b.     The true identity of any agents and the current  
14 assignment of those involved in any investigation involving the  
15 Los Angeles County Jail system since August 5, 2009.

16           8.     After the California Superior Court in the County of  
17 Los Angeles denied this proposed court order, co-conspirators  
18 Craig and Long would attempt to intimidate Special Agent LM by  
19 confronting her outside of her home and informing her that co-  
20 conspirator Craig was in the process of swearing out a  
21 declaration for a warrant for her arrest.

22           9.     Co-conspirator Long would inform Special Agent LM's  
23 supervisor that there was going to be a warrant issued for  
24 Special Agent LM's arrest.

25           10.    Defendant TANAKA, defendant CAREY, and their co-  
26 conspirators would attempt to conceal their obstructive acts,  
27 including by:

28

1           a.     Failing to produce records jacket and movement  
2 records that included the aliases of Inmate AB when providing  
3 documents in response to a federal grand jury subpoena; and

4           b.     Concealing from the federal grand jury that co-  
5 conspirators Craig and Long recorded their statements to Special  
6 Agent LM and subsequently to her supervisor, in which they  
7 threatened to charge and arrest Special Agent LM, by failing to  
8 include those details in a report generated by "Internal  
9 Criminal Investigations Bureau, Office of the Undersheriff" on  
10 or about December 20, 2011.

11 C.     OVERT ACTS

12           In furtherance of the conspiracy and to accomplish the  
13 object of the conspiracy, defendants TANAKA and CAREY, along  
14 with co-conspirators Thompson, Leavins, Smith, Manzo, Craig,  
15 Long, and Sexton, and others known and unknown to the Grand  
16 Jury, committed various overt acts within the Central  
17 District of California, including but not limited to the  
18 following:

19           1.     On or about August 19, 2011, defendant TANAKA met co-  
20 conspirators Thompson, Smith, and Manzo to discuss information  
21 Smith and Manzo learned from Inmate AB about the Federal  
22 Investigation.

23           2.     On or about August 20, 2011, LASD Official A,  
24 defendant TANAKA, defendant CAREY, co-conspirator Thompson, co-  
25 conspirator Smith, co-conspirator Manzo, and others met and  
26 discussed that the cell phone found in the possession of Inmate  
27 AB belonged to the FBI;

1           3.    On or about August 23, 2011, defendants TANAKA and  
2 CAREY met with co-conspirators Thompson, Smith, and Manzo to  
3 discuss the fact that the FBI had interviewed Inmate AB at the  
4 MCJ that day.  In the meeting, defendants TANAKA and CAREY  
5 decided to move Inmate AB from the MCJ.

6           4.    On or about August 23, 2011, defendant CAREY and co-  
7 conspirator Leavins asked Inmate AB whether the FBI had informed  
8 him whether he would be testifying about Inmate AB's allegations  
9 and told Inmate AB that he would be moved from the MCJ.

10          5.    On or about August 23, 2011, after defendant CAREY  
11 learned that, based on health issues, Inmate AB could not be  
12 moved to a station jail, defendant CAREY caused Inmate AB to be  
13 housed in a cell on a medical floor at MCJ, where deputies stood  
14 guard outside of his cell.

15          6.    On or about August 24, 2011, defendant TANAKA met in a  
16 parking lot with LASD deputies who were assigned to pose as  
17 cellmates of Inmate AB so they could obtain information about  
18 Inmate AB's allegations of deputy abuse within the MCJ.

19          7.    On or about August 24, 2011, co-conspirator Manzo  
20 drafted a new policy at the direction of defendant TANAKA that  
21 required the FBI to receive approval from defendant TANAKA  
22 before interviewing any inmate in the LASD's custody.

23          8.    On or about August 24, 2011, co-conspirator Thompson  
24 sent the draft policy to defendant TANAKA's assistant for  
25 defendant TANAKA's approval.

26          9.    On or about August 24, 2011, defendant TANAKA caused  
27 co-conspirator Thompson to remove defendant TANAKA's name from  
28 the draft policy.

1           10. On or about August 24, 2011, co-conspirators Thompson,  
2 Smith, and Manzo met with deputies who would be standing guard  
3 outside of Inmate AB's cell, including co-conspirator James  
4 Sexton, and explained that defendant TANAKA had disparaged the  
5 FBI and had characterized their duty as one of the most  
6 important investigations in the history of the LASD.

7           11. On or about August 25, 2011, co-conspirator Thompson  
8 sent an email to LASD employees explaining that the FBI would  
9 need approval from Thompson's unit before interviewing any  
10 inmate in LASD custody.

11           12. On or about August 25, 2011, co-conspirator deputies  
12 informed employees working in the LASD's records center that  
13 they were operating under defendant TANAKA's authority and that  
14 these employees needed to create false entries in the LASD  
15 computer databases to show that Inmate AB had been released from  
16 the custody of the LASD when, in fact, Inmate AB remained in the  
17 LASD's custody.

18           13. On or about August 25, 2011, co-conspirator deputies  
19 caused Inmate AB to be booked in the LASD computer databases  
20 under the name "John Rodriguez" and with fictitious information,  
21 including a false race, a fake date of birth, and with false  
22 statements asserting that Inmate AB had refused to provide his  
23 social security number and fingerprints to the LASD.

24           14. On or about August 26, 2011, defendant CAREY and co-  
25 conspirator Thompson caused a high ranking employee of the  
26 LASD's MCJ to instruct MCJ lieutenants and sergeants that:

27           If any federal law enforcement agency comes to MCJ with an  
28 inmate removal order, visitation order, or ANY OTHER order  
of the court you shall receive the order and advise the  
federal officer that before you can proceed, you have to



1 submit the order to the Department's legal advisor for  
2 review. DO NOT RELEASE THE INMATE OR ALLOW CONTACT.

3 15. On or about August 26, 2011, a co-conspirator  
4 lieutenant told another lieutenant at the LASD's Inmate  
5 Reception Center:

6 a. If a federal agent came to the Inmate Reception  
7 Center with a writ for Inmate AB, the lieutenant was to call  
8 defendant TANAKA's phone;

9 b. The lieutenant was not to allow Inmate AB to be  
10 turned over to the federal government; and

11 c. No one was allowed to visit Inmate AB.

12 16. On or about August 26, 2011, defendant TANAKA,  
13 defendant CAREY, and co-conspirator Thompson met to discuss  
14 moving Inmate AB out of MCJ and to a station jail despite his  
15 health issues.

16 17. On or about August 26, 2011, co-conspirators Thompson,  
17 Smith, and Manzo caused the LASD computer databases to falsely  
18 show that "John Rodriguez" had been released pursuant to a court  
19 order.

20 18. On or about August 26, 2011, co-conspirators Thompson,  
21 Smith, and Manzo caused Inmate AB to be moved from the MCJ to  
22 the LASD's San Dimas station and booked under the name "Kevin  
23 King" and with fictitious information, including false  
24 statements asserting that Inmate AB refused to provide his  
25 social security number and fingerprints to the LASD.

26 19. On or about August 26, 2011, co-conspirator Long  
27 informed Inmate AB that the FBI had not "come back for" Inmate  
28 AB.

1           20. On or about August 30, 2011, defendants TANAKA and  
2 CAREY went to the MCJ to oversee interviews, conducted by co-  
3 conspirators Leavins, Craig, and Long, of deputies who they  
4 believed were connected to the Federal Investigation and to  
5 obtain briefings of those interviews. During those interviews:

6           a. Co-conspirators Leavins and Craig informed Deputy  
7 Michel that the FBI was manipulating, blackmailing, and  
8 threatening him in an attempt to convince Michel to be a witness  
9 in the Federal Investigation; and

10           b. Co-conspirators Leavins and Craig asked Deputy  
11 WDC not to speak to anyone and to inform Craig of any future  
12 contact by the FBI.

13           21. On or about September 2, 2011, co-conspirators  
14 Thompson, Smith, and Manzo caused Inmate AB to be booked under  
15 the name "Chris Johnson."

16           22. On or about September 2, 2011, defendant TANAKA and  
17 co-conspirator Leavins directed LASD personnel to conduct  
18 searches for listening devices in:

19           a. defendant TANAKA's office and conference room;

20           b. LASD Official A's office and conference room; and

21           c. ICIB's Task Force office.

22           23. On or about September 7, 2011, defendants TANAKA and  
23 CAREY authorized co-conspirator Craig to present a proposed  
24 court order to a California Superior Court judge in Los Angeles  
25 County in an attempt to compel the FBI to disclose information  
26 related to the Federal Investigation.

27           24. On or about September 8, 2011, co-conspirator Craig  
28 presented a proposed court order to a California Superior Court

1 judge in Los Angeles County in an attempt to compel the FBI to  
2 disclose information related to the Federal Investigation.

3 25. On or about September 9, 2011, after a California  
4 Superior Court judge in Los Angeles County denied the proposed  
5 court order on the basis that it had no jurisdiction over a  
6 federal agency, co-conspirator Craig left a voicemail message on  
7 a number he believed belonged to Special Agent LM threatening to  
8 obtain a warrant for her arrest.

9 26. On or about September 13, 2011, co-conspirator Leavins  
10 informed defendant CAREY that Deputy Michel was confessing to  
11 beating handcuffed inmates in an interview being conducted by  
12 co-conspirators Craig and Long.

13 27. On or about September 13, 2011, after the interview of  
14 Deputy Michel ended, defendant CAREY called defendant TANAKA.

15 28. Defendant CAREY caused the LASD to conduct  
16 surveillance of FBI Special Agents, which occurred on the  
17 following approximate dates:

- 18 a. September 13, 2011 - Special Agent LM;
- 19 b. September 14, 2011 - Special Agent LM;
- 20 c. September 23, 2011 - Special Agent LM;
- 21 d. September 26, 2011 - Special Agent LM;
- 22 e. September 28, 2011 - Special Agent LM;
- 23 f. September 28, 2011 - Special Agent DL; and
- 24 g. September 29, 2011 - Special Agent DL.

25 29. On or about September 14, 2011; defendant CAREY  
26 informed defendant TANAKA about a Department of Justice tour  
27 planned for the MCJ.

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1           30. On or about September 26, 2011, co-conspirators Craig  
2 and Long confronted Special Agent LM outside of her residence  
3 and informed her that:

4           a. Special Agent LM was a named suspect in a felony  
5 complaint being pursued by the LASD; and

6           b. Co-conspirator Craig was in the process of  
7 swearing out a declaration for a warrant for the arrest of  
8 Special Agent LM.

9           31. On or about September 26, 2011, after co-conspirators  
10 Craig and Long confronted Special Agent LM, defendant CAREY  
11 spoke with co-conspirator Craig on the phone.

12           32. On or about September 26, 2011, co-conspirator Long  
13 informed Special Agent LM's supervisor at the FBI that there was  
14 going to be a warrant issued for Special Agent LM's arrest, the  
15 arrest warrant could be issued as soon as the next day, and the  
16 supervisor would have to speak to defendant TANAKA about the  
17 charges.

18           33. On or about September 26, 2011, approximately less  
19 than an hour after co-conspirator Long's phone call with the FBI  
20 supervisor, defendants TANAKA and CAREY spoke on the phone.

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COUNT TWO

[18 U.S.C. § 1503(a)]

From on or about August 19, 2011, to on or about  
September 29, 2011, defendant PAUL TANAKA corruptly endeavored  
to influence, obstruct, and impede the due administration of  
justice, namely, a federal grand jury investigation into abuse  
and corruption by LASD's employees working within the Los  
Angeles County Jails.

COUNT THREE

[18 U.S.C. § 1503(a)]

From on or about August 19, 2011, to on or about December 20, 2011, defendant WILLIAM THOMAS CAREY, aka "Tom Carey," corruptly endeavored to influence, obstruct, and impede the due administration of justice, namely, a federal grand jury investigation into abuse and corruption by LASD's employees working within the Los Angeles County Jails.

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COUNT FOUR

[18 U.S.C. § 1623]

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3 1. In or about May 2014, in the Central District of  
4 California, a federal criminal jury trial was being conducting  
5 in United States v. James Sexton, CR No. 13-819, in which  
6 LASD Deputy James Sexton was charged with conspiring to obstruct  
7 justice and with obstruction of justice. The reasons for moving  
8 Inmate AB from MCJ and concealing Inmate AB whereabouts within  
9 MCJ in August and September 2011 were material to the trial.

10 2. On or about May 19, 2014, defendant WILLIAM THOMAS  
11 CAREY, aka "Tom Carey," while under oath and testifying during  
12 the trial mentioned above, as part of a scheme to conceal from  
13 the jury material facts about the reasons for moving Inmate AB  
14 from MCJ and concealing Inmate AB's whereabouts within MCJ,  
15 knowingly made the following false material declaration:

16 Q. Was there any other reason to move [Inmate AB]  
17 under ICIB control other than his safety?

18 A. No.

19 3. This testimony by defendant CAREY, as he then knew,  
20 was false because CAREY knew Inmate AB was moved, at least in  
21 part, for other reasons, namely, to hide Inmate AB from the  
22 federal government and a federal grand jury.

COUNT FIVE

[18 U.S.C. § 1623]

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3 1. In or about May and June 2014, in the Central District  
4 of California, a federal criminal jury trial was being  
5 conducting in United States v. Gregory Thompson, et al., CR No.  
6 13-819, in which LASD Lieutenant Gregory Thompson, LASD  
7 Lieutenant Stephen Leavins, LASD Sergeant Scott Craig, LASD  
8 Sergeant Maricela Long, LASD Deputy Gerard Smith, and LASD  
9 Deputy Mickey Manzo were charged with conspiring to obstruct  
10 justice, obstruction of justice, and making false statements to  
11 the FBI. The intent of those defendants and their co-  
12 conspirators, including defendant WILLIAM THOMAS CAREY, aka "Tom  
13 Carey," in hiding Inmate AB, moving Inmate AB from MCJ,  
14 concealing Inmate AB's whereabouts within MCJ, attempting to  
15 persuade potential witnesses not to cooperate in the Federal  
16 Investigation, and threatening to arrest Special Agent LM was  
17 material to the trial.

18 2. On or about June 11, 2014, defendant WILLIAM THOMAS  
19 CAREY, aka "Tom Carey," while under oath and testifying during  
20 the trial mentioned above, as part of a scheme to conceal from  
21 the jury material facts about the intent of the charged  
22 defendants and their co-conspirators, knowingly made the  
23 following false material declaration:

24 Q. During the time of August 18<sup>th</sup> through the time  
25 when this - your investigation concluded, was it  
26 ever your objective to interfere in any way with  
27 the FBI investigation?

28 A: No, sir.

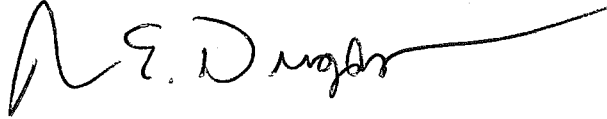


1           3.    This testimony by defendant CAREY, as he then knew,  
2 was false because CAREY knew his objective, at least in part,  
3 was to interfere with the FBI's investigation.  
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6                                    A TRUE BILL

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8                                    \_\_\_\_\_  
9                                    Foreperson

10  
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