

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

UNITED STATES OF AMERICA	:	CRIMINAL NO.
v.	:	DATE FILED
CHARLES ZEISER	:	VIOLATIONS: 18 U.S.C. § 1343 (wire fraud - 5 counts) 18 U.S.C. § 2 (aiding and abetting) Notice of forfeiture

INFORMATION

COUNTS ONE THROUGH FIVE

THE UNITED STATES ATTORNEY CHARGES THAT:

At all times material to this Information:

1. The Federal and State Unemployment Insurance system was designed to provide unemployment insurance benefits, commonly called unemployment compensation, to persons out of work through no fault of their own. To be insured under the system, an unemployment compensation claimant must have worked for an employer who is covered by the unemployment compensation law.
2. In general, claimants are eligible for unemployment compensation benefits if they: (a) are able and available for work; (b) have earned enough wages and worked enough weeks to qualify; (c) have worked for an employer covered by the unemployment compensation system within a specified period of time prior to the filing of their unemployment compensation claims; and (d) are unemployed through no fault of their own.
3. Claimants who are deemed eligible receive unemployment compensation

benefits for up to 26 weeks during the 52-week period beginning with the date of their unemployment compensation claim, and benefits terminate once a worker returns to full-time employment.

4. From in or about June 2010 through in or about May 2011, defendant CHARLES ZEISER served as the Controller of Land Tech, Inc., a landscaping business in Warrington, Pennsylvania.

5. From in or about June 2010 through in or about May 2011, Mark Stein served as the Chief Executive Officer of Land Tech, Inc.

THE SCHEME

6. From in or about June of 2010 through in or about May of 2011, defendant **CHARLES ZEISER** devised, and solicited, aided, and abetted a scheme to defraud and to obtain money and property by means of false and fraudulent pretenses, representations, and promises.

MANNER AND MEANS

7. It was part of the scheme that Mark Stein:
- a. solicited employees of the company he managed to apply for and collect unemployment compensation from the Commonwealth of Pennsylvania while continuing to work their regular, full-time hours for Land Tech, Inc.;
 - b. told employees that they had to apply for unemployment while working if they wanted to keep their jobs;
 - c. permitted employees to use company computers to apply on-line for unemployment and to make false representations that they had been laid off and that they were not

working for the company;

d. paid the employees a paycheck for the amount of time that a person was permitted to work while collecting unemployment, and paid the employees an amount of cash intended to make up the shortfall between their regular paycheck and the combination of their unemployment check and the reduced paycheck given to them while they were collecting unemployment.

8. It was also part of the scheme that defendant CHARLES ZEISER prepared worksheets for the employees to keep track of how much each employee received in each pay period in unemployment compensation, in cash, and on a Land Tech paycheck.

9. Between in or about June of 2010 and May of 2011, as a result of this fraudulent scheme, the Commonwealth of Pennsylvania was defrauded of approximately \$43,589.

THE WIRE TRANSFERS

10. On or about each of the dates below, in the Eastern District of Pennsylvania and elsewhere, defendant

CHARLES ZEISER,

for the purpose of executing the scheme described above, and attempting to do so, solicited, and aided, and abetted others in causing to be transmitted in interstate commerce the following unemployment compensation benefit payments from the Treasury of the Commonwealth of Pennsylvania, in Harrisburg, Pennsylvania, to bank accounts of the employees through the bank location, described below:

<u>COUNT</u>	<u>DATE</u>	<u>AMOUNT</u>	<u>EMPLOYEE</u>	<u>BANK</u>	<u>LOCATION</u>
1	12/28/2010	\$940	B.M.	PNC Bank	New York
2	12/21/2010	\$990	J.B.	Bank of America	Virginia
3	12/28/2010	\$984	D.T.	Bank of America	Delaware
4	12/28/2010	\$990	B.J.	Commerce Bank	New Jersey
5	12/28/2010	\$772	C.R.	Bank of America	Virginia

All in violation of Title 18, United States Code, Sections 1343 and 2.

NOTICE OF FORFEITURE

THE UNITED STATES ATTORNEY FURTHER CHARGES THAT:

1. As a result of the violations of Title 18, United States Code, Section 1343, set forth in this information, defendant

CHARLES ZEISER

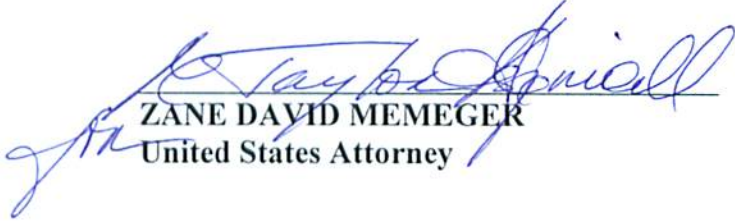
shall forfeit to the United States of America any property, real or personal, that constitutes or is derived from proceeds traceable to the commission of such offenses, including, but not limited to the sum of approximately \$43,589.

2. If any of the property subject to forfeiture, as a result of any act or omission of the defendant:

- (a) cannot be located upon the exercise of due diligence;
- (b) has been transferred or sold to, or deposited with, a third party;
- (c) has been placed beyond the jurisdiction of the Court;
- (d) has been substantially diminished in value; or
- (e) has been commingled with other property which cannot be divided without difficulty,

it is the intent of the United States of America, pursuant to Title 18, United States Code, Section 981(a)(1)(C), Title 28, United States Code, Section 2461(c), incorporating Title 21, United States Code, Section 853(p), to seek forfeiture of any other property of the defendant up to the value of the property subject to forfeiture.

All pursuant to Title 28, United States Code, Section 2461(c) and Title 18, United States Code, Section 981(a)(1)(C).


ZANE DAVID MEMEGER
United States Attorney