

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA**

**BILL OF INFORMATION FOR BANK FRAUD
AND NOTICE OF FORFEITURE**

UNITED STATES OF AMERICA	*	CRIMINAL NUMBER:
v.	*	SECTION:
CHARLOTTE TROXLER	*	VIOLATION: 18 U.S.C. § 1344
*	*	*

The United States Attorney charges that:

COUNT 1

A. AT ALL TIMES MATERIAL HEREIN:

1. **CHARLOTTE TROXLER**, defendant herein (hereinafter referred to as **TROXLER**) was a resident of Louisiana within the Eastern District of Louisiana.
2. **TROXLER** was employed by Tom Benson d/b/a Benson Properties; Benson Football L.L.C.; Bensco of Louisiana, L.L.C. (all hereinafter referred to as Benson). **TROXLER** held various positions including Financial Assistant to the Owner, a position which required special skill and private trust, from on or about 1985 through on or about March 2006.
3. **TROXLER** was employed by Leson Chevrolet Company (hereinafter referred to as Leson) and held the position of Financial Controller, a position which required special skill and private trust, from on or about August 2009 through on or about November 2009.

4. **TROXLER** was employed by Ray Brandt Automobile Dealership (hereinafter referred to as Ray Brandt) and held the position of Financial Controller, a position which required special skill and private trust, from on or about November 2008 through on or about July 2009.

5. Capital One was a financial institution located in the Eastern District of Louisiana and elsewhere, the deposits of which were insured by the Federal Deposit Insurance Corporation (FDIC).

6. Hibernia Bank (now Capital One) was a financial institution located in the Eastern District of Louisiana and elsewhere, the deposits of which were insured by the Federal Deposit Insurance Corporation (FDIC).

7. First American Bank was a financial institution located in the Eastern District of Louisiana and elsewhere, the deposits of which were insured by the Federal Deposit Insurance Corporation (FDIC).

8. Ray Brandt was an automobile dealership which operated in the Eastern District of Louisiana and elsewhere, utilized computers in order to facilitate and maintain their financial operations and therefore the Ray Brandt computer system was used in and affected interstate and foreign commerce.

B. SCHEME TO DEFRAUD FIRST AMERICAN BANK (BENSON)

Beginning at a time unknown but prior to 2004 and continuing to on or about March 2006 in the Eastern District of Louisiana and elsewhere, the defendant, **TROXLER**, did knowingly and willfully devise and intend to devise a scheme and artifice to defraud First American Bank by knowingly depositing stolen checks which were drawn on Benson's Hibernia Bank accounts

and then depositing these stolen funds belong to Benson into bank accounts controlled by the defendant at First American Bank.

It was a part of the scheme and artifice to defraud First American Bank that the defendant misrepresented her authority and authorization to First American Bank and fraudulently created and endorsed checks that Benson had not authorized and approved resulting in a theft from Benson in the amount of approximately \$718,434.88.

It was further a part of the scheme and artifice to defraud that the defendant abused her position of trust and stole Benson funds by making checks payable to unanimous payees and then forged and thereby deposited these stolen funds into accounts including First American Bank accounts controlled by her.

It was further a part of the scheme and artifice to defraud that the defendant concealed the unanimous payees that she created on the stolen Benson checks by altering the name of these unanimous payees in the books and records of Benson in order to make it appear to be for a legitimate reason.

C. THE EXECUTION:

On or about December 17, 2005, in the Eastern District of Louisiana and elsewhere, the defendant, **TROXLER**, did knowingly and willfully execute and attempt to execute a scheme and artifice to defraud as set forth above in that the defendant falsely endorsed and deposited a stolen check from Benson identified as check number 57784 in the amount of \$288,220.00 into her First American Bank account, thereby exposing First American Bank to risk of civil liability and financial loss by making those funds available for withdrawal;

All in violation of Title 18, United States Code, Section 1344.

COUNT 2

A. The allegations contained in Part A of Count 1 are hereby re-alleged and incorporated by reference.

B. SCHEME TO DEFRAUD FIRST AMERICAN BANK (LESON)

Beginning on or about August 2009 through on or about November 2009 in the Eastern District of Louisiana and elsewhere, the defendant, **TROXLER**, did knowingly and willfully devise and intend to devise a scheme and artifice to defraud First American Bank by depositing stolen checks which were drawn on Leson's Capital One Bank account and then depositing the stolen funds belonging to Leson into bank accounts controlled by the defendant at First American Bank resulting in a theft from Leson of approximately \$166,668.58.

It was further a part of the scheme and artifice to defraud that the defendant abused her position of trust at Leson by stealing Leson checks and creating unanimous payees.

It was further a part of the scheme and artifice to defraud that the defendant would forge endorsements of the fraudulently created unanimous payees and then deposit the stolen funds from Leson into accounts including her First American Bank account.

C. THE EXECUTION:

On or about September 11, 2009 in the Eastern District of Louisiana and elsewhere, the defendant, **TROXLER**, did knowingly and willfully execute and attempt to execute a scheme and artifice to defraud as set forth above by falsely endorsing and then depositing a stolen check from Leson, identified as check number 44055 in the amount of \$29,647.50 into her First American Bank account, thereby exposing First American Bank to risk of civil liability and financial loss by making those funds available for withdrawal;

All in violation of Title 18, United States Code, Section 1344.

COUNT 3

A. The allegations contained in Part A of Count 1 are hereby re-alleged and incorporated by reference.

B. SCHEME TO DEFRAUD FIRST AMERICAN BANK (RAY BRANDT)

From on or about November 2008 through on or about July 2009 in the Eastern District of Louisiana and elsewhere the defendant, **TROXLER**, did knowingly and willfully devise and intend to devise a scheme and artifice to defraud First American Bank by depositing stolen checks which were drawn on Ray Brandt's Capital One Bank account and depositing the stolen funds belonging to Ray Brandt into bank accounts controlled by the defendant at First American Bank resulting in a theft from Ray Brandt of approximately \$180,934.99.

It was further a part of the scheme to defraud that the defendant abused her position of trust at Ray Brandt by stealing Ray Brandt checks and creating unanimous payees.

It was further a part of the scheme to defraud that the defendant would forge endorsements of the fraudulently created unanimous payees and then deposit the stolen funds from Ray Brandt into accounts including the First America Bank account controlled by her.

C. THE EXECUTION:

On or about January 16, 2009 in the Eastern District of Louisiana and elsewhere, the defendant, **TROXLER**, did knowingly and willfully execute and attempt to execute a scheme and artifice to defraud as set forth above by falsely endorsing and then depositing a stolen check from Ray Brandt , identified as check number 35239 in the amount of \$47,381.23 into her First American Bank account, thereby exposing First American Bank to risk of civil liability and financial loss by making those funds available for withdrawal;

All in violation of Title 18, United States Code, Section 1344.

NOTICE OF BANK FRAUD FORFEITURE

1. The allegations contained in Counts 1, 2 and 3 of this Bill of Information are hereby re-alleged and incorporated by reference as though set forth fully herein for the purpose of alleging forfeiture to the United States of America pursuant to the provisions of Title 18, United States Code, Sections 1344 and 982(a)(2).

2. As a result of the offenses alleged in Counts 1 and 2, the defendant, **TROXLER**, shall forfeit to the United States pursuant to Title 18, United States Code, Section 1344 and 982(a)(2) any property which constitutes or is derived from proceeds obtained directly or indirectly, as a result of violations of Title 18, United States Code, Section 1344, including but not limited to:

approximately \$1,066,038.45 in United States currency and all interests and proceeds traceable thereto in that such sum in aggregate is property which was involved in the aforesaid offenses or is traceable such property.

3. If any of the property subject to forfeiture pursuant to Paragraph 2 of this notice of forfeiture, as a result of any act or omission of the defendant:

- a. Cannot be located upon exercise of due diligence,
- b. Has been transferred or sold or deposited with a third person,
- 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 can not be subdivided without difficulty, it is the intent of the United States, pursuant to Title 21, United States Code, Section 853(p), to seek forfeiture of any other property of said defendant up to the value of the above forfeitable property;

the United States of America shall be entitled to forfeiture of substitute property pursuant to Title 21, United States Code, Section 853(p), as incorporated by Title 18, United States Code, Section 982(b)(1) and Title 28, United States Code, Section 2461(c).

All in violation of Title 18, United States Code, Sections 1344 and 982(a)(2).

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New Orleans, Louisiana
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