

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

UNITED STATES OF AMERICA

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CRIMINAL NO: 10-263

v.

*

SECTION: "J"

STELLA GRISBAUM

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FACTUAL BASIS

Should this matter have gone to trial, the government would have proved beyond a reasonable doubt, through the introduction of competent testimony and admissible tangible exhibits, the following to support the allegations charged by the government in the one-count Bill of Information now pending against the defendant, Stella Grisbaum ("GRISBAUM").

Special Agents from the Social Security Administration- Office of Inspector General would testify that E.W. was receiving Social Security Administration ("SSA") widow's benefits since March 1998, which was when her husband, G.W., died. She was entitled to receive her husband's SSA benefits as a widower. A State of Louisiana Certificate of Death would show that E.W. died on August 20, 2007. Under the Social Security Act, her SSA benefits would have ceased or terminated. However, since the end of August 2007, SSA continued to directly deposit her SSA benefits into her Bank of America checking account until November 2009. The Social Security

Administration is a department and agency of the United States.

Bank of America documents would reveal that the names on the checking account were E.W. and/or Stella Grisbaum, and the address on the account was 4817 York Street, #225, Metairie, Louisiana 70001. The bank records would also reveal that after E.W.'s death, GRISBAUM wrote checks and made cash withdrawals from the account. The bank records would also show that SSA directly deposited SSA benefits for E.W. on a monthly basis and there were no other deposits made into the checking account after E.W.'s death.

SSA agents would further testify that on January 28, 2010, they interviewed GRISBAUM, who informed the agents that she had lived with her mother, E.W., until her mother passed away. After her mother's death, GRISBAUM stated that she accessed the checking account and withdrew the money from the account to pay her personal bills such as rent, utilities, etc. GRISBAUM further stated that she also used the ATM card to withdraw the funds from the account. GRISBAUM stated that she did it because she was unemployed and needed the money. GRISBAUM provided and signed a sworn statement admitting to the above facts.

The government would prove that the amount of restitution for the purposes of this offense is approximately \$40,870.00.

STELLA GRISBAUM
Defendant

Date

VALERIE WELZ JUSSELIN (19825)
Assistant Federal Public Defender
Attorney for Defendant

Date

LOAN "MIMI" NGUYEN (23612)
Assistant United States Attorney

Date