

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

INDICTMENT FOR COMPUTER FRAUD

UNITED STATES OF AMERICA	*	CRIMINAL NO.
v.	*	SECTION:
SHAWN MICHAEL HAYGOOD	*	VIOLATION: 18 U.S.C. § 1030(a)(4)
		18 U.S.C. § 2
	* * *	

The Grand Jury charges that:

COUNT 1

A. AT ALL TIMES MATERIAL HEREIN:

1. The defendant, **SHAWN MICHAEL HAYGOOD**, was the purchaser/manager at ABC restaurant, hereinafter “ABC” located in New Orleans, Louisiana. Part of the defendant, **SHAWN MICHAEL HAYGOOD’S** duties as a purchaser/manager was to procure perishable food items. **HAYGOOD** would later submit receipts to ABC for reimbursement.

2. ABC generally required all purchases to be routed through the accounting office, with supporting documentation including receipts and sales invoices.

3. ABC is an upscale food and beverage provider serving meals to residents of New Orleans and a significant number of tourists traveling to New Orleans from out-of-state. ABC kept track of sales of meals as well as the procurement of perishable food items on a computer system.

4. ABC's computer system affected interstate commerce and was therefore a protected computer, as defined in Title 18, United States Code, Section 1030.

B. THE SCHEME AND ARTIFICE TO DEFRAUD:

Beginning at a time unknown, but sometime prior to on or about October 2006 and continuing until on or about April 2009, in the Eastern District of Louisiana and elsewhere, defendant **SHAWN MICHAEL HAYGOOD**, devised and intended to devise a scheme and artifice to defraud ABC by creating false invoices for various food items purchased by **SHAWN MICHAEL HAYGOOD** on behalf of ABC. Although **SHAWN MICHAEL HAYGOOD** represented to ABC that he purchased these items, in truth and in fact, **SHAWN MICHAEL HAYGOOD** never purchased any items.

It was further a part of the scheme that the defendant **SHAWN MICHAEL HAYGOOD** would submit the information contained on these false invoices into the ABC computer system which would in turn generate a "cash out" receipt which the defendant **SHAWN MICHAEL HAYGOOD** would submit to ABC employees and receive cash.

It was further a part of the scheme and artifice to defraud that the defendant, **SHAWN MICHAEL HAYGOOD**, instead of processing purchases through the accounting offices of ABC, in order to disguise and conceal the scheme and artifice to defraud, would prepare false invoices, input the fraudulent information into ABC's computer system, and, as a result, cause the "cash out" ticket to be created, thus avoiding any contact with the accounting office.

It was further a part of the scheme and artifice to defraud that the defendant, **SHAWN MICHAEL HAYGOOD**, used a desk calculator in his office to produce a paper tape with figures on it which represented purchases of perishable food items. The tape also had stamped upon it either

“Cap’s Farmer’s Market” or “Caps Farmer’s Market.” In truth and in fact the defendant, **SHAWN MICHAEL HAYGOOD**, did not make purchases from Cap’s or Caps but instead knowingly and willfully created the paper tape to make it appear that he had purchased perishable food items on behalf of ABC, when in fact he had not. Cap’s Produce in Slidell, Louisiana was destroyed in Hurricane Katrina in August of 2005.

It was further a part of the scheme and artifice to defraud that the defendant, **SHAWN MICHAEL HAYGOOD**, would for some of the fraudulent entries enter the fraudulent purchase amount into the ABC computer system by swiping his manager card into the system. For some of the fraudulent entries, the defendant, **SHAWN MICHAEL HAYGOOD**, would cause another manager to enter the fraudulent purchase amount into the ABC computer system by swiping their manager card into the system. The ABC computer system only allowed access for cash reimbursement, known as “paid out” to managers such as the defendant **SHAWN MICHAEL HAYGOOD**. The defendant, **SHAWN MICHAEL HAYGOOD**, would use different terminals at ABC to avoid detection.

It was further a part of the scheme and artifice to defraud that the defendant, **SHAWN MICHAEL HAYGOOD**, would also prepare a fraudulent “paid out” voucher detailing the fraudulent purchases. After the entry of the false information into the computer system and the resulting production of the “cash out” receipt the defendant, **SHAWN MICHAEL HAYGOOD**, would present the “cash out” receipt to a bartender who would give him cash in return for the fraudulent receipt.

As a result of the defendant, **SHAWN MICHAEL HAYGOOD**’s scheme and artifice to defraud ABC, ABC suffered a loss of approximately \$268,774.00.

C. THE EXECUTION OF THE SCHEME AND COMPUTER FRAUD:

From in or about October 2006 and continuously thereafter until in or about April 2009, in the Eastern District of Louisiana and elsewhere, **SHAWN MICHAEL HAYGOOD**, defendant herein, did knowingly and with intent to defraud having devised the above described scheme and artifice to defraud, and attempting to do so, accessed a protected computer pursuant to 18 United States Code, Section 1030(e)(2)(B) exceeding his authorized access, and by means of such conduct furthered the intended fraud and obtained something of value, to wit: \$268,774.00 belonging to ABC thereby affecting ABC's database, a protected computer; in violation of Title 18, United States Code, Section 1030(a)(4).

A TRUE BILL:

FOREPERSON

JIM LETTEN
United States Attorney
Louisiana Bar Roll Number 8517

JAN MASELLI MANN
First Assistant United States Attorney
Louisiana Bar Roll Number 9020

CARTER K. D. GUICE, Jr.
Assistant United States Attorney
Louisiana Bar Roll Number 16771

New Orleans, Louisiana
February 25, 2011