

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

UNITED STATES OF AMERICA : Criminal No. _____
 :
 v. : 18 U.S.C. § 666
 : 26 U.S.C. § 7201
 JOSEPH RIVERA : 18 U.S.C. § 2

INFORMATION

The defendant having waived in open court prosecution by indictment, the United States Attorney for the District of New Jersey charges:

COUNT ONE

(Solicitation and Acceptance of a Corrupt Thing of Value
Involving an Organization Receiving Federal Funds)

1. At all times relevant to this Information:

a. Defendant JOSEPH RIVERA, a resident of Sicklerville, New Jersey, was employed as a Senior Investigator in the Wage and Hour Division of the New Jersey Department of Labor and Workforce Development (the "Department of Labor").

b. Defendant RIVERA's responsibilities as a Senior Investigator included inspecting businesses in Southern New Jersey that contracted with temporary labor firms, to verify compliance with New Jersey wage and hour laws, and with regulations regarding taxes and worker's compensation insurance coverage.

c. As an employee of the Department of Labor, defendant RIVERA was an agent of the State of New Jersey.

d. The State of New Jersey was a government that received federal benefits in excess of \$10,000 per year under a Federal program involving a grant, contract, subsidy, loan, guarantee, insurance or other form of assistance.

2. Between 2002 and late 2008, defendant JOSEPH RIVERA corruptly solicited and accepted cash payments totaling over \$1.863 million from at least twenty owners and operators of temporary labor firms that were within the scope of his inspection activities as a Senior Inspector at the Department of Labor. Defendant RIVERA typically accepted these corrupt payments every two or four weeks, and he generally calculated the amount of the corrupt payment by multiplying \$0.25 by the number of hours worked by the temporary labor firm's employees.

3. In exchange for these corrupt payments between 2002 and 2008, defendant JOSEPH RIVERA used his influence as a Senior Inspector on behalf of and for the benefit of the temporary labor firms that paid him, including by refraining from inspecting those firms that paid him, by falsely certifying that they were in compliance with New Jersey wage and hour statutes and regulations, and by recommending them to businesses as firms that should be hired.

4. On or about October 7, 2008, in the District of New Jersey, the defendant,

JOSEPH RIVERA

did corruptly solicit and demand for the benefit of himself, and did accept a thing of value, namely, a cash payment of approximately \$10,667, from a temporary labor firm owner, intending to be influenced and rewarded in connection with a business, transaction, and series of transactions of the State of New Jersey involving a thing of value of \$5,000 or more.

In violation of Title 18, United States Code, Section 666(a)(1)(B).

COUNT TWO
(Tax Evasion)

On or about April 15, 2008, in the District of New Jersey, and elsewhere, the defendant,

JOSEPH RIVERA,

did knowingly and willfully attempt to evade and defeat the income tax due and owing by him to the United States, and the payment thereof, for calendar year 2007 by preparing and causing to be prepared, by signing and causing to be signed, and by mailing and causing to be mailed, in the District of New Jersey, a false and fraudulent U.S. Individual Income Tax Return (Form 1040), which was filed with the Internal Revenue Service, stating that his taxable income for calendar year 2007 was the sum of approximately \$89,696, and that the amount of tax due and owing thereon was the sum of approximately \$21,521, whereas, as he then and there well knew and believed, his taxable income for calendar year 2007 was the sum of approximately \$499,176, upon which said taxable income there was owing to the United States an income tax of approximately \$149,677.

In violation of Title 26, United States Code, Section 7201, and Title 18, United States Code, Section 2.

CRIMINAL FORFEITURE ALLEGATION

1. The allegations contained in Count One of this Information are hereby realleged and incorporated by reference for the purpose of alleging forfeitures pursuant to Title 18, United States Code, Section 981(a)(1)(C), and Title 28, United States Code, Section 2461(c).

2. Upon conviction of the bribery offense in violation of Title 18, United States Code, Section 666(a)(1)(B), set forth in Count One of this Information, the defendant, JOSEPH RIVERA, shall forfeit to the United States of America, pursuant to Title 18, United States Code, Section 981(a)(1)(C), and Title 28, United States Code, Section 2461(c), any property, real or personal, which represents or is traceable to the gross receipts obtained, directly or indirectly, as a result of such violation, including, but not limited to:

a. Proceeds Of Criminal Activity - A sum of money equal to \$1,863,339 in United States currency, representing the amount of proceeds obtained as a result of the bribery offense in violation of Title 18, United States Code, Section 666(a)(1)(B), set forth in Count One of this Information.

b. Real Property - All those lots or parcels of land, together with their buildings, appurtenances, improvements, fixtures, attachments and easements, located at the following addresses: 823 Pennlyn Place, Ocean City, New Jersey; 2841 Bay

Avenue, Ocean City, New Jersey; Unit 1113 - 505 North Fort Lauderdale Boulevard, Fort Lauderdale, Florida.

c. Conveyance - One (1) 2008 Lexus Es350 - Grey, VIN#JTHBJ46GX82170902.

d. Cash Proceeds - Approximately \$120,400 in United States currency, in that such sum constitutes or is derived, directly or indirectly, from proceeds traceable to the commission of the bribery offense in violation of Title 18, United States Code, Section 666(a)(1)(B), set forth in Count One of this Information.

e. Gold Plates - Five (5) gold plates bearing numbers 160088, 043938, J364288, J364731, and B16133, and three (3) gold plates all bearing number 120567.

3. If any of the property described above, 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,

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 28, United States Code,
Section 2461(c), including but not limited to the following:

One (1) American Eagle Silver Dollar - 2000;
One (1) American Eagle Silver Dollar - 1999;
One (1) Statue of Liberty gold coin, serial # 08805569;
One (1) Statue of Liberty gold coin, serial # 11789425;
One (1) Statue of Liberty gold coin, serial # 09576842;
One (1) Statue of Liberty gold coin, serial # 11789428;
Ten (10) \$5 denomination small gold coins;
Seven (7) individual silver dollars;
Five (5) sleeves of silver half dollars;
One (1) sleeve of silver quarters & one (1) buffalo

nickel;

One (1) sleeve of silver dimes;
One (1) sleeve with 2 silver foreign coins;
One (1) plastic case with 1968 coin sampling;
Quarter pound silver eagle proof - gold layered,

Registration number 14860;

Quarter pound silver eagle proof - gold layered,

Registration number 14861;

Half pound silver eagle, Registration number 1432-2000;
Half pound silver eagle, Registration number 14860;
Two (2) boxes of 500 nickels, uncirculated;
Two (2) boxes of 500 nickels, uncirculated,

Quarter pound silver eagle, Registration number 14859;
Half pound silver eagle, Registration number 1431-2000;
Half pound silver eagle, Registration number 1430-2000;
Five (5) American eagle silver dollars in full color;
Quarter pound silver eagle proof - gold layered,
Registration number 10379;


Quarter pound silver eagle proof, Registration number
14861;

Quarter pound silver eagle proof, Registration number
10380;

Silver bar (4 Troy oz.), Registration number 3073;
Silver bar (4 Troy oz.), Registration number 3074;
Silver bar (4 Troy oz.), Registration number 3075;
Quarter pound silver eagle proof - gold layered,
Registration number 14859;

Quarter pound silver eagle proof - gold layered,
Registration number 10378.

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



RALPH J. MARRA, JR.
Acting United States Attorney

CASE NUMBER: _____

**United States District Court
District of New Jersey**

UNITED STATES OF AMERICA

v.

JOSEPH RIVERA

INFORMATION FOR

**18 U.S.C. § 666
26 U.S.C. § 7201**

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