



**U.S. Department of Justice**

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January 14, 2011

PRESS RELEASE

Richard S. Hartunian, United States Attorney for the Northern District of New York announced that Frank C. Carrillo, Jr., of Catskill, was sentenced today to four years probation and ordered to pay over \$56,000 in restitution by Senior United States District Judge Lawrence E. Kahn in Albany, based on his felony conviction for failing to disclose information affecting his right to Social Security Supplemental Security Income (SSI) payments.

Defendant Carrillo, age 51, admitted at the time of his guilty plea on August 25, 2010 that, on or about June 26, 1995, he had applied for Social Security SSI benefits, indicating that he was married and listing Joyce Carrillo, with a maiden name of Joyce Lampasona, as his wife. He started receiving benefits in or about 1997; however, his wife began receiving additional income, including salary and rental payments, that would have impacted his right to continued benefits or the amount thereof. On or about November 8, 1999, defendant Carrillo falsely caused the Social Security Administration(SSA) to change his record based upon his claims that he never had been married and that Joyce Lampasona actually was a non-relative, and he continued to receive benefits based upon these representations and the concealment of Lampasona's income. In a Statement for Determining Continuing Eligibility dated June 18, 2005, the defendant failed to list a spouse's name or social security number, and falsely indicated that neither he nor a spouse living with him had earned any money from work. Similarly, in a sworn statement provided to the SSA Office of Inspector General

and the U.S. Postal Inspection Service on March 30, 2007, the defendant falsely maintained that he was not and never had been married to Joyce Lampasona, and that her income should not be attributed to him. SSA subsequently determined that the defendant and Lampasona had, in fact, at least been holding themselves out as husband and wife, so that her income would be attributable to him for determination of his eligibility for SSI benefits, and the defendant acknowledged in the instant proceedings in federal court that he was, in fact, married. As a result of his conduct, the defendant admitted receiving an overpayment of benefits from November 1999 through February 2008 totaling approximately \$56,019.02, as to which he was ordered to pay full restitution to the SSA today.

The investigation in this matter was conducted by the local offices of the SSA Office of Inspector General and the United States Postal Inspection Service, and the case was prosecuted by the United States Attorney's Office for the Northern District of New York.

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