

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

UNITED STATES OF AMERICA	:	CRIMINAL NO. <u>10-</u>
v.	:	DATE FILED: <u>September 2010</u>
ANTHONY WIGGINS	:	VIOLATIONS:
	:	18 U.S.C. § 371 (conspiracy - 1 count)
	:	18 U.S.C. § 1029(a)(2)(unauthorized access device - 1 count)
	:	18 U.S.C. § 1028A (aggravated identity theft -1 count)
	:	Notice of forfeiture

INFORMATION

COUNT ONE

THE UNITED STATES ATTORNEY CHARGES THAT:

From at least in or about July 2009, to at least in or about September 2009, in the Eastern District of Pennsylvania and elsewhere, defendant

ANTHONY WIGGINS

conspired and agreed, with others known and unknown to the United States Attorney, to commit offenses against the United States, that is, to knowingly execute, attempt to execute, and aid and abet the execution of, access device fraud, in violation of Title 18, United States Code, Section 1029(a)(2).

MANNER AND MEANS

1. It was part of the conspiracy that persons known and unknown to the United States Attorney obtained personal identification information, including names, addresses, Social Security numbers, and dates of birth of victims, without their knowledge and consent.

It was further a part of the conspiracy that:

2. Co-conspirator #1, who is known to the United States Attorney, and others known and unknown to the United States Attorney, used the names and identifying information to obtain counterfeit driver's licenses which were in the names of the victims, but which contained the photographs of co-conspirators, known and unknown to the grand jury, including T.M. and R.C., who acted as "shoppers" for the identity theft ring.

3. At the direction of co-conspirator #1, the "shoppers" whose photographs were on the fraudulent driver's licenses, applied for lines of credit by completing credit applications, and made use of existing lines of credit at stores, including Sam's Club and Target. The "shoppers" used the personal identification information, including names, addresses, Social Security numbers, and dates of birth of the victims, and counterfeit driver's licenses in the names of the victims, as identification to open or use the credit accounts.

4. At the direction of co-conspirator #1, the "shoppers" paid for merchandise using the accounts that they obtained, or that they obtained access to, using the identities of others, without the authorization or knowledge of those people.

5. At the direction of co-conspirator #1, defendant ANTHONY WIGGINS drove some "shoppers" to stores to buy merchandise, picked up the merchandise of some shoppers, drove some shoppers home after they were done shopping for the day, and helped unload some of the merchandise at the end of the day.

6. Defendant ANTHONY WIGGINS was given some merchandise as payment for his services in driving the shoppers.

7. Defendant ANTHONY WIGGINS fraudulently obtained, and aided and abetted the obtaining of, more than \$1,000 from the making of fraudulent transactions.

OVERT ACTS

In furtherance of the conspiracy, defendant ANTHONY WIGGINS, co-conspirator #1, and others, known and unknown to the United States Attorney, committed the following overt acts, among others, in the Eastern District of Pennsylvania and elsewhere:

1. In or about July 2009, defendant ANTHONY WIGGINS agreed to put a van in his name so that the van could be used to transport fraudulently obtained merchandise from stores and to transport the shoppers.

2. In or about July 2009, co-conspirator #1 and others, known and unknown to the United States Attorney, created fraudulent driver's licenses, which contained the personal identification information of victims A.W., C.B., and S.H., and which contained the photograph of T.M.

3. On or about August 31, 2009, using a fraudulent driver's license in the name of S.H., T.M. purchased merchandise from a Target store in Cheltenham, Pennsylvania, in the amount of \$694.09, and from a Sam's Club in Willow Grove, Pennsylvania, in the amount of \$1380.37. Defendant ANTHONY WIGGINS assisted co-conspirator #1 in unloading the merchandise at the end of the day.

4. From in or about July 2009 to in or about September 2009, defendant ANTHONY WIGGINS drove several shoppers, including R.C., on several days to stores and transported the merchandise that R.C. and others bought using fraudulent identifications provided to them by co-conspirator #1.

All in violation of Title 18, United States Code, Section 371.

COUNT TWO

THE UNITED STATES ATTORNEY CHARGES THAT:

On or about August 31, 2009, in the Eastern District of Pennsylvania and elsewhere,
defendant

ANTHONY WIGGINS

knowingly and with the intent to defraud used, attempted to use, and aided and abetted the use of, an unauthorized access device, that is, a Target credit account with a number ending in 4958, and a Sam's Club credit account with a number ending in 7432, to obtain things of value aggregating \$1,000 or more during a one-year period, for a total of approximately \$2,074.46, thereby affecting interstate commerce.

All in violation of Title 18, United States Code, Sections 1029(a)(2) and 2.

COUNT THREE

THE UNITED STATES ATTORNEY CHARGES THAT:

On or about August 31, 2009, in the Eastern District of Pennsylvania and elsewhere, defendant

ANTHONY WIGGINS

knowingly and without lawful authority possessed and used, and aided and abetted the possession and use of, a means of identification of another person, that is, the name and identifying information of S.H., during and in relation to access device fraud.

In violation of Title 18, United States Code, Sections 1028A(a)(1), (c)(4) and 2.

NOTICE OF FORFEITURE

THE UNITED STATES ATTORNEY CHARGES THAT:

1. As a result of the violations of Title 18, United States Code, Sections 371 and 1029 set forth in this indictment, defendant

ANTHONY WIGGINS

shall forfeit to the United States of America any property, real or personal, that constitutes or is derived from proceeds traceable to the commission of such offenses, as charged in this indictment, including, but not limited to, the sum of \$2,074.46,

2. If any of the property subject to forfeiture, 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;

it is the intent of the United States, pursuant to Title 18, United States Code, Section 982(b),

incorporating Title 21, United States Code, Section 853(p), to seek forfeiture of any other property of the defendant up to the value of the property subject to forfeiture.

All pursuant to Title 18, United States Code, Section 982(a)(2).

ZANE DAVID MEMEGER
United States Attorney