

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

UNITED STATES OF AMERICA : **CRIMINAL NO. 10-_____**
v. : **DATE FILED: April 5, 2010**
LEONIDAS AGORASTOS : **VIOLATION:**
: **18 U.S.C. § 1343 (wire fraud - 1 count)**

INFORMATION

COUNT ONE

THE UNITED STATES ATTORNEY CHARGES THAT:

1. At all times relevant to this Information, defendant LEONIDAS AGORASTOS was employed at The Water Works Restaurant and Lounge (hereinafter “The Water Works”) located at 640 Water Works Drive, Philadelphia, PA 19147. AGORASTOS was also employed by VSA Purchasing and Catering, LLC (hereinafter “VSA”) as a bookkeeper.
2. VSA serves as the purchasing company for The Water Works and is responsible for dealing with the vendors that provide food, supplies and other services to The Water Works. VSA negotiates contracts and purchase agreements with various vendors, as well as handles the payments to vendors.
3. Among defendant LEONIDAS AGORASTOS’s responsibilities at VSA was to compile the invoices from the various vendors of The Water Works, create a single VSA invoice consisting of line items of the various vendors’ bills, and submit the single invoice to The Water Works for payment. The Water Works then paid VSA the amount set forth in the VSA invoice. LEONIDAS AGORASTOS then paid the vendors.

THE SCHEME

4. From in or about October 2007 through in or about November 2009, in Philadelphia, in the Eastern District of Pennsylvania, defendant

LEONIDAS AGORASTOS

knowingly devised and intended to devise a scheme to defraud The Water Works, and to obtain money and property by means of false and fraudulent pretenses and representations.

MANNER AND MEANS

It was part of the scheme that:

5. Defendant LEONIDAS AGORASTOS gathered invoices submitted to The Water Works by dozens of vendors for the supply of sea food, cheese and other supplies. Defendant LEONIDAS AGORASTOS, approximately two times per month, when creating a single VSA invoice consisting of line items of the various vendors' bills, fraudulently inflated the monetary amounts charged by the vendors.

6. Defendant LEONIDAS AGORASTOS then emailed the fraudulently inflated VSA invoice to The Water Works for payment. The Water Works, unaware of the fraudulently inflated line items, paid VSA in full the amount for each invoice.

7. Defendant LEONIDAS AGORASTOS then paid the legitimate amount owed to the vendors and he kept for himself the remaining portion of the money from the fraudulently inflated amount.

8. Defendant LEONIDAS AGORASTOS spent the proceeds from his scheme on expensive jewelry, a Porsche 911 Turbo, trips abroad, and gifts to third parties.

9. By these false and fraudulent pretenses and representations Defendant LEONIDAS AGORASTOS stole in excess of \$200,000 from The Water Works.

10. From in or about October 2007 through in or about November 2009, in Philadelphia, in the Eastern District of Pennsylvania, defendant

LEONIDAS AGORASTOS,

for the purpose of executing the scheme described above, used the internet to cause to be transmitted by means of wire communication in interstate commerce from a Comcast email account in the Eastern District of Pennsylvania, writings, signals and sounds, that is, internet emails containing fabricated invoices to obtain monies in excess of \$200,000, to an America Online (AOL) email account.

In violation of Title 18, United States Code, Section 1343.

NOTICE OF FORFEITURE

THE UNITED STATES ATTORNEY FURTHER CHARGES THAT:

1. As a result of the violations of Title 18, United States Code, Section 1343, set forth in this information, defendant

LEONIDAS AGORASTOS

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 offense, including, but not limited to, a sum in excess of \$200,000.

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 28, United States Code, Section 2461(c),

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

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

MICHAEL L. LEVY
UNITED STATES ATTORNEY