

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

UNITED STATES OF AMERICA	:	CRIMINAL NO. _____
v.	:	DATE FILED: _____
DRARMANE BADIAGA	:	VIOLATIONS:
	:	18 U.S.C. § 1546(a) (fraudulent
	:	acquisition and use of immigration
	:	documents - 1 count)
	:	18 U.S.C. § 1028A (aggravated identity
	:	theft - 1 count)

INFORMATION

COUNT ONE

THE UNITED STATES ATTORNEY CHARGES THAT:

At all times material to this indictment:

1. The United States Department of Homeland Security, Citizenship and Immigration Services ("USCIS") was an agency of the United States responsible for registering persons as lawful permanent residents and issuing alien registration receipt cards (also called resident alien cards), Form I-551 to eligible persons.
2. A genuine I-551 resident alien card evidenced that the bearer was a lawfully admitted resident of the United States.
3. Genuine resident alien cards were lawfully obtained from and issued solely by USCIS.
4. Defendant DRARMANE BADIAGA was a citizen of the Republic of Mali who entered the United States on a visa. The defendant subsequently applied for United States

Citizenship, but his application was denied.

5. H.B., the brother of defendant DRARMANE BADIAG, was a naturalized United States Citizen.

6. Defendant DRARMANE BADIAGA stole identification documents from H.B. which included, among others, a social security card. Defendant DRARMANE BADIAGA used H.B.'s duplicate permanent resident alien card to obtain a United States Department of Homeland Security Citizenship and Immigration Services Employment Authorization Card ("federal employment authorization card") and a Pennsylvania state identification card.

7. After obtaining a federal employment authorization card, defendant DRARMANE BADIAGA moved to Philadelphia, Pennsylvania from Bronx, New York where he had been living with H.B.

8. Following his arrival in Philadelphia, defendant DRARMANE BADIAGA obtained employment in Philadelphia and started filing federal income tax returns in H.B.'s name which resulted in duplicate returns being filed using the same social security number.

9. On or about October 7, 2009, in Philadelphia, in the Eastern District of Pennsylvania and elsewhere, defendant

DRARMANE BADIAGA

knowingly uttered, used, attempted to use and possessed a document required for entry into and as evidence of authorized stay and employment in the United States, that is, a federal employment authorization card, which the defendant had procured by means of a false claim and statement and otherwise procured by fraud and unlawfully obtained.

In violation of Title 18, United States Code, Section 1546(a).

COUNT TWO


THE UNITED STATES ATTORNEY FURTHER CHARGES THAT:

On or about October 7, 2009, at Philadelphia, in the Eastern District of Pennsylvania, defendant

DRARMANE BADIAGA

knowingly and without lawful authority possessed and used a means of identification of another person, a federal employment authorization card in the name of H.B., during and in relation to the fraudulent possession of immigration documents.

In violation of Title 18 United States Code, Section 1028A(a)(1), (c)(7).


MICHAEL L. LEVY
UNITED STATES ATTORNEY