

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

UNITED STATES OF AMERICA : **CRIMINAL NO. 10**
v. : **DATE FILED: _____**
MICHAEL ALEXANDER : **VIOLATION:**
: **18 U.S.C. § 1344 (bank fraud - 1 count)**
: **18 U.S.C. § 1028A(a)(1), (c)(5)**
: **(aggravated identity theft - 2 counts)**
: **(Notice of Forfeiture)**

INDICTMENT

COUNT ONE

THE GRAND JURY CHARGES THAT:

At all times material to this indictment:

1. Wachovia Bank was a financial institution, the deposits of which were insured by the Federal Deposit Insurance Corporation, certificate no. 33869.
2. The Intrepidus Group, Inc. maintained an account at Wachovia Bank ending in the numbers -2747. This account was opened by a person named A.H. on or about February 6, 2007.
3. Laurel Mart, Inc. maintained an account at Wachovia Bank ending in the numbers -9781. This account was opened by a person named C.A. on or about January 2, 2009.
4. Between in or about October, 2009 and on or about November 9, 2009, in the Eastern District of Pennsylvania, and elsewhere, defendant

MICHAEL ALEXANDER

knowingly executed, and attempted to execute, and aided and abetted the execution of a scheme to defraud Wachovia Bank, and to obtain monies owned by and under the care, custody, and control of that bank by means of false and fraudulent pretenses, representations, and promises.

THE SCHEME

4. In or about October, 2009, defendant MICHAEL ALEXANDER met an individual known to the grand jury as Co-conspirator #1, and agreed to engage in fraudulent bank withdrawals at the behest of Co-conspirator #1.

5. As part of the scheme, Co-conspirator #1 obtained false and fraudulent identification in the name of individuals with accounts at Wachovia Bank and bearing defendant MICHAEL ALEXANDER's photograph. On instructions from Co-conspirator #1, defendant ALEXANDER entered branches of Wachovia Bank and used this fraudulent identification to make, and attempt to make, transfers out of bank accounts in the names of the individuals used in his fake identification.

6. In or about October 2009, shortly after meeting Co-conspirator #1, defendant MICHAEL ALEXANDER had several passport photographs taken at a pharmacy and grocery market in Philadelphia, Pennsylvania. ALEXANDER then turned these photographs over to Co-conspirator #1.

7. Several days after providing Co-conspirator #1 with these photographs, Co-conspirator #1 met with defendant MICHAEL ALEXANDER and showed him several pieces of false identification he had produced using ALEXANDER's photograph. One of these pieces of identification was in the name of a person identified here as C.A., and another was in the name of a person identified here as A.H.

8. On or about November 2, 2009, on instructions from Co-conspirator #1, defendant MICHAEL ALEXANDER entered the Wachovia Bank branch at 101 North Independence Mall, Philadelphia, Pennsylvania and, using the false identification in the name of C.A. provided to him by Co-conspirator #1, made a wire transfer in the amount of \$67,000 from the account of Laurel Mart, Inc.

9. On or about November 3, 2009, on instructions from Co-conspirator #1, defendant MICHAEL ALEXANDER entered the Wachovia Bank branch at 101 North Independence Mall, Philadelphia, Pennsylvania and, using the false identification in the name of C.A. provided to him by Co-conspirator #1, attempted a cash withdrawal in the amount of \$9,500 from the account of Laurel Mart, Inc.

10. On or about November 9, 2009, on instructions from Co-conspirator #1, defendant MICHAEL ALEXANDER entered the Wachovia Bank branch at 65 Baltimore Avenue, Lansdowne, Pennsylvania and, using the false identification in the name of A.H. provided to him by Co-conspirator #1, attempted a wire transfer in the amount of \$200,000 from the account of Intrepidus Group, Inc.

In violation of Title 18, United States Code, Section 1344 and 2.

COUNTS TWO AND THREE

THE GRAND JURY CHARGES THAT:

On or about the following dates, in the Eastern District of Pennsylvania,
defendant

MICHAEL ALEXANDER

knowingly and without lawful authority possessed, transferred, and used, and aided and abetted the possession, transfer, and use of, a means of identification of another person, each person constituting a separate count, during and in relation to a bank fraud or attempted bank fraud:

Count	Date	NAMES
2	November 2 and 3, 2009	C.A.
3	November 9, 2009	A.H.

All in violation of Title 18, United States Code, Sections 1028A(a)(1), (c)(5), and 2.

NOTICE OF FORFEITURE

THE GRAND JURY FURTHER CHARGES THAT:

1. As a result of the violations of Title 18, United States Code, Section 1344, set forth in this indictment, defendant

MICHAEL ALEXANDER

shall forfeit to the United States of America any property that constitutes, or is derived from, proceeds obtained directly or indirectly from the commission of such offenses, including, but not limited to, the sum of \$25,063.69.

2. If any of the property subject to forfeiture, as a result of any act or omission of the defendant(s):

- (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(s) up to the value of the property subject to forfeiture.

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

A TRUE BILL:

GRAND JURY FOREPERSON

**MICHAEL L. LEVY
UNITED STATES ATTORNEY**