

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

UNITED STATES OF AMERICA : **CRIMINAL NO. 12-_____**

v. : **DATE FILED: _____**

CLIFFORD WOMACK : **VIOLATIONS:**
MARIVEL ROSA : **18 U.S.C. § 1344 (bank fraud - 1 count)**
: **18 U.S.C. § 1028(A) (aggravated identity**
: **theft- 1 count)**
: **18 U.S.C. § 1519 (concealment of**
: **documents - 1 count)**
: **18 U.S.C. § 2 (aiding and abetting)**

I N D I C T M E N T

COUNT ONE

THE GRAND JURY CHARGES THAT:

1. At all times material to this Indictment, the Citizens Bank was a financial institution with accounts insured by the Federal Deposit Insurance Corporation, certificate no. 57282.

2. On or about January 26, 2012, in Philadelphia, in the Eastern District of Pennsylvania and elsewhere, defendants

**CLIFFORD WOMACK and
MARIVEL ROSA**

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

THE SCHEME

It was part of the scheme that:

3. Defendant CLIFFORD WOMACK obtained multiple counterfeit checks purporting to be on the Citizens Bank checking account of a limited liability law practice, identified here as "M.C. LLC."

4. The counterfeit checks purported to have been signed by the authorized signer of that account, a real person identified here as "M.C." The forged signature purporting to be that of M.C. was substantially identical to the genuine signature of M.C.

5. Despite the fact that M.C. LLC did not owe any money to defendant MARIVEL ROSA, two of the counterfeit checks were made out in the name of MARIVEL ROSA. Defendant CLIFFORD WOMACK also had in his possession additional counterfeit checks in the names of other persons.

6. On January 26, 2012, defendant CLIFFORD WOMACK drove a red Ford Expedition automobile to pick up defendant MARIVEL ROSA.

7. Defendant CLIFFORD WOMACK drove defendant MARIVEL ROSA to a Citizens Bank branch at 3201 Cheltenham Ave., Wyncote, PA, where ROSA successfully cashed a counterfeit check drawn on the M.C. LLC bank account in the amount of \$ 981.70.

8. Defendant CLIFFORD WOMACK drove defendant MARIVEL ROSA to a Citizens Bank branch at 6324 Stenton Ave., Philadelphia, PA, where ROSA attempted to cash a counterfeit check drawn on the M.C. LLC bank account in the amount of \$ 937.50.

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

COUNT TWO

THE GRAND JURY FURTHER CHARGES THAT:

On or about January 26, 2012, in Philadelphia, in the Eastern District of Pennsylvania, and elsewhere, defendants

**CLIFFORD WOMACK and
MARIVEL ROSA**

knowingly and without lawful authority transferred, possessed and used, and aided and abetted the possession, transfer and use of, a means of identification of another person, that is, the signature of an individual identified here as M.C. during and in relation to a bank fraud.

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

COUNT THREE

THE GRAND JURY FURTHER CHARGES THAT:

On or about January 26, 2012, in Philadelphia, in the Eastern District of Pennsylvania, defendant

CLIFFORD WOMACK

destroyed, concealed, and covered up documents, that is counterfeit checks written on the Citizens Bank account of a limited liability law practice, identified here as “M.C. LLC,” with the intent to impede, obstruct, and influence the investigation of a matter within the jurisdiction of the United States Secret Service, a department or agency of the United States.

In violation of Title 18, United States Code, Section 1519.

A TRUE BILL:

FOREPERSON

ZANE DAVID MEMEGER
United States Attorney