

SEALED

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TENNESSEE
AT CHATTANOOGA

2012 MAY 22 P 4:54

UNITED STATES OF AMERICA

vs.

IHSAAN AL-AMIN also known as
ROBERT O'NEIL ROBINSON, JR.

UNDER SEAL
1:12-cr-50

U.S. DISTRICT COURT
EASTERN DIST. TENN.

Judge *Collier/Lee* DEPT. CLERK

INDICTMENT

COUNTS 1 through 99

The Grand Jury charges that on or about the dates listed below, in the Eastern District of Tennessee, the defendant, Ihsaan Al-Amin also known as Robert O'Neil Robinson, Jr. (herein referred to as Ihsaan Al-Amin), did knowingly and intentionally dispense, and cause to be dispensed, quantities of the controlled substances listed below to the patients, with the initials indicated below, outside the scope of professional practice and not for a legitimate medical purpose; each such instance constituting a violation of Title 21, United States Code, Sections 841(a)(1) and (b), and Title 18, United States Code, Section 2:

<u>COUNTS</u>	<u>DATE</u>	<u>PATIENT'S INITIALS</u>	<u>CONTROLLED SUBSTANCE</u>	<u>SCHEDULE</u>
1	11/24/09	C.B.	Lorcet (Hydrocodone)	III
2	11/24/09	C.B.	Roxicodone (Oxycodone)	II
3	12/01/09	C.B.	Lorcet (Hydrocodone)	III
4	12/01/09	C.B.	Roxicodone (Oxycodone)	II
5	12/08/09	C.B.	Lorcet (Hydrocodone)	III
6	12/08/09	C.B.	Roxicodone (Oxycodone)	II
7	12/15/09	C.B.	Lorcet (Hydrocodone)	III
8	12/15/09	C.B.	Roxicodone (Oxycodone)	II
9	12/15/09	M.E.	Lorcet (Hydrocodone)	III
10	12/15/09	M.E.	Roxicodone (Oxycodone)	II
11	01/05/10	M.E.	Lorcet (Hydrocodone)	III
12	01/05/10	M.E.	Roxicodone (Oxycodone)	II
13	01/26/10	M.E.	Lorcet (Hydrocodone)	III
14	01/26/10	M.E.	Roxicodone (Oxycodone)	II

<u>COUNTS</u>	<u>DATE</u>	<u>PATIENT'S INITIALS</u>	<u>CONTROLLED SUBSTANCE</u>	<u>SCHEDULE</u>
15	10/29/09	J.F.	Lorcet (Hydrocodone)	III
16	11/05/09	J.F.	Roxicodone (Oxycodone)	II
17	02/08/10	J.F.	Lorcet (Hydrocodone)	III
18	02/08/10	J.F.	Roxicodone (Oxycodone)	II
19	06/30/09	H.F.	Lorcet (Hydrocodone)	III
20	06/30/09	H.F.	Roxicodone (Oxycodone)	II
21	07/07/09	H.F.	Lorcet (Hydrocodone)	III
22	07/07/09	H.F.	Roxicodone (Oxycodone)	II
23	12/09/09	H.F.	Lorcet (Hydrocodone)	III
24	12/09/09	H.F.	Roxicodone (Oxycodone)	II
25	12/15/09	H.F.	Lorcet (Hydrocodone)	III
26	12/15/09	H.F.	Roxicodone (Oxycodone)	II
27	05/05/09	T.G.	Roxicodone (Oxycodone)	II
28	05/07/09	T.G.	Roxicodone (Oxycodone)	II
29	05/28/09	T.G.	Roxicodone (Oxycodone)	II
30	01/27/09	L.H.	Lorcet (Hydrocodone)	III
31	01/27/09	L.H.	Roxicodone (Oxycodone)	II
32	03/04/09	L.H.	Lorcet (Hydrocodone)	III
33	03/04/09	L.H.	Roxicodone (Oxycodone)	II
34	06/24/09	M.D.L.	Lorcet (Hydrocodone)	III
35	06/24/09	M.D.L.	Methadone	II
36	07/09/09	M.D.L.	Lorcet (Hydrocodone)	III
37	07/09/09	M.D.L.	Methadone	II
38	06/17/09	M.M.	Lorcet (Hydrocodone)	III
39	06/17/09	M.M.	Roxicodone (Oxycodone)	II
40	06/24/09	M.M.	Lorcet (Hydrocodone)	III
41	06/25/09	M.M.	Roxicodone (Oxycodone)	II
42	07/01/09	M.M.	Lorcet (Hydrocodone)	III
43	07/01/09	M.M.	Roxicodone (Oxycodone)	II
44	09/02/09	M.M.	Lorcet (Hydrocodone)	III
45	09/02/09	M.M.	Roxicodone (Oxycodone)	II
46	11/30/09	B.P.	Lorcet (Hydrocodone)	III
47	11/30/09	B.P.	Methadone	II
48	12/07/09	B.P.	Lorcet (Hydrocodone)	III
49	12/07/09	B.P.	Methadone	II
50	12/14/09	B.P.	Lorcet (Hydrocodone)	III
51	12/14/09	B.P.	Methadone	II
52	12/21/09	B.P.	Lorcet (Hydrocodone)	III
53	12/21/09	B.P.	Methadone	II
54	12/28/09	B.P.	Lorcet (Hydrocodone)	III
55	12/28/09	B.P.	Methadone	II
56	03/10/09	A.R.	Lorcet (Hydrocodone)	III
57	03/10/09	A.R.	Roxicodone (Oxycodone)	II

<u>COUNTS</u>	<u>DATE</u>	<u>PATIENT'S INITIALS</u>	<u>CONTROLLED SUBSTANCE</u>	<u>SCHEDULE</u>
58	03/17/09	A.R.	Lorcet (Hydrocodone)	III
59	03/17/09	A.R.	Roxicodone (Oxycodone)	II
60	03/24/09	A.R.	Lorcet (Hydrocodone)	III
61	03/24/09	A.R.	Roxicodone (Oxycodone)	II
62	03/31/09	A.R.	Lorcet (Hydrocodone)	III
63	03/31/09	A.R.	Roxicodone (Oxycodone)	II
64	04/15/09	A.R.	Lorcet (Hydrocodone)	III
65	04/15/09	A.R.	Roxicodone (Oxycodone)	II
66	03/17/09	L.R.	Lorcet (Hydrocodone)	III
67	03/17/09	L.R.	Roxicodone (Oxycodone)	II
68	03/24/09	L.R.	Lorcet (Hydrocodone)	III
69	03/24/09	L.R.	Roxicodone (Oxycodone)	II
70	03/30/09	L.R.	Lorcet (Hydrocodone)	III
71	03/30/09	L.R.	Roxicodone (Oxycodone)	II
72	04/06/09	L.R.	Lorcet (Hydrocodone)	III
73	04/06/09	L.R.	Roxicodone (Oxycodone)	II
74	04/13/09	L.R.	Lorcet (Hydrocodone)	III
75	04/13/09	L.R.	Roxicodone (Oxycodone)	II
76	03/23/10	R.S.	Lorcet (Hydrocodone)	III
77	03/23/10	R.S.	Roxicodone (Oxycodone)	II
78	03/31/10	R.S.	Lorcet (Hydrocodone)	III
79	03/31/10	R.S.	Roxicodone (Oxycodone)	II
80	04/07/10	R.S.	Lorcet (Hydrocodone)	III
81	04/07/10	R.S.	Roxicodone (Oxycodone)	II
82	04/14/10	R.S.	Lorcet (Hydrocodone)	III
83	04/14/10	R.S.	Roxicodone (Oxycodone)	II
84	03/04/09	C.W.	Lorcet (Hydrocodone)	III
85	03/04/09	C.W.	Methadone	II
86	12/14/09	M.W.	Lorcet (Hydrocodone)	III
87	12/14/09	M.W.	Roxicodone (Oxycodone)	II
88	12/21/09	M.W.	Lorcet (Hydrocodone)	III
89	12/21/09	M.W.	Methadone	II
90	12/28/09	M.W.	Lorcet (Hydrocodone)	III
91	12/28/09	M.W.	Methadone	II
92	01/07/09	J.W.	Lorcet (Hydrocodone)	III
93	01/07/09	J.W.	Roxicodone (Oxycodone)	II
94	01/14/09	J.W.	Lorcet (Hydrocodone)	III
95	01/14/09	J.W.	Roxicodone (Oxycodone)	II
96	01/27/09	J.W.	Lorcet (Hydrocodone)	III
97	01/27/09	J.W.	Roxicodone (Oxycodone)	II
98	02/18/09	J.W.	Lorcet (Hydrocodone)	III
99	02/18/09	J.W.	Roxicodone (Oxycodone)	II

COUNT 100

The Grand Jury further charges that on or about April 15, 2010, in the Eastern District of Tennessee, the defendant, Ihsaan Al-Amin, did knowingly possess, with intent to dispense outside the scope of professional practice and not for a legitimate medical purpose, a quantity of hydrocodone, a Schedule III controlled substance; oxycodone, a Schedule II controlled substance; and methadone, a Schedule II controlled substance; all in violation Title 21, United States Code, Section 841(a)(1).

COUNT 101

The Grand Jury further charges that on or about April 15, 2010, in the Eastern District of Tennessee, the defendant, Ihsaan Al-Amin, did knowingly carry and use firearms, that is a loaded 9 mm handgun on his person and a .380 mm handgun kept at the reception area, near the “pharmacy” at his office, during and in relation to the drug trafficking crime charged in Count 100, above, in violation Title 18, United States Code, Section 924(c).

COUNTS 102-103

The Grand Jury further charges that on or about the dates listed below, within the Eastern District of Tennessee, the defendant, Ihsaan Al-Amin, knowingly engaged in the monetary transactions (as defined in Title 18, United States Code, Section 1957(f)(1)) of a value greater than \$10,000 listed below, knowing that the property involved in the monetary transactions was criminally derived from a specified unlawful activity, i.e. of knowingly and intentionally dispensing, and causing to be dispensed, quantities of controlled substances outside the scope of professional practice and not for a legitimate medical purpose in violation of Title 21, United States Code, Section 841(a)(1), as charged in Counts 1 through 99 of this

Indictment, each such instance constituting a violation of Title 18, United States Code, Section 1957(a):

<u>Count</u>	<u>Date</u>	<u>Monetary Transaction > \$10,000</u>
102	4/26/2007	Payment to Diversified Healthcare Services for \$12,000.00
103	7/09/2007	Payment to Diversified Healthcare Services for \$15,163.20

COUNT 104

The Grand Jury further charges that on or about August 28, 2006, in the Eastern District of Tennessee, the defendant, Ihsaan Al-Amin, did willfully attempt to evade and defeat a large part of the income tax due and owing by him to the United States of America for the calendar year 2005, by preparing and causing to be prepared, and by signing and causing to be signed, a false and fraudulent U.S. Individual Income Tax Return, Form 1040, which was filed with the Internal Revenue Service. In that false income tax return, he stated that his taxable income for the calendar year 2005 was the sum of \$6,286.00 and that the amount of tax due and owing thereon was the sum of \$2,239.00. In fact, as he then and there knew, his taxable income for the calendar year was the sum of approximately \$321,807.00, upon which taxable income there was owing to the United States of America an income tax of approximately \$113,204.00, in violation of Title 26, United States Code, Section 7201.

COUNT 105

The Grand Jury further charges that on or about August 18, 2009, in the Eastern District of Tennessee, the defendant, Ihsaan Al-Amin, did willfully attempt to evade and defeat a large part of the income tax due and owing by him to the United States of America for the calendar year 2006, by preparing and causing to be prepared, and by signing and causing to be signed, a false and fraudulent Amended U.S. Individual Income Tax Return, Form 1040x, which was filed with the Internal Revenue Service. In that false income tax return, he stated that his

taxable income for the calendar year was the sum of \$53,766.00 and that the amount of tax due and owing thereon was the sum of \$23,286.00. In fact, as he then and there knew, his taxable income for the calendar year was the sum of \$262,871.00, upon which taxable income there was owing to the United States of America an income tax of \$93,092.00, in violation of Title 26, United States Code, Section 7201.

MONEY LAUNDERING FORFEITURE ALLEGATIONS

1. The allegation contained in counts 107 and 108 of this Indictment are hereby realleged and incorporated by reference for the purpose of alleging forfeitures pursuant to Title 18, United States Code, Section 982(a)(1).

2. Pursuant to Title 18, United States Code, Section 982(a)(1), upon conviction of an offense in violation of Title 18, United States Code, Section 1957, the defendant, Ihsaan Al-Amin, shall forfeit to the United States of America any property, real or personal, involved in such offense, and any property traceable to such property. The property to be forfeited includes, but is not limited to, the following:

a. Cash

- (a) \$10,322.00 in U.S. currency seized on April 15, 2010, from O'Neil Medical Clinic, located at 4719 Brainerd Road, Suite C, Chattanooga, Tennessee.
- (b) \$9,027.00 in U.S. currency seized on April 15, 2010, from O'Neil Medical Clinic, located at 4719 Brainerd Road, Suite C, Chattanooga, Tennessee.
- (c) \$3,342.00 in U.S. currency seized on April 15, 2010 from Salud Medical Walk-In Clinic, located at 4719 Brainerd Road, Suite A-1, Chattanooga, Tennessee.
- (d) \$510.25 in U.S. currency seized on April 15, 2010 from 16 S. Sweetbriar Avenue, Chattanooga, Tennessee.

3. Substitute Assets

If any of the property described above, as a result of any act or omission of the defendant:

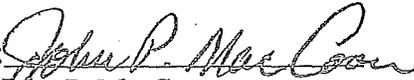
- a. cannot be located upon the exercise of due diligence;
- b. has been transferred or sold to, or deposited with, a third party;
- c. has been placed beyond the jurisdiction of the court;
- d. has been substantially diminished in value; or
- e. has been commingled with other property which cannot be divided without difficulty,

the United States of America shall be entitled to forfeiture of substitute property pursuant to Title 21, United States Code, Section 853(p), as incorporated by Title 18, United States Code, Section 982(b)(1).

A TRUE BILL:

By: 
GRAND JURY FOREPERSON

WILLIAM C. KILLIAN
UNITED STATES ATTORNEY

By: 
John P. MacCoon
Assistant United States Attorney