

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
11-80136-CR-DIMITROULEAS/SNOW

CASE NO. _____
18 U.S.C. §§ 1349, 1343, 1346

UNITED STATES OF AMERICA

v.

DAVID A. CHAISSON,

Defendant.

CRIMINAL INFORMATION

The United States of America, acting through its attorneys, charges:

1. DAVID A. CHAISSON is hereby made a defendant on the charges stated below.

INTRODUCTION

At all times relevant to this Information, unless otherwise indicated:

2. Ryan International Airlines ("Ryan") is an entity organized and existing under the laws of the State of Illinois with its principal place of business in Rockford, Illinois. Ryan provides air passenger and cargo services for corporations, private individuals, professional sports teams, and the United States government. During the period covered by this Information, a significant portion of Ryan's business consisted of transporting personnel and cargo for the United States Department of Defense, United States Department of Homeland Security, and United States Marshals Service on domestic and international flights.

3. During the period covered by this Information, Co-Conspirator 1 ("CC-1") was the Vice President of Ground Operations for Ryan. Among CC-1's responsibilities was contracting with providers of goods and services on behalf of Ryan and approving the invoices that were submitted by those providers to Ryan for payment. CC-1 had a fiduciary duty to act honestly and faithfully in all business dealings with Ryan.

4. During the period covered by this Information, Defendant CHAISSON was the owner of Co-Conspirator Company, an entity organized and existing under the laws of the State of Indiana with its principal place of business in Indianapolis, Indiana. Defendant CHAISSON and Co-Conspirator Company were engaged in the business of performing ground security coordination, security personnel training, and flight management services for airlines based in the United States.

5. In 2004, CC-1 contacted Defendant CHAISSON about Co-Conspirator Company providing flight management services on domestic and international flights for Ryan in order to improve Ryan's on-time performance. After Ryan hired Co-Conspirator Company, Defendant CHAISSON flew on Ryan flights and obtained and coordinated aircraft services, such as aircraft cleaning, catering, crew meals and lodging, and baggage loading. Co-Conspirator Company billed Ryan for its time and for the services that it obtained for Ryan flights. CC-1 was responsible for approving the invoices submitted by Co-Conspirator Company to Ryan.

6. Whenever this Information refers to any act, deed, or transaction of any company, it means that the company engaged in the act, deed, or transaction by or through its officers, directors, employees, agents, or other representatives while they were actively engaged in the management, direction, control, or transaction of its business or affairs.

COUNT ONE- CONSPIRACY
(18 U.S.C. § 1349)

7. Each and every allegation contained in paragraphs 1-6 of this Information is hereby realleged as if fully set forth in this Count.

DESCRIPTION OF THE OFFENSE

8. Beginning at least as early as January 2005 and continuing thereafter at least through July 2008, the exact dates being unknown to the United States, in the Southern District of Florida and elsewhere, Defendant DAVID A. CHAISSON and Ryan employee CC-1 did unlawfully, willfully, and knowingly conspire, combine, confederate, and agree together and with each other to commit offenses against the United States, to wit, to violate Title 18, United States Code, Sections 1343 and 1346, in violation of 18, United States Code, Section 1349.

9. It was a part and an object of the conspiracy that Defendant CHAISSON and CC-1 unlawfully, willfully, and knowingly devised and intended to devise a scheme and artifice to:

- (a) defraud Ryan and obtain money and property by means of materially false and fraudulent pretenses, representations, and promises; and
- (b) defraud and deprive Ryan of the honest and faithful services of CC-1 through kickbacks and the concealment of material information from Ryan,

and for the purpose of executing such scheme and artifice, and attempting to do so, would and did transmit and cause to be transmitted by means of wire communication in interstate commerce certain writings, signals, and sounds, in violation of Title 18, United States Code, Sections 1343 and 1346.

**THE MANNER AND MEANS BY WHICH THE
CONSPIRACY WAS CARRIED OUT**

The scheme and artifice was carried out in the following manner and means, among others:

10. In or about January 2005, at the request of CC-1, Defendant CHAISSON began submitting fabricated invoices on behalf of Co-Conspirator Company to Ryan for services that had not been provided. CC-1 approved payment of the fraudulent invoices. Defendant CHAISSON and CC-1 split the money received from Ryan as payment for the fraudulent invoices. During the course of the scheme, Defendant CHAISSON submitted, and CC-1 approved and directed payment of, \$101,454.96 in fraudulent invoices.

11. CC-1 further solicited and accepted kickback payments totaling approximately \$8,000.00 in relation to flight management services that Co-Conspirator Company did provide to Ryan.

12. In his capacity as an employee of Ryan International Airlines, CC-1 provided favorable treatment to Defendant CHAISSON, including continuing to award business to Co-Conspirator Company for flight management services, in exchange for kickback payments. Defendant CHAISSON and CC-1 foresaw or reasonably should have foreseen that Ryan might suffer an economic harm as a result of their breach of CC-1's fiduciary duty to Ryan.

13. Defendant CHAISSON took steps to hide, conceal, and cover up his activity and the nature and scope of his dealings with CC-1, including wiring payments to the personal bank account of CC-1, which CC-1 accessed near his home located in the Southern District of Florida.

OVERT ACTS

In furtherance of the conspiracy and to effect the illegal objects thereof, the following overt acts, among others, were committed in the Southern District of Florida and elsewhere:

14. From in or about January 2005 through at least September 2006, Defendant CHAISSON submitted over \$100,000.00 in fraudulent invoices from Co-Conspirator Company to Ryan. CC-1 directed payment of all of the invoices on behalf of Ryan with knowledge that they were fraudulent.

15. From in or about April 2005 through November 2007, Defendant CHAISSON issued checks and caused interstate wire transfers totaling more than \$60,000.00 to be made from the bank account of Co-Conspirator Company to CC-1's personal bank account in the Southern District of Florida and elsewhere.

JURISDICTION AND VENUE

16. The conspiracy charged in Count One of this Criminal Information was formed in part and carried out, in part, in the Southern District of Florida in Palm Beach County within the five years preceding the filing of this Criminal Information.

All in violation of Title 18, United States Code, Section 1349.

COUNT TWO- WIRE FRAUD
(18 U.S.C. §§ 1343, 1346)

The United States of America further charges:

17. Each and every allegation contained in Paragraphs 1-16 of this Information is hereby realleged as if fully set forth in this Count.

18. Beginning at least as early as January 2005 and continuing thereafter at least through July 2008, the exact dates being unknown to the United States, in the Southern District of Florida and elsewhere, Defendant

DAVID A. CHAISSON

and CC-1 unlawfully, willfully, and knowingly devised and intended to devise a scheme and artifice to:

- (a) defraud Ryan and obtain money and property by means of materially false and fraudulent pretenses, representations, and promises; and
- (b) defraud and deprive Ryan of the honest and faithful services of CC-1 through kickbacks and the concealment of material information from Ryan,

and for the purpose of executing such scheme and artifice to defraud and deprive, and attempting to do so, did transmit and cause to be transmitted by means of wire communication in interstate commerce, the following writings, signals, and sounds:

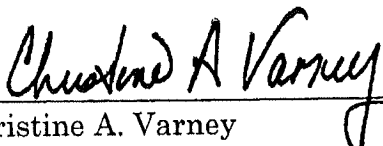
19. On or about June 21, 2007, in the Southern District of Florida and elsewhere, Defendant CHAISSON caused a wire transfer in the amount of \$1,500.00 to be made from Co-Conspirator Company's bank account in Indianapolis, Indiana, to CC-1's personal bank account in Lake Worth, Florida.

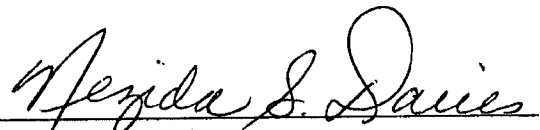
JURISDICTION AND VENUE

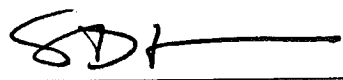
20. The offense charged in Count Two of this Criminal Information was formed in part and carried out, in part, in the Southern District of Florida in Palm Beach County within the five years preceding the filing of this Criminal Information.

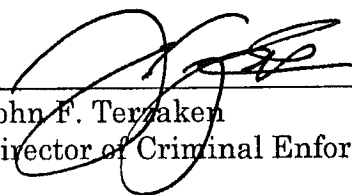
All in violation of Title 18, United States Code, Sections 1343 and 1346.


Date: 7/21/2011


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