

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
WESTERN DIVISION

No. 5:19-CR-166-1FL(4)

UNITED STATES OF AMERICA)
)
 v.) INDICTMENT
)
 FURMAN ALEXANDER FORD)
 _____)

The Grand Jury charges:

INTRODUCTION

At all times relevant to this Indictment:

1. The defendant, FURMAN ALEXANDER FORD, was employed as a Financial Services Agent for New York Life Insurance Company at the Raleigh, North Carolina Field office, from on or between 2012 to 2015.

2. As part of his duties, defendant FORD served as an insurance and financial agent to seventy-two year old victim "E.J.", who had purchased a variable annuity trust (account ending in 811) in the amount of \$1,395,747.68 from New York Life Insurance Company in or about October, 2013.

3. Beginning in or about August 2014, and continuing through in or about December 2014, in the Eastern District of North Carolina and elsewhere, FORD devised and intended to devise a scheme and artifice to defraud, specifically, a scheme and artifice

to deprive "E.J." funds from the victim's variable annuity trust(account ending in 811).

4. It was part of the scheme and artifice to defraud that between on or about August 13, 2014, and on or about December 8, 2014, FORD drafted and submitted to New York Life Insurance headquarters in New York, New York, via the U.S. mail, eleven separate fraudulent letters to withdrawal funds from victim "E.J."s variable annuity trust(account ending in 811).

6. It was further part of the scheme and artifice to defraud that FORD directed the fraudulent fund payments to be electronically deposited into his personal North Carolina State Employee's Credit Union(SECUCU) account(account ending in 4864).

8. Victim "E.J." lost approximately \$246,000.00 due to FORD's fraudulent scheme.

COUNTS ONE THROUGH ELEVEN

9. Paragraphs 1 through 8 are re-alleged and incorporated herein as though fully set forth in these counts.

10. On or about the dates set forth below, each date constituting a separate count of this Indictment, in the Eastern District of North Carolina and elsewhere, defendant FURMAN ALEXANDER FORD, having devised a scheme and artifice to defraud, and to obtain money and property by means of materially false and fraudulent pretenses, representations, and promises, did, for the purpose of executing such scheme and artifice, and attempting so

to do, place in a post office and authorized depository for mail matter, and deposit and cause to be deposited the items described in the chart below to be sent by private and commercial mail interstate carrier, and take and receive therefrom, and knowingly cause to be delivered by mail and such carrier according to the direction thereon, the items described in the chart below, all in violation of Title 18, United States Code, Section 1341:

COUNT	DATE	ITEM MAILED FROM RALEIGH, NC	DESTINATION
ONE	August 13, 2014	Withdrawal Request Letter in the amount of \$15,000.00	NY, NY
TWO	September 2, 2014	Withdrawal Request Letter in the amount of \$5,000.00	NY, NY
THREE	September 16, 2014	Withdrawal Request Letter in the amount of \$10,000.00	NY, NY
FOUR	September 22, 2014	Withdrawal Request Letter in the amount of \$25,000.00	NY, NY
FIVE	September 29, 2014	Withdrawal Request Letter in the amount of \$20,000.00	NY, NY
SIX	October 13, 2014	Withdrawal Request Letter in the amount of \$6,000.00	NY, NY
SEVEN	October 24, 2014	Withdrawal Request Letter in the amount of \$25,000.00	NY, NY

EIGHT	November 6, 2014	Withdrawal Request Letter in the amount of \$25,000.00	NY, NY
NINE	November 17, 2014	Withdrawal Request Letter in the amount of \$35,000.00	NY, NY
TEN	November 24, 2014	Withdrawal Request Letter in the amount of \$35,000.00	NY, NY
ELEVEN	December 8, 2014	Withdrawal Request Letter in the amount of \$45,000.00	NY, NY

COUNTS TWELVE THROUGH TWENTY-TWO

11. Paragraphs 1 through 8 are re-alleged and incorporated herein as though fully set forth in these counts.

12. On or about the dates set forth below, each date constituting a separate count of this Indictment, in the Eastern District of North Carolina and elsewhere, defendant FURMAN ALEXANDER FORD, having devised and intending to devise the above-described scheme and artifice to defraud, and to obtain money and property by means of materially false and fraudulent pretenses, representations, and promises, did for the purpose of executing and attempting to execute said scheme and artifice, transmitted and caused to be transmitted, by wire and radio communications, in interstate and foreign commerce, the writing, signs, signals, pictures, and sounds described in the chart below, all in violation of Title 18, United States Code, Section 1343:

COUNT	DATE	FORM OF COMMUNICATION	DESTINATION
TWELVE	August 18, 2014	Wire in the amount of \$15,000.00	SECU account ending in 4864
THIRTEEN	September 5, 2014	Wire in the amount of \$5,000.00	SECU account ending in 4864
FOURTEEN	September 19, 2014	Wire in the amount of \$10,000.00	SECU account ending in 4864
FIFTEEN	September 25, 2014	Wire in the amount of \$25,000.00	SECU account ending in 4864
SIXTEEN	October 2, 2014	Wire in the amount of \$20,000.00	SECU account ending in 4864
SEVENTEEN	October 16, 2014	Wire in the amount of \$6,000.00	SECU account ending in 4864
EIGHTEEN	October 29, 2014	Wire in the amount of \$25,000.00	SECU account ending in 4864
NINETEEN	November 12, 2014	Wire in the amount of \$25,000.00	SECU account ending in 4864
TWENTY	November 20, 2014	Wire in the amount of \$35,000.00	SECU account ending in 4864
TWENTY-ONE	December 1, 2014	Wire in the amount of \$35,000.00	SECU account ending in 4864
TWENTY-TWO	December 11, 2014	Wire in the amount of \$45,000.00	SECU account ending in 4864

FORFEITURE NOTICE

Upon conviction of the offenses set forth in this Indictment, the defendant shall forfeit to the United States, pursuant to Title 18, United States Code, Section 981(a)(1)(C), as made applicable by Title 28, United States Code, Section 2461(c), any property constituting, or derived from, proceeds obtained directly or indirectly as a result of such violations.

The forfeitable property includes, but is not limited to, the gross proceeds of the offenses described above in Counts One through Twenty-Two which were actually obtained by the defendant in the amount of at least Two-hundred and forty-six thousand dollars (\$246,000.00) in U.S. currency.

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

- (1) cannot be located upon the exercise of due diligence;
- (2) has been transferred or sold to, or deposited with, a third person;
- (3) has been placed beyond the jurisdiction of the court;
- (4) has been substantially diminished in value; or

(5) has been commingled with other property which cannot be subdivided without difficulty; it is the intent of the United States, pursuant to Title 21, United States Code, Section 853(p), to seek forfeiture of any other property of said defendant up to the value of the above forfeitable property.

A TRUE BILL

REDACTED VERSION

Pursuant to the E-Government Act and the federal rules, the unredacted version of this document has been filed under seal.

FOREPERSON

4/16/19

DATE

ROBERT J. HIGDON, JR.
United States Attorney



ETHAN A. ONTJES
Special Assistant United States Attorney