

U.S. DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA
FILED 4-4-2018
WILLIAM W. BLEVINS
CLERK

(B)

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA

UNITED STATES OF AMERICA * CRIMINAL NO. 2:18 CR 62

v. * SECTION: I

DANIELLE NICOLE LESSLIE *

* * *

FACTUAL BASIS

Should this matter have gone to trial, the government would have proved through the introduction of competent testimony and admissible tangible exhibits, including documentary evidence, the following to support the allegations charged by the government in the bill of information now pending against the defendant, **DANIELLE NICOLE LESSLIE**, charging her with a violation of Title 21, United States Code, Sections 846, 843(a)(3), and 841(a)(1), namely, conspiracy to obtain or acquire possession of controlled substances through fraud, and to possess with the intent to distribute, and distribute controlled substances.

1. The defendant, a resident of Jefferson Parish, Louisiana, was a former patient of Physician 1, a pain management doctor licensed to practice in Louisiana, and practicing in St. Tammany Parish, Louisiana. In the ordinary course of Physician 1's practice, Physician 1 would prescribe oxycodone, a Schedule II controlled substance, and other controlled substances to patients utilizing a digital prescription bearing Physician 1's name and Drug Enforcement Administration ("DEA") registration number.

2. In or about February 2017, for the specific purpose of creating fictitious prescriptions for oxycodone, Co-conspirator 1 provided to the defendant an unauthorized digital

copy of Physician 1's prescription, bearing Physician 1's signature and DEA registration number, which the defendant ultimately downloaded to her personal laptop computer. At or about that same time, for the specific purpose of creating fictitious prescriptions for oxycodone, Co-conspirator 2 supplied the defendant with blue, tamper-proof paper—similar to the paper used by Physician 1—to print fraudulent prescriptions for oxycodone.

3. Beginning in or around February 2017, and continuing through in or around September 2017, from her residence in Jefferson Parish, utilizing the template received from Co-conspirator 1 and the paper received from Co-conspirator 2, the defendant created fictitious prescriptions, purportedly authorized by Physician 1, but which were not authorized by Physician 1, prescribing oxycodone, typically 120, 30 milligram tablets ("fraudulent prescriptions").

4. On these fraudulent prescriptions, the defendant supplied personal identifying information (name, date of birth, telephone number) ("PII") of other individuals, which had been provided by Co-conspirator 1 and other co-conspirators.

5. Upon creating these fraudulent prescriptions, the defendant typically distributed the same to her co-conspirators, who then filled those prescriptions. Upon filling those prescriptions, those co-conspirators then provided a portion of the oxycodone pills to the defendant for her personal use, and provided the remaining pills to other co-conspirators who then resold the oxycodone pills on the black market. The defendant knew that the remaining portion of those oxycodone pills would be distributed and resold on the black market.

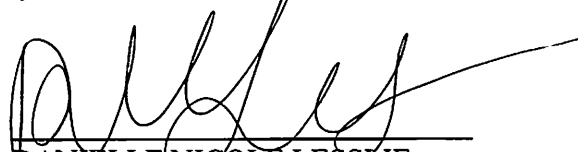
6. In addition to having other co-conspirators fill fraudulent prescriptions, the defendant, on occasion, filled fraudulent prescriptions herself to obtain oxycodone for her own personal use. Specifically, on August 10, 2017, the defendant attempted to fill a fraudulent prescription that she created for another individual unbeknownst to that individual at a pharmacy

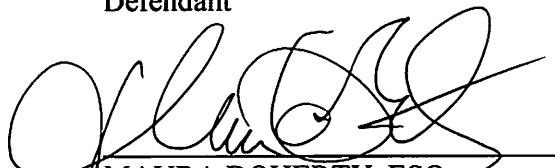
located in the Eastern District of Louisiana, and presented the driver's license of that individual when attempting to fill the prescription. After that pharmacy refused to fill the prescription, again on August 10, 2017, the defendant successfully filled the fraudulent prescription at another pharmacy, also located in the Eastern District of Louisiana, after again presenting the driver's license of that individual.

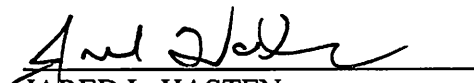
7. Additionally, the defendant knew that certain co-conspirators utilized their Louisiana Medicaid benefits to fill fraudulent prescriptions. In total, Louisiana Medicaid paid approximately \$205.00 for fraudulent prescriptions that the defendant created for others.

8. In total, between February 2017 and September 2017, the defendant created fraudulent prescriptions that resulted in over 312,050 milligrams of oxycodone being not only obtained by fraud, but also being ultimately distributed and resold on the black market.

9. In sum, the Government's evidence would prove the defendant, **DANIELLE NICOLE LESSLIE**, conspired to acquire and obtain possession of oxycodone by fraud, and to possess with the intent to distribute, and distribute oxycodone, a Schedule II controlled substance.


DANIELLE NICOLE LESSLIE
Defendant


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