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U.S. DISTRICT COURT  
EASTERN DISTRICT OF LA.

2018 JUN 22 P 3: 59

WILLIAM W. BLEVINS  
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**SEALED**

**FELONY**

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF LOUISIANA**

**SUPERSEDING INDICTMENT FOR VIOLATION OF  
THE FEDERAL CONTROLLED SUBSTANCES ACT AND MONEY LAUNDERING**

**UNITED STATES OF AMERICA**

\* **CRIMINAL NO. 18-083**

v.

\* **SECTION: "H"**

**WAYNE CELESTINE, M.D.**

\* **VIOLATION: 21 U.S.C. § 846**  
\* **21 U.S.C. § 841(a)(1)**  
\* **18 U.S.C. § 1956(a)(1)(B)(ii)**  
\* **18 U.S.C. § 1956(h)**

\* \* \*

The Grand Jury charges that:

**COUNT 1**

Beginning at a time unknown, but prior to 2008, and continuing until on or about April 20, 2018, in the Eastern District of Louisiana and elsewhere, the defendant, **WAYNE CELESTINE, M.D.**, and others known and unknown to the Grand Jury, did knowingly and intentionally combine, conspire, confederate, and agree with each other and with other persons to

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dispense, outside the scope of professional practice and not for a legitimate medical purpose, quantities of oxycodone, oxycodone/acetaminophen, oxycontin HCL, oxymorphone HCL, hydromorphone, opana, fentanyl, suboxone, and morphine sulfate, Schedule II drug controlled substances, and hydrocodone/acetaminophen, a Schedule III drug controlled substance until October 6, 2014, thereafter, a Schedule II drug controlled substance, and alprazolam, diazepam, and carisoprodol, Schedule IV drug controlled substances, in violation of Title 21, United States Code, Section 841(a)(1); all in violation of Title 21, United States Code, Section 846.

## COUNT 2

### **A. BACKGROUND**

1. Title 31, United States Code, Section 5313 and the regulations promulgated thereunder require any financial institution that engages in a currency transaction (*e.g.*, a deposit or withdrawal) in excess of \$10,000 with a customer to report the transaction to the Department of the Treasury by filing a Currency Transaction Report (“CTR”). These regulations also require that multiple transactions be treated as a single transaction if the financial institution has knowledge that they are by, or on behalf of, the same person, and they result in either currency received or disbursed by the financial institution totaling more than \$10,000 during any one business day.

### **B. CONSPIRACY**

2. On or about January 1, 2008, and continuing to on or about April 20, 2018, in the Eastern District of Louisiana, the defendant, **WAYNE CELESTINE, M.D.**, and others known and unknown to the Grand Jury, did knowingly and intentionally combine, conspire, confederate and agree to conduct and attempt to conduct financial transactions affecting interstate commerce, to wit, making cash deposits of United States Currency, which involved the proceeds of a

specified unlawful activity, that is conspiracy to illegally dispense, outside of the scope of professional practice and not for legitimate purpose, quantities of Schedule II, III and IV drugs, in violation of Title 21, United States Code, Sections 846 and 841(a)(1), knowing that the transaction was designed in whole and in part to avoid a transaction reporting requirement under federal law and that while conducting and attempting to conduct such financial transactions knew that the cash deposits of United States Currency totaling approximately \$1,600,000 represented the proceeds of some form of unlawful activity, in violation of Title 18, United States Code, Section 1956(a)(1)(B)(ii); all in violation of Title 18, United States Code, Section 1956(h).

**NOTICE OF DRUG FORFEITURE**

1. The allegations of Count 1 of this Superseding Indictment are realleged and incorporated by reference as though set forth fully herein for the purpose of alleging forfeiture to the United States of America pursuant to the provisions of Title 21, United States Code, Section 853.

2. As a result of the offenses alleged in Count 1, the defendant, **WAYNE CELESTINE, M.D.**, shall forfeit to the United States pursuant to Title 21, United States Code, Section 853, any and all property constituting or derived from any proceeds the defendant obtained directly or indirectly as a result of the said violations and any and all property used or intended to be used in any manner or part to commit and to facilitate the commission of the violations alleged in Count 1 of this Superseding Indictment, including but not limited to the following described properties:

\$23,853 U.S. Currency;

2007 Hummer H2, bearing Vehicle Identification Number:

5GRGN23U67H109101;

2008 Mercedes Benz S550, bearing Vehicle Identification Number: WDDNG71X38A181077;

2009 Fleetwood Springer Pulse Motorhome, bearing Vehicle Identification Number: WDXPF445589374016;

2008 BMW 750, bearing Vehicle Identification Number: WBAHL83538DT11245;

2009 BMW 328, bearing Vehicle Identification Number: WBAWL13589PX26172;

2011 Audi R8, bearing Vehicle Identification Number: WUAVNAFG1BN001457;

2013 Mercedes Benz ML350, bearing Vehicle Identification Number: 4JGDA5JB1DA162940;

2014 Porsche Cayenne, bearing Vehicle Identification Number: WP1AF2A23ELA37868;

2015 Porsche 911 Turbo S; bearing Vehicle Identification Number: WP0AD2A94FS166231;

2016 Honda Accord, bearing Vehicle Identification Number: 1HGCT1B7XGA011257;

2009 Ford Mustang, Vehicle Identification Number: 1ZVHT88S295139753;

Assorted Jewelry;

\$160,759.52 seized from Whitney Bank, Account Number: 110036678, in the name of Integrity Pain Management;

\$85,894.63 seized from Whitney Bank, Account Number: 300050953, in the name of Dr. Wayne J. Celestine;

\$19,477.01 seized from Whitney Bank, Account Number: 300273241, in the name of Dr. Wayne J. Celestine;

\$773.62 seized from Whitney Bank, Account Number: 800087655, in the name of Dr. Wayne J. Celestine;

\$250.36 Seized from cash accounts, money funds, stocks, bonds, commodities, securities, and/or other items of value or the

liquidated value thereof in the name of or held on behalf of Dr. Wayne J. Celestine, M.D., Irrevocable Life Insurance Trust, in possession of Whitney Bank, Account Number: 110089093;

\$168,153.10 seized from cash accounts, money funds, stocks, bonds, commodities, securities, and/or other items of value or the liquidated value thereof in the name of or held on behalf of Integrity Pain Management, LLC, and Dr. Wayne J. Celestine, in possession of Penn Mutual Life Insurance Account Number: 8360723;

\$262,443.64 seized from cash accounts, money funds, stocks, bonds, commodities, securities, and/or other items of value or the liquidated value thereof in the name of or held on behalf of Dr. Wayne J. Celestine, in possession of Penn Mutual Life Insurance, Account Number: 8948631;

\$169,702.40 seized from cash accounts, money funds, stocks, bonds, commodities, securities, and/or other items of value or the liquidated value thereof in the name of or held on behalf of Wayne Celestine, in possession of New York Life Insurance and Annuity Account Number: 58514998;

\$100,164.48 seized from cash accounts, money funds, stocks, bonds, commodities, securities, and/or other items of value or the liquidated value thereof in the name of or held on behalf of Wayne Celestine, in possession of Fidelity Investments SEP-IRA Account Number: 216-570330;

Any and all funds on deposit in Hancock Whitney Bank, Account Number: 60290203, in the name of Wayne Jerome Celestine M.D. Irrevocable Life Insurance Trust.

Property currently recorded in the name of 525 Commerce, LLC, and described as follows: All that certain portion of ground, together with all the buildings and improvements thereon and all of the rights, ways, privileges, servitudes, appurtenances and advantages thereunto belonging or in anywise appertaining, situated in the Parish of Jefferson, State of Louisiana, in that part known as Oakdale Subdivision, Section C designated as Lot C-10 of Farm Block 6 or Lot 6, bounded by Belle Chasse Highway, Wall Boulevard, Commerce Street and an unnamed street on the easterly side, all on a plan approved by the Jefferson Parish Council on August 7, 1985, Ordinance No. 16524, registered in COB 1313, Folio 302, on August 7, 1985, said portion of ground being more fully described as follows: Lot C-10 measures 201.65

feet on Commerce Street, by a width in the rear (adjoining Lot C-5) of 159.72 feet, by a depth of 357.40 feet on Wall Boulevard side and a depth of 480.51 feet on the easterly side, between parallel (but not equal) lines, all as more specifically set out on the above mentioned survey. The improvements thereon bear the municipal number: 525 Commerce Street, Gretna, Louisiana;

Property currently recorded in the name of Wayne J. Celestine and described as follows: That certain portion of ground, together with all the buildings and improvements thereon and all the rights, ways, privileges, servitudes, appurtenances and advantages thereunto belonging or in anywise appertaining, situated in the Fifth District of the City of New Orleans, Parish of Orleans, State of Louisiana, in that part thereof known as English Turn Subdivision, Phase II, a plan of which subdivision prepared by J. J. Krebs & Sons, Inc. dated 5/10/1990, is registered in Conveyance Instrument No. 35681, Orleans Parish, Louisiana. According to said plan lot is designated as Lot 37 and is bounded by English Turn Drive, 105' drainage servitude and Lot GC, and is more particularly described as follows: Lot 37 measures 139.89' front on English Turn Drive, has a width in the max of 115.27', has a depth along the sideline adjacent to Lot 36 of 195' and has a depth along the sideline adjacent to Lot 38 of 191.31'. The improvements thereon bear the municipal number: 91 English Turn Drive, New Orleans, Louisiana;

Property currently recorded in the name of Wayne J. Celestine and described as follows: All that certain piece of ground together with all the buildings and improvements thereon, and all of the rights, ways, privileges, servitudes, appurtenances, and advantages thereunto belonging or in anywise appertaining thereto situated in that subdivision known as Military Heights Subdivision in Section 42, Township 6 South, Range 11 East, St. Tammany Parish, Louisiana/as shown on a survey by Lowell E. Cummings, dated February 17, 1960 in map file number 27-C of the Clerks Office and more particularly described as follows, to-wit:

Parcel II:

All the certain piece of ground, together with all the buildings and improvements thereon, and all of the rights, ways, privileges, servitudes, appurtenances and advantages thereunto belonging or in anywise appertaining thereto situated in that subdivision known as Military Heights Subdivision, designated as Lot 12-A, as shown on a plan of resubdivision by John G. Cummings, dated June 7, 2006 entitled "A Resubdivision of Lots 4 & 5, Square 29, Garlands

Covington and Claiborne Addition, and Lots 12 & 13, Military Heights Subdivision, located in Section 42, Township 6 South, Range 11 East, St. Tammany. Lot 12-A is composed all of former Lot 12, Military Heights Subdivision and a portion of Lot 5, Garland Addition to Covington. The improvements thereon bear the municipal number: 20415 Military Heights, Covington, Louisiana;

Property currently recorded in the name of Wayne Jerome Celestine and described as follows: A certain lot of ground, together with all the buildings and improvements thereon, and all of the rights, ways, privileges, servitudes, appurtenances, and advantages thereunto belonging or in anywise appertaining, situated in the Sixth District of the City of New Orleans, in Square No. 200, West Bouligny, bounded by Magazine, Constance, Cadiz, and Valence Streets, designated as Lot No. 5 on a survey made by F.G. Stewart, dated December 5, 1962, a copy of which is annexed to act before August J. Ritter, Notary Public, on December 11, 1962 and recorded in DOB 649, Folio 300, and according thereto said lot commences at a distance of 120 feet from the corner of Magazine and Cadiz Streets, and measures thence 30 feet front on Magazine Street, by a depth of 128 feet 4 inches, actual measurement (128 feet, more or less, title measurement), between equal and parallel lines. The said property has the same location and designations in accordance with survey of Gilbert & Kelly dated September 22, 1982 with the exception that the distance from the corner of Cadiz Street and Magazine Street above shows 120 feet Title, 121.5.0 Actual. The improvements thereon bear the municipal numbers 4616-18 Magazine Street, New Orleans, Louisiana;

Property currently recorded in the name of Wayne J. Celestine and described as follows: A certain lot of ground, together with all the buildings and improvements thereon, and all of the rights ways, privileges, servitudes, appurtenances and advantages thereunto belonging or in anywise appertaining situated in the Parish of Plaquemines, State of Louisiana, in that part thereof known as Point Celeste Farms Subdivision, per plan by Tildon J. Dufrene, Jr., dated January 22, 1996, last revised March 17, 1997, approved by Plaquemines Parish Council Ordinance No. 97-101, registered in COB 911, Folio 137, conveyance records of Plaquemines Parish, Louisiana. And according to said plan, said lot is designated as Lot 43 and is located and measures as follows: Commencing at the intersection of the northeasterly right of way line of Louisiana Highway No. 23 and the upper or northwesterly line of property belonging (now or formerly) to Horace Wilkinson,

which point of intersection is the southeasterly corner of Point Celeste Farms Subdivision and which point bears Louisiana Plan Coordinate System (NAD '83) coordinates X=3,757,921.74 and Y=397,825.99, proceed thence north 53 degrees 30 minutes 17 seconds west, on said line of Louisiana Highway No. 23, a distance of 234.77 feet to a point of curvature; thence northwesterly, on said line of Louisiana Highway No. 23, on a curve to the right having a radius of 11,349.16 feet, an arc distance of 511.72 feet to a point of tangency; Thence north 50 degrees 55 minutes 16 seconds west, on said line of Louisiana Highway No. 23, a distance of 560.70 feet to the southeasterly or southerly-most corner of Lot 43 and the point of beginning. From said point of beginning continue thence north 50 degrees 55 minutes 16 seconds west, on said line of Louisiana Highway No. 23, a distance of 213.33 feet to the line common to lots 43 and 42, Point Celeste Farms Subdivision; Thence north 20 degrees 11 minutes 23 seconds east, on said common line, a distance of 1,580 feet, more or less, to the mean low waterline of the Mississippi River; Thence southeasterly, on the meander of the mean low water line of the Mississippi River, a distance of 212 feet, more or less, to the intersection of said mean low water line with the line common to Lots 43 and 44, Point Celeste Farms Subdivision, and bearing north 20 degrees 08 minutes 53 seconds east from the aforesaid point of beginning; Thence south 20 degrees 08 minutes 53 seconds west, on the said line common to lots 43 and 44, Point Celeste Farms Subdivision, a distance of 1,580 feet, more or less, to the northeasterly right of way line of Louisiana Highway No. 23 and the point of beginning. The improvements thereon bear the municipal number: 21641 Highway 23, Port Sulphur, Louisiana.

3. If any of the property subject to forfeiture pursuant to Paragraph 2 of this Notice of Forfeiture, 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 person;
  - 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 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.

All in violation of Title 21, United States Code, Section 853.

**NOTICE OF MONEY LAUNDERING FORFEITURE**

1. The allegations of Count 2 of this Superseding Indictment are realleged and incorporated by reference as though set forth fully herein for the purpose of alleging forfeiture to the United States of America pursuant to the provisions of Title 18, United States Code, Section 982.

2. As a result of the offenses alleged in Count 2, defendant, **WAYNE CELESTINE, M.D.**, shall forfeit to the United States all property real or personal, involved in the aforesaid offenses and all property traceable to such property which was involved in the said violations of Title 18, United States Code, Sections 1956(a)(1)(B)(ii), 1956(h) and 982, including but not limited to the following property:

\$160,759.52 seized from Whitney Bank, Account Number: 110036678, in the name of Integrity Pain Management;

The government specifically provides notice of its intent to seek a personal money judgment against the defendant in the amount of the fraudulently-obtained proceeds.

3. If any of the property described above as being subject to forfeiture, 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 person;
- 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 subdivided without difficulty;

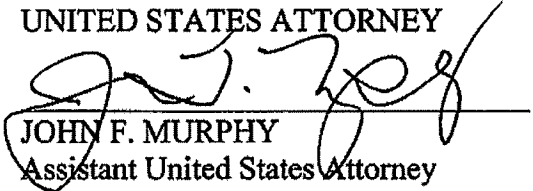
it is the intent of the United States, pursuant to Title 18, United States Code, Section 982(b)(1) to seek forfeiture of any other property of said defendant up to the value of the above forfeitable property.

All in violation of Title 18, United States Code, Section 982.

A TRUE BILL:

  
FOREPERSON

DUANE A. EVANS  
UNITED STATES ATTORNEY

  
JOHN F. MURPHY  
Assistant United States Attorney

New Orleans, Louisiana  
June 22, 2018