

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA

Case No. **18-20352**

21 U.S.C. § 846  
21 U.S.C. § 853

**CR - LENARD**  
**/O'SULLIVAN**

**UNITED STATES OF AMERICA**

vs.

**DAVID BOSCH,  
TANIA SANCHEZ,  
LEDIF ACANDA MACHADO, and  
ODALYS ABREU,**

**Defendants.**

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**INDICTMENT**

The Grand Jury charges that:

**GENERAL ALLEGATIONS**

At all times relevant to this Indictment, unless otherwise specified:

1. The Controlled Substances Act ("CSA") governed the manufacture, distribution, and dispensing of controlled substances in the United States. With limited exceptions for medical professionals, the CSA made it unlawful for any person to knowingly or intentionally manufacture, distribute, or dispense a controlled substance or conspire to do so.

2. The CSA and its implementing regulations set forth which drugs and other substances are defined by law as "controlled substances," and assigned those controlled substances to one of five schedules (Schedule I, II, III, IV, or V) depending on their potential for abuse,

likelihood of physical or psychological dependency, accepted medical use, and accepted safety for use under medical supervision.

3. A controlled substance assigned to “Schedule II” meant that the drug had a high potential for abuse, the drug had a currently accepted medical use in treatment in the United States, or a currently accepted medical use with severe restrictions.

4. Pursuant to the CSA and its implementing regulations, Oxycodone was classified as a Schedule II controlled substance. 21 C.F.R. § 1308.12(b). Oxycodone, sometimes prescribed under the brand name OxyContin, was used to treat severe pain. Oxycodone, as with other opioids, was highly addictive.

5. Medical practitioners, such as physicians and nurse practitioners, who were authorized to prescribe controlled substances by the jurisdiction in which they were licensed to practice medicine were authorized under the CSA to prescribe, or otherwise distribute, controlled substances, if they were registered, or exempt from registration, with the Attorney General of the United States. 21 U.S.C. § 822(b); 21 C.F.R. § 1306.03. Upon application by the practitioner, the Drug Enforcement Administration (DEA) assigned a unique registration number to each qualifying medical practitioner including physicians and nurse practitioners.

6. Chapter 21 of the Code of Federal Regulations, Section 1306.04 governed the issuance of prescriptions and provided, among other things, that a prescription for a controlled substance “must be issued for a legitimate medical purpose by an individual practitioner acting in the usual course of his professional practice.” Moreover, “[a]n order purporting to be a prescription issued not in the usual course of professional treatment . . . is not a prescription within the meaning and intent of [the CSA] and the person knowingly filling such a purported prescription, as well as

the person issuing it, shall be subject to the penalties provided for violations of the provisions of law relating to controlled substances.”

7. All prescriptions for controlled substances had to be “dated as of, and signed on, the day when issued and shall bear the full name and address of the patient, the drug name, strength, dosage form, quantity prescribed, directions for use, and the name, address and registration number of the practitioner.” 21 C.F.R. § 1306.05(a).

**DEFENDANTS AND RELATED ENTITY**

8. East Medical Office, Inc. (“East Medical”) was a corporation organized under the laws of the State of Florida and a registered pain management clinic and massage establishment doing business at 3778 West 12th Avenue, Hialeah, FL 33012.

9. Defendant **DAVID BOSCH**, a resident of Miami-Dade County, was an owner and office manager of East Medical.

10. Defendant **TANIA SANCHEZ**, a resident of Miami-Dade County, was a co-owner and co-office manager of East Medical.

11. Defendant **LEDIF ACANDA MACHADO** was a resident of Miami-Dade County.

12. Defendant **ODALYS ABREU** was a resident of Miami-Dade County.

**CONSPIRACY TO DISPENSE AND DISTRIBUTE CONTROLLED SUBSTANCES  
(21 U.S.C. § 846)**

From in or around November 2017, through in or around March 2018, in Miami-Dade County, in the Southern District of Florida, and elsewhere, the defendants,

**DAVID BOSCH,  
TANIA SANCHEZ,  
LEDIF ACANDA MACHADO,  
and ODALYS ABREU,**

knowingly and willfully combined, conspired, and agreed with each other and others known and

unknown to the Grand Jury, to dispense without authorization of law and distribute a controlled substance, in violation of Title 21, United States Code, Section 841(a)(1); all in violation of Title 21, United States Code, Section 846.

Pursuant to Title 21, United States Code, Section 841(b)(1)(C), it is further alleged that this violation involved a Schedule II controlled substance, that is, a mixture and substance containing a detectable amount of Oxycodone.

**FORFEITURE**  
**(21 U.S.C. § 853(a))**

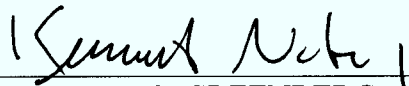
1. The allegations of this Indictment are re-alleged and incorporated by reference as though fully set forth herein for the purpose of alleging forfeiture to the United States of certain property in which one or more of the defendants, **DAVID BOSCH, TANIA SANCHEZ, LEDIF ACANDA MACHADO,** and **ODALYS ABREU,** has an interest.

2. Upon conviction of the violation of Title 21, United States Code, Section 846, as alleged in this Indictment, the defendant so convicted shall forfeit to the United States, any property constituting or derived from, any proceeds which such defendant obtained, directly or indirectly as the result of such violation, and any property which the defendant used, or intended to be used, in any manner or part, to commit or to facilitate the commission of such violation.

All pursuant to Title 21, United States Code, Section 853(a).

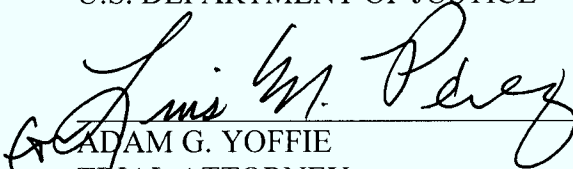
A TRUE BILL

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BENJAMIN G. GREENBERG  
UNITED STATES ATTORNEY  
SOUTHERN DISTRICT OF FLORIDA

SANDRA MOSER  
ACTING CHIEF  
CRIMINAL DIVISION, FRAUD SECTION  
U.S. DEPARTMENT OF JUSTICE

JOSEPH S. BEEMSTERBOER  
DEPUTY CHIEF  
CRIMINAL DIVISION, FRAUD SECTION  
U.S. DEPARTMENT OF JUSTICE

  
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ADAM G. YOFFIE  
TRIAL ATTORNEY  
CRIMINAL DIVISION, FRAUD SECTION  
U.S. DEPARTMENT OF JUSTICE