

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

<b>UNITED STATES OF AMERICA</b>	: <b>CRIMINAL NO.</b>
<b>v.</b>	: <b>Date Filed: Nov. 15, 2018</b>
<b>JACOYA BRAZZLE</b>	: <b>VIOLATIONS:</b>
	<b>18 U.S.C. § 1344 (bank fraud - 1 count)</b>
	: <b>18 U.S.C. § 1029(access device fraud – 1 count)</b>
	<b>18 U.S.C. § 1028A (aggravated identity</b>
	: <b>theft – 1 count)</b>
	<b>Notice of forfeiture</b>

**INDICTMENT**

**COUNT ONE**

**THE GRAND JURY CHARGES THAT:**

At all times material to the indictment:

1. KeyBank National Association (KeyBank) was a financial institution, the deposits of which were insured by the Federal Deposit Insurance Corporation, Certificate #17534.
2. Defendant JACOYA BRAZZLE was a nursing assistant at the Veterans Administration (“VA”) Medical Center at Coatesville, Pennsylvania.
3. From in or about May 2018 until on or about July 10, 2018, in the Eastern District of Pennsylvania, defendant

**JACOYA BRAZZLE**

knowingly executed and attempted to execute a scheme to defraud KeyBank, and to obtain moneys, funds, assets and other property owned by and under the care, custody, and control of KeyBank by means of false and fraudulent pretenses, representations, and promises.

### THE SCHEME

It was part of the scheme that:

4. Defendant JACOYA BRAZZLE learned where Person #1, a patient at the VA Medical Center and a customer of KeyBank who maintained a checking account at KeyBank, stored his debit card.

5. Defendant JACOYA BRAZZLE obtained the personal identification number (PIN number) for the debit card of Person #1.

6. On numerous occasions, defendant BRAZZLE removed the debit card of Person #1 from Person #1's room at the VA Medical Center and used the debit card, together with the PIN number, to withdraw funds from automatic teller machines (ATMs) near the Coatesville VA Medical Center.

7. In furtherance of the scheme, on or about July 7, 2018, defendant JACOYA BRAZZLE, drove to the Turkey Hill Minit Market at 1014 E. Lincoln Highway, Coatesville, PA, and used the debit card and PIN number belonging to Person #1 to withdraw \$500 in cash, plus a \$1.75 fee, from the KeyBank account of Person #1 at an ATM located at the Turkey Hill Minit Market.

8. In furtherance of the scheme, on or about July 8, 2018, defendant JACOYA BRAZZLE, drove to the Turkey Hill Minit Market at 1014 E. Lincoln Highway, Coatesville, PA, and used the debit card and PIN number belonging to Person #1 to withdraw \$500 in cash, plus a \$1.75 fee, from the KeyBank account of Person #1 at an ATM located at the Turkey Hill Minit Market.

9. In furtherance of the scheme, on or about July 10, 2018, defendant JACOYA BRAZZLE, drove to the Wawa at 105 Reeceville Road, Coatesville, PA, and used the debit card and PIN number belonging to Person #1 to attempt to withdraw \$500 from the KeyBank account of Person #1, at approximately 5:29 p.m. from an ATM on the Wawa property. That transaction was declined by

the ATM.

10. After the 5:29 p.m. transaction was declined, defendant JACOYA BRAZZLE again attempted to use the debit card and PIN number belonging to Person #1, at 5:30 p.m., at the Wawa ATM to withdraw \$500 from Person # 1's KeyBank account. This transaction was also declined by the ATM.

11. After the 5:29 p.m. transaction and the 5:30 p.m. transactions were declined, defendant JACOYA BRAZZLE again attempted to use the debit card and PIN number belonging to Person #1 two more times at the Wawa ATM to withdraw funds from Person # 1's KeyBank account. At 5:30 p.m., defendant BRAZZLE attempted to withdraw \$400 from Person #1's KeyBank account. That transaction was declined. At 5:31 p.m., defendant BRAZZLE attempted to withdraw \$100 from Person #1's KeyBank account. That transaction was also declined.

All in violation of Title 18, United States Code, Section 1344.

**COUNT TWO**

**THE GRAND JURY FURTHER CHARGES THAT:**

From in or about May 2018 until on or about July 10, 2018, in Philadelphia, in the Eastern District of Pennsylvania and elsewhere, defendant

**JACOYA BRAZZLE**

knowingly and with the intent to defraud used, and willfully caused the use of, an unauthorized access device, that is, a debit card belonging to Person #1, to obtain things of value aggregating \$1,000 or more during a one-year period, for a total of approximately \$11,047.10, thereby affecting interstate and foreign commerce.

In violation of Title 18, United States Code, Section 1029(a)(2).

**COUNT THREE**

**THE GRAND JURY FURTHER CHARGES THAT:**

From in or about May 2018 until on or about July 10, 2018, in Philadelphia, in the Eastern District of Pennsylvania and elsewhere, defendant

**JACOYA BRAZZLE**

knowingly and without lawful authority possessed and used a means of identification of another person, that is, the PIN Number and debit card belonging to Person #1, during and in relation to a bank fraud scheme.

In violation of Title 18, United States Code, Section 1028A(a)(1).

**NOTICE OF FORFEITURE**

**THE GRAND JURY FURTHER CHARGES THAT:**

1. As a result of the violations of Title 18, United States Code, Section 1344 and 1029, set forth in this indictment, defendant

**JACOYA BRAZZLE**

shall forfeit to the United States of America any property, real or personal, that constitutes or is derived from proceeds obtained directly or indirectly as a result of the commission of such offenses, as charged in this indictment.

2. If any of the property 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 party;
- (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 divided without difficulty;

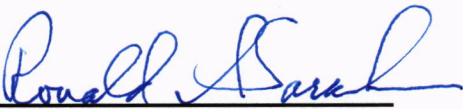
it is the intent of the United States, pursuant to Title 18, United States Code, Section 982(b), incorporating Title 21, United States Code, Section 853(p), to seek forfeiture of any other property of the defendant up to the value of the property subject to forfeiture.

All pursuant to Title 18, United States Code, Section 982(a)(2).

**A TRUE BILL:**

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**GRAND JURY FOREPERSON**

*for*   
**WILLIAM M. McSWAIN**  
**United States Attorney**



TJS

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

INDICTMENT

DESIGNATION FORM to be used by counsel to indicate the category of the case for the purpose of assignment to appropriate calendar. 18cr520

Address of Plaintiff: 615 Chestnut Street, Suite 1250, Philadelphia, PA 19106-4476

Post Office: Philadelphia

County: Philadelphia

City and State of Defendant: Philadelphia, Pa

County: Philadelphia, Pa

Register number: 76816-066

Place of accident, incident, or transaction: Eastern District of Pennsylvania

Post Office: Philadelphia

County: Philadelphia, Pa

RELATED CASE, IF ANY:

Criminal cases are deemed related when the answer to the following question is "yes".

Does this case involve a defendant or defendants alleged to have participated in the same action or transaction, or in the same series of acts or transactions, constituting an offense or offenses?

YES/NO: YES

Case Number: 18mj01643

Judge: Unassigned


CRIMINAL: (Criminal Category - FOR USE BY U.S. ATTORNEY ONLY)

1. ☒ Antitrust
2. ☒ Income Tax and other Tax Prosecutions
3. ☒ Commercial Mail Fraud
4. ☒ Controlled Substances
5. ☒ Violations of 18 U.S.C. Chapters 95 and 96 (Sections 1951-55 and 1961-68) and Mail Fraud other than commercial
6. ☒ General Criminal

(U.S. ATTORNEY WILL PLEASE DESIGNATE PARTICULAR CRIME AND STATUTE CHARGED TO BE VIOLATED AND STATE ANY PREVIOUS CRIMINAL NUMBER FOR SPEEDY TRIAL ACT TRACKING PURPOSES)

18 U.S.C. § 1344 (bank fraud - 1 count); 18 U.S.C. § 1029 (access device fraud - 1 count); 18 U.S.C. § 1028A (aggravated identity theft - 1 count); Notice of forfeiture:

DATE: 15 Nov 2018



Nancy Rue

Assistant United States Attorney