

**FILED**  
IN CLERK'S OFFICE  
US DISTRICT COURT E.D.N.Y.

★ SEP 10 2018 ★

BROOKLYN OFFICE

WK:ELM  
F. #2017R00920

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK  
----- X

UNITED STATES OF AMERICA

- against -

ALEXANDER BROWN,  
also known as "AJ Brown,"  
KIMBERLY ROJAS OROZCO and  
CRISTOPHER SANCHEZ MINAYA,

Defendants.

----- X

SUPERSEDING  
INDICTMENT

Cr. No. 18-172 (S-1) (ARR)  
(T. 18, U.S.C., §§ 982(a)(8), 982(b)(1),  
1341, 1343, 1349, 2326(1), 2326(2)(B), 2  
and 3551 et seq.; T. 21, U.S.C., § 853(p))

THE GRAND JURY CHARGES:

At all times relevant to this Superseding Indictment, unless otherwise indicated,

INTRODUCTION

1. In or about and between January 2014 and November 2017, both dates being approximate and inclusive, within the Eastern District of New York and elsewhere, the defendants ALEXANDER BROWN, also known as "AJ Brown," KIMBERLY ROJAS OROZCO and CRISTOPHER SANCHEZ MINAYA, together with others, devised, attempted to execute and executed a scheme to defraud elderly individuals throughout the United States (the "Intended Victims"), including Jane Doe and John Doe, individuals whose identities are known to the Grand Jury and who were over the age of 55, and to obtain money and property from the Intended Victims by false and fraudulent representations and promises.

I. The Defendants

2. The defendant ALEXANDER BROWN, also known as “AJ Brown,” was a resident of Maryland. BROWN was a 27-year-old citizen of the United States.

3. The defendant KIMBERLY ROJAS OROZCO was a resident of Maryland. ROJAS OROZCO was a 28-year-old citizen of Costa Rica.

4. The defendant CRISTOPHER SANCHEZ MINAYA was a resident of Brooklyn, New York. SANCHEZ MINAYA was a 26-year-old citizen of Costa Rica.

II. The Lottery Telephone Scheme

5. In this fraudulent scheme, members of the conspiracy falsely told their Intended Victims that they had won money through a lottery or sweepstakes contest. Members of the conspiracy falsely told the Intended Victims that they were required to pay taxes and/or fees (including attorneys’ fees and United States customs’ fees) in order to facilitate the release of their cash prizes, and directed the Intended Victims to send funds to cover the purported “fees” to the defendants and others. In many cases, the Intended Victims complied.

6. After receiving payments from the Intended Victims, the defendants ALEXANDER BROWN, also known as “AJ Brown,” KIMBERLY ROJAS OROZCO and CRISTOPHER SANCHEZ MINAYA transmitted a portion of each payment to co-conspirators located in Costa Rica, including but not limited to Co-Conspirator 1, a resident and citizen of Costa Rica whose identity is known to the Grand Jury.

7. For example, at some point prior to 2014, Jane Doe, who was then a 78-year-old resident of Cape May, New Jersey and Arlington, Virginia, received a telephone call from a member of the conspiracy who falsely told Jane Doe that she had won \$4 million in the Publishers Clearinghouse sweepstakes. The caller told Jane Doe that she was required to pay

taxes and fees to collect her prize, and directed her, through the course of several phone calls, to send money to the defendants and others through bank wires and the United States Postal Service (the “USPS”).

8. In 2016, a member of the conspiracy contacted Jane Doe by telephone to inform her that her prize had expired, and explained that Jane Doe would be issued a refund for the “fees” she had paid. The caller stated that Jane Doe had to make a cash payment in order to obtain her refund, and directed her, through the course of several phone calls, to send money to the defendants and others through bank wires and the USPS.

9. In or about and between January 2014 and November 2017, both dates being approximate and inclusive, Jane Doe sent approximately \$64,287 to the defendants and to Co-Conspirator 2, an individual whose identity is known to the Grand Jury, in response to these fraudulent representations.

COUNT ONE  
(Conspiracy to Commit Mail and Wire Fraud)

10. The allegations contained in paragraphs one through nine are realleged and incorporated as if fully set forth in this paragraph.

11. In or about and between January 2014 and November 2017, both dates being approximate and inclusive, within the Eastern District of New York and elsewhere, the defendants ALEXANDER BROWN, also known as “AJ Brown,” KIMBERLY ROJAS OROZCO and CRISTOPHER SANCHEZ MINAYA, together with others, did knowingly and intentionally conspire to devise a scheme and artifice to defraud the Intended Victims and to obtain money and property from them by means of materially false and fraudulent pretenses, representations and promises, in connection with the conduct of telemarketing and targeting persons over the age of 55, and for the purpose of executing such scheme and artifice, (a) to



cause matters and things to be delivered by mail according to the direction thereon, contrary to Title 18, United States Code, Section 1341; and (b) to transmit and cause to be transmitted by means of wire communication in interstate and foreign commerce writing, signs, signals, pictures and sounds, contrary to Title 18, United States Code, Section 1343.

(Title 18, United States Code, Sections 1349, 2326(1), 2326(2)(B) and 3551 et seq.)

COUNTS TWO THROUGH SEVEN  
(Mail Fraud)

12. The allegations contained in paragraphs one through nine are realleged and incorporated as if fully set forth in this paragraph.

13. In or about and between January 2014 and November 2017, both dates being approximate and inclusive, within the Eastern District of New York and elsewhere, the defendants ALEXANDER BROWN, also known as “AJ Brown,” KIMBERLY ROJAS OROZCO and CRISTOPHER SANCHEZ MINAYA, together with others, did knowingly and intentionally devise a scheme and artifice to defraud the Intended Victims, and to obtain money and property from them by means of materially false and fraudulent pretenses, representations and promises, in connection with the conduct of telemarketing and targeting persons over the age of 55, and for the purpose of executing such scheme and artifice, caused matters and things to be delivered by mail according to the direction thereon, as described below:

COUNT	APPROXIMATE DATE	DESCRIPTION
TWO	February 4, 2014	\$10,999 cashier's check from Farmers & Merchants Bank sent by John Doe to SANCHEZ MINAYA in Brooklyn, New York
THREE	February 6, 2014	\$12,000 cashier's check from Farmers & Merchants Bank sent by John Doe to SANCHEZ

COUNT	APPROXIMATE DATE	DESCRIPTION
		MINAYA in Brooklyn, New York
FOUR	February 19, 2014	\$12,000 cashier's check from Farmers & Merchants Bank sent by John Doe to SANCHEZ MINAYA in Brooklyn, New York
FIVE	March 28, 2016	\$600 personal check sent by Jane Doe to SANCHEZ MINAYA in Brooklyn, New York
SIX	April 22, 2016	\$1,400 personal check sent by Jane Doe to SANCHEZ MINAYA in Brooklyn, New York
SEVEN	April 27, 2016	\$1,000 personal check sent by Jane Doe to SANCHEZ MINAYA in Brooklyn, New York

(Title 18, United States Code, Sections 1341, 2326(1), 2326(2)(B), 2 and 3551 et seq.)

COUNTS EIGHT THROUGH TEN  
(Wire Fraud)

14. The allegations contained in paragraphs one through nine are realleged and incorporated as if fully set forth in this paragraph.

15. In or about and between January 2014 and November 2017, both dates being approximate and inclusive, within the Eastern District of New York and elsewhere, the defendants ALEXANDER BROWN, also known as "AJ Brown," KIMBERLY ROJAS OROZCO and CRISTOPHER SANCHEZ MINAYA, together with others, did knowingly and intentionally devise a scheme and artifice to defraud the Intended Victims, and to obtain money and property from them by means of materially false and fraudulent pretenses, representations and promises, in connection with the conduct of telemarketing and targeting persons over the age of 55, and for the purpose of executing such scheme and artifice, transmitted and caused to be

transmitted, by means of wire communication in interstate and foreign commerce, writings, signs, signals, pictures and sounds, as described below:

COUNT	APPROXIMATE DATE	DESCRIPTION
EIGHT	February 3, 2014	\$1,999 wire transfer from John Doe in Virginia to SANCHEZ MINAYA in Brooklyn, New York
NINE	May 23, 2014	\$1,000 wire transfer from SANCHEZ MINAYA in Brooklyn, New York to Co-Conspirator 1 in Costa Rica
TEN	June 9, 2014	\$1,235 wire transfer from SANCHEZ MINAYA in Brooklyn, New York to Co-Conspirator 1 in Costa Rica

(Title 18, United States Code, Sections 1343, 2326(1), 2326(2)(B), 2 and 3551 et seq.)

#### CRIMINAL FORFEITURE ALLEGATION

16. The United States hereby gives notice to the defendants that, upon their conviction of any of the offenses charged herein, the government will seek forfeiture in accordance with Title 18, United States Code, Section 982(a)(8), which requires any person convicted of such offenses to forfeit any real or personal property: (a) used or intended to be used to commit, facilitate or promote the commission of such offenses; and (b) constituting, derived from, or traceable to the gross proceeds that the defendants obtained directly or indirectly as a result of such offenses.

17. If any of the above-described forfeitable property, as a result of any act or omission of the defendants:

- (a) cannot be located upon the exercise of due diligence;

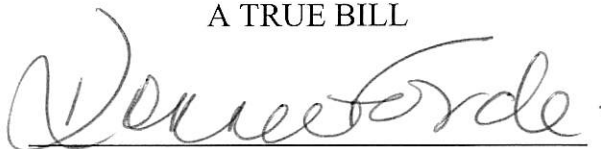
- (b) has been transferred or sold to, or deposited with, a third party;
- (c) has been placed beyond the jurisdiction of the court;
- (d) has been substantially diminished in value; or
- (e) has been commingled with other property which cannot be

divided without difficulty;

it is the intent of the United States, pursuant to Title 21, United States Code, Section 853(p), as incorporated by Title 18, United States Code, Section 982(b)(1), to seek forfeiture of any other property of the defendants up to the value of the forfeitable property described in this forfeiture allegation.

(Title 18, United States Code, Sections 982(a)(8) and 982(b)(1); Title 21, United States Code, Section 853(p))

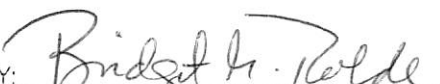
A TRUE BILL



FOREPERSON

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RICHARD P. DONOGHUE  
UNITED STATES ATTORNEY  
EASTERN DISTRICT OF NEW YORK

BY:   
ACTING UNITED STATES ATTORNEY  
PURSUANT TO 28 C.F.R. O.136



F. # 2017R00920  
FORM DBD-34  
JUN. 85

No. \_\_\_\_\_

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**UNITED STATES DISTRICT COURT**

EASTERN *District of* NEW YORK

CRIMINAL DIVISION

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THE UNITED STATES OF AMERICA

vs.

*ALEXANDER BROWN, also known as "AJ Brown,"*  
*KIMBERLY ROJAS OROZCO and CRISTOPHER SANCHEZ MINAYA,*  
Defendants.

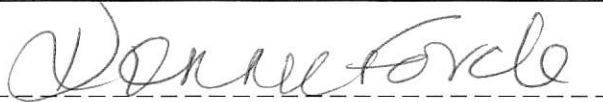
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**INDICTMENT**

(T. 18, U.S.C., §§ 982(a)(8), 982(b)(1) 1341, 1343, 1349,  
2326(1), 2326(2)(B), 2 and 3551 et seq.; T. 21, U.S.C.,  
§ 853(p))

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*A true bill.*



\_\_\_\_\_  
*Foreperson*

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*Filed in open court this* \_\_\_\_\_ *day,*

*of* \_\_\_\_\_ *A.D. 20* \_\_\_\_\_

\_\_\_\_\_  
*Clerk*

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*Bail, \$* \_\_\_\_\_

*Elizabeth Macchiaverna, Assistant U.S. Attorney (718) 254-6351*



**FILED**  
IN CLERK'S OFFICE  
US DISTRICT COURT E.D.N.Y.

★ SEP 10 2018 ★

# INFORMATION SHEET

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

BROOKLYN OFFICE

1. Title of Case: United States v. Alexander Brown, Kimberly Rojas Orozco and Cristopher Sanchez Minaya
2. Related Magistrate Docket Number(s): 18-M-249
3. Arrest Date: 3/26/2018 (Brown and Rojas Orozco) and 4/1/2018 (Sanchez Minaya)
4. Nature of offense(s): ☒ Felony  
☐ Misdemeanor
5. Related Cases - Title and Docket No(s). (Pursuant to Rule 50.3.2 of the Local E.D.N.Y. Division of Business Rules): n/a
6. Projected Length of Trial: Less than 6 weeks ☒  
More than 6 weeks ☐
7. County in which crime was allegedly committed: Kings  
(Pursuant to Rule 50.1(d) of the Local E.D.N.Y. Division of Business Rules)
8. Was any aspect of the investigation, inquiry and prosecution giving rise to the case pending or initiated before March 10, 2012.<sup>1</sup> ☐ Yes ☒ No
9. Has this indictment/information been ordered sealed? ☐ Yes ☒ No
10. Have arrest warrants been ordered? ☐ Yes ☒ No
11. Is there a capital count included in the indictment? ☐ Yes ☒ No

RICHARD P. DONOGHUE  
UNITED STATES ATTORNEY

By: /s/ Elizabeth Macchiaverna  
Elizabeth Macchiaverna  
Assistant U.S. Attorney  
(718) 254-6351

<sup>1</sup> Judge Brodie will not accept cases that were initiated before March 10, 2012.