

FILED
U.S. DISTRICT COURT
2018 JUN 26 A 11:13
DISTRICT OF UTAH
DEPUTY CLERK

JOHN W. HUBER, United States Attorney (#7226)
JACOB J. STRAIN, Assistant United States Attorney (#12680)
Attorneys for the United States of America
111 South Main Street, Ste. 1800 • Salt Lake City, Utah 84111
Telephone: (801) 524-5682

IN THE UNITED STATES DISTRICT COURT
DISTRICT OF UTAH, CENTRAL DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

vs.

LIVING FOR LIFE MD, LLC d/b/a SLC
MED SPA

Defendant.

MISDEMEANOR INFORMATION

Count 1: 21 U.S.C. § 331(c) (Receipt and
Delivery of Adulterated Devices)

Case: **2:18-cr-00308**
Assigned To : **Furse, Evelyn J.**
Assign. Date : **6/26/2018**
Description: **USA v. Living for Life MD**

The United States Attorney charges:

Count 1
21 U.S.C. § 331(c)
(Receipt and Delivery of Adulterated Devices)

From about 2012, and continuing until and around May 2016, in the Central Division of
the District of Utah and elsewhere,

LIVING FOR LIFE MD, LLC D/B/A SLC MED SPA

defendant herein, received adulterated devices, to wit: foreign-sourced injectable Juvederm®
products, in interstate commerce, and delivered and proffered for delivery the adulterated devices
for pay and otherwise, in violation of Title 21, United States Code, Section 331(c), with
reference to Section 333(a)(1). The foreign-sourced devices, specifically, products labeled as

Juvederm® Ultra 2, were adulterated within the meaning of 21 U.S.C. § 351(f)(1)(B), in that they were Class III devices under 21 U.S.C. § 360c(f) that lacked the pre-market approval required by 21 U.S.C. § 360e.

NOTICE OF INTENT TO SEEK FORFEITURE

Pursuant to 21 U.S.C. § 334 and 28 U.S.C. § 2461(c), upon conviction of any offense in violation of 21 U.S.C. § 331 as set forth in this Misdemeanor Information, the defendant shall forfeit to the United States, any misbranded device which may not be introduced into interstate commerce under 21 U.S.C. § 331, including but not limited to, the following:

A money judgment of \$250,000, representing the value of the misbranded devices introduced into interstate commerce in violation of 21 U.S.C. § 331 and not available for forfeiture for one or more of the reasons set forth in 21 U.S.C. § 853(p).

SUBSTITUTE ASSETS

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

- a. cannot be located upon 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 28 U.S.C. § 2461(c) and 21 U.S.C. § 853, to seek forfeiture of any property of said defendant up to the value of the above forfeitable property.

Dated this 26th day of June 2018.

JOHN W. HUBER
United States Attorney

A handwritten signature in black ink, appearing to read "Jacob J. Strain", written over a horizontal line.

JACOB J. STRAIN
Assistant United States Attorney