

FILED

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
JACKSONVILLE DIVISION

2016 MAY 25 PM 3:36
CLERK, US DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
JACKSONVILLE DISTRICT

UNITED STATES OF AMERICA

v.

ROBERT LEE LANIER

CASE NO. 3:16-cr-73-J-39 MCR
Ct. 1: 18 U.S.C. § 641
Ct. 2: 18 U.S.C. § 1001
Forfeiture: 18 U.S.C.
§ 981(a)(1)(C) &
28 U.S.C. § 2461(c)

INDICTMENT

The Grand Jury charges:

COUNT ONE

Beginning on a date not earlier than October 1, 2007, and continuing through in or about January 2016, in Duval County, Florida, in the Middle District of Florida, and elsewhere,

ROBERT LEE LANIER,

the defendant herein, did knowingly and willfully steal, embezzle, purloin, and convert to his own use and the use of another, more than \$1,000.00 in property of the United States, that is, unlawfully obtained Title II Retirement, Survivors, and Disability Benefits, comprising property of the Social Security Administration, an agency of the United States, and Medicare Parts A, B, C, and D benefits with the intent to deprive the United States of the use and benefit of said property.

In violation of Title 18, United States Code, Section 641.

COUNT TWO

On or about September 11, 2015, at Jacksonville, in the Middle District of Florida,

ROBERT LEE LANIER,

the defendant herein, did knowingly and willfully make a false, fictitious and fraudulent material statement and representation in a matter, that is a claim within the jurisdiction of the Social Security Administration, an agency of the United States, by stating in a written statement of claim that the defendant had "not worked since 2008" when, in truth and fact, he knew that statement was false.

In violation of Title 18, United States Code, Section 1001.

FORFEITURES

1. The allegations contained in Counts One of this Indictment are incorporated by reference for the purpose of alleging forfeitures pursuant to Title 18, United States Code, Section 981(a)(1)(C) and Title 28, United States Code, Section 2461(c).

2. Upon conviction of a violation of Title 18, United States Code, Section 641, the defendant shall forfeit to the United States of America, pursuant to Title 18, United States Code, Section 981(a)(1)(C) and Title 28, United States Code, Section 2461(c), any property, real or personal, which constitutes or is derived from proceeds traceable to the offense.

3. The property to be forfeited includes, but is not limited to, the following:

A sum of money equal to at least \$236,682.27 in United States currency, representing the amount of proceeds obtained as a result of the offense, 18 U.S.C. § 641.

4. If any of the property described above, 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,

the United States of America shall be entitled to forfeiture of substitute property under the provisions of Title 21 , United States Code, Section 853(p), as

incorporated by Title 28, United States Code, Section 2461(c).

A TRUE BILL,



Foreperson

A. LEE BENTLEY, III
United States Attorney

A blue ink signature of Mac D. Heavener, III, consisting of a stylized 'M' and 'H' inside a circle.

By: _____
Mac D. Heavener, III
Assistant United States Attorney

A blue ink signature of Julie Hackenberry in cursive script.

By: _____
Julie Hackenberry
Assistant United States Attorney
Chief, Jacksonville Division