
UNITED STATES DISTRICT COURT
District of Kansas
(Wichita Docket)

UNITED STATES OF AMERICA,

Plaintiff,

v.

CASE NO. 17-CR-10164-JTM

PHYLLIS R. LANNING,

Defendant.

INDICTMENT

THE GRAND JURY CHARGES:

COUNT ONE

**MAIL FRAUD
(18 U.S.C. § 1341)**

Beginning on a date unknown to the Grand Jury, but continuing until approximately May 9, 2017, in the District of Kansas, and elsewhere, the defendant,

PHYLLIS R. LANNING,

having devised a scheme or artifice to defraud, and for obtaining money by means of material false and fraudulent pretenses, representations, and promises, for the purpose of executing such scheme or artifice, caused to be placed in any post office or depository for

mail matter, any matter or thing whatever to be sent or mailed by the Postal Service, and knowingly caused to be delivered by mail according to the direction thereon, or at the place at which it is to be delivered by the person to whom it is addressed any such matter or thing, to wit; beginning in approximately 2003, the defendant created and mailed to the owners of Account Number 406203 held at Condon National Bank, false and fraudulent statements of account which concealed the defendant's theft of approximately \$150,000.00 from Account No. 406203.

The above acts were in violation of Title 18, United States Code, Sections 1341 and 2.

FORFEITURE ALLEGATION

1. The allegations contained in Count 1 of this Indictment are hereby realleged and 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.

2. As a result of committing the foregoing offenses alleged in Count 1 of this Indictment, the defendant,

PHYLLIS R. LANNING

shall forfeit to the United States pursuant to Title 18, United States Code, Section 981(a)(1)(C) and Title 28, United States Code, Section 2461, all property, real or personal, constituting or derived from proceeds obtained directly or indirectly as a result of such violations, including, but is not limited to, the following:

- A. Money Judgment - A judgment equal to the amount of gross proceeds obtained or derived from Count 1.

3. 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 pursuant to Title 21, United States Code, Section 853(p).

All pursuant to Title 18, United States Code, Section 981(a)(1)(C) and Title 28, United States Code, Section 2461(c).

A TRUE BILL.

December 5, 2017
DATE

s/Foreperson
FOREPERSON OF THE GRAND JURY

s/Thomas E. Beall
THOMAS E. BEALL,
Ks. S. Ct. No. 19929
United States Attorney
District of Kansas
1200 Epic Center, 301 N. Main
Wichita, Kansas 67202
(316) 269-6481
thomas.beall@usdoj.gov

It is requested that the trial be held in Wichita, KS