

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND

UNITED STATES OF AMERICA

v.

ANDREW ISAAC CHANCE,

Defendant

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:
:

CRIMINAL NO. _____

AW 10 CR 0760

(Retaliatory Lien, 18 U.S.C. § 1521,
False Claims, 18 U.S.C. § 287)

.....0000000.....

INDICTMENT

The Grand Jury for the District of Maryland charges that:

INTRODUCTION

At times material to this Indictment:

1. **ANDREW ISAAC CHANCE** (hereinafter "**CHANCE**") was a retired D.C. Transit Authority employee, who lived in Clinton, Maryland.
2. On or about July 25, 2007, **CHANCE** was convicted by a federal jury, in the District of Maryland, case number 8:07-cr-00086-AW, for filing a false claim against the United States, *to wit*, a false IRS Form 1041, U.S. Income Tax Return for Estates and Trusts, for tax year 2005, which claimed a false refund in the amount of \$306,753. On or about October 15, 2007, **CHANCE** was sentenced to serve 27 months in federal prison for this conviction. He was released from prison on or about June 12, 2009.
3. An Assistant United States Attorney for the District of Maryland, whose initials are S.D., prosecuted the false claim case, case number 8:07-cr-00086-AW, against **CHANCE**.

FILED
LOGGED
ENTERED
RECEIVED
DEC 13 2010
BY
AT GREENBELT
CLERK, U.S. DISTRICT COURT
DISTRICT OF MARYLAND
DEPUTY

RECEIVED
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MAY 18 2010
CLERK U.S. DISTRICT COURT
DISTRICT OF MARYLAND
DEPUTY

BY

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COUNT ONE

On or about August 14, 2009, in the District of Maryland, the defendant,

ANDREW ISAAC CHANCE,

filed, attempted to file, and caused to be filed in a public record a false lien and encumbrance, *to wit*, a UCC Financing Statement, against the property of S.D., an employee of the United States, on account of S.D.'s performance of official duties in prosecuting a criminal case against **CHANCE**, knowing and having reason to know that such lien and encumbrance was false in that it contained a materially false and fictitious statement and representation that **CHANCE** had a claim against S.D. for \$1,313,000,000, whereas as **CHANCE** knew and had reason to know that he did not have a claim against S.D. for \$1,313,000,000.

All in violation of Title 18, United States Code, Section 1521.

COUNT TWO

Between on or about July 23, 2010, and on or about September 7, 2010, in the District of Maryland and elsewhere, the defendant,

ANDREW ISAAC CHANCE,

made and presented to the United States Department of the Treasury a claim against the United States for payment of a refund of taxes in the amount of \$300,000, which he knew to be false and fictitious. **CHANCE** made the claim by preparing and causing to be prepared an IRS Form 1041, U.S. Income Tax Return for Estates and Trusts, for tax year 2007, which was presented to the U.S. Treasury Department through the Internal Revenue Service.

All in violation of Title 18, United States Code, Section 287.

COUNT THREE

Between on or about July 23, 2010, and on or about September 8, 2010, in the District of Maryland and elsewhere, the defendant,

ANDREW ISAAC CHANCE,

made and presented to the United States Department of the Treasury a claim against the United States for payment of a refund of taxes in the amount of \$300,000, which he knew to be false and fictitious. **CHANCE** made the claim by preparing and causing to be prepared an IRS Form 1041, U.S. Income Tax Return for Estates and Trusts, for tax year 2008, which was presented to the U.S. Treasury Department through the Internal Revenue Service.

All in violation of Title 18, United States Code, Section 287.

COUNT FOUR

Between on or about July 23, 2010, and on or about September 8, 2010, in the District of Maryland and elsewhere, the defendant,

ANDREW ISAAC CHANCE,

made and presented to the United States Department of the Treasury a claim against the United States for payment of a refund of taxes in the amount of \$300,000, which he knew to be false and fictitious. **CHANCE** made the claim by preparing and causing to be prepared an IRS Form 1041, U.S. Income Tax Return for Estates and Trusts, for tax year 2009, which was

presented to the U.S. Treasury Department through the Internal Revenue Service.

All in violation of Title 18, United States Code, Section 287.

John A. Diccico/REP
JOHN A. DICICCO

Acting Assistant Attorney General for the Tax Division
Attorney for the United States

Acting Under Authority Conferred by 28 U.S.C. § 515

A TRUE BILL: 

SIGNATURE REDACTED 

/ FOREPERSON 

DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT

By: Complaint Information Indictment

Name of District Court, (City)
Greenbelt, Maryland
Southern Division

Offense Charged

Presenting a False Claim to the U.S. (3 counts) **Petty**
Filing a Retaliatory Lien **Misdemeanor**
 Felony

Place of offense

Prince George's County, MD;
Baltimore County, MD

U.S.C. Citation

18: 287 (3 Counts);
18: 1521

Defendant - U.S. vs.

♦ Andrew Isaac Chance

Address: 6308 Willow Way, Clinton, MD 20735

Birth date: * 12/22/45 Male/Female M Alien (Y/N): N

* (Optional unless a juvenile)

FILED
U.S. DISTRICT COURT
DISTRICT OF MARYLAND

2010 DEC 13 A 10:38

CLERK'S OFFICE
AT GREENBELT
MAY 11 2010

AW10 CR0760

Proceeding

Defendant

Name of Complainant Agency, Person (& Title, if any) & Phone#

S/A Tara Reed (IRS-CI)
(202) 927-9336

S/A Kevin Davies (TIGTA)
(240) 367-6847

Person is awaiting trial in another Federal or State Court, give name of court:

This person/proceeding is transferred from another district per :

FRCrP 20 21 40 Show District

this is a re prosecution of charges previously dismissed which were dismissed on motion of: U.S. Attorney Defense Show Docket #

this prosecution relates to a pending case involving this same defendant

prior proceeding or appearances before U.S. Magistrate Judge regarding this defendant were recorded under Magistrate #

Name & Office of Person furnishing information on this form John A. DiCicco Acting Asst. Atty Gen'l US DOJ Tax Div. (USAO recused)

Name of Asst. U.S. Att'y Jen E. Ihlo *JEI*

Phone Number: (202) 514-5150

Additional Information or comments:

Maximum Penalty: 25 yrs, \$1,000,000 fine

IS NOT IN CUSTODY

1) Has not been arrested, pending outcome of this proceeding. If not detained give date any prior summons was served on above charges.

2) Is a fugitive

3) Is on bail or release from (show District)

On supervised release in D-MD, case # 8:07-cr-00086-AW; also on probation in Montgomery County for state charges (District Court Case # 2D00184802; Tracking No. 066039111541)

IS IN CUSTODY

4) On this charge

5) On another conviction Federal State

6) Awaiting trial on other charges

If the answer to (6) is "Yes", show name of institution

Has detainer been filed? Y/N Date filed

Date of Federal arrest **OR**

Date Transferred to Federal Custody

Check if plea is expected.

This report amends AO 257 previously submitted

FOR USE OF THE CLERK'S OFFICE

(Empty box for Clerk's Office use)

Date of offense:

July 23, 2010 - September 8, 2010 re: 18
U.S.C. § 287; August 14, 2009 re: 18
U.S.C. § 1521

Length of Trial:

2 days

**HIDTA
CASE:**

Yes No

**OCDETF
CASE:**

Yes No

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UNITED STATES OF AMERICA

v.

ANDREW ISAAC CHANCE,

Defendant.

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CRIMINAL NO.

AW 10 CR 0760

CLERK:

Please issue a Bench Warrant for the arrest of the above-named defendant, who is charged by Indictment with violations of Filing a Retaliatory Lien, 18 U.S.C. § 1521, and Presenting False Claims to the United States, 18 U.S.C. §287, and who may presently be residing at 6308 Willow Way, Clinton, Maryland, 20735.

JOHN A. DICICCO
Acting Assistant Attorney General for the Tax Division
Attorney for the United States
Acting Under Authority Conferred by 28 U.S.C. § 515

By: Jen E. Ihlo
Jen E. Ihlo
Mark McDonald
Trial Attorneys
U.S. Department of Justice, Tax Division

ORDER

On this 13th day of December, 2010, I hereby ORDER,
that a Bench Warrant be issued for the arrest of the above-named defendant.

William Connelly
William Connelly
Magistrate Judge,
U.S. District Court for the District of Maryland

RECEIVED
FOR THE DIRECTOR
IN THE FIELD

RECEIVED

2010 DEC 14 A 11:36

UNITED STATES ATTORNEY
GREENBELT, MD

DEC 13 2010
OFFICE OF THE ATTORNEY GENERAL
STATE OF MARYLAND

0150 0176

Very respectfully,
Sincerely,
Respectfully,
Very truly yours,
W. Brent Wood



W. Brent Wood
Assistant Attorney General
Office of the Attorney General
State of Maryland
1000 E. Baltimore Avenue
Baltimore, MD 21201
410-326-7000
www.oag.state.md.us

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