

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF LOUISIANA

**FELONY**

**INDICTMENT FOR CONSPIRACY, THEFT AND BRIBERY CONCERNING  
PROGRAMS RECEIVING FEDERAL FUNDS, AND WIRE FRAUD**

UNITED STATES OF AMERICA

\* CRIMINAL NO.:

v.

\* SECTION:

RAFAEL DOBARD  
QUINCY JONES

\* VIOLATIONS: 18 USC § 371  
18 USC § 666(a)(1)(A)  
\* 18 USC § 666(a)(2)  
18 USC § 1343  
\* 18 USC § 1349

\* \* \*

The Grand Jury charges that:

**COUNT 1**

**CONSPIRACY TO COMMIT THEFT AND BRIBERY CONCERNING  
PROGRAMS RECEIVING FEDERAL FUNDS**

**A. AT ALL TIMES MATERIAL HEREIN:**

1. The City of New Orleans is a local government and a political subdivision of the State of Louisiana located within the Eastern District of Louisiana.
2. The New Orleans Police Department ("NOPD") is an agency of the City of New Orleans.

3. Both in calendar year 2012 and in the first nine months of 2013, NOPD received more than ten thousand dollars (\$10,000.00) in funds from the United States government through the Department of Justice Asset Forfeiture Program.

4. NOPD maintained a program by which confidential informants could work with NOPD officers in criminal investigations and be paid for their assistance.

5. Funds used to pay confidential informants were withdrawn from the bank account into which NOPD deposited the funds that it had received from the U.S. Department of Justice Asset Forfeiture Program.

6. In working with confidential informants, all officers were required to follow the NOPD Policy Manual, which provided among other things that:

a. A prospective confidential informant shall be interviewed by an NOPD supervisor, fingerprinted, and photographed, and shall complete an NOPD Cooperating Individual Information Form and Cooperating Individual Agreement Form;

b. A confidential informant shall be assigned a Code Number to be used in all informant paperwork;

c. All requests for payment of a confidential informant shall be documented on an NOPD Narcotics Withdrawal Form to be completed by an officer;

d. All payments to a confidential informant shall be documented on an NOPD Cooperating Individual Payment Receipt, to be signed by the confidential informant, the officer making the payment, and the officer's supervisor; and

e. An officer shall not withhold the identity of a confidential informant from the Superintendent of Police or the Commander of Major Case Narcotics.

7. Defendants **RAFAEL DOBARD** (“**DOBARD**”) and **QUINCY JONES** (“**JONES**”) were employed by NOPD as officers and were assigned as detectives in NOPD’s Fourth District Narcotics Unit.

8. As narcotics detectives, **DOBARD** and **JONES** used law enforcement techniques to develop information about drug traffickers, including soliciting information from informants and conducting undercover narcotics purchases from targeted traffickers. This information was then used in obtaining search warrants for evidence believed to be in locations used by the targeted traffickers.

9. CI #I-496-00 was a registered NOPD confidential informant.

10. **DOBARD** submitted NOPD Narcotics Withdrawal Forms and NOPD Cooperating Individual Payment Receipts for payments to CI #I-496-00 in connection with several investigations conducted by the Fourth District Narcotics Unit in 2012 and 2013.

**B. THE CONSPIRACY:**

1. From a time prior to January 1, 2012, through the present, **RAFAEL DOBARD** and **QUINCY JONES**, and others known and unknown to the Grand Jury, did knowingly and willfully conspire, confederate, and agree with each other and with other persons known and unknown to the Grand Jury:

a. to embezzle, steal, obtain by fraud and to intentionally misapply property that was valued at five thousand dollars (\$5,000.00) or more and that was owned by, or under the care, custody, or control of the New Orleans Police Department, in violation of Title 18, United States Code, Section 666(a)(1)(A)(i)(ii); and

b. to corruptly give things of value to agents of the New Orleans Police Department with the intent to influence or reward them in connection with a series of

transactions of the New Orleans Police Department involving five thousand dollars (\$5,000.00) or more, in violation of Title 18, United States Code, Section 666(a)(2).

**C. OVERT ACTS IN FURTHERANCE OF THE CONSPIRACY:**

On or about the following dates, in furtherance of the conspiracy and to accomplish its purposes, the defendants, **RAFAEL DOBARD** and **QUINCY JONES**, and others, committed the following acts, among others, in the Eastern District of Louisiana and elsewhere:

1. On or about the dates listed below, in the Eastern District of Louisiana and elsewhere, defendant **RAFAEL DOBARD** obtained the following amounts of money from the New Orleans Police Department:

<b>Overt Act</b>	<b>NOPD Item No.</b>	<b>Amount Received</b>	<b>Date Funds Received</b>
a	F-02037-12	\$300.00	6/15/2012
b	F-05113-12	\$300.00	6/15/2012
c	H-18198-12	\$300.00	8/15/2012
d	H-24728-12	\$600.00	8/17/2012
e	H-32669-12	\$600.00	8/22/2012
f	H-37682-12	\$150.00	9/12/2012
g	I-00767-12	\$450.00	9/12/2012
h	I-02318-12	\$700.00	9/12/2012
i	B-35837-13	\$720.00	3/11/2013
j	C-04547-13	\$1,620.00	3/11/2013
k	C-07757-13	\$420.00	3/11/2013
l	F-20345-13	\$600.00	6/20/2013
m	F-20352-13	\$2,000.00	6/20/2013
n	F-35638-13	\$160.00	7/10/2013
o	F-35829-13	\$440.00	7/10/2013
p	F-40462-13	\$1,000.00	7/10/2013
q	G-38619-13	\$200.00	8/7/2013
r	H-00535-13	\$1,480.00	8/7/2013
s	H-00613-13	\$160.00	8/7/2013

2. On or about March 11, 2013, **DOBARD** paid two hundred dollars (\$200.00) to **JONES**.

3. On or about March 11, 2013, **DOBARD** paid one hundred dollars (\$100.00) to Detective A, another NOPD Fourth District narcotics detective.

4. On or about June 20, 2013, **DOBARD** paid one hundred dollars (\$100.00) to Detective A.

5. On or about August 7, 2013, **DOBARD** paid one hundred dollars (\$100.00) to Detective A.

6. On or about August 7, 2013, **DOBARD** paid an amount of currency to Detective B, another NOPD Fourth District narcotics detective.

7. On or about August 7, 2013, **JONES** advised **DOBARD** that he believed that **DOBARD** was bringing Detective B along too fast.

All in violation of Title 18, United States Code, Section 371.

## COUNT 2

### THEFT CONCERNING PROGRAMS RECEIVING FEDERAL FUNDS

A. The allegations contained in Part A of Count 1 are hereby re-alleged and incorporate herein by reference.

**B. THE OFFENSE:**

Beginning on or about August 15, 2012, and continuing to on or about August 7, 2013, in the Eastern District of Louisiana and elsewhere, defendant **RAFAEL DOBARD**, an employee of the New Orleans Police Department, an agency of the City of New Orleans which received federal benefits in excess of \$10,000.00 in a one-year period, did knowingly embezzle, steal, obtain by fraud and otherwise without authority convert to the use of a person other than the rightful owner, property valued at \$5,000.00 or more and owned by, or under the care, custody, and control of the New Orleans Police Department, in that **DOBARD** obtained \$11,600.00 from

NOPD funds disbursed as payments for CI #I-496-00 on the basis of false representations made by **DOBARD** on NOPD Narcotics Withdrawal Forms and Cooperating Individual Payment Receipts.

All in violation of Title 18, United States Code, Section 666(a)(1)(A)(i)(ii).

### **COUNT 3**

#### **BRIBERY CONCERNING PROGRAMS RECEIVING FEDERAL FUNDS**

A. The allegations contained in Part A of Count 1 are hereby re-alleged and incorporated herein by reference.

**B. THE OFFENSE:**

On or about March 11, 2013, in the Eastern District of Louisiana, **RAFAEL DOBARD** did corruptly give, offer, and agree to give one hundred dollars (\$100.00) to Detective A, an agent of the New Orleans Police Department, with the intent to influence or reward Detective A in connection with the series of transactions of the New Orleans Police Department set forth in Part C(1) of Count 1, involving five thousand dollars (\$5,000.00) or more.

All in violation of Title 18, United States Code, Section 666(a)(2).

### **COUNT 4**

#### **BRIBERY CONCERNING PROGRAMS RECEIVING FEDERAL FUNDS**

A. The allegations contained in Part A of Count 1 are hereby re-alleged and incorporated herein by reference.

**B. THE OFFENSE:**

On or about June 20, 2013, in the Eastern District of Louisiana, **RAFAEL DOBARD** did corruptly give, offer, and agree to give one hundred dollars (\$100.00) to Detective A, an agent of

the New Orleans Police Department, with the intent to influence or reward Detective A in connection with the series of transactions of the New Orleans Police Department set forth in Part C(1) of Count 1, involving five thousand dollars (\$5,000.00) or more.

All in violation of Title 18, United States Code, Section 666(a)(2).

#### **COUNT 5**

##### **BRIBERY CONCERNING PROGRAMS RECEIVING FEDERAL FUNDS**

A. The allegations contained in Part A of Count 1 are hereby re-alleged and incorporated herein by reference.

B. **THE OFFENSE:**

On or about August 7, 2013, in the Eastern District of Louisiana, **RAFAEL DOBARD** did corruptly give, offer, and agree to give one hundred dollars (\$100.00) to Detective A, an agent of the New Orleans Police Department, with the intent to influence or reward Detective A in connection with the series of transactions of the New Orleans Police Department set forth in Part C(1) of Count 1, involving five thousand dollars (\$5,000.00) or more.

All in violation of Title 18, United States Code, Section 666(a)(2).

#### **COUNT 6**

##### **BRIBERY CONCERNING PROGRAMS RECEIVING FEDERAL FUNDS**

A. The allegations contained in Part A of Count 1 are hereby re-alleged and incorporated herein by reference.

B. **THE OFFENSE:**

On or about August 7, 2013, in the Eastern District of Louisiana, **RAFAEL DOBARD** did corruptly give, offer, and agree to give an amount of currency to Detective B, an agent of the

New Orleans Police Department, with the intent to influence or reward Detective A in connection with the series of transactions of the New Orleans Police Department set forth in Part C(1) of Count 1, involving five thousand dollars (\$5,000.00) or more.

All in violation of Title 18, United States Code, Section 666(a)(2).

### COUNT 7

#### CONSPIRACY TO COMMIT WIRE FRAUD

##### **A. AT ALL TIMES MATERIAL HEREIN:**

1. The allegations contained in Part A of Count 1 are hereby re-alleged and incorporated herein by reference.

2. As NOPD employees, **DOBARD** and **JONES** were paid by the City of New Orleans at regular and overtime hourly rates.

3. Payments to **DOBARD** for his NOPD work were made via electronic funds transfer to an ASI Federal Credit Union bank account in his name.

4. Payments to **JONES** for his NOPD work were made via electronic funds transfer to an ASI Federal Credit Union bank account in his name.

5. **DOBARD** and **JONES** also worked paid details under a contract through the Housing Authority of New Orleans ("HANO").

6. NOPD policies explicitly prohibited officers from working paid details while on duty.

##### **B. THE CONSPIRACY:**

1. From a time prior to January 1, 2012, through the present, **RAFAEL DOBARD** and **QUINCY JONES**, and others known and unknown to the Grand Jury, did knowingly and

willfully conspire, confederate, and agree with each other and with other persons known and unknown to the Grand Jury to cause the transmission of wire signals in interstate commerce for bank electronic funds transfers in furtherance of the scheme and artifice to defraud set forth in Part C of this Count, in violation of Title 18, United States Code, Section 1343.

**C. THE SCHEME AND ARTIFICE TO DEFRAUD:**

1. Beginning at a time unknown, but prior to on or about January 1, 2012, and continuing to the present, in the Eastern District of Louisiana and elsewhere, defendants **RAFAEL DOBARD** and **QUINCY JONES**, and others, did knowingly and willfully devise a scheme and artifice to personally enrich themselves and others by means of false pretenses and representations, and by means of corruptly giving things of value, and thereby to defraud the citizens of New Orleans, the City of New Orleans, and the New Orleans Police Department, and to obtain money from the City of New Orleans and the New Orleans Police Department.

2. It was a part of the scheme and artifice to defraud that **DOBARD** and **JONES** worked together on HANO paid details while working on duty as NOPD officers.

3. It was further a part of the scheme and artifice to defraud that **DOBARD** and **JONES** submitted timesheets to NOPD and HANO with overlapping work periods, seeking payment from each entity for work performed during the same periods of time.

**D. OVERT ACTS IN FURTHERANCE OF THE CONSPIRACY:**

On or about the following dates, in furtherance of the conspiracy and to accomplish its purposes, the defendants, **RAFAEL DOBARD** and **QUINCY JONES**, and others, committed the following acts, among others, in the Eastern District of Louisiana and elsewhere:

1. During or around the following pay periods, in the Eastern District of Louisiana and elsewhere, the defendants, **RAFAEL DOBARD** and **QUINCY JONES**, signed or otherwise approved and submitted NOPD daily activity reports stating work performed on certain days:

<b>Overt Act</b>	<b>Pay Period</b>
a	February 26, 2012, through March 10, 2012
b	May 20, 2012, through June 2, 2012
c	July 15, 2012, through July 28, 2012
d	November 18, 2012, through December 1, 2012
e	June 30, 2013, through July 13, 2013

2. During or around the same pay periods, in the Eastern District of Louisiana and elsewhere, the defendants, **RAFAEL DOBARD** and **QUINCY JONES**, initialed or otherwise approved and submitted weekly computer print outs of time sheets stating the number of hours of work reported each week.

All in violation of Title 18, United States Code, Section 1349.

**COUNTS 8-12**

**WIRE FRAUD**

**A.** The allegations contained in Part A of Count 7 are hereby re-alleged and incorporated herein by reference.

**B. THE WIRE FRAUD:**

On or about the dates listed below, in the Eastern District of Louisiana and elsewhere, defendant **RAFAEL DOBARD**, for the purpose of executing the scheme and artifice to defraud

set forth in Part C of Count 7, caused the following bank electronic fund transfers to be transmitted by means of wire communications in interstate commerce as a result of false and fraudulent pretenses and representations:

Count	Originating Bank	Recipient Bank	Amount of Transfer	Date of Transfer
8	JPMorgan Chase	ASI Federal Credit Union Account No. x2240 i/n/o Rafael Dobard	\$1,623.12	3/16/2012
9	JPMorgan Chase	ASI Federal Credit Union Account No. x2240 i/n/o Rafael Dobard	\$2,017.19	6/8/2012
10	JPMorgan Chase	ASI Federal Credit Union Account No. x2240 i/n/o Rafael Dobard	\$2,268.18	8/3/2012
11	JPMorgan Chase	ASI Federal Credit Union Account No. x2240 i/n/o Rafael Dobard	\$1,796.49	12/7/2012
12	JPMorgan Chase	ASI Federal Credit Union Account No. x2240 i/n/o Rafael Dobard	\$1,139.16	7/19/2013

All in violation of Title 18, United States Code, Section 1343.

**COUNTS 13-17**

**WIRE FRAUD**

A. The allegations contained in Part A of Count 7 are hereby re-alleged and incorporated herein by reference.

**B. THE WIRE FRAUD:**

On or about the dates listed below, in the Eastern District of Louisiana and elsewhere, defendant **QUINCY JONES**, for the purpose of executing the scheme and artifice to defraud set forth in Part C of Count 7, caused the following bank electronic fund transfers to be transmitted by means of wire communications in interstate commerce as a result of false and fraudulent pretenses and representations:

Count	Originating Bank	Recipient Bank	Amount of Transfer	Date of Transfer
13	JPMorgan Chase	ASI Federal Credit Union Account No. x6450 i/n/o Quincy Jones	\$1,233.19	3/16/2012
14	JPMorgan Chase	ASI Federal Credit Union Account No. x6450 i/n/o Quincy Jones	\$1,669.71	6/8/2012
15	JPMorgan Chase	ASI Federal Credit Union Account No. x6450 i/n/o Quincy Jones	\$1,855.99	8/3/2012
16	JPMorgan Chase	ASI Federal Credit Union Account No. x6450 i/n/o Quincy Jones	\$1,400.69	12/7/2012
17	JPMorgan Chase	ASI Federal Credit Union Account No. x6450 i/n/o Quincy Jones	\$625.54	7/19/2013

All in violation of Title 18, United States Code, Section 1343.

**NOTICE OF FEDERAL PROGRAM FRAUD FORFEITURE**

1. The allegations of Counts 1-6 of this Indictment are re-alleged and incorporated by reference as though set forth fully herein for the purpose of alleging forfeiture to the United States of America pursuant to the provisions of Title 18, United States Code, Sections 371, 666, and 981(a)(1)(C), made applicable through Title 28, United States Code, Section 2461(c).

2. As a result of the offenses alleged in Counts 1-6, the defendants, **RAFAEL DOBARD** and **QUINCY JONES**, shall forfeit to the United States pursuant to the provisions of Title 18, United States Code, Sections 371, 666, and 981(a)(1)(C), made applicable through Title 28, United States Code, Section 2461(c), any and all property, real or personal, which constitutes or is derived from proceeds traceable to a violation of Title 18, United States Code, Sections 371 and 666, including but not limited to:

- a. \$12,200.00 in United States currency and all interest and proceeds traceable thereto.

- b. The government specifically provides notice of its intent to seek a personal money judgment against the defendants in the amount of the fraudulently obtained proceeds.

3. If any of the property described above as being subject to forfeiture, 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 person;
- 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 subdivided without difficulty;

it is the intent of the United States, pursuant to Title 18, United States Code, Section 853(p), to seek forfeiture of any other property of said defendants up to the value of the above forfeitable property.

All in violation of Title 18, United States Code, Sections 371, 666, and 981(a)(1)(C), made applicable through Title 28, United States Code, Section 2461(c).

#### **NOTICE OF WIRE FRAUD FORFEITURE**

1. The allegations of Counts 7-17 of this Indictment are re-alleged and incorporated by reference as though set forth fully herein for the purpose of alleging forfeiture to the United States of America pursuant to the provisions of Title 18, United States Code, Sections 371, 666, and 981(a)(1)(C), made applicable through Title 28, United States Code, Section 2461(c).

2. As a result of the offenses alleged in Counts 7-17, the defendants, **RAFAEL DOBARD** and **QUINCY JONES**, shall forfeit to the United States pursuant to the provisions of

Title 18, United States Code, Sections 371, 1343, and 981(a)(1)(C), made applicable through Title 28, United States Code, Section 2461(c), any and all property, real or personal, which constitutes or is derived from proceeds traceable to a violation of Title 18, United States Code, Sections 371 and 1343, including but not limited to:

- a. \$75,495.44 in United States currency and all interest and proceeds traceable thereto.
- b. The government specifically provides notice of its intent to seek a personal money judgment against the defendants in the amount of the fraudulently obtained proceeds.

3. If any of the property described above as being subject to forfeiture, 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 person;
- 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 subdivided without difficulty;

it is the intent of the United States, pursuant to Title 18, United States Code, Section 853(p), to seek forfeiture of any other property of said defendants up to the value of the above forfeitable property.

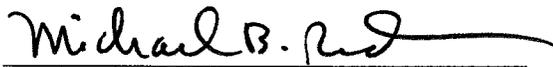
All in violation of Title 18, United States Code, Sections 371, 666, and 981(a)(1)(C),  
made applicable through Title 28, United States Code, Section 2461(c).

A TRUE BILL:

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FOREPERSON

KENNETH ALLEN POLITE, JR.  
UNITED STATES ATTORNEY



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MICHAEL B. REDMANN  
Special Assistant United States Attorney  
Louisiana Bar Roll No. 31929

New Orleans, Louisiana  
November 22, 2013