

1 Jose, California.

2 5. PayPal's Credit Card processing system is run through Wells Fargo Bank in Minneapolis,
3 Minnesota.

4 COUNT ONE: 18 U.S.C. § 1343 (Wire Fraud)

5 6. Paragraphs 1 through 5 are re-alleged and incorporated as if fully set forth here.

6 SCHEME AND ARTIFICE TO DEFRAUD

7 7. Beginning in or about May 2010 and continuing through at least January 2013, in the Northern
8 District of California,

9 BRIANA IRENE ROY,

10 did knowingly devise and intend to devise, and participate in, a material scheme and artifice to defraud
11 A&D, and to obtain money and property from A&D by means of materially false and fraudulent
12 pretenses, representations, promises, and omissions, by improperly using or fraudulently charging one or
13 more VISA credit cards issued in the name of A&D employee, E.S., which were only to be used to make
14 purchases authorized by and for the benefit of A&D, when in truth and fact the defendant was not
15 authorized to charge these cards and was not providing any products or services in exchange for the
16 money.

17 USE OF WIRES

18 8. On or about December 12, 2012, in the Northern District of California, for the purpose of
19 executing the aforementioned scheme and artifice to defraud, the defendant,

20 BRIANA IRENE ROY,

21 did knowingly transmit and cause to be transmitted by means of wire communications in interstate
22 commerce \$ 4833.53, from a U.S. Bank VISA card, issued in the name of E.S. to a PayPal account in
23 the defendant's name and controlled by the defendant.

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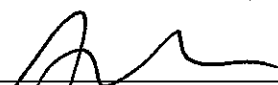
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1 All in violation of Title 18, United States Code, Section 1343.


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DATED: 12/12/13

MELINDA HAAG
United States Attorney



JEFF NEDROW
San Jose Branch Chief

(Approved as to form: 
AMIE D. ROONEY
Assistant U.S. Attorney

AO 257 (Rev. 6/78)

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

BY: COMPLAINT INFORMATION INDICTMENT
 SUPERSEDING

OFFENSE CHARGED

8 U.S.C. §§ 1343 - Wire Fraud

- Petty
- Minor
- Misdemeanor
- Felony

PENALTY:

Maximum 20 years imprisonment
\$250,000 fine
5 years S/R
\$100 special assessment

CR13 00803

Name of District Court, and/or Judge/Magistrate Location
NORTHERN DISTRICT OF CALIFORNIA

DEFENDANT - U.S.

BRIANA IRENE ROY

DISTRICT COURT NUMBER

Filed
DEC 13 2013
RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE

HRL

DEFENDANT

DLJ

PROCEEDING

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

S/A David Stewart, US Secret Service

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

this person/proceeding is transferred from another district per (circle one) FRCP 20, 21 or 40. Show District

this is a reprosecution of charges previously dismissed which were dismissed on motion of:

U.S. Att'y Defense

SHOW DOCKET NO.

this prosecution relates to a pending case involving this same defendant

MAGISTRATE CASE NO.

prior proceedings or appearance(s) before U.S. Magistrate regarding this defendant were recorded under

IS NOT IN CUSTODY

- 1) Has not been arrested, pending outcome 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)

NORTHERN DISTRICT OF CALIFORNIA

IS IN CUSTODY

- 4) On this charge
- 5) On another conviction
- 6) Awaiting trial on other charges

Fed'l State

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

Has detainer been filed? Yes No

If "Yes" give date filed

DATE OF ARREST

Month/Day/Year

Or... if Arresting Agency & Warrant were not

DATE TRANSFERRED TO U.S. CUSTODY

Month/Day/Year

This report amends AO 257 previously submitted

Name and Office of Person Furnishing Information on THIS FORM

MELINDA HAAG

U.S. Att'y Other U.S. Agency

Name of Asst. U.S. Att'y (if assigned)

AMIE D. ROONEY

ADDITIONAL INFORMATION OR COMMENTS

PROCESS:

SUMMONS NO PROCESS* WARRANT

Bail Amount: _____

If Summons, complete following:

Arraignment Initial Appearance

Defendant Address: _____

*Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment

Date/Time: _____

Before Judge: _____

Comments: _____

United States District Court
Northern District of California

CRIMINAL COVER SHEET

Filed
DEC 13 2013
RICHARD W. WIEKING
CLERK U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE

Instructions: Effective January 3, 2012, this Criminal Cover Sheet must be completed and submitted, along with the Defendant Information Form, for each new criminal case.

Case Name:

USA v. BRIANA IRENE FRY

CR 13 00803

Case Number:

HRL

DLJ

Total Number of Defendants:

1 2-7 8 or more

Is This Case Under Seal?

Yes No

Does this case involve ONLY charges under 8 U.S.C. § 1325 and/or 1326?

Yes No

Venue (Per Crim. L.R. 18-1):

SF OAK SJ EUR MON

Is any defendant charged with a death-penalty-eligible crime?

Yes No

Assigned AUSA (Lead Attorney):

AMIE D. ROONEY

Is this a RICO Act gang case?

Yes No

Date Submitted:

DECEMBER 13, 2013

Comments:

[Empty text box for comments]

Save Print Clear Form