

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

BY:  COMPLAINT  INFORMATION  INDICTMENT  
 SUPERSEDING

**OFFENSE CHARGED**

- Count One - 18 U.S.C. § 1029(a)(2) - Fraudulent Use of Unauthorized Access Devices  Petty
- Count Two - 18 U.S.C. § 1028A(a)(1) - Aggravated Identity Theft  Minor
- Access Device Fraud Forfeiture Allegation  Misdemeanor
- Felony

**PENALTY:** Count One - 10 years' imprisonment, \$250,000 fine or twice the gross gain/loss, 3 years of supervised release, \$100 special assessment; Count Two - 2 years' mandatory consecutive imprisonment, \$250,000 fine or twice the gross gain/loss; 1 year of supervised release; \$100 special assessment

**PROCEEDING**

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

United States 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) FRCrp 20, 21, or 40. Show District

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

U.S. ATTORNEY  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

3-14-70566 JCS

Name and Office of Person Furnishing Information on this form MELINDA HAAG

U.S. Attorney  Other U.S. Agency

Name of Assistant U.S. Attorney (if assigned) Kyle F. Waldinger

Name of District Court, and/or Judge/Magistrate Location

NORTHERN DISTRICT OF CALIFORNIA

DEFENDANT - U.S.

JASMINE MONET MITCHELL

DISTRICT COURT NUMBER

**CR 14 246**

DEFENDANT

**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)

**IS IN CUSTODY**

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

**ADDITIONAL INFORMATION OR COMMENTS**

**PROCESS:**

SUMMONS  NO PROCESS\*  WARRANT

Bail Amount: No bail

If Summons, complete following:

Arraignment  Initial Appearance

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

Defendant Address:

Date/Time: \_\_\_\_\_ Before Judge: \_\_\_\_\_

Comments:

United States District Court

FOR THE  
NORTHERN DISTRICT OF CALIFORNIA

FILED

2014 MAY -1 A 11: 06

RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

VENUE: SAN FRANCISCO

SEALED  
BY COURT ORDER  
EMC

UNITED STATES OF AMERICA,

v.

**CR 14 246**

JASMINE MONET MITCHELL

DEFENDANT(S).

**INDICTMENT**

VIOLATIONS:

18 U.S.C. § 1029(a)(2) – Fraudulent Use of Unauthorized Access Devices;  
18 U.S.C. § 1028A(a)(1) – Aggravated Identity Theft; 18 U.S.C. §§ 982(a)(2)(B) and  
1029(c)(1)(C) – Access Device Fraud Forfeiture

A true bill.

*Nancy J. Peterson*  
Foreman

Filed in open court this 1<sup>st</sup> day of

May 2014.  
*Ada Means*  
Ada Means Clerk

Bail, \$ NO BAIL WARRANT

*Jacqueline Scott Corley*  
Jacqueline Scott Corley  
United States Magistrate Judge

1 MELINDA HAAG (CABN 132612)  
United States Attorney

FILED

2014 MAY -1 A 11: 06

RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

SEALED  
BY COURT ORDER

8 UNITED STATES DISTRICT COURT  
9 NORTHERN DISTRICT OF CALIFORNIA

EMC

10 SAN FRANCISCO DIVISION

**CR 14 246**

11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 v.

14 JASMINE MONET MITCHELL,

15 Defendant.

) No.

) **VIOLATIONS:** 18 U.S.C. § 1029(a)(2) – Fraudulent  
) Use of Unauthorized Access Devices; 18 U.S.C.  
) § 1028A(a)(1) – Aggravated Identity Theft; 18 U.S.C.  
) §§ 982(a)(2)(B) and 1029(c)(1)(C) – Access Device  
) Fraud Forfeiture

) SAN FRANCISCO VENUE

17 INDICTMENT

18 The Grand Jury charges:

19 COUNT ONE: (18 U.S.C. § 1029(a)(2) – Fraudulent Use of Unauthorized Access Devices)

20 On or about February 23, 2014, in the Northern District of California and elsewhere, the  
21 defendant,

22 JASMINE MONET MITCHELL,

23 did knowingly and with intent to defraud use unauthorized and counterfeit access devices, including  
24 credit card account numbers ending in the digits -5007 and -1364, and by such conduct obtained things  
25 of value aggregating at least \$1,000 within a one-year period, and, in so doing, affected interstate  
26 commerce.

27 All in violation of Title 18, United States Code, Section 1029(a)(2).

28 ///

INDICTMENT

1 COUNT TWO: (18 U.S.C. § 1028A(a)(1) – Aggravated Identity Theft)

2 On or about February 23, 2014, in the Northern District of California and elsewhere, the  
3 defendant,

4 JASMINE MONET MITCHELL,

5 did knowingly possess and use, without lawful authority, the means of identification of another person,  
6 that is, the name and California Driver License number of the real individual Melissa S., during and in  
7 relation to a felony violation of Title 18, United States Code, Section 1029(a)(2), as described in Count  
8 One of this Indictment.

9 All in violation of Title 18, United States Code, Section 1028A(a)(1).

10 FORFEITURE ALLEGATION: (18 U.S.C. §§ 982(a)(2)(B) and 1029(c)(1)(C) – Access Device  
11 Fraud Forfeiture)

12 1. The allegations contained in Count One of this Indictment are hereby re-alleged and  
13 incorporated by reference for the purpose of alleging forfeiture pursuant to 18 U.S.C. §§ 982(a)(2)(B)  
14 and 1029(c)(1)(C).

15 2. Upon conviction of the offense alleged in Count One of this Indictment, the defendant,  
16 JASMINE MONET MITCHELL,  
17 shall forfeit to the United States of America, pursuant to 18 U.S.C. §§ 982(a)(2)(B) and 1029(c)(1)(C),  
18 any property constituting or derived from proceeds the defendant obtained, directly or indirectly, as the  
19 result of such violation and any personal property used or intended to be used to commit, or facilitate the  
20 commission, of the offense.

21 3. The property to be forfeited includes, but is not limited to:  
22 a. U.S. currency in the approximate amount of \$1,063.25;  
23 b. Identification documents in the name of other individuals;  
24 c. Counterfeit and unauthorized access devices, including credit cards in the name of other  
25 individuals;  
26 d. One black Prada brand purse/backpack; and  
27 e. Items used in manufacturing counterfeit and unauthorized access devices, including  
28 sandpaper and any credit card readers and “skimming” devices.

1 4. If any of the property described above, as a result of any act or omission of the defendant:  
2 a. cannot be located upon the exercise of due diligence;  
3 b. has been transferred and sold to, and deposited with, a third party;  
4 c. has been placed beyond the jurisdiction of the court;  
5 d. has been substantially diminished in value; and  
6 e. has been commingled with other property which cannot be divided without difficulty,  
7 it is the intent of the United States, pursuant to 21 U.S.C. § 853(p), as incorporated by 18 U.S.C.  
8 § 982(b)(1) and 1029(c)(2), to seek forfeiture of any other property of said defendant up to the value of  
9 the above-described forfeitable property.

10 All pursuant to Title 18, United States Code, Sections 982(a)(2)(B) and 1029(c)(1)(C), Title 28  
11 United States Code Section 2461(c), and Rule 32.2 of the Federal Rules of Criminal Procedure.

12  
13 DATED: May 1, 2014

A TRUE BILL.

14  
15 Nancy J. Peterson  
16 FOREPERSON

17 MELINDA HAAG  
18 United States Attorney

19 J. Douglas Wilson  
20 J. DOUGLAS WILSON  
21 Chief, Criminal Division

22 (Approved as to form: Waldinger)

AUSA WALDINGER