

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

UNITED STATES OF AMERICA : HON.
:
: Criminal No. 14-
v. :
: 18 U.S.C. §§ 371 and 1028(a)(2)
REYES FLORES-PEREZ :
: I N F O R M A T I O N

The defendant having waived in open court prosecution by indictment, the United States Attorney for the District of New Jersey charges:

COUNT ONE

1. From in or about October 2009 through in or about July 2013, in the District of New Jersey, and elsewhere defendant

REYES FLORES-PEREZ

did knowingly and intentionally conspire and agree with others to embezzle, steal, purloin, and knowingly convert to his use and the use of others, money of the United States, specifically United States Treasury checks, the value of which exceeded the sum of \$1,000.00, contrary to Title 18, United States Code, Section 641.

Object of the Conspiracy

2. The object of the conspiracy was for defendant REYES FLORES-PEREZ and his co-conspirators to unlawfully enrich themselves by: (a) unlawfully producing fraudulent identification documents and

(b) and using the fraudulent identification documents to negotiate income tax refund checks that were generated through the filing of materially false and fraudulent income tax returns using the identity information of others ("Fraudulent Treasury Checks").

Manner and Means of the Conspiracy

3. It was part of the conspiracy that beginning in or about October 2009, members of the conspiracy obtained Fraudulent Treasury Checks and deposited them into various bank accounts.

4. It was further part of the conspiracy that defendant REYES FLORES-PEREZ, in exchange for payment, would create false identification documents, including New Jersey drivers licenses and Social Security cards, in the names of the payees of the Fraudulent Treasury Checks. Members of the conspiracy used these false identification documents to open bank accounts under these identities and deposit the Fraudulent Treasury Checks into the accounts. In total, the scheme caused losses in excess of \$2,500,000.

Overt Acts

5. In furtherance of the conspiracy and to effect the unlawful object thereof, defendant REYES FLORES-PEREZ and his co-conspirators committed, and caused to be committed, the following over acts, among others, in the District of New Jersey and elsewhere:

a. On or about February 5, 2013, defendant REYES FLORES-PEREZ created two New Jersey drivers licenses and two Social Security cards matching the information on two Fraudulent Treasury Checks obtained by a co-conspirator.

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

COUNT TWO

1. From in or about October 2009 through in or about July 2013, in the District of New Jersey, and elsewhere, defendant

REYES FLORES-PEREZ

did knowingly transfer identification documents, authentication features, or false identification documents, to wit, Social Security cards and New Jersey drivers licenses, knowing that such documents or features were stolen and produced without lawful authority, and the production or transfer of the identification documents, authentication features, or false identification documents was in or affected interstate or foreign commerce.

In violation of Title 18, United States Code, Sections 1028(a)(2), 1028(b)(1)(A), and 1028(c)(3)(A).

FIRST FORFEITURE ALLEGATION

1. The allegations contained in Count One and Count Two of this Information are hereby realleged and incorporated by reference for the purpose of noticing forfeiture pursuant to Title 18, United States Code, Section 981(a)(1)(C) and Title 28, United States Code, Section 2461(c).

2. The United States hereby gives notice to the defendant that, upon conviction of the offense alleged in Count One of this Information, the government will seek forfeiture, in accordance with Title 18, United States Code, Section 981(a)(1)(C) and Title 28, United States Code, Section 2461(c), of any and all property, real or personal, that constitutes or is derived from proceeds traceable to the commission of such offense.

3. If by any act or omission of the defendant, any of the property subject to forfeiture described above:

- 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 subdivided without difficulty;

It is the intent of the United States, pursuant to Title 21, United States Code, Section 853(p), as incorporated by Title 28, United States Code, Section 2461(c), to seek forfeiture of any other property of the defendant up to the value of the above-described forfeitable property.

SECOND FORFEITURE ALLEGATION


1. The allegations contained in Count One and Count Two of this Information are hereby realleged and incorporated by reference for the purpose of noticing forfeiture pursuant to Title 18, United States Code, Sections 982(a)(2)(B) and 1028(b)(5).

2. The United States hereby gives notice to the defendant that, upon conviction of the offense alleged in Count Two in this Information, the government will seek forfeiture, in accordance with Title 18, United States Code Sections 982(a)(2)(B) and 1028(b)(5), of any property that constitutes or is derived from proceeds that the defendant obtained, directly or indirectly, as a result of the commission of such offense and any personal property used, or intended to be used, to commit such offense.

3. If by any act or omission of the defendant, any of the property subject to forfeiture described above:

- 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 subdivided without difficulty;

It is the intent of the United States, pursuant to Title 21, United States Code, Section 853(p), as incorporated by Title 18, United States Code, Section 982(b), to seek forfeiture of any other property of the defendant up to the value of the above-described forfeitable property.



PAUL J. FISHMAN
United States Attorney

CASE NUMBER:

United States District Court
District of New Jersey

UNITED STATES OF AMERICA

v.

REYES FLORES-PEREZ

INFORMATION FOR

18 U.S.C. §§ 371, 1028(a) (2)

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