

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

UNITED STATES OF AMERICA :	Hon.
v. :	Criminal No. 11-_____
AMRO BADRAN :	18 U.S.C. § 1344
	18 U.S.C. § 2

INFORMATION

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

1. At all times relevant to this Information:
 - a. Defendant AMRO BADRAN resided in or around New Brunswick, New Jersey and operated a number of entities engaged in accounting and real estate development.
 - b. New Millennium Bank ("New Millennium Bank") was a financial institution, as that term is defined in Title 18, United States Code, Section 20, with bank branches in Somerset and New Brunswick, New Jersey, and elsewhere.
 - c. Brunswick Bank & Trust ("BB&T") was a financial institution, as that term is defined in Title 18, United States Code, Section 20, with bank branches in New Brunswick, New Jersey, and elsewhere.
 - d. Defendant BADRAN maintained and controlled approximately 15 different accounts at New Millennium Bank and

BB&T (the "Badran Accounts").

2. Between in or about June 2006 and in or about August 2008, in Middlesex and Somerset Counties, in the District of New Jersey, and elsewhere, defendant

AMRO BADRAN

did knowingly devise and intend to devise a scheme and artifice to defraud New Millennium Bank and BB&T, and to obtain moneys, funds and assets owned by and under the control of New Millennium Bank and BB&T by means of false and fraudulent pretenses, representations and promises, which scheme and artifice was in substance as set forth below.

OBJECT OF THE SCHEME AND ARTIFICE TO DEFRAUD

3. It was the object of the scheme for defendant BADRAN to create artificial balances in the Badran Accounts, and to divert those balances for his personal benefit and the benefit of his real estate ventures by continuously causing transfers between the Badran Accounts, including deposits of checks that he knew were drawn on accounts with insufficient funds, a practice commonly known as "check kiting."

MANNER AND MEANS OF THE SCHEME AND ARTIFICE TO DEFRAUD

4. It was part of the scheme and artifice that beginning at least as early as in or about June 2006, defendant BADRAN caused checks to be written against the Badran Accounts, knowing that the accounts against which the checks were written did not

contain sufficient funds to cover those checks (the "Insufficient Funds Checks").

5. It was further part of the scheme and artifice that defendant BADRAN then deposited the Insufficient Funds Checks into other Badran Accounts he controlled, in order to artificially inflate the balance in those accounts.

6. It was further part of the scheme and artifice that defendant BADRAN took advantage of New Millennium Bank's policies of providing "expedited availability deposit" tickets, which made funds deposited into business accounts maintained at New Millennium immediately available for withdrawal, by using proceeds of Insufficient Funds Checks to pay personal and business expenses and to transfer monies to other accounts that he controlled in order to cover other outstanding Insufficient Funds Checks written against those accounts, all before the Insufficient Funds Checks were returned unpaid by the banks against which they were drawn.

7. It was further part of the scheme and artifice that defendant BADRAN caused the deposit of in excess of \$25 million in Insufficient Funds Checks in this fashion, written against the Badran Accounts.

8. It was further part of the scheme and artifice that, in or about August 2008, New Millennium Bank and BB&T returned the Insufficient Funds Checks and charged back the amounts of those

checks against the Badran Accounts. This resulted in the Badran Accounts being overdrawn by hundreds of thousands of dollars.

All in violation of Title 18, United States Code, Section 1344 and Section 2.

FORFEITURE ALLEGATION

1. The allegations contained in this Information are hereby realleged and incorporated by reference for the purpose of noticing forfeitures pursuant to Title 18, United States Code, Sections 982(a)(2)(A).

2. The United States hereby gives notice to the defendant that, upon conviction of the offense charged in this Information, the government will seek forfeiture in accordance with Title 18, United States Code, Section 982(a)(2)(A), of any and all property constituting or derived from proceeds obtained directly or indirectly as a result of such offense, including but not limited to a sum of money equal to at least \$1,539,440.00 in United States currency.

3. If any of the above-described forfeitable property, as a result of any act or omission of the defendant:

(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 divided 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)(1), to seek forfeiture of any
other property of the defendant up to the value of the
forfeitable property described in this forfeiture allegation.



PAUL J. FISHMAN
United States Attorney

**United States District Court
District of New Jersey**

UNITED STATES OF AMERICA

v.

AMRO BADRAN

INFORMATION FOR

18 U.S.C. § 1344

A True Bill,

Foreperson

PAUL J. FISHMAN

UNITED STATES ATTORNEY

NEWARK, NEW JERSEY

ZACH INTRATER

ASSISTANT U.S. ATTORNEY

(973) 645-2728
