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United States of America

**FILED**

**AUG 11 2016**

CLERK, U.S. DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA  
BY   
DEPUTY CLERK

7 IN THE UNITED STATES DISTRICT COURT  
8 EASTERN DISTRICT OF CALIFORNIA

10 UNITED STATES OF AMERICA,  
11 Plaintiff,  
12 v.  
13 JUAN CARLOS MALDONADO,  
14 Defendant.

CASE NO. **2:16 - CR - 0152 JAM**

18 U.S.C. § 1344(1) and (2) – Bank Fraud and Attempted Bank Fraud (4 counts);  
18 U.S.C. § 1028A(a)(1) - Aggravated Identity Theft; 18 U.S.C. § 2114(a) – Robbery of United States Mail Carrier; 18 U.S.C. § 2114 (b) – Possession of Robbery Proceeds (2 counts)

17 INDICTMENT

18 COUNT ONE THROUGH FOUR: [18 U.S.C. § 1344 – Bank Fraud and Attempted Bank Fraud]

19 The Grand Jury charges: T H A T

20 JUAN CARLOS MALDONADO,

21 defendant herein, between on or about June 1, 2016 and continuing until on or about June 30, 2016, in  
22 the State and Eastern District of California, with others known and unknown to the Grand Jury, did  
23 devise and intend to devise a material scheme and artifice to defraud at least one financial institution and  
24 to obtain money under the custody and control of a financial institution by means of materially false and  
25 fraudulent pretenses and representations.

26 In executing the scheme to defraud, Maldonado, working with others, obtained a vehicle and an  
27 apparent pistol and used them to rob mail from at least one mail carrier. Maldonado used that stolen  
28 mail to obtain personal identification and financial information, which he used, and provided to at least

one other person to use, to defraud financial institutions as follows:

Count	Date	Amount	Victim Financial Institution	Transaction Description
1	06/22/16	\$500.00	Washington Federal	Maldonado, provided stolen check #110 drawn on account ending 4368 of victim W.P., for unauthorized negotiation and cash proceeds
2	06/22/16	\$150.00	Regions Bank	Maldonado, provided stolen check #3260 drawn on account ending 5237 of victim F.L., for unauthorized negotiation and cash proceeds
3	06/30/16	\$80.00	Citi Bank	Maldonado, posing as victim R.M., charged stolen and altered Costco Citi Bank Visa ending 4747 to obtain cash proceeds
4	06/30/16	\$200.00	Citi Bank	Maldonado, posing as victim R.M., charged stolen and altered Costco Citi Bank Visa ending 4747 to obtain cash proceeds

In violation of Title 18, United States Code, Section 1344(1) and (2).

COUNT FIVE: [18 U.S.C. § 1028A(a)(1) - Aggravated Identity Theft]

The Grand Jury further charges: T H A T

JUAN CARLOS MALDONADO,

defendant herein, on or about June 30, 2016, in the State and Eastern District of California, did knowingly possess and use, without lawful authority, a means of identification of another person, that is, the name, date of birth, address, driver's license, and driver's license number assigned to victim J.R., during and in relation to a felony violation of federal law pursuant to Chapter 63 of Title 18, United States Code, to wit, bank fraud and attempted bank fraud in violation of 18 U.S.C. § 1344(1) and (2), all in violation of Title 18, United States Code, Section 1028A(a)(1).

COUNT SIX: [18 U.S.C. § 2114(a) – Robbery of a U.S. Mail Carrier]

The Grand Jury further charges: T H A T

JUAN CARLOS MALDONADO,

defendant herein, on or about June 21, 2016, in the State and Eastern District of California, did knowingly assault a person having lawful charge, custody and control of United States mail matter, money and other property of the United States, with intent to rob, steal and purloin said mail matter,

1 money and other property of the United States, and in effecting such robbery put the life of the person in  
 2 jeopardy by the use of a dangerous weapon, in violation of Title 18, United States Code, Section  
 3 2114(a).

4 COUNTS SEVEN AND EIGHT: [18 U.S.C. § 2114(b) – Possession of Robbery Proceeds]

5 The Grand Jury further charges: T H A T

6 JUAN CARLOS MALDONADO,

7 defendant herein, on or about the date set forth below in each count, in the State and Eastern District of  
 8 California, did possess, conceal, and dispose of money and other property that had been obtained in  
 9 violation Title 18, United States Code, Section 2114, knowing the same to have been unlawfully  
 10 obtained as follows:

Count	Date	Description
7	6/22/16	Washington Federal Bank check #110 drawn on account ending 4368 and Regions Bank check #3260 drawn on account ending 5237
8	6/30/16	Costco Citi Bank Visa ending 4747, California driver's license ending in 572, Capital One MasterCard ending 7384, and Bank of America Visa ending 8846

11 All in violation of Title 18, United States Code, Section 2114(b).

12  
 13  
 14  
 15  
 16  
 17 FORFEITURE ALLEGATION: [18 U.S.C. § 981(a)(1)(C), 28 U.S.C. § 2461(c), 18 U.S.C. §§  
 18 982(a)(2)(A) and (a)(2)(B), and 18 U.S.C. § 1028(b)(5) – Criminal  
 Forfeiture]

19 1. Upon conviction of one or more of the offenses alleged in Counts One through Four of  
 20 this Indictment, defendant JUAN CARLOS MALDONADO shall forfeit to the United States, pursuant  
 21 to 18 U.S.C. §§ 982(a)(2)(A) and (a)(2)(B), any property constituting or derived from proceeds obtained  
 22 directly or indirectly, as a result of said violations, including but not limited to the following:

23 a. A sum of money equal to the amount of proceeds obtained directly or indirectly,  
 24 as a result of such offenses, for which defendant is convicted.

25 2. Upon conviction of one or more of the offenses alleged in Counts Six through Eight of  
 26 this Indictment, defendant JUAN CARLOS MALDONADO shall forfeit to the United States, pursuant  
 27 to 18 U.S.C. § 981(a)(1)(C) and 28 U.S.C. § 2461(c), all property, real and personal, which constitutes  
 28 or is derived from proceeds traceable to such violations, including but not limited to the following:

1 a. A sum of money equal to the amount of proceeds traceable to such offense, for  
2 which defendant is convicted.

3 3. Upon conviction of the offense alleged in Count Five of this Indictment,  
4 defendant JUAN CARLOS MALDONADO shall forfeit to the United States pursuant to 18 U.S.C. §  
5 1028(b)(5), any personal property used or intended to be used to commit the offense.

6 4. If any property subject to forfeiture as a result of the offenses alleged in Counts One  
7 through Eight in this Indictment, for which defendants are convicted:

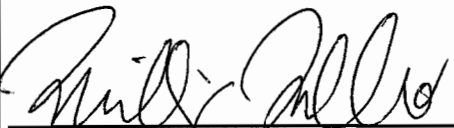
- 8 a. cannot be located upon the exercise of due diligence;  
9 b. has been transferred or sold to, or deposited with, a third party;  
10 c. has been placed beyond the jurisdiction of the court;  
11 d. has been substantially diminished in value; or  
12 e. has been commingled with other property which cannot be divided without  
13 difficulty;

14 it is the intent of the United States, pursuant to 18 U.S.C. §§ 982(b)(1) and 1028(g), and 28 U.S.C. §  
15 2461(c), incorporating 21 U.S.C. § 853(p), to seek forfeiture of any other property of said defendant, up  
16 to the value of the property subject to forfeiture.

17  
18  
19 A TRUE BILL.

20  
21 **/s/ Signature on file w/AUSA**

22 \_\_\_\_\_  
23 FOREPERSON

24   
25 \_\_\_\_\_  
26 PHILLIP A. TALBERT  
27 Acting United States Attorney  
28

No. 2:16 - CR - 0152 JAM

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**UNITED STATES DISTRICT COURT**

*Eastern District of California*

*Criminal Division*

THE UNITED STATES OF AMERICA

vs.

JUAN CARLOS MALDONADO

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INDICTMENT

**VIOLATION(S):**

- 18 U.S.C. § 1344 (1) and (2) – Bank Fraud and Attempted Bank Fraud;
  - 18 U.S.C. § 1028 A(a)(1) – Aggravated Identity Theft;
  - 18 U.S.C. § 2114(a) – Robbery of U.S. Mail Carrier;
  - 18 U.S.C. § 2114 (b) – Possession of Robbery Proceeds;
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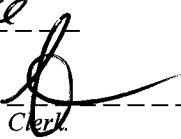
*A true bill,*

**/s/ Signature on file w/AUSA**

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*Foreman.*

Filed in open court this 11 day

of August, A.D. 20 16

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*Clerk.*

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**NO PROCESS NECESSARY**

Bail, \$ -----

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**United States v. JUAN CARLOS MALDONADO**

**Penalties for Indictment**

**Defendants**

**JUAN CARLOS MALDONADO**

**COUNTS 1-4: JUAN CARLOS MALDONADO**

VIOLATION: 18 U.S.C. § 1344 (1) and (2) – Bank Fraud and Attempted Bank Fraud

PENALTIES: Up to 30 years in prison; or  
Fine of up to \$1,000,000; or both fine and imprisonment  
Supervised release up to 5 years

**COUNT 5: JUAN CARLOS MALDONADO**

VIOLATION: 18 U.S.C. § 1028A(a)(1) - Aggravated Identity Theft

PENALTIES: Mandatory 2 years in prison to run consecutive to any other term imposed  
Fine of up to \$250,000, or both fine and imprisonment  
Supervised release of 1 year

**COUNT 6: JUAN CARLOS MALDONADO,**

VIOLATION: 18 U.S.C. § 2114(a) – Robbery of U.S. Mail Carrier

PENALTIES: Up to 10 years in prison; or  
Fine of up to \$1,000,000; or both fine and imprisonment  
Supervised release up to 5 years

**COUNT 7 - 8: JUAN CARLOS MALDONADO,**

VIOLATION: 18 U.S.C. § 2114(b) – Possession of Robbery Proceeds

PENALTIES: Up to 10 years in prison; or  
Fine of up to \$1,000,000; or both fine and imprisonment  
Supervised release up to 5 years

SPECIAL ASSESSMENT: \$100 (mandatory on each count) and RESTITUTION