


UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF LOUISIANA

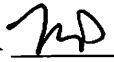
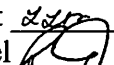

U.S. DISTRICT COURT  
EASTERN DISTRICT OF LOUISIANA  
FILED 4-4-2018  
WILLIAM W. BLEVINS  
CLERK 

UNITED STATES OF AMERICA \* CRIMINAL NO. 18-15  
v. \* SECTION: "I"  
LEXY LOPEZ-BATEMAN \*  
\*  
\* \* \*

FACTUAL BASIS

Defendant **LEXY LOPEZ-BATEMAN** ("LOPEZ-BATEMAN"), has agreed to plead guilty pursuant to a plea agreement. Should this matter proceed to trial, the United States would prove beyond a reasonable doubt, through credible testimony and reliable evidence, the following facts. Unless stated otherwise, the following acts occurred within the jurisdiction of the Eastern District of Louisiana.

The Federal Employees Compensation Act (FECA) provides certain disability compensation benefits for civilian employees of the United States Government who sustain on-the-job injuries or employment-related occupational illness or disease. The program is administered by the U.S. Department of Labor (USDOL), Office of Workers' Compensation Programs (OWCP). The receipt of benefits is authorized under Title 5, chapter 81, subchapter I of the United States Code. Among other benefits, OWCP pays all covered wage loss, medical bills, and other related costs associated with making the injured employee (claimant) whole. OWCP allows federal employees who sustain on-the-job injuries to receive medical payments and compensation benefits, including reimbursement for medically-related travel. In order to receive a refund for medically-related travel, claimants must file an OWCP Form 957, Medical Travel


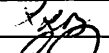
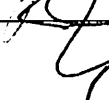
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Refund Request.

**LEXY LOPEZ-BATEMAN** is an employee of the United States Postal Service (USPS) in New Orleans, Louisiana. She resides in Slidell, Louisiana. In March 2015, she sustained an ankle sprain while on the job. Therefore, she was entitled to benefits under FECA, including reimbursement for medically-related travel. **LOPEZ-BATEMAN** returned to duty on July 9, 2015. She submitted OWCP Form 957's in order to receive reimbursement for medically-related travel. These forms claimed travel expenses to her treatment center, Concentra Medical Center, located at 318 Baronne Street, New Orleans, Louisiana.

The USPS Office of Inspector General ("OIG") began investigating **LOPEZ-BATEMAN** when it learned that **LOPEZ-BATEMAN** submitted OWCP Form 957's for travel reimbursement through June 23, 2017. A review of **LOPEZ-BATEMAN**'s Form 957's showed that, from April 2, 2015 through June 23, 2017, she submitted fraudulent requests for reimbursement. First, she submitted forms for travel from her residence in Slidell, Louisiana, for dates on which she was actually working in New Orleans, Louisiana, and therefore the mileage to her treatment center was inflated. Further, a USPS OIG agent contacted Concentra Medical Center and learned that **LOPEZ-BATEMAN** did not appear for treatment on all dates for which she claimed that she incurred medically-related travel costs to her treatment center. The USPS OIG conducted the following analysis of **LOPEZ-BATEMAN**'s travel:

- In calendar year 2015, **LOPEZ-BATEMAN** filed 69 claims for fraudulent mileage reimbursements where medical appointments did not occur, resulting her receiving payments of \$3,967.50 to which she was not entitled. She further had 11 claims

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Defendant   
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of legitimate medically-related travel where she exaggerated her roundtrip mileage when she returned to work full duty on July 9, 2015. On these 11 instances, **LOPEZ-BATEMAN** was paid for 1100 roundtrip miles from her home instead of 96 roundtrip miles from work. This resulted in \$577.30 in payments to which **LOPEZ-BATEMAN** was not entitled.

- In calendar year 2016, **LOPEZ-BATEMAN** only had one legitimate medical visit, her last for her injury, in January. However, **LOPEZ-BATEMAN** filed 151 claims for fraudulent mileage reimbursements where medical appointments did not occur, resulting in her receiving payments of \$8,353.80 to which she was not entitled.
- In calendar year 2017, **LOPEZ-BATEMAN** filed 74 claims for fraudulent mileage reimbursements where medical appointments did not occur, resulting in her receiving payments of \$3,952.50 to which she was not entitled.

On August 31, 2017, USPS OIG agents interviewed **LOPEZ-BATEMAN** at the USPS OIG New Orleans Field Office. Prior to the interview, the agents read **LOPEZ-BATEMAN** her *Miranda* rights. **LOPEZ-BATEMAN** signed a form waiving those rights. **LOPEZ-BATEMAN** admitted that she had submitted fraudulent claims for medically-related travel from 2015 through 2017.

The parties agree and stipulate that **LOPEZ-BATEMAN** caused a total amount of loss \$16,851.10 to the United States Department of Labor due to her submission of fraudulent OWCP

AUSA MP  
Defendant [Signature]  
Defense Counsel [Signature]

