

FILED
U.S. DISTRICT COURT
EASTERN DISTRICT OF LA.
2018 JUL -5 P 1:54

WILLIAM W. BLEVINS
CLERK
UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA

FELONY

**SUPERSEDING BILL OF INFORMATION FOR SOLICITATION AND RECEIPT OF A
BRIBE BY AGENT OF ORGANIZATION RECEIVING FEDERAL FUNDS
AND NOTICE OF FORFEITURE**

UNITED STATES OF AMERICA

* CRIMINAL NO. 18-145

v.

* SECTION: "L"

DAVIN D. THOMAS

* VIOLATION: 18 U.S.C. § 666(a)(1)(B)

*

* * *

The United States Attorney charges that:

COUNT 1

A. AT ALL TIMES MATERIAL HEREIN:

1. Delgado Community College ("DCC"), New Orleans, Louisiana, was a public community college with campuses throughout the New Orleans metropolitan area. DCC was subject to control by the State of Louisiana for the purpose of administering public education.

2. DCC received federal funds in excess of \$10,000 annually from 2014 through 2016.

3. The defendant, **DAVIN D. THOMAS** ("THOMAS"), was a resident of Ponchatoula, Louisiana.

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4. **THOMAS** was employed as a Financial Aid Assistant Director for Processing and Systems at DCC from November 2013 until March 2016. **THOMAS** primarily worked out of the City Park DCC campus located within the Eastern District of Louisiana. As such, **THOMAS** was an agent of DCC.

5. While employed at DCC, **THOMAS** was responsible for importing and exporting financial aid files as well as verifying the information contained within student financial aid applications. **THOMAS** was responsible for creating computer reports, which identified the students who were eligible for financial aid funds.

B. SOLICITATION AND RECEIPT OF A BRIBE BY AGENT OF ORGANIZATION RECEIVING FEDERAL FUNDS:

From in or about April 2014 through August 2016, in the Eastern District of Louisiana, the defendant, **DAVIN D. THOMAS**, did corruptly solicit, demand, accept and agree to accept a thing of value from three DCC students, intending to be influenced and rewarded in connection with a transaction and a series of transactions of DCC involving \$5,000 or more, that is, receiving approximately \$6,700.00 in connection with his job as a Financial Aid Assistant Director for Processing and Systems at DCC, in exchange for awarding the students financial aid.

All in violation of Title 18, United States Code, Section 666(a)(1)(B).

NOTICE OF FORFEITURE

1. The allegations of Count 1 of this Bill of Information are re-alleged and incorporated by reference as though set forth fully herein for the purpose of alleging forfeiture to the United States of America pursuant to the provisions of Title 18, United States Code, Sections 666 and 981(a)(1)(C), made applicable through Title 28, United States Code, Section 2461(c).

2. As a result of the offense alleged in Count 1, defendant, **DAVIN D. THOMAS**, shall forfeit to the United States pursuant to Title 18, United States Code, Section 981(a)(1)(C), made applicable through Title 28, United States Code, Section 2461(c), any and all property, real or personal, which constitutes or is derived from proceeds traceable to a violation of Title 18 United States Code, Section 666. The government specifically provides notice of its intent to seek a personal money judgment against the defendant in the amount of the fraudulently-obtained proceeds.

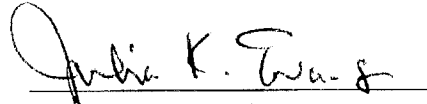
3. If any of the property subject to forfeiture, as a result of any act or omission of the defendant:

- a. cannot be located upon the exercise of due diligence;
- b. has been transferred or sold to, deposited with, a third person;
- 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), to seek forfeiture of any other property of said defendant up to the value of the above forfeitable property.

All in violation of Title 18, United States Code, Sections 666 and 981(a)(1)(C), made applicable through Title 28, United States Code, Section 2461(c).

DUANE A. EVANS
UNITED STATES ATTORNEY


JULIA K. EVANS
Assistant United States Attorney

New Orleans, Louisiana
July 5, 2018