

FILED
U.S. DISTRICT COURT
EASTERN DISTRICT OF LA

2019 JUN -5 A 10: 18

WILLIAM W. BLEVINS
CLERK cc

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA

FELONY

BILL OF INFORMATION FOR UNAUTHORIZED ACCESS TO A PROTECTED
COMPUTER AND RECKLESSLY CAUSING DAMAGE AND NOTICE OF FORFEITURE

UNITED STATES OF AMERICA

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CRIMINAL NO.

19 - 114

v.

*

SECTION:

SECT. R MAG 5

GARY PETER SIMON, JR.

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VIOLATIONS: 18 U.S.C. § 1030(a)(5)(B)
18 U.S.C. § 1030(c)(4)(A)

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The United States Attorney charges that:

COUNT 1

On or about October 21, 2018, in the Eastern District of Louisiana and elsewhere, the defendant, **GARY PETER SIMON, JR.**, formerly a contractor for the United States Department of Energy-Strategic Petroleum Reserve Office and a resident of Mandeville, Louisiana, intentionally accessed and attempted to access a protected computer without authorization, and as a result of such conduct, recklessly caused damage, namely loss to the United States Department

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of Energy-Strategic Petroleum Reserve Office, during a 1-year period from the defendant's course of conduct affecting a protected computer aggregating at least \$5,000 in value.

In violation of Title 18, United States Code, Sections 1030(a)(5)(B) and 1030(c)(4)(A).

NOTICE OF FORFEITURE

1. The allegations contained in Count 1 of this Bill of Information are hereby realleged and incorporated by reference for the purpose of alleging forfeitures to the United States of America pursuant to the provisions of Title 18, United States Code, Sections 1030(a)(5)(B) and 981(a)(1)(C), made applicable through Title 28, United States Code, Section 2461(c).

2. As a result of the offenses alleged in Count 1, defendant, **GARY PETER SIMON, JR.**, 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 and personal, that constitutes or is derived, directly or indirectly, from gross proceeds traceable to the commission of the offense as a result of the violations of Title 18, United States Code, Section 1030(a)(5)(B).

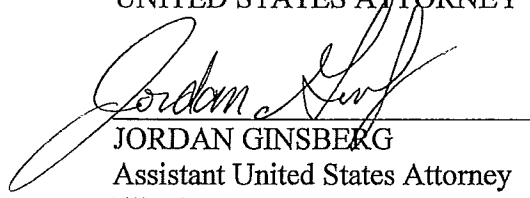
3. If any of the property described above as being subject to forfeiture, as a result of any act or omission of the defendant:

- a. cannot be located upon the exercise of due diligence;
- b. has been transferred, sold to, or 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 18, United States Code, Section 853(p), to seek forfeiture of any other property of said defendants up to the value of the above forfeitable property;

All in violation of Title 18, United States Code, Section 1030(a)(5)(B) and 981(a)(1)(C), made applicable through Title 28, United States Code, Section 2461(c).

PETER G. STRASSER
UNITED STATES ATTORNEY



JORDAN GINSBERG
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Illinois Bar No. 6282956

New Orleans, Louisiana
June 5, 2019