

FILED  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF LA.

2019 DEC 19 P 4:53

WILLIAM W. BLEVINS  
CLERK

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF LOUISIANA

**FELONY**

**INDICTMENT FOR WIRE FRAUD AND MAKING  
FALSE STATEMENTS ON A FEDERAL INCOME TAX RETURN**

UNITED STATES OF AMERICA

v.

DEEPAK "JACK" JAGTIANI

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CRIMINAL NO.

SECTION:

VIOLATIONS: 18 U.S.C. § 1343

26 U.S.C. § 7206(1)

**19-00246**

**SECT. AMAG. 2**

The Grand Jury charges that:

**COUNT 1**

**WIRE FRAUD**

**A. AT ALL TIMES MATERIAL HEREIN:**

1. The defendant, DEEPAK "JACK" JAGTIANI ("JAGTIANI"), was a United States citizen and resident of Louisiana.

2. Dan-Gulf Shipping, Inc. ("Dan-Gulf") was a company that provided freight forwarding services internationally. Dan-Gulf was headquartered in Metairie, Louisiana.

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☐ Process \_\_\_\_\_  
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3. In and around 2007, **JAGTIANI** was hired to be Dan-Gulf's comptroller. In this capacity, he had authority to manage the payroll and other accounts of Dan-Gulf. **JAGTIANI** served as comptroller of Dan-Gulf through February 2019.

**B. THE SCHEME TO DEFRAUD:**

From in and around 2009, and continuing until on or about February 5, 2019, in the Eastern District of Louisiana and elsewhere, the defendant, **JAGTIANI**, devised and intended to devise, a scheme and artifice to defraud Dan-Gulf and obtain money and funds of Dan-Gulf by means of false and fraudulent promises, pretenses, and representations.

It was part of the scheme and artifice to defraud that the defendant, **JAGTIANI**, made and caused to be made misrepresentations and material omissions to the officers of Dan-Gulf in order to conceal the fact that **JAGTIANI** fraudulently paid himself salary and benefits in excess of his salary.

From 2009 until 2019, **JAGTIANI** fraudulently paid himself approximately \$7,077,137.36 in salary and benefits that were in excess of any salary and benefits that he was otherwise entitled to receive.

**C. THE INTERSTATE WIRING:**

On or about January 15, 2019, in the Eastern District of Louisiana, the defendant, **JAGTIANI**, for the purpose of executing and attempting to execute the aforesaid scheme and artifice to defraud and to obtain money, funds, and property by means of false and fraudulent pretenses, representations, and promises and attempting to do so, did knowingly cause to be transmitted by means of wire communication in interstate commerce, a bank transfer of approximately \$41,158.70 from Dan-Gulf's payroll account to **JAGTIANI**'s personal bank account at Regions Bank.

All in violation of Title 18, United States Code, Section 1343.

**COUNT 2**

**FALSE STATEMENTS ON A FEDERAL INCOME TAX RETURN**

On or about April 15, 2018, in the Eastern District of Louisiana, the defendant, **JAGTIANI**, did willfully make and subscribe a federal tax return Form 1040 for calendar year 2017, which was verified by written declaration that it was made under the penalties of perjury and which he did not believe to be true and correct as to every material matter. That Form 1040, which was filed with the Internal Revenue Service, stated that **JAGTIANI** and his spouse had \$998,335.00 in business losses from a catering business for calendar year 2017, when in truth and in fact, **JAGTIANI** then and there knew that he and his spouse did not operate any catering business and therefore did not sustain any such business losses.

In violation of Title 26, United States Code, Section 7206(1).

**NOTICE OF FORFEITURE**

1. The allegations of Count 1 are incorporated by reference as though set forth fully herein for the purpose of alleging forfeiture to the United States.

2. As a result of the offense alleged in Count 1, the defendant, **DEEPAK "JACK" JAGTIANI**, shall forfeit to the United States pursuant to Title 18, United States Code, Section 981(a)(1)(C), and Title 28, United States Code, Section 2461(c), any property real or personal which constitutes or is derived from proceeds traceable to said offense, including but not limited to the following properties:

2013 Toyota RAV4 Utility VIN #JTMWFREV5D5001963;

LT Trust 401(K) Profit Sharing Plan and Trust held for or by Dan-Gulf Shipping, Inc., for the benefit of Deepak Jagtiani;

All shares of Hartman vREIT XXI, Inc., for Shareholder #00403, held for or by Dan-Gulf Shipping, Inc., for the benefit of Deepak Jagtiani;

All shares of Hartman Short Term Income Properties XX, Inc., for Shareholder #00005973, held for or by Dan-Gulf Shipping, Inc., for the benefit of Deepak Jagtiani;

Centaurus Financial, Inc. account number 4GX-016688 in the name of Dan-Gulf Shipping, Inc., 401K PSP for the benefit of Deepak Jagtiani;

Regions checking account number 64273741 in the name of Deepak and Lata Jagtiani;

Capital One checking account number 5631037048 in the name of Deepak and Lata Jagtiani;

Capital One savings account number 8082908200 in the name of Deepak and Lata Jagtiani;

Whitney checking account number 49744991 in the name of Deepak and Lata Jagtiani;

Whitney checking account number 61502328 in the name of Lata Jagtiani;

Whitney money market account number 700057615 in the name of Lata Jagtiani;

A CERTAIN LOT OF GROUND, together with all the buildings and improvements thereon, and all of the rights, ways, servitudes, appurtenances and advantages thereunto belonging or in anywise appertaining, situated in the Parish of Jefferson, State of Louisiana, in CECILE PARK ADDITION SUBDIVISION, in SQUARE 10, thereof bounded by Tolmas Drive, a servitude to the 4th Jefferson Drainage District approximately 50 feet in width, the West Boundary line of the Subdivision, and 14th Street, designated as LOT NO 13, which lot forms the corner of Tolmas Drive and the 50 foot servitude and measures 88.70 feet front on Tolmas Drive, 90 feet in width in the rear, by a depth on the servitude side of 100.35 feet and a depth on the opposite sideline of 100.34 feet. All in accordance with a plan by Adloe Orr, Jr. C. E. dated April 22, 1957, approved by the Jefferson Parish Police Jury by Ordinance No. 3526, adopted on July 1, 1957, registered in COB 429 folio 379, Entry No 105062, which plan is annexed to an Act of Dedication before Samuel S. Dalton, N.P. dated July 24, 1957, registered in COB 429 folio 380, Entry No. 105063. All as more fully shown on survey by Gilbert, Kelly & Couturie, Inc. dated March 28, 1997. Improvements bear the Municipal No. 3548 Tolmas Drive.

3. If any of the above-described 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 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;

the United States shall seek a money judgment and, pursuant to Title 21, United States Code, Section 853(p), forfeiture of any other property of the defendant up to the value of said property.

A TRUE BILL:



PETER G. STRASSER  
UNITED STATES ATTORNEY

A handwritten signature in black ink, appearing to read 'Matthew R. Payne', written over a horizontal line.

MATTHEW R. PAYNE  
La. Bar Roll No. 32631  
Assistant United States Attorney

New Orleans, Louisiana  
December 19, 2019