

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA

UNITED STATES OF AMERICA * CRIMINAL NO. 20-142
v. * SECTION: "I"
JAMIE MARIE KILLIAN *
* * *

FACTUAL BASIS

Should this matter have proceeded to trial, the government would have proven, through the introduction of competent testimony and admissible evidence, the following facts, beyond a reasonable doubt, to support the allegations in the Indictment now pending against the defendant.

The government would establish that Social Security was a social insurance program that provided eligible applicants with retirement, disability, and survivor benefits. The Social Security Administration ("SSA") was a government agency responsible for the management of the Social Security program, as defined in the Social Security Act.

The case against **JAMIE MARIE KILLIAN** ("KILLIAN") began as a result of a complaint to the Social Security Administration's ("SSA") Office of the Inspector General ("OIG") regarding possible fraud involving **KILLIAN**. The OIG for the SSA determined **KILLIAN's** father, Julius Cummins Jr. ("Cummins"), was receiving Title II Disability Insurance Benefits ("DIB") since July 2010. SSA-OIG agents determined Cummins' benefits were electronically deposited into his Hancock Whitney Bank account. The SSA-OIG confirmed Cummins was the father of the defendant, lived at the same address as the defendant, and died on August 5, 2013.

SSA-OIG agents obtained video surveillance evidence of **KILLIAN** using Cummins' Hancock Whitney debit card at the Chalmette Walmart and Ponstein's Food Mart in Chalmette. On June 10, 2020, the SSA-OIG executed a federal search warrant at **KILLIAN's** Chalmette home. Agents recovered Cummins' Hancock Whitney debit card from the defendant's wallet during the search. Agents also located recent bank documents in Cummins' name.

During the search, SSA-OIG Special Agents interviewed **KILLIAN**. **KILLIAN** executed a written *Miranda* rights waiver and agreed to speak with the investigators. During the interview, the defendant said she used her father's debit card to pay for her personal bills. **KILLIAN** admitted to knowing that she was not entitled to her father's Social Security money.

The SSA determined that, after her father's death, **KILLIAN** fraudulently obtained \$99,940.00 in SSI disability benefits from her father's Hancock Whitney Bank account.

Limited Nature of Factual Basis and Conclusion


This proffer of evidence is not intended to constitute a complete statement of all facts known by **KILLIAN**, and/or the government. Rather, it is a minimum statement of facts intended to prove the necessary factual predicate for her guilty plea. The limited purpose of this proffer is to demonstrate that there exists a sufficient legal basis for the plea of guilty to the charged offense by **KILLIAN**.

The above facts come from an investigation conducted by, and would be proven at trial by credible testimony from, *inter alia*, Special Agents and forensic examiners from the Social Security Administration, Office of the Inspector General, and admissible tangible exhibits in the custody of the SSA-OIG.

READ AND APPROVED:


JAMIE MARIE KILLIAN
Defendant


ANNALISA MIRON
Counsel for Defendant


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