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UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
OCALA DIVISION

CLERK OF DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
ORLANDO, FLORIDA

UNITED STATES OF AMERICA

v.

CASE NO. 5:19-cr-73-0c-27 PRL

18 U.S.C. § 371

MILLER WILSON, JR.

42 U.S.C. § 1320a-7b(b)(1)(B)

MYOSHI WILSON

18 U.S.C. § 1001

ERICA WILSON

INDICTMENT

The Grand Jury charges:

COUNT ONE

(Conspiracy)

A. Introduction

At times material to this Indictment:

1. MILLER WILSON, JR. resided in the Middle District of Florida and was employed as the Transportation Assistant at the United States Department of Veterans Affairs (“VA”) Outpatient Clinic (“VA Clinic”) in The Villages, Florida. In this capacity, MILLER WILSON, JR. had the authority to award transportation contracts to vendors who provided transport to patients of the VA Clinic. MILLER WILSON, JR. also created and controlled Lou’s Transport, LLC, and Lou’s Transit, LLC, which he registered in his co-conspirators’ names.

2. MYOSHI WILSON resided in the Middle District of Florida, was the daughter of MILLER WILSON, JR., and was listed as the sole manager of Lou's Transit, LLC.

3. ERICA WILSON resided in the Middle District of Florida, was married to MILLER WILSON, JR., and was an employee of Lou's Transit, LLC.

4. Lou's Transport, LLC, was a Florida for-profit corporation which was registered in a third-party's name but controlled and operated by MILLER WILSON, JR.

5. Lou's Transit, LLC, was a Florida for-profit corporation which was registered in MYOSHI WILSON's name but controlled and operated by MILLER WILSON, JR.

6. The VA was an agency of the United States Government, which administered a variety of benefits and services that provided financial and other forms of assistance to service members, veterans, their dependents, and survivors ("eligible members"). The VA's health care benefit programs, including those administered by the Veterans Health Administration through its regional medical centers and outpatient clinics, were health care benefit programs affecting commerce, as defined in 18 U.S.C. § 24(b).

7. The VA Clinic in The Villages, Florida, provided services related to the health care benefits for eligible members on behalf of the VA. One of the services provided by the VA Clinic for eligible members was transportation to and from health care facilities for purposes of covered health care treatment.

B. The Conspiracy

8. From an unknown date, but no later than on or about March 23, 2016, and continuing through and including on or about August 10, 2017, in the Middle District of Florida and elsewhere, the defendants,

**MILLER WILSON, JR.,
MYOSHI WILSON,
and
ERICA WILSON,**

did knowingly and willfully combine, conspire, confederate, and agree with each other and with others, both known and unknown to the grand jury:

- a. to defraud the United States by impeding, impairing, obstructing and defeating by deceit, trickery and dishonest means, the lawful governmental functions of VA in the administration and oversight of their healthcare benefit program; and
- b. to commit offenses against the United States, namely:
 - (1) health care fraud, in violation of 18 U.S.C. § 1347; and
 - (2) wire fraud, in violation of 18 U.S.C. § 1343.

C. Manner and Means of the Conspiracy

9. The manner and means by which the conspirators sought to accomplish the purposes and objects of the conspiracy included, among others, the following:

a. It was part of the conspiracy that MILLER WILSON, JR. would and did establish, operate, and manage Lou's Transport and Lou's Transit for the purpose of obtaining transportation assignments from the VA.

b. It was further a part of the conspiracy that MILLER WILSON, JR. would and did, in his official capacity as Transportation Assistant, award transportation assignments to Lou's Transport and Lou's Transit.

c. It was further part of the conspiracy that the conspirators would and did submit and cause the submissions of invoices to the VA's health care benefit program for payment for transportation services. These invoices were sent via interstate wire transmissions from the Middle District of Florida through a processing company in Georgia, to the VA.

d. It was further a part of the conspiracy that conspirators would and did cause the VA to pay claims to them via direct deposit from the United States Treasury to bank accounts under their control in the Middle District of Florida.

e. It was further a part of the conspiracy that MILLER WILSON, JR. would and did register Lou's Transport and Lou's Transit in the name of relatives to shield his involvement in those companies from the VA.

f. It was further a part of the conspiracy that MYOSHI WILSON and ERICA WILSON would and did falsely claim to the VA that they operated and managed Lou's Transit.

g. It was further a part of the conspiracy that MILLER WILSON JR. would and did divert lucrative VA transportation assignments to Lou's Transport and Lou's Transit.

h. It was further a part of the conspiracy that the conspirators would and did use the fraudulently obtained proceeds they received for their personal use and benefit, and to further their fraudulent scheme.

i. It was further a part of the conspiracy that the conspirators would and did perform acts and make statements to misrepresent, hide, and conceal, and cause to be misrepresented, hidden, and concealed, the purpose of, and the acts done in furtherance of, said conspiracy.

D. Overt Acts

10. In furtherance of the conspiracy and to effect the objects thereof, the conspirators committed the following acts in the Middle District of Florida, and elsewhere:

a. On or about March 23, 2016, a conspirator caused the Articles of Incorporation to be filed with the State of Florida for Lou's Transport, LLC.

b. In or about March 2016, a conspirator arranged for drivers to be employed by Lou's Transport.

c. On or about March 27, 2016, a conspirator arranged for Lou's Transport to be considered for transportation services to the VA Clinic by submitting a proposal for fee estimates to the VA Clinic on behalf of Lou's Transport.

d. Beginning in April 2016 and continuing until September 2016, MILLER WILSON, JR. submitted multiple transportation requests to Lou's Transport through his official position at the VA Clinic.

e. From in or about April 2016 until in or about September 2016, a conspirator submitted multiple invoices on behalf of Lou's Transport electronically to the VA for transportation services performed.

f. In or about April 2016, a conspirator caused the VA to make payments in the approximate amount of \$2,817.10 from the United States Treasury by direct deposit to a bank account held by Bank of America for the benefit of Lou's Transport.

g. In or about May 2016, a conspirator caused the VA to make payments in the approximate amount of \$15,769.80 from the United States Treasury by direct deposit to a bank account held by Bank of America for the benefit of Lou's Transport.

h. In or about June 2016, a conspirator caused the VA to make payments in the approximate amount of \$19,857.10 from the United States Treasury by direct deposit to a bank account held by Bank of America for the benefit of Lou's Transport.

i. In or about July 2016, a conspirator caused the VA to make payments in the approximate amount of \$16,536.00 from the United States Treasury by direct deposit to a bank account held by Bank of America for the benefit of Lou's Transport.

j. In or about August 2016, a conspirator caused the VA to make payments in the approximate amount of \$21,140.00 from the United States Treasury by direct deposit to a bank account held by Bank of America for the benefit of Lou's Transport.

k. In or about September 2016, a conspirator caused the VA to make payments in the approximate amount of \$21,544.00 from the United States Treasury by direct deposit to a bank account held by Bank of America for the benefit of Lou's Transport.

l. On or about October 21, 2016, a conspirator caused the Articles of Incorporation to be filed with the State of Florida for Lou's Transit, LLC.

m. On or about October 25, 2016, MILLER WILSON JR. and MYOSHI WILSON arranged for three bank accounts to be opened at BB&T, Corp. for the benefit of Lou's Transit.

n. On or about November 10, 2016, a conspirator informed the VA Clinic via email that Lou's Transit was assuming control of the business operations of Lou's Transport.

o. Beginning in or about October 2016 and continuing through and including in or about July 2017, MILLER WILSON, JR. submitted multiple Form 2511 requests to Lou's Transit through his official position at the VA Clinic.

p. From in or about October 2016 until in or about July 2017, a conspirator electronically submitted multiple invoices on behalf of Lou's Transit to the VA for transportation services performed.

q. In or about October 2016, a conspirator caused the VA to make payments in the approximate amount of \$22,274.00 from the United States Treasury by direct deposit to a bank account held by BB&T for the benefit of Lou's Transit.

r. In or about November 2016, a conspirator caused the VA to make payments in the approximate amount of \$21,691.50 from the United States Treasury by direct deposit to a bank account held by BB&T for the benefit of Lou's Transit.

s. In or about December 2016, a conspirator caused the VA to make payments in the approximate amount of \$21,337.00 from the United States Treasury by direct deposit to a bank account held by BB&T for the benefit of Lou's Transit.

t. In or about January 2017, a conspirator caused the VA to make payments in the approximate amount of \$24,020.20 from the United States Treasury by direct deposit to a bank account held by BB&T for the benefit of Lou's Transit.

u. In or about February 2017, a conspirator caused the VA to make payments in the approximate amount of \$24,687.10 from the United States Treasury by direct deposit to a bank account held by BB&T for the benefit of Lou's Transit.

v. In or about March 2017, a conspirator caused the VA to make payments in the approximate amount of \$22,349.00 from the United States Treasury by direct deposit to a bank account held by BB&T for the benefit of Lou's Transit.

w. In or about April 2017, a conspirator caused the VA to make payments in the approximate amount of \$18,220.00 from the United States Treasury by direct deposit to a bank account held by BB&T for the benefit of Lou's Transit.

x. In or about May 2017, a conspirator caused the VA to make payments in the approximate amount of \$16,694.00 from the United States Treasury by direct deposit to a bank account held by BB&T for the benefit of Lou's Transit.

y. In or about June 2017, a conspirator caused the VA to make payments in the approximate amount of \$23,426.50 from the United States Treasury by direct deposit to a bank account held by BB&T for the benefit of Lou's Transit.

z. In or about July 2017, a conspirator caused the VA to make payments in the approximate amount of \$13,102.60 from the United States Treasury by direct deposit to a bank account held by BB&T for the benefit of Lou's Transit.

aa. In or about October 2016, MILLER WILSON JR. and MYOSHI WILSON arranged for the vehicles registered and insured under Lou's Transport to be transferred to Lou's Transit.

bb. In or about November 2016, ERICA WILSON and MILLER WILSON, JR. communicated with insurance companies to arrange policies for the vans being used by Lou's Transit.

cc. On or about July 31, 2017, MILLER WILSON, JR. submitted a letter to the VA Clinic falsely claiming that ERICA WILSON and MYOSHI WILSON took control of Lou's Transit without his knowledge in October 2016. In the letter, MILLER WILSON, JR. falsely claimed that ERICA WILSON AND MYOSHI WILSON were blackmailing him and forcing him to give transportation assignments to Lou's Transit.

dd. On or about August 2, 2017, MYOSHI WILSON was interviewed by federal agents with VA Office of Inspector General (VAOIG) and falsely answered questions regarding the formation of Lou's Transit and the details regarding MILLER WILSON, JR.'s involvement with the business, including his access to the business bank accounts.

ee. On or about August 2, 2017, MILLER WILSON, JR. was interviewed by federal agents with VAOIG and falsely answered questions

regarding the formation, operations, and his own involvement with Lou's Transit.

All in violation of 18 U.S.C. § 371.

COUNTS TWO THROUGH NINE
(Solicitation and Receipt of Health Care Kickbacks)

A. Introduction

1. The Grand Jury hereby realleges Paragraphs 1 through 7 and 9 of Count One of this Indictment and incorporates such paragraphs by this reference as though fully set forth herein.

B. Offense

2. On or about the dates listed below, in the Middle District of Florida and elsewhere, the defendant,

MILLER WILSON, JR.,

did knowingly and willfully solicit and receive remuneration (including kickbacks and bribes) directly and indirectly, overtly and covertly, in cash and in kind, specifically cash payments from Transportation Vendor One and Two, in return for purchasing, leasing, ordering, or arranging for or recommending purchasing, leasing, or ordering of any good, facility, service, or item, that is, transportation assignments from the VA Clinic, for which

payments may be made in whole or in part under a federal health care program, that is, the Veterans Health Administration programs, specifically:

COUNT	PAYMENT DATE	APPROXIMATE PAYMENT AMOUNT	PAYOR	METHOD OF KICKBACK PAYMENT
TWO	02/01/2014	\$2,900	Transportation Vendor One	Cash payment
THREE	02/03/2015	\$1,700	Transportation Vendor Two	Cash payment
FOUR	03/24/2015	\$1,150	Transportation Vendor Two	Cash payment
FIVE	07/01/2015	\$2,200	Transportation Vendor One	Cash payment
SIX	09/17/2015	\$1,200	Transportation Vendor Two	Cash payment
SEVEN	11/01/2015	\$1,600	Transportation Vendor One	Cash payment
EIGHT	02/04/2016	\$1,100	Transportation Vendor Two	Cash payment
NINE	03/30/2016	\$2,700	Transportation Vendor One	Cash payment

In violation of 42 U.S.C. § 1320a-7b(b)(1)(B) and 18 U.S.C. § 2.

COUNT TEN
(False Statements)

A. Introduction

1. The Grand Jury hereby realleges Paragraphs 1 through 7 and 9 of Count One of this Indictment and incorporates such paragraphs by this reference as though fully set forth herein.

B. Offense

2. On or about June 5, 2019, in the Middle District of Florida and elsewhere, the defendant,

MYOSHI WILSON,

did knowingly and willfully make a materially false, fictitious, and fraudulent statement and representation in a matter within the jurisdiction of the Executive Branch of the Government of the United States by making false statements to an agent of the VA Office of Inspector General that she could not remember any of the details of Lou's Transit or MILLER WILSON, JR.'s involvement in Lou's Transit. The statements and representations were false because, as MYOSHI WILSON then and there knew, she was feigning memory loss to avoid implicating MILLER WILSON, JR. in criminal acts as she had previously disclosed to the agent in an interview on August 24, 2018.

In violation of 18 U.S.C. § 1001(a)(2).

COUNT ELEVEN
(False Statements)

A. Introduction

1. The Grand Jury hereby realleges Paragraphs 1 through 7 and 9 of Count One of this Indictment and incorporates such paragraphs by this reference as though fully set forth herein.

B. Offense

2. On or about June 5, 2019, in the Middle District of Florida and elsewhere, the defendant,

ERICA WILSON,

did knowingly and willfully make a materially false, fictitious, and fraudulent statement and representation in a matter within the jurisdiction of the Executive Branch of the Government of the United States by making false statements to an agent of the VA Office of Inspector General that MILLER WILSON, JR. was not involved in managing Lou's Transit. The statements and representations were false because, as ERICA WILSON then and there knew, MILLER WILSON, JR. did manage Lou's Transit and ERICA WILSON previously disclosed that truth and fact to the agent in an interview on August 23, 2018.

In violation of 18 U.S.C. § 1001(a)(2).

FORFEITURE

1. The allegations contained in Counts One through Nine of this Indictment are incorporated by reference for the purpose of alleging forfeitures pursuant to 18 U.S.C. § 982(a)(7).

2. Upon conviction of a conspiracy to violate 18 U.S.C. §§ 1343 and/or 1347, in violation of 18 U.S.C. § 371, and/or 42 U.S.C. § 1320a-7b(b)(1)(B), the defendants shall forfeit to the United States, pursuant to 18 U.S.C. § 982(a)(7), any property, real or personal, which constitutes or is derived, directly or indirectly, from gross proceeds traceable to the offense.

3. The property subject to forfeiture includes, but is not limited to, the sum of \$382,462, which represents the amount of proceeds obtained by the defendant as a result of the violations alleged in Counts One through Nine of this Indictment.

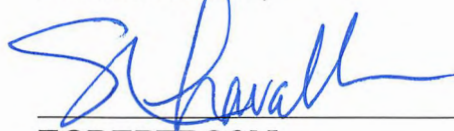
4. If any of the property described above, as a result of any act or omission of the defendants:

- a. cannot be located upon the exercise of due diligence;
- b. has been transferred or sold to, or deposited with, a third party;
- 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 divided without difficulty,

the United States of America shall be entitled to forfeiture of substitute property under the provisions of 21 U.S.C. § 853(p), as incorporated by 18 U.S.C. § 982(b).

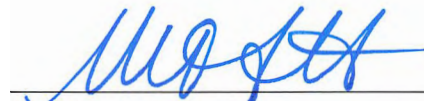
A TRUE BILL,



FOREPERSON

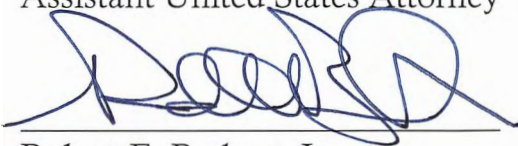
MARIA CHAPA LOPEZ
United States Attorney

By:



Michael P. Felicetta
Assistant United States Attorney

By:



Robert E. Bodnar, Jr.
Assistant United States Attorney
Chief, Ocala Division

No. 19-2-19

UNITED STATES DISTRICT COURT
Middle District of Florida
Ocala Division

THE UNITED STATES OF AMERICA


vs.

MILLER WILSON, JR.
MYOSHI WILSON
ERICA WILSON

INDICTMENT

Violations: 18 U.S.C. § 371
42 U.S.C. § 1320a-7b(b)(1)(B)
18 U.S.C. § 1001

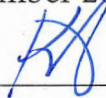
A true bill,



Foreperson

Filed in open court this 6th day

of November 2019.



Clerk

Bail \$ _____
