

DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT

BY: COMPLAINT INFORMATION INDICTMENT
 SUPERSEDING

OFFENSE CHARGED

Ct 1, 18 U.S.C. § 1349, Consp. to Commit Wire Fraud; Ct 2, 18 U.S.C. § 1956(h), Consp. to Commit Money Laundering; Cts 3-8, 18 U.S.C. §§ 1343 and 2, Wire Fraud; Ct 9, 18 U.S.C. §§ 1957 and 2, Money Laundering; Forfeiture

Petty
 Minor
 Misdemeanor
 Felony

PENALTY:

See Attachment A

**SEALED
BY COURT ORDER**

PROCEEDING

Name of Complainant Agency, or Person (& Title, if any)
Federal Bureau of Investigation and Internal Revenue Service

person is awaiting trial in another Federal or State Court, give name of court

this person/proceeding is transferred from another district per (circle one) FRCrP 20, 21 or 40. Show District

this is a reprosecution of charges previously dismissed which were dismissed on motion of:

U.S. Att'y Defense

this prosecution relates to a pending case involving this same defendant

prior proceedings or appearance(s) before U.S. Magistrate regarding this defendant were recorded under

SHOW DOCKET NO.

MAGISTRATE CASE NO.

Name and Office of Person Furnishing Information on THIS FORM

Melinda Haag

U.S. Att'y Other U.S. Agency

Name of Asst. U.S. Att'y (if assigned)

Denise Marie Barton

Name of District Court, and/or Judge/Magistrate Location
NORTHERN DISTRICT OF CALIFORNIA

DEFENDANT - U.S.

SCOTT STEEVER

DISTRICT COURT NUMBER

CR 14 0639 EMC

DEFENDANT

IS NOT IN CUSTODY

- 1) Has not been arrested, pending outcome this proceeding. If not detained give date any prior summons was served on above charges
- 2) Is a Fugitive
- 3) Is on Bail or Release from (show District)

FILED

DEC 18 2014

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

IS IN CUSTODY

- 4) On this charge
 - 5) On another conviction
 - 6) Awaiting trial on other charges
- } Fed'l State

If answer to (6) is "Yes", show name of institution

Has detainer been filed? Yes No } If "Yes" give date filed

DATE OF ARREST Month/Day/Year

Or... if Arresting Agency & Warrant were not Month/Day/Year

DATE TRANSFERRED TO U.S. CUSTODY

This report amends AO 257 previously submitted

ADDITIONAL INFORMATION OR COMMENTS

PROCESS:

SUMMONS NO PROCESS* WARRANT Bail Amount: _____

If Summons, complete following:

Arraignment Initial Appearance

Defendant Address: _____

*Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment

Date/Time: _____

Before Judge: _____

Comments: _____

ATTACHMENT A

ROBERT ANDERSON and SCOTT STEEVER

COUNT 1, 18 U.S.C. § 1349, Conspiracy to Engage in Wire Fraud
20 years imprisonment, \$250,000 fine (or twice the gross gain/loss, whichever is greater), 3
years supervised release, restitution, \$100 special assessment

COUNT 2, 18 U.S.C. § 1956(h), Conspiracy to Commit Money Laundering
10 years imprisonment; \$250,000 fine (or twice the gross gain/loss, whichever is greater);
3 years supervised release, restitution, \$100 special assessment

COUNTS 3-8, 18 U.S.C. §§ 1347 and 2, Wire Fraud; Aiding and Abetting
20 years imprisonment, \$250,000 fine (or twice the gross gain/loss, whichever is greater), 3
years supervised release, restitution, \$100 special assessment

COUNT 9, 18 U.S.C. §§ 1957 and 2, Money Laundering
10 years imprisonment, fine of twice the gross gain/loss, 3 years supervised release,
restitution, \$100 special assessment

FORFEITURE ALLEGATIONS

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BY: COMPLAINT INFORMATION INDICTMENT
 SUPERSEDING

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Petty
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PENALTY:
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PROCEEDING

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person is awaiting trial in another Federal or State Court, give name of court

this person/proceeding is transferred from another district per (circle one) FRCrP 20, 21 or 40. Show District

this is a reprosecution of charges previously dismissed which were dismissed on motion of:
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 U.S. Atty Other U.S. Agency

Name of Asst. U.S. Atty (if assigned)
Denise Marie Barton

Name of District Court, and/or Judge/Magistrate Location
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DEFENDANT - U.S.

ROBERT ANDERSON

DISTRICT COURT NUMBER

CR 14 0639

EMC

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FILED

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10 years imprisonment; \$250,000 fine (or twice the gross gain/loss, whichever is greater); 3 years supervised release, restitution, \$100 special assessment

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FORFEITURE ALLEGATIONS

FILED

DEC 18 2014

**RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

**SEALED
BY COURT ORDER**

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

EMC

CR 14 0639

UNITED STATES OF AMERICA,

Plaintiff,

v.

ROBERT ANDERSON and
SCOTT STEEVER,

Defendants.

) No. CR 14 0639
)
) VIOLATIONS: Title 18, United States Code, Section
) 1349 - Conspiracy to Commit Wire Fraud; Title 18,
) United States Code, Section 1956(h) - Conspiracy to
) Commit Money Laundering; Title 18, United States
) Code, Section 1343 - Wire Fraud; Title 18 U.S.C.
) § 1957 - Money Laundering; Title 18 U.S.C. §§
) 981(a)(1)(c), 982 and Title 28 U.S.C. § 2461(c) -
) Forfeiture Allegation
)
) SAN FRANCISCO VENUE

INDICTMENT

The Grand Jury charges:

Introductory Allegations

At all times relevant to this Indictment:

1. Defendant ROBERT ANDERSON ("ANDERSON") resided in Redwood Valley, California. ANDERSON was licensed to practice law in the State of California and was a partner at Lanahan & Reilly LLP a/k/a Lanahan Steever and Anderson LLP, in Santa Rosa, California.

INDICTMENT

1 2. Defendant SCOTT STEEVER ("STEEVER") resided in Rohnert Park, California.
2 STEEVER was licensed to practice law in the State of California and was a partner at Lanahan & Reilly
3 LLP a/k/a Lanahan Steever and Anderson LLP (collectively referred to herein as "LSA"), in Santa Rosa,
4 California.

5 3. LSA had bank accounts at North Coast Bank in Santa Rosa, California, a division of
6 American River Bank, including a client trust account.

7 4. B.M. was a resident of Kentfield, California, and Mill Valley, California, and was a client
8 of LSA.

9 The Scheme To Defraud

10 5. Beginning in or about November 2009 and continuing until at least August 2012,
11 defendants ANDERSON and STEEVER devised and intended to devise a scheme and artifice to defraud
12 B.M, and to obtain money and property held for her benefit in an LSA client trust account, by taking the
13 funds held for B.M.'s benefit and using those funds to pay expenses that were not related to B.M.'s
14 representation, and thereafter fraudulently representing that those funds were still held in a trust account
15 for her benefit, when in fact the funds had all been spent.

16 Manner and Means of the Scheme to Defraud

17 6. In or about November 2009, B.M. sent LSA a check for \$318,903.94 to hold for her
18 benefit and use for outstanding legal issues, after which the remaining balance would be returned to her.

19 7. On or about November 13, 2009, the \$318,903.94 check was deposited into an LSA
20 client trust account. Shortly after the \$318,903.94 check was deposited, ANDERSON and STEEVER,
21 and LSA employees acting at their direction, began spending B.M.'s funds without authorization by (1)
22 transferring funds out of the client trust account; (2) writing checks from the client trust account to third
23 parties unrelated to the representation of B.M.; and (3) writing checks from the client trust account to
24 other LSA bank accounts and spending the funds on expenses unrelated to the representation of B.M.

25 8. By in or about April 2010, the \$318,903.94 held by LSA for B.M.'s benefit had been
26 spent.

27 9. In or about March 2012, after an attorney acting on B.M.'s behalf asked for an
28 accounting of the money remaining in the account for B.M.'s benefit, ANDERSON sent B.M.'s attorney

INDICTMENT

1 an email in which he falsely represented that, as of February 29, 2012, B.M. had a trust balance of
2 approximately \$252,511.55.

3 COUNT ONE: (18 U.S.C. § 1349) – Conspiracy to Commit Wire Fraud)

4 10. Paragraphs 1 through 9 are realleged and incorporated as if fully set forth here.

5 11. Beginning on a date unknown to the Grand Jury, but no later than in or about November
6 2009, and continuing through approximately August 2012, both dates being approximate and inclusive,
7 in the Northern District of California, and elsewhere, the defendants,

8 ROBERT ANDERSON
9 and
SCOTT STEEVER,

10 did knowingly and willfully conspire to devise and participate in a material scheme and artifice to
11 defraud, and to obtain money and property by means of materially false and fraudulent pretenses,
12 representations, promises, and omissions and concealment of material facts and, for the purpose of
13 executing such scheme and artifice to defraud, did knowingly and intentionally cause to be transmitted,
14 in interstate commerce, by means of a wire communication, certain writings, signs, and signals, in
15 violation of Title 18, United States Code, Section 1343.

16 All in violation of Title 18, United States Code, Section 1349.

17 COUNT TWO: (18 U.S.C. § 1956(h) – Conspiracy to Commit Money Laundering)

18 12. Paragraphs 1 through 9 are realleged and incorporated as if fully set forth here.

19 13. Beginning on a date unknown to the Grand Jury, but no later than in or about November
20 2009, and continuing through approximately April 2010, both dates being approximate and inclusive, in
21 the Northern District of California, and elsewhere, the defendants,

22 ROBERT ANDERSON
23 and
SCOTT STEEVER,

24 did knowingly and intentionally conspire and agree to knowingly engage and attempt to engage in
25 monetary transactions by, through, and to a financial institution, affecting interstate and foreign
26 commerce, in criminally derived property of a value greater than \$10,000, such property having been
27 derived from a specified unlawful activity, that is, wire fraud, in violation of Title 18, United States
28 Code, Section 1343.

INDICTMENT

1 All in violation of Title 18, United States Code, Section 1956(h).

2 COUNTS THREE THROUGH EIGHT: (18 U.S.C. §§ 1343 and 2 - Wire Fraud & Aiding and
3 Abetting)

4 14. Paragraphs 1 through 9 are realleged and incorporated as if fully set forth here.

5 15. On or about the dates set forth below, in the Northern District of California, and
6 elsewhere, the defendants,

7 ROBERT ANDERSON
8 and
9 SCOTT STEEVER,

10 did knowingly devise and intend to devise a material scheme and artifice to defraud, and to obtain
11 money and property by means of materially false and fraudulent pretenses, representations, promises,
12 and omissions and concealment of material facts, and, for the purpose of executing the scheme and
13 artifice to defraud, did transmit and cause to be transmitted by means of wire communication in
14 interstate commerce, certain writings, signs, signals, pictures, and sounds, namely, wire communications
as described below:

Count	Approximate Date	Description of Wire Communication
3	December 23, 2009	Check number # 3538 for \$5,664.55 from North Coast / American River bank account ending 6438
4	December 28, 2009	Check number #3539 for \$7,500 from North Coast / American River bank account ending 6438
5	January 4, 2010	Check number #3542 for \$17,500 from North Coast / American River bank account ending 6438
6	January 7, 2010	Check number #3544 for \$20,170 from North Coast / American River bank account ending 6438
7	January 26, 2010	Check number #3547 for \$6,100 from North Coast / American River bank account ending 6438
8	January 28, 2010	Check number #3458 for \$59,323.33 check from North Coast / American River bank account ending 6438

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

27 //

28 //

INDICTMENT

1 COUNT NINE: (18 U.S.C. §§ 1957 and 2 – Engaging in Monetary Transactions in Criminally
2 Derived Property & Aiding and Abetting)

3 16. Paragraphs 1 through 9, and the transactions alleged in each of Counts Three through
4 Eight, are realleged and incorporated as if fully set forth here.

5 17. On or about the dates set forth below, in the Northern District of California, and
6 elsewhere, the defendants,

7 ROBERT ANDERSON
8 and
9 SCOTT STEEVER,

10 did knowingly engage in a monetary transaction by, through, and to a financial institution, in and
11 affecting interstate commerce, involving criminally derived property of a value greater than \$10,000,
12 said property having in fact been derived from a specified unlawful activity, namely, wire fraud, as set
13 forth below:

Count	Approximate Date	Description of Transaction
9	February 11, 2010	\$63,262.92 check to P.K. from Presidio Bank account ending in 2199

16 All in violation of Title 18, United States Code, Section 1957.

17 FORFEITURE ALLEGATION: (18 U.S.C. §§ 981(a)(1)(C), 982 and 28 U.S.C. § 2461 (c))

18 18. Paragraphs 1 through 9 are realleged and incorporated as if fully set forth here for the
19 purpose of alleging forfeiture.
20

21 19. Upon a conviction of any offense alleged in Counts One and Three through Eight, the
22 defendants,

23 ROBERT ANDERSON
24 and
25 SCOTT STEEVER,

26 shall, pursuant to Title 18, United States Code, Section 981(a)(1)(C) and Title 28, United States Code,
27 Section 2461(c), forfeit to the United States all property, real or personal, that constitutes or is derived,
28 directly or indirectly, from gross proceeds traceable to such offense, including but not limited to a sum
of money equal to the gross proceeds obtained as a result of the offense.

INDICTMENT

1 20. Upon a conviction of any offense alleged in Counts Two and Nine, the defendants,

2 ROBERT ANDERSON
3 and
4 SCOTT STEEVER,

5 Shall, pursuant to Title 18, United States Code, Section 982(a)(1), forfeit to the United States all
6 property, real or personal, involved in such offense, or any property traceable to such property, including
7 but not limited to a sum of money equal to the gross proceeds obtained as a result of the offense.

8 21. If any of said property, as a result of any act or omission of the defendants:

- 9 (a) cannot be located upon the exercise of due diligence;
10 (b) has been transferred or sold to or deposited with, a third person;
11 (c) has been placed beyond the jurisdiction of the Court;
12 (d) has been substantially diminished in value; or
13 (e) has been commingled with other property which cannot be subdivided without

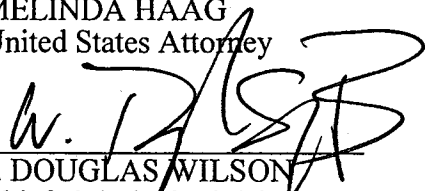
14 difficulty; any and all interest the defendants have in other property shall be vested in the United States
15 and forfeited to the United States pursuant to Title 21, United States Code, Section 853(p), as
16 incorporated in Title 28, United States Code, Section 2461(c), Title 18, United States Code, Section
17 981(b) and Rule 32.2 of the Federal Rules of Criminal Procedure.

18 DATED: 12/18/2014

A TRUE BILL

19
20 
FOREPERSON

21 MELINDA HAAG
22 United States Attorney

23 
24 J. DOUGLAS WILSON
25 Chief, Criminal Division

26 (Approved as to form: 
27 AUSA Denise Marie Barton
28

INDICTMENT