

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

UNITED STATES OF AMERICA	:	Hon.
	:	
v.	:	Criminal No. 17-
	:	
MICHAEL A. VICCHAIRELLI	:	18 U.S.C. § 1343
	:	

I N F O R M A T I O N

The defendant having waived in open court prosecution by indictment, the Acting United States Attorney for the District of New Jersey, charges:

1. At all times relevant to this Information:

a. Defendant MICHAEL A. VICCHAIRELLI was a resident of New Jersey, and the President of Victim Company.

b. "Victim Company" was a linens supply company headquartered in Massachusetts, with offices located in New Jersey and elsewhere.

The Scheme to Defraud

2. From in or about January 2012 through in or about August 2014, in the District of New Jersey and elsewhere, defendant

MICHAEL A. VICCHAIRELLI

did knowingly and intentionally devise a scheme and artifice to defraud the Victim Company, and to obtain money and property by means of materially false and fraudulent pretenses, representations, and promises.

Purpose of the Scheme to Defraud

3. The purpose of the scheme and artifice to defraud was for defendant MICHAEL A. VICCHAIRELLI to obtain money and property by, among other things, fraudulently using his corporate credit card for personal expenditures, which were not authorized by the Victim Company and for which defendant MICHAEL A. VICCHAIRELLI was not entitled to reimbursement from the Victim Company.

Manner and Means of the Scheme to Defraud

4. It was part of the scheme and artifice to defraud that defendant MICHAEL A. VICCHAIRELLI used his corporate credit card to pay for personal expenses, including expenses related to gentleman's lounges, escorts, auto repairs and restaurants.

5. It was further part of the scheme and artifice to defraud that defendant MICHAEL A. VICCHAIRELLI instructed one or more Victim Company employees to hide these personal charges by coding them within Victim Company's general ledger system as legitimate business expenses, such as maintenance, tolls, and delivery charges.

6. It was further part of the scheme and artifice to defraud that defendant MICHAEL A. VICCHAIRELLI removed from the premises of Victim Company certain monthly bills, backup documentation and written instructions related to his corporate credit card in order to conceal the scheme.

7. As a result of the scheme, defendant MICHAEL A. VICCHAIRELLI caused the Victim Company to suffer losses of at least \$245,000.

8. On or about November 20, 2012, in Camden County, in the District of New Jersey and elsewhere, for the purpose of executing and attempting to execute this scheme and artifice to defraud, defendant

MICHAEL A. VICCHAIRELLI

did knowingly and intentionally transmit and cause to be transmitted by means of wire communications in interstate and foreign commerce, certain writings, signs, signals, pictures, and sounds, namely, by using his corporate credit card to conduct a point-of-sale transaction at a restaurant in Sicklerville, New Jersey, to pay for a personal meal at the cost of \$106.89, which resulted in the transmission of an interstate wire from New Jersey to servers located in either Phoenix, Arizona or Fort Lauderdale, Florida.

In violation of Title 18, United States Code, Section 1343.

FORFEITURE ALLEGATION

1. The allegations contained in this Information are incorporated by reference as though set forth in full herein for the purpose of alleging forfeiture pursuant to Title 18, United States Code, Section 981(a)(1)(C), and Title 28, United States Code, Section 2461.

2. Upon conviction of the offense charged in this Information, the government will seek forfeiture from defendant MICHAEL A. VICCHAIRELLI, in accordance with Title 28, United States Code, Section 2461(c), and Title 18, United States Code, Section 981(a)(1)(C), of any and all property, real or personal, that constitutes or is derived from proceeds traceable to the violation of Title 18, United States Code, Section 1343 alleged in this information.

3. If by any act or omission of defendant MICHAEL A. VICCHAIRELLI any of the property subject to forfeiture herein:

- 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 subdivided without difficulty,

it is the intent of the United States, pursuant to Title 21, United States Code, Section 853(p), as incorporated by Title 28, United States Code, Section 2461(c), to seek forfeiture of any other property of defendant MICHAEL A. VICCHAIRELLI up to the value of the property described in this forfeiture allegation.


WILLIAM E. FITZPATRICK
Acting United States Attorney

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INFORMATION FOR

18 U.S.C. § 1343

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