

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

UNITED STATES OF AMERICA : Hon.
 :
 v. : Criminal No. 19-836 (KSH)
 :
 DAVID MANNO : 18 U.S.C. § 1030(a)(2)(C) &
 : (c)(2)(B)(iii)
 : 18 U.S.C. § 2

SUPERSEDING INFORMATION

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

BACKGROUND

1. At times relevant to this Superseding Information:
 - a. Defendant DAVID MANNO (“MANNO”) was a resident of Louisiana.
 - b. The “Victim Company” was a publicly-traded healthcare company with its headquarters in Hudson County, New Jersey. The Victim Company offered a web-based portal (the “Health Portal”) through which patients could, among other things, access their medical and health information, schedule laboratory testing, track their healthcare provider information, maintain medical records, and pay for services. The Health Portal was secured, and patients were able to log into the portal by using a unique username and password. Patients could then send a specific request to the Health Portal to obtain one of their medical records, including laboratory

reports. The laboratory reports contained, among other information, patients' names, other identifiers, and personal medical information.

DEFENDANT MANNO'S ACTIONS

2. On or about November 26, 2016, defendant MANNO accessed the Health Portal.

3. On or about November 26, 2016, defendant MANNO intentionally sent requests to the Health Portal containing modifications in the parameters of the Universal Resource Locator ("Modified Requests"), the text that one enters into an internet browser to go to a specific website. The Modified Requests caused the Health Portal to send lab reports belonging to patients of the Victim Company—information that MANNO knew he was not authorized to access under any circumstances and, in fact, was not authorized to access under any circumstances.

4. On or about November 26, 2016, defendant MANNO sent more than approximately 150,000 Modified Requests to the Health Portal, and, as a result, caused the Health Portal to send defendant MANNO more than approximately 60,000 laboratory reports for more than approximately 30,000 patients of the Victim Company.

5. To conceal his identity, defendant MANNO (a) attempted to hide that he was using his account with the Victim Company to make some of the Modified Requests; and (b) created a second account for the Health

Portal with the Victim Company in a false name and used it to send Modified Requests.

THE CHARGE

6. On or about November 26, 2016, the defendant,

DAVID MANNO,

intentionally exceeded authorized access to a computer, and the value of the information obtained exceeded \$5,000.

In violation of Title 18, United States Code, Sections 1030(a)(2)(C) and (c)(2)(B)(iii), and Title 18, United States Code, Section 2.

FORFEITURE ALLEGATION

1. Upon conviction of the violation alleged in this Superseding Information, the defendant, DAVID MANNO, shall forfeit to the United States:

a. pursuant to Title 18, United States Code, Sections 982(a)(2)(B) and 1030(i), any property, real or personal, constituting, or derived from, proceeds obtained directly or indirectly as a result of the offense charged in the Superseding Information; and

b. pursuant to Title 18, United States Code, Section 1030(i), all right, title, and interest of the defendant in any personal property that was used or intended to be used to commit or to facilitate the commission of the offense charged in the Superseding Information, including, but not limited to, all right, title, and interest of defendant MANNO in the Samsung Hard Drive 840 EVO with the serial number 512SNEAD204797B and its contents, and all property traceable to such property.

2. If by any act or omission of defendant MANNO 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), Title 18, United States Code, Sections 982(b) and 1030(i), to seek forfeiture of any other property of defendant MANNO up to the value of the property described in this forfeiture allegation.


CRAIG CARPENITO
UNITED STATES ATTORNEY

CASE NUMBER: _____

**United States District Court
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UNITED STATES OF AMERICA

v.

DAVID MANNO

INFORMATION FOR

18 U.S.C. §§ 1030 and 2

CRAIG CARPENITO

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