

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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SEALED INDICTMENT

UNITED STATES OF AMERICA

: 19 Cr. \_\_\_\_ (\_\_\_\_)

- v. -

: **19 CRIM 809**

VICTOR PHILLIPS,  
STEPHEN ODIBOH and  
ANTHONY COLLIER,

Defendants.

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COUNT ONE  
(Conspiracy to Commit Money Laundering)

The Grand Jury charges:

The Money Laundering and Bank Bribery Scheme

1. In or about August and September 2019, STEPHEN ODIBOH and ANTHONY COLLIER, the defendants, conspired to launder up to \$2 million in proceeds of what they believed to be money stolen from a company by that company's employees. In truth, the party for whom they agreed to launder these funds was a confidential source ("CS-1"), who approached ODIBOH and COLLIER, at the direction of law enforcement, seeking their assistance in laundering the proceeds of that purported scheme. CS-1 represented that the company's insiders were trying to identify a bank account to receive the stolen funds and then ultimately to transfer those funds undetectably to the insiders. COLLIER

initially offered assistance in creating new bank accounts for the scheme. Ultimately, ODIBOH agreed to use a bank account he controlled ("Account-1"), and COLLIER agreed to assist with returning the funds to the insiders.

2. Account-1 was one of several accounts opened by VICTOR PHILLIPS, the defendant, an employee at one of the largest banks in the southeastern United States ("Bank-1"), in the names of fictitious persons and shell entities. Account-1 was held in the name of a shell company ("Company-1"), and its named signatory was an individual who does not in fact exist. PHILLIPS opened Account-1 for STEPHEN ODIBOH, the defendant, on the condition that PHILLIPS receive a percentage of any money that moved through Account-1.

3. On or about September 12, 2019, law enforcement agents wired \$15,500 from a law enforcement-controlled account in the Southern District of New York to Account-1. From that amount, \$7,750 was laundered back to the putative insiders in the form of a cashier's check, and \$500 was paid to CS-1 for his role in laundering the funds. Each of the defendants took a fee for his role in the scheme, specifically, approximately \$500 for ANTHONY COLLIER, the defendant, approximately \$1,500 for VICTOR

PHILLIPS, the defendant, and approximately \$5,250 for STEPHEN ODIBOH, the defendant.

STATUTORY ALLEGATIONS

4. The allegations contained in paragraphs 1 through 3 of this Indictment are hereby repeated, realleged and incorporated by reference, as if fully set forth herein.

5. From at least in or about August 2019 through at least in or about September 2019, in the Southern District of New York and elsewhere, STEPHEN ODIBOH and ANTHONY COLLIER, the defendants, and others known and unknown, willfully and knowingly did combine, conspire, confederate, and agree together and with each other to violate Title 18, United States Code, Section 1956(a)(3)(B).

6. It was a part and object of that conspiracy that STEPHEN ODIBOH and ANTHONY COLLIER, the defendants, and others known and unknown, willfully and knowingly, would and did conduct and attempt to conduct a financial transaction involving property represented to be the proceeds of specified unlawful activity, to wit, wire fraud, with the intent to conceal and disguise the nature, the location, the source, the ownership, and the control of property believed to be the proceeds of said

specified unlawful activity, in violation of Title 18, United States Code, Section 1956(a)(3)(B).

(Title 18, United States Code, Section 1956(h).)

COUNT TWO  
(Money Laundering)

The Grand Jury further charges:

7. The allegations contained in paragraphs 1 through 3 of this Indictment are hereby repeated, realleged and incorporated by reference, as if fully set forth herein.

8. From at least in or about August 2019 through at least in or about September 2019, in the Southern District of New York and elsewhere, STEPHEN ODIBOH and ANTHONY COLLIER, the defendants, and others known and unknown, conducted and attempted to conduct a financial transaction involving property represented to be the proceeds of specified unlawful activity, and property used to conduct and facilitate specified unlawful activity, to wit, wire fraud, with the intent to conceal and disguise the nature, location, source, ownership, and control of property believed to be the proceeds of said specified unlawful activity, to wit, the defendants agreed to, and did in fact, have funds, represented to be moneys fraudulently obtained from a United States-based business, wired into a shell company bank

account controlled by ODIBOH, and then returned to the perpetrators of the fraud, in exchange for a fee.

(Title 18, United States Code, Sections 1956(a)(3)(B) and 2.)

**COUNT THREE**  
**(Bank Bribery Conspiracy)**

The Grand Jury further charges:

9. The allegations contained in paragraphs 1 through 3 of this Indictment are hereby repeated, realleged and incorporated by reference, as if fully set forth herein.

10. From at least in or about June 2019 through at least in or about September 2019, in the Southern District of New York and elsewhere, STEPHEN ODIBOH, ANTHONY COLLIER, and VICTOR PHILLIPS, the defendants, and others known and unknown, willfully and knowingly did combine, conspire, confederate, and agree together and with each other to commit an offense against the United States, to wit, conspiring for PHILLIPS corruptly to accept a payment greater than \$1,000 in his capacity as an employee of a financial institution with the intent of influencing him in connection with the business of that institution, in violation of Title 18, United States Code, Section 215(a)(2).

Overt Acts

11. In furtherance of the bank bribery conspiracy and

to effect the illegal object thereof, the following overt acts, among others, were committed in the Southern District of New York and elsewhere:

a. On or about June 13, 2019, VICTOR PHILLIPS, the defendant, then an employee of Bank-1 in Atlanta, Georgia, established an account for STEPHEN ODIBOH, the defendant, in the name of "Paccar Parts Fleet Services, Inc." and with the signatory name of "Garrick D. Simpson."

b. On or about September 6, 2019, PHILLIPS, an employee of Bank-1 in Atlanta, Georgia, established an account for ODIBOH in the name of "Paccar Parts Fleet Services, Inc." and with the signatory name of "Garrick D. Simpson."

c. On or about September 12, 2019, approximately \$15,500 was transmitted by wire from an account at Bank-2 in New York, New York to the second Paccar Parts account.

d. On or about September 16, 2019, ODIBOH withdrew funds from the second Paccar Parts account. From those funds, he paid PHILLIPS approximately \$1,500 in cash, kept funds for himself, and gave ANTHONY COLLIER, the defendant, a check for \$7,750 to pay to the New York-based senders.

(Title 18, United States Code, Section 371)

FORFEITURE ALLEGATIONS

12. As a result of committing the offenses alleged in Counts One and Two of this Indictment, STEPHEN ODIBOH and ANTHONY COLLIER, the defendants, shall forfeit to the United States, pursuant to Title 18, United States Code, Section 982(a)(1), any and all property, real and personal, involved in said offense, or any property traceable to such property, including but not limited to a sum of money in United States currency representing the amount of property involved in said offense.

13. As a result of committing the offense alleged in Count Three of this Indictment, STEPHEN ODIBOH, ANTHONY COLLIER, and VICTOR PHILLIPS, the defendants, shall forfeit to the United States, pursuant to Title 18, United States Code, Section 982(a)(2)(A), any and all property constituting, or derived from, proceeds the defendant obtained directly or indirectly, as a result of the commission of said offense, including but not limited to a sum of money in United States currency representing the amount of proceeds traceable to the commission of said offense.

Substitute Assets Provision

14. If any of the property described above as being subject to forfeiture, as a result of any act or omission of the defendant:

a. cannot be located upon the exercise of due diligence;

b. has been transferred or sold to, or deposited with, a third person;

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), and Title 28, United States Code, Section 2461(c), to seek forfeiture of any other property of the defendant up to the value of the forfeitable property.

(Title 18, United States Code, Section 982;  
Title 21, United States Code, Section 853; and  
Title 28, United States Code, Section 2461.)

  
FOREPERSON

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GEOFFREY S. BERMAN *Att*  
United States Attorney

*Geoffrey S. Berman*

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(18 U.S.C. §§ 1956, 371, and 2.)

  
Foreperson

GEOFFREY S. BERMAN  
United States Attorney.

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