

JUDGE COTE

ORIGINAL

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA : INFORMATION

- v. - : 20 Cr. ____ (DLC)

JOSEPH GUAGLIARDO, : **20 CRIM 023**
a/k/a "Joseph Gagliardo," :

Defendant. :

- - - - - x

COUNT ONE

(Embezzlement from a Credit Union)

The United States Attorney charges:

1. From at least in or about 2009, up to and including at least in or about May 2018, in the Southern District of New York and elsewhere, JOSEPH GUAGLIARDO, a/k/a "Joseph Gagliardo," the defendant, an officer, agent and employee of an institution, the accounts of which are insured by the National Credit Union Administration Board, embezzled, abstracted, purloined and willfully misapplied money, funds, credits, securities, and other things of value belonging to such institution, to wit, GUAGLIARDO, then a Supervisory Committee member of Municipal Credit Union (the "Credit Union"), embezzled and willfully misapplied money from the Credit Union by arranging payments to (1) a purported security company that he controlled and (2) a non-profit organization he controlled, among other expenditures

of Credit Union money for GUAGLIARDO's benefit, in violation of his fiduciary duty to the Credit Union.

(Title 18, United States Code, Sections 657 and 2.)

FORFEITURE ALLEGATION

2. As a result of committing the offense alleged in Count One of this Information, JOSEPH GUAGLIARDO, a/k/a "Joseph Gagliardo," the defendant, shall forfeit to the United States, pursuant to Title 18, United States Code, Section 982(a)(2), any and all property, real or personal, which constitutes or is derived from proceeds traceable to 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 that the defendant personally obtained.

(Substitute Assets Provision)

3. If any of the above-described forfeitable property, as a result of any act or omission of JOSEPH GUAGLIARDO, a/k/a "Joseph Gagliardo," 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 18 U.S.C. §§ 981 and 982, 21 U.S.C. § 853(p), and 28 U.S.C. § 2461, to seek forfeiture of any other property of the defendant up to the value of the above forfeitable property.

(Title 18, United States Code, Sections 981 and 982; Title 21, United States Code, Section 853; Title 28, United States Code, Section 2461.)


GEOFFREY S. BERMAN *PC*
UNITED STATES ATTORNEY

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Defendant.

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(18 U.S.C. §§ 657 and 2.)

GEOFFREY S. BERMAN
United States Attorney.

1/10/2020 Waiver of Indictment Filed.
Cote, USDJ
(GP)