

SECRET
IN THE UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF MISSOURI
WESTERN DIVISION

(44)
462
7/1/10

UNITED STATES OF AMERICA,

Plaintiff,

v.

WAIKI TOUSSIANT PRYOR, (1)
[DOB: 04/08/1981],

SHANTE PEARSON, (2)
[DOB: 11/29/1977],

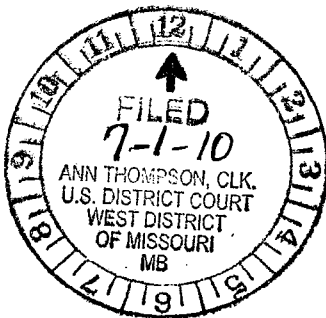
DELANO RUTTY, (3)
[DOB: 04/13/1984],

CRYSTAL GREEN, (4)
[DOB: 09/25/1987],

NORMAN JOHNSON, (5)
[DOB: 06/07/1975],

ABDULLAH GARDNER, (6)
[DOB: 6/4/1984],

Defendants.



Case No. 10-00196-01/06-CR-W-GAF

COUNT ONE: Defendants 1 through 6

Conspiracy

18 U.S.C. § 371

NMT: 5 Years Imprisonment

NMT: \$250,000 Fine

NMT: 3 Years Supervised Release

Class D Felony

COUNT TWO through SEVEN:

Defendant 1 only

Access Device Fraud

18 U.S.C. §§ 1029(a)(5) and 2

NMT: 15 Years Imprisonment

NMT: \$250,000 Fine

NMT: 3 Years Supervised Release

Class C Felony

COUNT EIGHT through THIRTEEN:

Defendant 1 only

Aggravated Identity Theft

18 U.S.C. §§ 1028A(a)(1) and 2

Mandatory Sentence: 2 Years Imprisonment

NMT: \$250,000 Fine

NMT: 3 Years Supervised Release

Class E Felony

Maximum Punishment if Convicted
on All Counts:

Defendant Pryor (1):

107 years imprisonment

\$3,250,000 Fine

3 years Supervised Release

Order of Restitution

\$100 Special Assessment on each count

) Defendants 2, 3, 4, 5 and 6:
) 5 years imprisonment
) \$250,000 Fine
) 3 years supervised release
) Order of Restitution
) \$100 Mandatory Special Assessment
)

I N D I C T M E N T

THE GRAND JURY CHARGES THAT:

COUNT ONE
(Conspiracy)

1. Beginning at least as early as March 8, 2009, and continuing to at least on or about June 16, 2010, in the Western District of Missouri and elsewhere, **WAIKI PRYOR, SHANTE PEARSON, DELANO RUTTY, CRYSTAL GREEN, NORMAN JOHNSON** and **ABDULLAH GARDNER**, defendants herein, did knowingly and with intent to defraud, conspire and agree with each other and with others known and unknown to the Grand Jury, to commit violations of Title 18, United States Code, Sections 1029(a)(5)(Access Device Fraud), and 1028A(a)(1)(Aggravated Identity Theft), by obtaining possession of stolen access device information consisting of credit and debit card numbers issued to other persons, together with the matching cardholder names, expiration dates, security codes, billing addresses, and other means of identification of the cardholders, without the knowledge and without the authority of the cardholders, hereinafter "identity theft victims," and without lawful authority, and then transferred and used the stolen access device information belonging to the identity theft victims, to effect transactions by making purchases from the

United States domestic airline industry, including United Airlines, Delta Air Lines, Southwest Airlines, Virgin America Airlines, and US Airways, by which **WAIKI PRYOR, SHANTE PEARSON, DELANO RUTTY, CRYSTAL GREEN, NORMAN JOHNSON** and **ABDULLAH GARDNER**, received things of an aggregate value equal to or exceeding \$1,000 during a one year period, and the transactions affected interstate commerce.

2. The object of the conspiracy was to create a nationwide “black market” for the sale of airline tickets by using stolen credit and debit card information of the identity theft victims to make purchases of airline tickets. **WAIKI PRYOR, SHANTE PEARSON, DELANO RUTTY, CRYSTAL GREEN, NORMAN JOHNSON** and **ABDULLAH GARDNER**, worked together and with others known and unknown to the grand jury to use stolen credit and debit card information to make fraudulent purchases of airline tickets and to obtain the confirmation codes for the tickets, which were forwarded to the passengers, who were purchasing the tickets at a deep discount of their true value.

MANNER AND MEANS

3. The manner and means by which the conspiracy was sought to be accomplished included, among others, the following:

- a. **WAIKI PRYOR** acted as a black market travel agent. He used stolen credit card and debit card numbers and the means of identification of the cardholders to purchase airline reservations for his customers. **PRYOR** generally purchased reservations close to the time of

departure, in order to increase the likelihood that the airlines, credit card or debit card companies, or identity theft victims would not detect the fraudulent purchases, and have the tickets canceled. As a result, a passenger could often complete his or her trip before the credit or debit card was detected as being compromised. **PRYOR** typically booked the reservation in the passenger's actual name. **PRYOR** charged his customers far less than the value of a legitimately purchased reservation. **PRYOR** accepted payments from his customers or through his passenger brokers or referral sources in the form of wire transfers or pre-paid debit cards. **PRYOR** profited from the scheme by purchasing the stolen credit and debit card information of the identity theft victims at a nominal cost, then using the stolen information to purchase the airline tickets at no cost to himself, and then selling the confirmation codes of the airline tickets to customers of the conspirators.

- b. **DELANO RUTTY** also acted as a black market travel agent. **RUTTY**, however, also acted a source of stolen credit card and debit card numbers and the means of identification of the cardholders for **PRYOR**. **RUTTY** obtained stolen American Express Card numbers and cardholder information from **CRYSTAL GREEN**. **GREEN** stole

the information from her place of employment, a customer call center under contract with American Express. **GREEN** then provided the stolen information to **RUTTY**, who would then forward the stolen American Express information to **PRYOR**. In addition, **RUTTY** obtained fraudulently purchased airline reservations for himself and others through **PRYOR**.

- c. **PRYOR** obtained stolen credit card and debit card numbers and the means of identification of the cardholders from **RUTTY** and others known and unknown to the grand jury. **PRYOR**'s sources provided stolen credit or debit card information to further the black market travel scheme.
- d. **SHANTE PEARSON, NORMAN JOHNSON, ABDULLAH GARDNER**, and others known and unknown to the grand jury, acted as passenger brokers or referral sources for the black market travel scheme. They referred passengers, who were seeking discount airline tickets or other goods and services to **PRYOR**. **PEARSON, JOHNSON**, and **GARDNER** knew that **PRYOR** would obtain the airline reservations or goods and services by using stolen credit or debit card information. In addition, **PEARSON, JOHNSON**, and

GARDNER obtained fraudulently purchased airline reservations for themselves through **PRYOR**.

- e. Through this black market travel scheme operated by **WAIKI PRYOR** hundreds of credit or debit cards have been compromised, and more than \$1,000,000 worth of fraudulent charges have been made or attempted.
- f. The conspirators used cellular telephones, email accounts, and other forms of electronic communication and storage, to communicate with each other and their customers in furtherance of the conspiracy and to transfer, possess, and use stolen credit and debit card information, the means of identification of the identity theft victims, and passenger names, routes, and ticket confirmation numbers. The instrumentalities of the electronic communication and storage included telephone numbers, including:

Telephone Numbers:

424-270-3307 323-898-1024 305-608-0799

323-707-7805 323-684-1812 310-256-5216

- g. To further his scheme, **PRYOR** accessed the online reservation systems of the domestic airlines industry to make purchases of airline tickets using stolen credit or debit card information belonging to the

identity theft victims. **PRYOR** did so through the Internet, including through Comcast and AT&T Internet accounts at his residence, 141 Marina Lakes Drive, Richmond, California.

- h. Upon successfully purchasing airline tickets in this manner, **PRYOR** would obtain confirmation numbers for the tickets. **PRYOR** would then forward the confirmation number to the passenger or person who referred the passenger to **PRYOR**. The passenger could use the confirmation number to obtain boarding passes allowing them to board an aircraft as if a ticket had been legitimately purchased.

OVERT ACTS

4. In furtherance of the conspiracy and to effect the objects of the conspiracy, the following overt acts, among others, were committed in the Western District of Missouri and elsewhere, and such acts were done without the authority of the identity theft cardholder victims described below, and without lawful authority, and were in and affected interstate commerce:

- a. On or about March 19, 2009, **SHANTE PEARSON** asked **WAIKI PRYOR** for assistance in arranging an airline ticket for passenger Kathryn Herbert to fly from San Francisco to Chicago. The same day, **WAIKI PRYOR** used his Comcast DSL Internet connection at his residence, 141 Marina Lakes Drive in Richmond, California to

access the online reservation system of United Airlines to make three attempts to book the ticket for Kathryn Herbert. **PRYOR** used three stolen American Express Card numbers and the corresponding means of identification of the cardholders to attempt to pay for the ticket, as follows:

<u>American Express Card ending in:</u>	<u>Identity Theft Victim</u>
11007	TD of California
31017	LK of Littleton, NC
61009	BC of Cincinnati OH

- b. On or about March 21, 2009, **WAIKI PRYOR** successfully booked the United Airlines ticket that **SHANTE PEARSON** had requested for Kathryn Herbert to fly from San Francisco to Chicago. **WAIKI PRYOR** used his Comcast DSL Internet connection at his residence in Richmond, California to purchase the United ticket for Kathryn Herbert by providing an American Express Card number ending in 11007 and the means of identification of the cardholder, TD of California.
- c. On or about October 21, 2009, **WAIKI PRYOR**, using 424-270-3307, sent a series of text messages to **NORMAN JOHNSON**, using 323-684-1812, which contained United Airlines confirmation

codes for **NORMAN JOHNSON**, and four other passengers to fly from New York's John F. Kennedy International Airport to Los Angeles International Airport. All of the tickets were purchased through the United Airlines online reservation system by **WAIKI PRYOR**, who was using his AT&T Internet access at his residence, 141 Marina Lakes Drive in Richmond, California. All of the tickets were purchased with a stolen American Express Card number ending in 10019, belonging to KB of Saskatoon, Saskatchewan, Canada.

WAIKI PRYOR booked additional airline tickets using the same American Express Card account for a total amount of \$20,325.37 (Canadian Dollars, approximately \$19,368.45 in U.S. Dollars) in fraudulent charges.

- d. On or about October 30, 2009, **WAIKI PRYOR**, using 424-270-3307, sent a text message to **NORMAN JOHNSON**, using 323-684-1812, which contained a United Airlines confirmation code for **NORMAN JOHNSON** and two other passengers to fly from Los Angeles to San Francisco. On October 30 and 31, 2009, **WAIKI PRYOR** was also exchanging text messages with **ABDULLAH GARDNER**, who was using 310-256-5216, to arrange tickets on United Airlines for two passengers to fly from Little Rock to Denver.

All of the tickets were purchased through the United Airlines online reservation system by **WAIKI PRYOR**, who was using his AT&T Internet access at his residence, 141 Marina Lakes Drive in Richmond, California. All of the tickets were purchased with a stolen Chase Bank VISA card number ending in 0438, belonging to DB and JB of San Francisco, California. **WAIKI PRYOR** booked additional airline tickets using the same Chase Bank VISA account for a total amount of \$12,679.58 in fraudulent charges, which included flights on Delta Air Lines for **NORMAN JOHNSON** to fly from San Francisco to Atlanta on or about October 31, 2009, then Atlanta to Los Angeles on or about November 2, 2009.

- e. On or about November 13, 2009, **CRYSTAL GREEN** accessed an American Express Card number ending in 93006, belonging to AB of Downer Grove, Illinois, through the computer system at her place of employment in Sunrise, Florida, and provided the American Express Card number, together with the means of identification of the cardholder, to **DELANO RUTTY**. On that same day **RUTTY** was booked on a United Airlines flight from Fort Lauderdale, Florida to Houston, Texas, along with two additional passengers, Renol Ratchford and Nicholas McJoy. All three tickets were

purchased with the stolen American Express Card number of AB, for a total amount of fraudulent charges of \$1,342.80.

- f. On or about November 13, 2009, **CRYSTAL GREEN** accessed an American Express Card number ending in 07006, belonging to JB of Hernando, Florida, through the computer system at her place of employment in Sunrise, Florida, and provided the American Express Card number, together with the means of identification of the cardholder, to **DELANO RUTTY**.
- g. On or about November 15, 2009, **DELANO RUTTY** used the American Express Card number belonging to JB of Hernando, Florida to book United Airlines tickets for himself and two other passengers, Renol Ratchford and Nicholas McJoy, to fly from Houston, Texas to Fort Lauderdale, Florida. Additional fraudulent charges posted to JB's American Express account from non-airline merchants. The total amount of fraudulent charges posted to JB's account was \$2,326.24.
- h. On or about November 17, 2009, **CRYSTAL GREEN** accessed an American Express Card number ending in 53002, belonging to MG of New Rochelle, New York, through the computer system at her place of employment in Sunrise, Florida, and provided the American

Express Card number, together with the means of identification of the cardholder, to **DELANO RUTTY**. **DELANO RUTTY** used the American Express Card number to book airline tickets on United Airlines, as follows:

<u>Date</u>	<u>Passenger</u>	<u>Route</u>
11/20/09	James Jackson	Houston to El Paso
11/22/09	James Etienne	Louisville to Ft. Lauderdale
11/22/09	Jason Knox	New York LaGuardia to Ft. Lauderdale
11/22/09	James Jackson	El Paso to Houston

The total amount of fraudulent charges for airlines tickets and products from non-airline merchants that posted to MG's American Express account was \$1,269.54.

- i. On or about November 25, 2009, **WAIKI PRYOR**, using 424-270-3307, received a text message from **ABDULLAH GARDNER**, who was using 310-256-5216, requesting an airline ticket for **ABDULLAH GARDNER** to fly from Los Angeles International Airport to New York's John F. Kennedy International Airport. The ticket was purchased through the United Airlines online reservation system by **WAIKI PRYOR**, who was using his AT&T Internet access at his residence, 141 Marina Lakes Drive in Richmond,

California. The ticket was purchased with a stolen Sun Trust Bank VISA card number ending in 7242, belonging to PM of Kingston, Georgia. **WAIKI PRYOR** booked additional airline tickets using the same Sun Trust Bank VISA account for a total of \$3,201.50 in fraudulent charges.

- j. Also, on or about November 25, 2009, **CRYSTAL GREEN** accessed an American Express Card number ending in 72009, belonging to MC of Arab, Alabama, through the computer system at her place of employment in Sunrise, Florida, and provided the American Express Card number, together with the means of identification of the cardholder, to **DELANO RUTTY**, who forwarded the stolen information to **WAIKI PRYOR**. **DELANO RUTTY** and **WAIKI PRYOR** both used the American Express Card number to book airline tickets on United Airlines, Delta Air Lines, and Virgin America Airlines. **DELANO RUTTY** booked the following tickets on United using MC's stolen American Express Card information:

<u>Date</u>	<u>Passenger</u>	<u>Route</u>
11/25/09	Anthony Ramey	Ft. Lauderdale to Philadelphia
11/28/09	James Etienne	Ft. Lauderdale to Louisville

11/29/09 Jason Knox Miami to New York LaGuardia

WAIKI PRYOR booked the following tickets on United using the same stolen American Express Card information:

<u>Date</u>	<u>Passenger</u>	<u>Route</u>
11/27/09	Candida Farmer and Johnea Thompson	Los Angeles to Dayton
11/27/09	Wendy Stricker	Los Angeles to Norfolk
11/27/09	Antoine Ellis and Marlin Godfrey	Portland to San Francisco
11/27/09	Lyric Waren and Alexis William	Chicago to Richmond
11/28/09	James Madden	San Francisco to Newark
11/28/09	Isaac Roberts and Billie Roberts	Little Rock to Los Angeles
11/28/09	Charles Hall and Calvin Peters	Columbus to Norfolk
11/29/09	Jesse Ray	San Antonio to Los Angeles
11/29/09	Vincent Scott	San Francisco to Austin

The total amount of fraudulent charges for airline tickets and products from non-airline merchants that posted to MC's American Express Card account was \$11,363.97.

- k. On or about December 3 and 4, 2009, **CRYSTAL GREEN** accessed an American Express Card number ending in 91006, belonging to OB of Cambridge, Massachusetts, through the computer system at her place of employment in Sunrise, Florida, and provided the American Express Card number, together with the means of identification of the cardholder, to **DELANO RUTTY**.
- l. On or about December 4, 2009, **DELANO RUTTY** used the American Express Card number belonging to OB of Cambridge, Massachusetts to book United Airlines tickets for himself to fly from Miami, Florida to Denver, Colorado. Two other passengers, Jamila Lacota and Jason Knox, were booked to fly other routes on United departing from Miami and Fort Lauderdale, using the same stolen American Express Card number. The total amount of fraudulent charges posted to OB's compromised account was \$1,395.27.
- m. On or about December 4, 2009, **WAIKI PRYOR** used an AT&T Internet connection at his residence, 141 Marina Lakes Drive in Richmond, California to book three United Airlines tickets using a stolen US Bank VISA card number ending in 9996, belonging to EH of Springfield, Michigan. **WAIKI PRYOR** booked additional flights on United and Delta using the same US Bank VISA, for a

total amount of \$4,586.60 in fraudulent charges for airline tickets.

The customer requesting the three United Airlines tickets from Los Angeles to Chicago agreed to pay **WAIKI PRYOR** \$225.00 for the three tickets, which would have cost \$775.80 if purchased legitimately. **WAIKI PRYOR** had instructed the customer on December 3, 2009, to send the \$225.00 via a Western Union money transfer to Oakland, California, using the false name "Mike Brown" as the recipient.

- n. On or about December 6, 2009, **WAIKI PRYOR**, using 424-270-3307, received a text message from a customer who requested airline tickets for four passengers to fly from Chicago, Illinois to Springfield, Missouri. **WAIKI PRYOR** advised that the cost for the tickets would be \$300, and that payment should be made via a Green Dot MoneyPak.
- o. On or about December 7, 2009, **WAIKI PRYOR** sent a series of text messages to his customer containing the United Airlines confirmation numbers for the four passengers flying together from Chicago, Illinois to Springfield, Missouri. All of the tickets were purchased through the United Airlines online reservation system by **WAIKI PRYOR** using stolen credit card numbers, and the tickets

were booked through the AT&T Internet Services IP address assigned to the account of **WAIKI PRYOR**, at his residence, 141 Marina Lakes Drive in Richmond, California. Three of the tickets were purchased with a stolen Barclay's Bank MasterCard number ending in 4743, belonging to RL of Greensburg, Pennsylvania, and one ticket was purchased with an Empower Federal Credit Union VISA card number ending in 6486, belonging to CV of Tully, New York. **WAIKI PRYOR** booked additional airline tickets on United and Delta using the Barclay's Bank MasterCard number for a total amount of \$4,192.20 in fraudulent charges. **WAIKI PRYOR** booked additional airline tickets on United and bus tickets on Greyhound using the Empower Federal Credit Union VISA card number for a total of \$1,339.10 in fraudulent charges.

- p. On or about December 9, 2009, **WAIKI PRYOR**, using 424-270-3307, received a text message from a customer who requested airline tickets for four passengers to fly from Springfield, Missouri to Los Angeles, California. **WAIKI PRYOR** advised that the cost for the tickets would be a total of \$300, and that payment should be made via a Green Dot MoneyPak.

q. On or about December 10, 2009, **WAIKI PRYOR** sent a series of text messages to his customer containing the United Airlines confirmation numbers for the four passengers flying together from Springfield, Missouri to Los Angeles, California. All of the tickets were purchased through the United Airlines online reservation system by **WAIKI PRYOR** using stolen credit card numbers, and the tickets were booked through the AT&T Internet Services IP address assigned to the account of **WAIKI PRYOR**, at his residence, 141 Marina Lakes Drive in Richmond, California. Two of the tickets were purchased with a stolen American Express Card number ending in 45005, belonging to KB of John Island, South Carolina. One ticket was purchased with a stolen American Express Card number ending in 71018, belonging to GP of Union, Kentucky. The final ticket was purchased with a stolen American Express Card number ending in 44002, belonging to EL of Youngstown, New York. **WAIKI PRYOR** booked additional airline tickets on United using the KB American Express Card number for a total of \$3,008.80 in fraudulent charges. **WAIKI PRYOR** booked additional airline tickets on United using the GP American Express Card number for a total amount of \$752.20 in fraudulent charges.

WAIKI PRYOR booked additional airline tickets on United using the EL American Express Card number for a total of \$1,666.50 in fraudulent charges.

- r. On or about December 16, 2009, **WAIKI PRYOR**, using 424-270-3307, received a voice call from a customer who requested airline tickets for six passengers, two from Los Angeles, California to Kansas City, Missouri, and four from Los Angeles, California to Miami, Florida. **WAIKI PRYOR** advised that the cost for the tickets would be a total of \$450, and that payment should be made via a Green Dot MoneyPak.
- s. On or about December 17, 2009, **WAIKI PRYOR** sent a series of text messages to his customer containing the United Airlines confirmation numbers for the two passengers flying together from Los Angeles, California to Kansas City, Missouri, and United and Delta confirmation numbers for the four passengers traveling from Los Angeles, California to Miami, Florida. The two Kansas City tickets on United were purchased through the United Airlines online reservation system by **WAIKI PRYOR** using stolen credit card numbers. Those tickets were booked through the AT&T Internet Services IP address assigned to the account of **WAIKI PRYOR**, at

his residence, 141 Marina Lakes Drive in Richmond, California.

The two Kansas City tickets on United were purchased with a stolen Bank of America VISA card number ending in 9697, belonging to LG of Sandusky, Ohio. Two of the Los Angeles to Miami tickets were booked on United using a stolen Cabela's VISA card number ending in 6252, belonging to RW of North Branch, Michigan. The other two tickets were booked for travel from Los Angeles to Fort Lauderdale, Florida on Virgin America using a stolen Bank of America MasterCard number ending in 7775, belonging to RR of Fraser, Michigan. **WAIKI PRYOR** booked additional airline tickets on United and Delta using the Bank of America VISA card number for a total amount of \$3,705.79 in fraudulent charges. **WAIKI PRYOR** booked additional airline tickets on Delta Air Lines and Virgin America Airlines using the Cabela's VISA card number for a total amount of \$1,683.10 in fraudulent charges. **WAIKI PRYOR** booked additional airline tickets on United and Virgin America using the Bank of America MasterCard number for a total amount of \$8,454.19 in fraudulent charges.

- t. On or about December 21, 2009, **WAIKI PRYOR**, using 424-270-3307, received a text message from a customer who requested airline

tickets for two passengers to fly from Seattle to Chicago, one ticket from Seattle to Ontario, California, and two tickets from Miami to Los Angeles, for an agreed cost of \$375. The customer paid **PRYOR** via a Green Dot MoneyPak.

- u. On or about December 22, 2009, **WAIKI PRYOR** sent a series of text messages to his customer containing the Virgin America Airlines confirmation numbers for the two passengers, Patrick Anderson and Sheila Anderson, flying together from Fort Lauderdale, Florida to Los Angeles, California. These two tickets were purchased with a stolen US Bank VISA card number ending in 7679, belonging to SH of Granger, Indiana. **WAIKI PRYOR** booked additional airline tickets on United, Delta, and Virgin America using the stolen US Bank VISA card number for a total of \$5,072.80 in fraudulent charges.
- v. On or about December 24, 2009, **WAIKI PRYOR** sent a series of text messages to his customer containing the Delta Air Lines confirmation number for the passenger flying from Seattle to Ontario, California and two Delta confirmation numbers for the two passengers flying together from Seattle to Chicago. The tickets for the passenger traveling from Seattle to Ontario and one of the

passengers traveling from Seattle to Chicago were purchased with a stolen American Express Card number ending in 51000, belonging to FO of Sylvania, Ohio. **WAIKI PRYOR** booked additional airline tickets on Delta using FO's stolen American Express Card number for a total amount of \$2,992.60 in fraudulent charges. The ticket for the other passenger traveling from Seattle to Chicago was purchased using a stolen Citibank MasterCard ending in 7337, belonging to JM of Owosso, Michigan. **WAIKI PRYOR** booked additional airline tickets on Delta using the stolen Citibank MasterCard number for a total amount of \$1,487.80 in fraudulent charges.

- w. On or about February 22, 2010, **WAIKI PRYOR**, using 424-270-3307, exchanged a series of text messages followed by a voice call to arrange tickets for four passengers to fly from Springfield, Missouri to Oakland, California for an agreed cost of \$300. The customer paid **PRYOR** via a Green Dot MoneyPak. Later, **WAIKI PRYOR** and his customer agreed that the passengers would fly to San Francisco, California rather than Oakland, and depart from Kansas City, Missouri rather than Springfield.
- x. On or about February 23, 2010, **WAIKI PRYOR** sent a series of text messages to his customer containing the Delta Air Lines

confirmation numbers for the four passengers flying together from Kansas City to San Francisco. Two of the Delta tickets were purchased with a stolen First National Bank of Omaha VISA card ending in 8779, belonging to CD of Parkersburg, West Virginia.

WAIKI PRYOR booked additional tickets on Delta, Virgin America, and other non-airline retailers for a total amount of fraudulent charges of \$8,540.54.

All in violation of Title 18, United States Code, Section 371.

COUNTS TWO through SEVEN
(Access Device Fraud)

1. The Grand Jury incorporates by reference all the allegations contained in Count One of the Indictment as if fully set forth herein.

2. On or about the dates alleged below, in the Western District of Missouri and elsewhere, in furtherance of the conspiracy to commit access device fraud and aggravated identity theft and to accomplish the goals of the conspiracy's scheme to defraud the airlines, the credit and debit card issuers and their cardholders, who were the identity theft victims, **WAIKI PRYOR** did knowingly and with intent to defraud, effect and attempt to effect financial transactions using access devices consisting of the accounts described in each count below and issued in the names of the identity theft victims below, by which

WAIKI PRYOR received things of an aggregate value equal to and exceeding \$1,000 during a one-year period, and which transactions affected interstate commerce, as follows:

<u>Count</u>	<u>Date</u>	<u>Amount</u>	<u>Credit Issuer</u>	<u>ID Theft Victim</u>
2	12/07/09	\$4,192.20	Barclay's Bank	RL, Greensburg, PA
3	12/07/09	\$1,339.10	Empower FCU	CV, Tully, NY
4	12/10/09	\$3,008.80	American Express	KB, John Island, SC
5	12/10/09	\$1,666.50	American Express	EL, Youngstown, NY
6	12/17/09	\$3,705.79	Bank of America	LG, Sandusky, OH
7	02/23/10	\$8,540.54	FNB, Omaha	CD, Parkersburg, WV

All in violation of Title 18, United States Code, Sections 1029(a)(5) and 2.

COUNTS EIGHT through THIRTEEN
(Aggravated Identity Theft)


1. The Grand Jury incorporates by reference all the allegations contained in Counts One through Eight of the Indictment as if fully set forth herein.
2. On or about the dates listed below, in the Western District of Missouri and elsewhere, in furtherance of the conspiracy to commit access device fraud and aggravated identity theft and to accomplish the goals of the conspiracy's scheme to defraud the airlines, the credit and debit card issuers and their cardholders, who were the identity theft victims, by possessing, transferring, and using means of identification of the identity theft victims consisting of stolen credit and debit card numbers, together with the cardholder

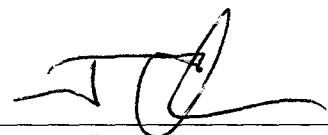
names, expiration dates, security codes, and billing addresses to effect and attempt to effect transactions with access devices issued to the identity theft victims to receive payment and things of value, consisting of confirmation codes for airline tickets, the passenger seats associated with each ticket confirmation code, and payments of money from customers requesting the tickets, the aggregate value of which was in excess of \$1,000 during a one-year period, **WAIKI PRYOR** did knowingly and without lawful authority transfer, use, and possess one or more means of identification of other persons, as identified in each count below, during and in relation to a predicate felony offense, that being access device fraud as defined by Chapter 47, Title 18, United States Code, Section 1029(a)(5), and such actions were in or affected interstate commerce, as follows:

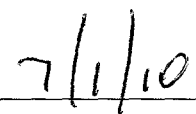
<u>Count</u>	<u>Date</u>	<u>Airline Ticket Purchased</u>	<u>ID Theft Victim</u>
8	12/07/09	Chicago, IL, to Springfield, MO	RL, Greensburg, PA
9	12/07/09	Chicago, IL, to Springfield, MO	CV, Tully, NY
10	12/10/09	Springfield, MO to Los Angeles, CA	KB, John Island, SC
11	12/10/09	Springfield, MO to Los Angeles, CA	EL, Youngstown, NY
12	12/17/09	Los Angeles, CA to Kansas City, MO	LG, Sandusky, OH
13	02/23/10	Kansas City, MO to Oakland, CA	CD, Parkersburg, WV

All in violation of Title 18, United States Code, Sections 1028A(a)(1) and 2.

A TRUE BILL.


FOREPERSON OF THE GRAND JURY


John E. Cowles #11797 and Matt Hiller
Assistant United States Attorneys


Date