

No.

E-filing

CR12 00583

EJD

UNITED STATES DISTRICT COURT

FILED

HRL

2012 JUL 25 P 2:22

NORTHERN DISTRICT OF CALIFORNIA

RICHARD W. WIERING  
CLERK, U.S. DISTRICT COURT  
N.D. CA - SAN JOSE

SAN JOSE DIVISION

THE UNITED STATES OF AMERICA

vs.

JONATHAN HOANG

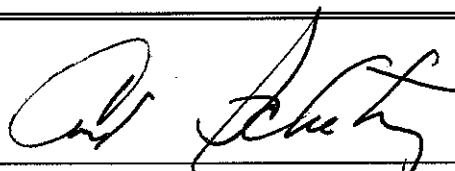
INDICTMENT

Count One: 18 U.S.C. § 506(a)(2) - Use and possession of a Counterfeit Seal of an Agency of the United States

Count Two: 18 U.S.C. § 912 - Pretending to Be an Officer of the United States

Count Three: 18 U.S.C. § 506(a)(3) - Use and possession of a Counterfeit Seal of an Agency of the United States

A true bill.



Foreperson

Filed in open court this 25<sup>th</sup> day of July

A.D. 2012

  
UNITED STATES MAGISTRATE JUDGE

Bail. \$ No process

FILED

2012 JUL 25 P 2: 22

RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
N.D. CALIFORNIA, SAN JOSE

1 MELINDA HAAG (CABN 132612)  
United States Attorney

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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

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SAN JOSE DIVISION

EJD

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CR 12 00 583

HRL

11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 v.

14 JONATHAN HOANG,

15 Defendant.

VIOLATIONS: 18 U.S.C. § 506(a)(2) and  
(3) – Use and Possession of a Counterfeit  
Seal of an Agency of the United States; 18  
U.S.C. § 912 – Pretending to Be an Officer  
of the United States

SAN JOSE VENUE

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INDICTMENT

20 The Grand Jury charges:

21 COUNT ONE: (18 U.S.C. § 506(a)(2))

22 On or about December 1, 2011, in the Northern District of California, the defendant,

23 JONATHAN HOANG,

24 did knowingly use, affix, and impress a fraudulently made, forged and counterfeited

25 seal of an agency of the United States and facsimile thereof, to wit: the seal of the U.S.

26 Department of Justice Drug Enforcement Administration (DEA), to and upon documents and

27 papers of any description, specifically, the following documents which the Defendant submitted

28 as part of an application to rent a house on Stoneyford Court in San Jose, California:

INDICTMENT

1 a. A letter on purported DEA letterhead (containing a purported DEA seal), dated  
2 November 15, 2011, that claimed to verify that “Mr. Jonathan V. Hoang is  
3 currently employed as a US Federal Special Agent with the Cyber Drug Traffic  
4 Division of the Drug Enforcement Administration at the San Francisco Division”;  
5 and

6 b. A memorandum on purported DEA letterhead (containing a purported DEA seal),  
7 dated October 14, 2011, that claimed to be from “Drug Enforcement  
8 Administration Headquarter” (sic) to “Special Agent Jonathan V. Hoang” that  
9 represents that the results of a background investigation in each of three categories  
10 (controlled substance test, polygraph and credit check) was “past” (sic);

11 All in violation of Title 18, United States Code, Section 506(a)(2).

12 COUNT TWO: (18 U.S.C. § 912)

13 On or about December 1, 2011, in the Northern District of California, the defendant,

14 JONATHAN HOANG,

15 did falsely assume and pretend to be an officer and employee of the United States acting under  
16 the authority thereof, that is a Special Agent of the U.S. Department of Justice Drug Enforcement  
17 Administration (DEA), and in such assumed and pretended character with intent to defraud did  
18 falsely obtain a thing of value, in that, while applying to rent a house on Stoneyford Court in San  
19 Jose, California, he falsely stated to the landlord that he was a Special Agent of the DEA and that  
20 because of this the landlord could not run a credit check on him, and in reliance on this statement  
21 the landlord did not run the credit check on him;

22 All in violation of Title 18, United States Code, Section 912.

23 COUNT THREE: (18 U.S.C. § 506(a)(3))

24 On or about July 20, 2012, in the Northern District of California, the defendant,

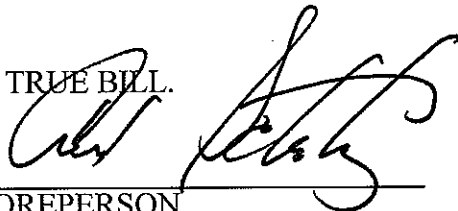
25 JONATHAN HOANG,

26 with fraudulent intent, possessed a fraudulently made, forged and counterfeited seal of an agency  
27 of the United States and facsimile thereof, to wit: the seal of the U.S. Department of Justice Drug  
28 Enforcement Administration (DEA), knowing the same to have been so falsely made, forged and

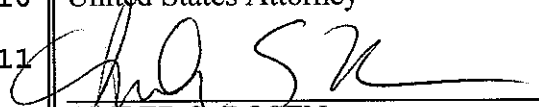
1 counterfeited, to wit, purported credentials issued to a Special Agent of the U.S. Department of  
2 Justice Drug Enforcement Administration (DEA), which document contained a DEA seal and a  
3 photograph of the defendant and which bore the name "Vu H. Hoang" and "Agent ID# 860501";  
4 All in violation of Title 18, United States Code, Section 506(a)(3).

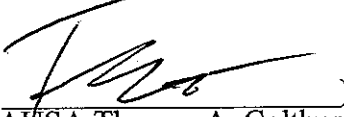
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DATED: 7/25/12

A TRUE BILL.  
  
FOREPERSON

MELINDA HAAG  
United States Attorney

  
AMBER S. ROSEN  
Deputy Chief, San Jose Branch Office

(Approved as to form: )  
AUSA Thomas A. Colthurst  
SAUSA Ann Marie E. Ursini

AO 257 (Rev. 6/78)

**DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT**

BY:  COMPLAINT  INFORMATION  INDICTMENT  
 SUPERSEDING

Name of District Court, and/or Judge/Magistrate Location

NORTHERN DISTRICT OF CALIFORNIA

SAN JOSE DIVISION 23

2012 JUL 25 12:23

**OFFENSE CHARGED**

SEE ATTACHMENT

- Petty
- Minor
- Misdemeanor
- Felony

PENALTY: SEE ATTACHMENT

DEFENDANT - U.S.

JONATHAN HOANG

RICHARD W. WIEKING  
CLERK U.S. DISTRICT COURT  
N.D. OF CALIFORNIA

EJD

DISTRICT COURT NUMBER

**CR 12 00583 HRL**  
DEFENDANT

**PROCEEDING**

Name of Complainant Agency, or Person (& Title, if any)

DEA

person is awaiting trial in another Federal or State Court, give name of court

this person/proceeding is transferred from another district per (circle one) FRCrp 20, 21, or 40. Show District

this is a re prosecution of charges previously dismissed which were dismissed on motion of:

U.S. ATTORNEY  DEFENSE

SHOW DOCKET NO.

this prosecution relates to a pending case involving this same defendant

MAGISTRATE CASE NO.

prior proceedings or appearance(s) before U.S. Magistrate regarding this defendant were recorded under

CR 12-70818 PSG

**IS NOT IN CUSTODY**

Has not been arrested, pending outcome this proceeding.

- 1)  If not detained give date any prior summons was served on above charges
- 2)  Is a Fugitive
- 3)  Is on Bail or Release from (show District)

**IS IN CUSTODY**

- 4)  On this charge
  - 5)  On another conviction }  Federal  State
  - 6)  Awaiting trial on other charges
- If answer to (6) is "Yes", show name of institution

Has detainer been filed?  Yes  No

If "Yes" give date filed

DATE OF ARREST

Month/Day/Year

Or... if Arresting Agency & Warrant were not

DATE TRANSFERRED TO U.S. CUSTODY

Month/Day/Year

Name and Office of Person Furnishing Information on this form Melinda Haag

U.S. Attorney  Other U.S. Agency

Name of Assistant U.S. Attorney (if assigned) AUSA Thomas A. Colthurst

This report amends AO 257 previously submitted

**ADDITIONAL INFORMATION OR COMMENTS**

**PROCESS:**

SUMMONS  NO PROCESS\*  WARRANT

Bail Amount: \_\_\_\_\_

If Summons, complete following:

Arraignment  Initial Appearance

\* Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment

Defendant Address:

Date/Time: \_\_\_\_\_ Before Judge: \_\_\_\_\_

Comments:

## ATTACHMENT TO PENALTY SHEET

U.S.

v.

JONATHAN HOANG

**Counts One** : 18 U.S.C. § 506(a)(2)- Use and possession of a Counterfeit Seal of an Agency of the United States

Penalties:

Maximum prison sentence	5 years
Fine	\$250,000
Supervised release term	3 years
Special assessment	\$100

**Count Two**: 18 U.S.C. § 912 – Pretending to Be an Officer of the United States

Penalties:

Maximum prison sentence	3 years
Fine	\$250,000
Supervised release term	1 years
Special assessment	\$100

**Count Three**: 18 U.S.C. § 506(a)(2)- Use and possession of a Counterfeit Seal of an Agency of the United States

Penalties:

Maximum prison sentence	5 years
Fine	\$250,000
Supervised release term	3 years
Special assessment	\$100