

FILED

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
ORLANDO DIVISION

2013 MAY 22 PM 2: 33

U.S. DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
ORLANDO, FLORIDA

UNITED STATES OF AMERICA

v.

CASE NO. 6:13-cr- **13-ORI-36 GJK**

18 U.S.C. § 1028(f)

WALTER BROWN

18 U.S.C. § 1028A

18 U.S.C. § 982(a)(2)(B) - Forfeiture

18 U.S.C. § 1028(b) - Forfeiture

INDICTMENT

The Grand Jury charges:

COUNT ONE

A. INTRODUCTION

At all times material to this Indictment:

1. The Osceola County Office of Tax Collector, as an agent for the Department of Highway Safety and Motor Vehicle (DHSMV), Division of Motorist Services, issues driver licenses and identification cards.

2. The Tax Collector employs Customer Service Representatives (CSR) who perform a variety of routine and complex clerical work and research for the sale of vehicle license plates, titles, issuance of driver licenses, identification cards and parking placards. The CSRs routinely accept and process payments for license plates, titles, driver licenses and identification cards. The CSRs also review documents for acceptability for issuance of driver licenses and identification cards and ensure proper notarization is complete and all fees and

documentation are in accordance with DHSMV. Additionally, CSRs advise customers on procedural requirements, correspond with customers via mail for fees and additional needed information and perform other duties as required.

3. **WALTER BROWN** was a CSR in the Office of Tax Collector, Osceola County, whose primary duty was to issue authentic Florida driver licenses and identification cards.

B. THE CONSPIRACY

4. Beginning on or about a time unknown to the Grand Jury, but beginning at least as early as on or about May 2011 and continuing through March 2013, in Osceola County, in the Middle District of Florida and elsewhere,

WALTER BROWN

the defendant herein, did knowingly and wilfully combine, conspire and agree with others, both known and unknown to the Grand Jury, to knowingly and without lawful authority produce and transfer identification documents, authentication features, and false identification documents, that is Florida State driver licenses and identification cards, in violation of Title 18, United States Code, Sections 1028(a)(1) and 1028(a)(2).

C. MANNER AND MEANS OF THE CONSPIRACY

5. It was a part of the conspiracy that the defendant, using his position as a CSR, Office of Tax Collector, Osceola County, and acting in concert with other co-conspirators, known and unknown to the Grand Jury, would produce, transfer,

and sell, without lawful authority and in exchange for money, authentic, but fraudulently obtained Florida State driver licenses and identification cards.

6. It was further part of the conspiracy that before issuing any driver license or identification card, the defendant would receive a text message on his phone from co-conspirators, both known and unknown to the Grand Jury, containing names, social security numbers, and dates of birth.

7. It was further part of the conspiracy that the defendant used the information to make government database queries to determine whether the information belonged to a true identity.

8. It was further part of the conspiracy that if the query verified the data belonged to a true identity, the defendant sent a text message to co-conspirators, both known and unknown to the Grand Jury, confirming that he was able to issue an authentic, albeit fraudulently obtained Florida State driver license or identification in that verified true identity's name.

9. It was further part of the conspiracy that the co-conspirators, both known and unknown to the Grand Jury, would approach the defendant at his workplace and provide United States Virgin Islands identification cards, United States Virgin Islands birth certificates and/or social security cards, in support of their applications for a driver license(s) or identification card(s).

10. It was further part of the conspiracy that the defendant would issue Florida State driver licenses or identification cards to co-conspirators, both known and unknown to the Grand Jury, in names, birth dates, and social security

numbers that belonged to the United States Virgin Islands' true Identities.

11. It was further part of the conspiracy that when the defendant transferred Florida State driver licenses or identifications to co-conspirators, both known and unknown to the Grand Jury, the defendant, knew, in truth and in fact, that the United States Virgin Islands' true Identities did not belong to the co-conspirators.

12. It was further part of the conspiracy that the co-conspirators, both known and unknown to the Grand Jury, assumed the United States Virgin Islands' true identities, knowing in truth and in fact, that the United States Virgin Islands' true identities did not belong to them.

D. OVERT ACTS

13. In furtherance of the conspiracy and to effect the objects of the conspiracy, the following overt acts were committed:

(a) On or about September 20, 2011, the defendant produced and sold a Florida State driver license, number Bxxxxxxx740, in the name J.C.B., to an unknown person whose true identity is not J.C.B.

(b) On or about June 8, 2012, defendant produced and sold a Florida State driver license, number Rxxxxxxx590, in the name J.R., to an unknown person whose true identity is not J.R.

(c) On or about November 23, 2010, defendant produced and sold a Florida State driver license, number Axxxxxxx023, in the name L.M.A., to an unknown person whose true identity is not L.M.A.

(d) On or about April 18, 2011, defendant produced and sold a Florida State driver license, number Txxxxxxxx820, in the name B.T.A., to an unknown person whose true identity is not B.T.A.

(e) On or about July 10, 2012, defendant produced and sold a Florida State driver license, number Jxxxxxxxx010, in the name N.D.J., to an unknown person whose true identity is not N.D.J.

(f) On or about July 26, 2012, defendant produced and sold a Florida State driver license, number Cxxxxxxxx010, in the name S.C., to an unknown person whose true identity is not S.C.

(g) On or about July 30, 2012, defendant produced and sold a Florida State driver license, number Fxxxxxxxx680, in the name C.H.F., to an unknown person whose true identity is not C.H.F.

(h) On or about July 10, 2012, defendant produced and sold a Florida State driver license, number Hxxxxxxxx080, in the name M.D.H., to an unknown person whose true identity is not M.D.H.

(i) On or about July 16, 2012, defendant produced and sold a Florida State driver license, number Gxxxxxxxx930 in the name E.F.G., to an unknown person whose true identity is not E.F.G.

All in violation of Title 18, United States Code, Section 1028(f).

COUNTS TWO THROUGH TEN

On or about the dates listed below, at Osceola County, Florida, in the Middle District of Florida,

WALTER BROWN

the defendant herein, did knowingly transfer, possess, and use without lawful authority, the means of identification of the following persons, during and in relation to a violation of Title 18, United States Code, Sections 1028(a)(1) and 1028(a)(2):

Count	True Identity	Date	Description
Two	C.S.	September 4, 2012	Florida State Driver License
Three	S.S.W.	September 4, 2012	Florida State Driver License
Four	J.J.A.	September 4, 2012	Florida State Driver License
Five	K.C.M.	September 5, 2012	Florida State Driver License
Six	K.D.	September 5, 2012	Florida State Driver License
Seven	A.O.	September 5, 2012	Florida State Driver License
Eight	A.M.	September 5, 2012	Florida State Driver License
Nine	A.R.	September 5, 2012	Florida State Driver License
Ten	D.A.B.	September 10, 2012	Florida State Driver License

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

FORFEITURES

1. The allegations contained in Count One of this Indictment are hereby realleged and incorporated by reference for the purpose of alleging forfeiture pursuant to the provisions of Title 18, United States Code, Sections 982(a)(2)(B) and 1028(b).

2. The defendant, **WALTER BROWN**, shall forfeit to the United States of America, pursuant to Title 18, United States Code, Section 982(a)(2)(B), any and all right, title, and interest they may have in any property constituting, or derived from, proceeds the person obtained directly or indirectly, as a result of such violations of Title 18, United States Code, Section 1028.

3. The defendant, **WALTER BROWN**, shall forfeit to the United States of America, pursuant to Title 18, United States Code, Section 1028(b), any personal property used or intended to be used to commit such violations of Title 18, United States Code, Section 1028. Such property should include, but is not limited to, the defendant's cellular telephone.

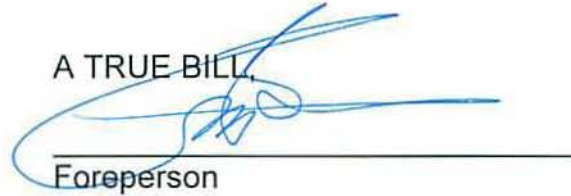
4. If any of the property described above, as a result of any act or omission of the defendants:

- 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 divided without difficulty,

the United States of America shall be entitled to forfeiture of substitute property under the provisions of Title 21, United States Code, Section 853(p), as incorporated by Title 18, United States Code, Section 982(b)(1).

A TRUE BILL,



Foreperson

ROBERT E. O'NEILL
United States Attorney

By:



Myrna Amelia Mesa
Special Assistant United States Attorney

By:



Carlos A. Perez-Irizarry
Assistant United States Attorney
Chief, Orlando Division

UNITED STATES DISTRICT COURT

Middle District of Florida
Orlando Division

THE UNITED STATES OF AMERICA

vs.

WALTER BROWN

INDICTMENT

Violations:

18 U.S.C. § 1028(f)

18 U.S.C. § 1028A

A true bill,



Foreperson

Filed in open court this 22nd day

of May, 2013.



Clerk

Bail \$ _____