

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO**

Criminal Case No. 13-cr-00130 WJM

UNITED STATES OF AMERICA,

Plaintiff,

v.

- 1. STUART BRYAN KING**
- 2. GRISELDA TREVINO DE VALENZUELA**
a.k.a Blanca Rodriguez,
a.k.a. Jennifer Ruth Martinez-Centeno,
a.k.a. Alma Patricia Robles,
a.k.a. Alma Trevino,

Defendants.

INDICTMENT

**Title 18, United States Code, Section 1349
Conspiracy to Commit Wire and Mail Fraud
Title 18, United States Code, Section 1028A
Aggravated Identity Theft
Title 42, United States Code, Section § 408(a)(7)(B)
Social Security Fraud
Title 18, United States Code, Section 666(a)(1)(B)
Bribery Concerning Programs Receiving Federal Funds**

The Grand Jury charges that:

At all times pertinent to this Indictment:

COUNT 1

1. Little Lake Driving Academy (LLDA) is a Colorado corporation with one business location at 1415 Havana Street, Aurora, CO 80010. LLDA acted as a third party tester for the State of Colorado. As a third party tester, LLDA acted as a contractor for the State of Colorado Department of Motor Vehicles (DMV) administering

written and driving examinations at an equal level as administered by the State of Colorado in order for an individual to obtain a Colorado Driver's License. Basic Operator Skills Testing (BOST) includes a written knowledge test and a driving skill test. Specifically, LLDA provided the requisite testing for individuals to obtain a basic operators driver's license ("driver's license") and instruction permit in the State of Colorado.

2. A third party tester is authorized by Colorado Code of Regulations, Section 240-3, to provide third-party skills testing on behalf of the Colorado DMV to applicants seeking a State-issued driver's license if such training and testing is equal to that of the Colorado DMV. The regulations require that a driving school enter into an annual written contract with the Colorado DMV.

3. The driving school must maintain a licensed tester. In addition to being licensed by the State, to administer written and driving skills tests, the tester must have successfully passed training classes conducted by the State. Testers must meet or exceed the same training and qualifications as State examiners. Upon being licensed by the State, testers are assigned a certification number.

4. Testers are required to conduct a full driving skill test in accordance with Colorado DMV procedures, policies and standards, including utilizing a pre-determined drive route that has been certified and approved for testing by the State. While administering examinations, testers must use forms provided by the Colorado DMV such as the scoring form or Score Sheet (Form DR2732). Testers issue a Basic Operator's Driving Skill Test Completion Statement (Form DR2735) to the applicant who has successfully completed the driving skill test. The applicant has 60 days in

which to provide this form to a State Driver's License Office in order for DMV to waive the driving examination requirement. Applicants who successfully complete the written test are issued the Written Knowledge Test Completion Statement (Form DR2238) by the tester and are instructed to submit the form to a State Driver's License Office within 30 days in lieu of taking the written test at that office.

5. Upon the presentation of the applicant's test completion statements issued from a certified tester, the Colorado DMV authorizes the issuance of a driver's license. Upon presentment of a certified Written Knowledge Test Completion Statement the applicant is eligible for an instruction permit. Completion Statements for both the written and driving skills tests are assurance to the Colorado DMV that the applicant had received the same testing administered at a State Driver's License Office.

6. The licensing information, including the applicant's photograph and Colorado address, is forwarded by the Colorado DMV by interstate wire communication facilities to a contracted document manufacturer located in the State of Washington. The Colorado driver's licenses and/or instruction permits are produced in the State of Washington and mailed to the Colorado address provided by the applicant.

7. The defendant, STUART BRYAN KING, is the owner of Little Lake Driving Academy located at 1415 Havana Street, Aurora, CO 80010. In addition to his role as owner, the defendant, STUART BRYAN KING, was also a licensed tester with a Colorado state assigned certification number of "9397." As a licensed tester, the defendant, STUART BRYAN KING, was authorized to conduct driver education classes as well as certify an applicant's successful written and driving examination that are necessary to obtain a State driver's license and/or instruction permit from the Colorado DMV.

8. At all times pertinent, GRISELDA TREVINO DE VALENZUELA, *a.k.a Blanca Rodriguez, a.k.a. Jennifer Ruth Martinez-Centeno, a.k.a. Alma Patricia Robles, a.k.a. Alma Trevino*, acted as the secretary/manager of LLDA, the associated store and the money remitting businesses. Her duties and responsibilities included informing LLDA applicants of the documentation required for Colorado driver's licenses (identification documents, social security cards, legal permanent resident cards, etc), collecting the documentation from applicants and providing the documents to STUART BRYAN KING , translating from Spanish to English for STUART BRYAN KING , providing the applicants with a study guide, administering the written test to applicants, grading the written tests and collecting money from the applicants for the written test. She would then provide the money to STUART BRYAN KING . GRISELDA TREVINO DE VALENZUELA also operated the three money transfer businesses (co-located in the store) and deposited the funds to three different banks.

The Scheme to Defraud

9. From on or about August 2009 and continuing to on or about November 2012, in the State and District of Colorado and elsewhere, the defendants, STUART BRYAN KING and GRISELDA TREVINO DE VALENZUELA, knowingly devised and participated in a scheme to defraud (hereinafter "the scheme") the Colorado DMV by falsely certifying that applicants for a Colorado driver's license and instruction permit had successfully completed the required testing.

10. As part of the scheme, and in furtherance of said scheme, the defendants, STUART BRYAN KING and GRISELDA TREVINO DE VALENZUELA, falsely certified that applicants had taken and passed the written tests.

11. As part of the scheme, and in furtherance of said scheme, the defendants, STUART BRYAN KING and GRISELDA TREVINO DE VALENZUELA, then provided to the applicants the fraudulent certification for the Colorado DMV as proof that the applicant had successfully completed the required testing and the applicant then physically delivered the false certification to the DMV and the applicant and/or a broker then received by mail a State of Colorado driver's license and/or instruction permit issued by the Colorado DMV.

12. As part of the scheme, and in furtherance of said scheme, the defendants, STUART BRYAN KING and GRISELDA TREVINO DE VALENZUELA, took cash payments from applicants in return for fraudulently issuing passing grades to them on the Colorado DMV's written tests. STUART BRYAN KING and/or GRISELDA TREVINO DE VALENZUELA accepted cash payments of approximately \$130 - \$420 from applicants for one or both of the examinations.

13. As part of the scheme, and in furtherance of said scheme, the defendants, STUART BRYAN KING and GRISELDA TREVINO DE VALENZUELA, falsified the written test results for applicants who could not speak, read and/or write English adequately, or could not pass the tests for other reasons.

14. As part of the scheme, and in furtherance of said scheme, for the Basic Operator's Written Knowledge Test, the defendants, STUART BRYAN KING and GRISELDA TREVINO DE VALENZUELA, after failing to properly administer the written

examination, falsely certified to the Colorado DMV that the applicant successfully passed the written test.

15. As part of the scheme, and in furtherance of said scheme, the defendants, STUART BRYAN KING and GRISELDA TREVINO DE VALENZUELA, caused the Colorado DMV to forward the driver application data by interstate wire communication facilities to the State of Washington, in reliance on the false representations, to issue driver's licenses and/or instruction permits.

16. As part of the scheme, and in furtherance of said scheme, the defendants, STUART BRYAN KING and GRISELDA TREVINO DE VALENZUELA, caused such driver's licenses and instruction permits to be mailed to the applicant at an in-state Colorado address.

17. As part of the scheme, and furtherance of said scheme, conspirators, known and unknown to the Grand Jury, transported in interstate commerce from Missouri and other states to Colorado individuals who could not speak and/or write English proficiently, who using false identities, had obtained fraudulent Missouri identity documents. After obtaining fraudulent Missouri identity documents, these individuals were driven by the conspirators to LLDA wherein STUART BRYAN KING and GRISELDA TREVINO DE VALENZUELA assisted these individuals in fraudulently obtaining Colorado driver's licenses and instruction permits.

18. From in or around August 2009 and continuing through approximately October 2012, in the State and District of Colorado and elsewhere, the defendants STUART BRYAN KING and GRISELDA TREVINO DE VALENZUELA, knowingly and willfully and unlawfully, and with specific intent, combined, conspired, and agreed with

each other, and with persons known and unknown to the Grand Jury, to commit acts and offenses against the laws of the United States, that is: conspiracy to commit wire and mail fraud, in violation of Title 18, United States Code, Sections 1349 and 1341 and 1343.

OVERT ACTS

USE OF THE WIRES

On or about the dates listed below, in the State and District of Colorado and elsewhere, the defendants, STUART BRYAN KING and GRISELDA TREVINO DE VALENZUELA, having devised the scheme to defraud described above, knowingly and willfully caused to be transmitted in interstate commerce by means of wire communications, certain writings, signs, signals and sounds, for the purpose of executing such a scheme, as more specifically described below:

Overt Act	Wire Date	Documents Wired	From	To
1	August 24, 2009	Driver's License PIN # 09-208-0466	Lakewood, Colorado	Washington State
2	September 16, 2009	Driver's License PIN # 08-346-0620	Lakewood, Colorado	Washington State
3	September 11, 2009	Driver's License PIN # 08-303-0119	Lakewood, Colorado	Washington State
4	June 14, 2010	Driver's License PIN # 10-165-0572	Lakewood, Colorado	Washington State
5	December 30, 2009	Driver's License PIN # 06-199-0897	Lakewood, Colorado	Washington State
6	September 29, 2010	Driver's License PIN # 10-257-0386	Lakewood, Colorado	Washington State

Overt Act	Wire Date	Documents Wired	From	To
7	January 22, 2010	Driver's License PIN # 03-052-0555	Lakewood, Colorado	Washington State
8	October 10, 2012	Driver's License PIN # 92-145-5148	Lakewood, Colorado	Washington State
9	September 20, 2012	Driver's License PIN # 02-158-0320	Lakewood, Colorado	Washington State
10	September 6, 2012	Driver's License PIN # 03-016-0429	Lakewood, Colorado	Washington State
11	October 23, 2012	Driver's License PIN # 09-316-0060	Lakewood, Colorado	Washington State
12	October 3, 2012	Driver's License PIN # 05-280-0387	Lakewood, Colorado	Washington State
13	October 14, 2010	Driver's License PIN # 95-069-1163	Lakewood, Colorado	Washington State
14	November 2, 2009	Driver's License PIN # 09-306-0421	Lakewood, Colorado	Washington State
15	October 1, 2009	Driver's License PIN # 09-274-0512	Lakewood, Colorado	Washington State
16	January 7, 2011	Driver's License PIN # 10-232-0554	Lakewood, Colorado	Washington State
17	August 10, 2009	Driver's License PIN # 09-222-0768	Lakewood, Colorado	Washington State
18	October 19, 2009	Driver's License PIN # 09-292-1197	Lakewood, Colorado	Washington State
19	November 2, 2009	Driver's License PIN # 09-083-0158	Lakewood, Colorado	Washington State
20	May 24, 2010	Driver's License PIN # 03-072-0628	Lakewood, Colorado	Washington State
21	October 22, 2009	Driver's License PIN # 05-314-0730	Lakewood, Colorado	Washington State
22	November 18, 2009	Driver's License PIN # 09-153-0853	Lakewood, Colorado	Washington State

Overt Act	Wire Date	Documents Wired	From	To
23	October 30, 2012	Driver's License PIN # 11-027-0383	Lakewood, Colorado	Washington State
24	October 19, 2012	Driver's License PIN # 96-116-0374	Lakewood, Colorado	Washington State
25	October 22, 2012	Driver's License PIN # 01-038-0207	Lakewood, Colorado	Washington State
26	October 22, 2012	Driver's License PIN # 12-296-0304	Lakewood, Colorado	Washington State
27	August 24, 2012	Driver's License PIN # 07-277-1172	Lakewood, Colorado	Washington State

OVERT ACTS

USE OF THE MAILS

On or about the date specified below, in the State and District of Colorado and elsewhere, the defendants, STUART BRYAN KING and GRISELDA TREVINO DE VALENZUELA, for the purpose of executing and attempting to execute the scheme to defraud described in paragraphs 1 – 18 above, knowingly and willfully, unlawfully, and with specific intent, caused the items described below to be sent by mail through the United States Postal Service:

Overt Act	Mail Date	Addressee	Item Mailed from State of Washington - Driver's License
28	August 26, 2009	Evangelina Rodriguez-Delgado Denver, CO	Driver's License PIN # 09-208-0466
29	September 18, 2009	Nora Medellin Aurora, CO	Driver's License PIN # 08-346-0620

Overt Act	Mail Date	Addressee	Item Mailed from State of Washington - Driver's License
30	September 15, 2009	Juan De Rios Rodriguez-Quinonez Aurora, CO	Driver's License PIN # 08-303-0119
31	June 16, 2010	Maria Julia Quijada Dillon, CO	Driver's License PIN # 10-165-0572
32	January 1, 2010	Ma D Esparza Denver, CO	Driver's License PIN # 06-199-0897
33	October 1, 2010	Maria V Lopez-Vanega Decruz Aurora, CO	Driver's License PIN # 10-257-0386
34	January 26, 2010	Vidal Antonio Sigaran Evans, CO	Driver's License PIN # 03-052-0555
35	October 16, 2012	Jose Martinez-Torres Aurora, CO	Driver's License PIN # 92-145-5148
36	September 27, 2012	Aureliano VillaVisencio Aurora, CO	Driver's License PIN # 02-158-0320
37	September 13, 2012	Leonel Munoz-Pacheco Aurora, CO	Driver's License PIN # 03-016-0429
38	October 30, 2012	Jeronimo Lemus-Calderon Aurora, CO	Driver's License PIN # 09-316-0060
39	October 4, 2012	Antonio Castellanos-Castellanos Denver, CO	Driver's License PIN # 05-280-0387
40	October 16, 2012	Sandra Ann Acosta Denver, CO	Driver's License PIN # 95-069-1163
41	November 5, 2009	Maria D Rodriguez-Torres Aurora, CO	Driver's License PIN # 09-306-0421
42	October 6, 2009	Maria D Lopez Aurora, CO	Driver's License PIN # 09-274-0512
43	January 14, 2011	Maria Soledad-Gonzalez Denver, CO	Driver's License PIN # 10-232-0554

Overt Act	Mail Date	Addressee	Item Mailed from State of Washington - Driver's License
44	August 13, 2009	Maria De Lourdes Luna Brighton, CO	Driver's License PIN # 09-222-0768
45	October 23, 2009	Marleny Armida Perez- Depaz Aurora, CO	Driver's License PIN # 09-292-1197
46	November 5, 2009	Maria Cristina Perez-Cruz Aurora, CO	Driver's License PIN # 09-083-0158
47	May 26, 2010	Rafael Alfaro Dillon, CO	Driver's License PIN # 03-072-0628
48	October 24, 2009	Maria D Carrillo-Deibarra Denver, CO	Driver's License PIN # 05-314-0730
49	November 20, 2009	Juan Andres Villalobos- Amaya Aurora, CO	Driver's License PIN # 09-153-0853
50	November 3, 2012	Elvia Hernandez-Mayo Aurora, CO	Driver's License PIN # 11-027-0383
51	October 25, 2012	Marysol Panoja-Ballon Longmont, CO	Driver's License PIN # 96-116-0374
52	November 9, 2012	Nicolas Lerma-Moriel Aurora, CO	Driver's License PIN # 01-038-0207
53	October 27, 2012	Sabino Bernal Rodriguez Castle Rock, CO	Driver's License PIN # 12-296-0304
54	September 5, 2012	Maria Del Carmen Hern- Rojas Aurora, CO	Driver's License PIN # 07-277-1172

All in violation of Title 18, United States Code, Section 1349.

COUNT 2

The Grand Jury further charges that:

On or about January 23, 2013, in the State and District of Colorado, GRISELDA TREVINO DE VALENZUELA, defendant herein, willfully, knowingly and unlawfully, for

the purpose of fraudulently obtaining a Colorado driver's license, falsely represented a number to be the Social Security account number assigned by the Commissioner of Social Security to her, to wit: ***-**- 8855, when in fact such number is not the Social Security account number assigned by the Commissioner of Social Security to her.

All in violation of Title 42, United States Code, Section 408(a)(7)(B).

COUNT 3

The Grand Jury further charges that:

On or about January 23, 2013, in State and District of Colorado, GRISELDA TREVINO DE VALENZUELA, defendant herein, during and in relation to felony violations of Title 18, United States Code, Sections 911, 1341, 1343, 1349 and 1028(a)(4), Title 42, United States Code, Section 408, and Title 8, United States Code, Section 1326, unlawfully and knowingly possessed and used a means of identification of another person, to wit: Jennifer Ruth Martinez-Centeno, Colorado state driver's license, the defendant well knowing Jennifer Ruth Martinez-Centeno to be a real person.

All in violation of Title 18, United States Code, Section 1028A.

Count 4

The Grand Jury further charges that:

The allegations in paragraphs 1 – 18, are re-alleged and incorporated herein by reference.

At all times material to this indictment, the Colorado DMV was an agency of a state government that received federal assistance in excess of \$10,000 during the

period beginning August 2009 and ending November 2012. The defendant, STUART BRYAN KING, was an agent of the Colorado DMV, whose duties included testing applicants for the written and driving portion of the Colorado driver's licensing examination.

On or about August 2009 through November 2012, in the State and District of Colorado, the defendant, STUART BRYAN KING, knowingly and unlawfully corruptly accepted cash payments from driver's license applicants, intending to be influenced and rewarded in connection with a series of transactions in which he certified the driving and/or written examinations for the Colorado DMV involving \$5,000 or more. All in violation of Title 18, United States Code, Section 666 (a)(1)(B).

A TRUE BILL:

Ink signature on file in the Clerk's Office
FOREPERSON

JOHN F. WALSH
United States Attorney

By: s/Joseph Mackey
JOSEPH MACKEY
Assistant United States Attorney
United States Attorney's Office
1225 17th Street, Suite 700
Denver, Colorado 80202
Telephone: (303) 454-0100
Fax: (303) 454-0403
E-mail: Joseph.Mackey@usdoj.gov
Attorney for the Government

DEFENDANT **STUART BRYAN KING**

YOB: 1960

ADDRESS: Centennial, CO

COMPLAINT FILED? YES NO

IF YES, PROVIDE MAGISTRATE CASE NUMBER: 13-mj-01035-BNB
IF NO, PROCEED TO "OFFENSE" SECTION

HAS DEFENDANT BEEN ARRESTED ON COMPLAINT? YES

OFFENSE: **Count 1:** 18 U.S.C. § 1349: Conspiracy to Commit Wire and Mail Fraud

Count 4: 18 U.S.C. § 666(a)(1)(B): Bribery Concerning Programs Receiving Federal Funds

LOCATION OF OFFENSE: Adams County, Colorado

PENALTY: **Count 1:** NMT 20 years imprisonment; NMT \$250,000 fine, or both; NMT 3 years supervised release; \$100 special assessment fee

Counts 4: NMT 10 years imprisonment; NMT \$250,000 fine, or both; NMT 3 years supervised release; \$100 special assessment fee

AGENT: Barton Garrison, Special Agent, Homeland Security

AUTHORIZED BY: Joseph Mackey, Assistant U.S. Attorney

ESTIMATED TIME OF TRIAL:

five days or less over five days other

THE GOVERNMENT

will seek detention in this case will **not** seek detention in this case

The statutory presumption of detention **is not** applicable to this defendant.

OCDEF CASE: Yes No

DEFENDANT

GRISelda TREvINO DE VALENZUELA
a.k.a Blanca Rodriguez,
a.k.a. Jennifer Ruth Martinez-Centeno,
a.k.a. Alma Patricia Robles,
a.k.a. Alma Trevino

YOB: 1970

ADDRESS: Aurora, CO

COMPLAINT FILED? YES NO

IF YES, PROVIDE MAGISTRATE CASE NUMBER: 13-mj-01034-BNB
IF NO, PROCEED TO "OFFENSE" SECTION

HAS DEFENDANT BEEN ARRESTED ON COMPLAINT? YES

OFFENSE: **Count 1:** 18 U.S.C. § 1349: Conspiracy to Commit Wire and Mail Fraud

Count 2: 18 U.S.C. § 1028A: Aggravated Identity Theft

Count 3: 42 U.S.C. § 408(a)(7)(B): Social Security Fraud

LOCATION OF OFFENSE: Adams County, Colorado

PENALTY: **Count 1:** NMT 20 years imprisonment; NMT \$250,000 fine, or both; NMT 3 years supervised release; \$100 special assessment fee

Count 2: 2 years imprisonment consecutive to any felony conviction herein; \$250,000.00 fine, or both; NMT 3 years supervised release; \$100.00 Special Assessment Fee

Count 3: NMT 5 years imprisonment; NMT \$250,000 fine, or both; NMT 3 years supervised release; \$100 special assessment fee

AGENT: Barton Garrison, Special Agent, Homeland Security

AUTHORIZED BY: Joseph Mackey, Assistant U.S. Attorney

ESTIMATED TIME OF TRIAL:

five days or less over five days other

THE GOVERNMENT

X will seek detention in this case _____ will **not** seek detention in this case

The statutory presumption of detention **is not** applicable to this defendant.

OCDEF CASE: _____ Yes X No