

United States District Court

FOR THE
NORTHERN DISTRICT OF CALIFORNIA

VENUE: SAN FRANCISCO

FILED
2014 SE. 25 P 2:43
RS

UNITED STATES OF AMERICA,
V.

CR 14 499

JEFFREY NEELY,

DEFENDANT(S).

INDICTMENT

18 U.S.C. § 287 – False Claims Against the United States;
18 U.S.C. § 1001(a)(3) – Use of False Document;
18 U.S.C. § 1001(a)(2) – False Statements

CR14-499 RS

A true bill.

Nancy J. Peterson
Foreman

Filed in open court this 25th day of

September 2014.
R. Stahl
Clerk

Bail, \$ 50000

Sam *[Signature]*

to issue for 10/20/15
9:30 Dot Mayhugh
JRC

AO 257 (Rev. 6/78)

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

BY: COMPLAINT INFORMATION INDICTMENT
 SUPERSEDING

OFFENSE CHARGED

18 USC 287 -- False Claims Petty
18 USC 1001 -- False Statements and Use of False Documents Minor
 Misdemeanor
 Felony
PENALTY: Per count: 5 yr imprisonment; \$250,000 fine; 3 yr supervised release; \$100 special assessment

Name of District Court, and/or Judge/Magistrate Location
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

DEFENDANT - U.S.

▶ **JEFFREY NEELY**

DISTRICT COURT NUMBER

CR 14 499
DEFENDANT

FILED
OCT 25 P 2:11
U.S. DISTRICT COURT
SAN FRANCISCO, CA

PROCEEDING

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

GSA-OIG

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 reprosecution 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

Name and Office of Person Furnishing Information on this form Hartley M. K. West
 U.S. Attorney Other U.S. Agency

Name of Assistant U.S. Attorney (if assigned) Hartley M. K. West

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)

RS

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

This report amends AO 257 previously submitted

ADDITIONAL INFORMATION OR COMMENTS

PROCESS:

SUMMONS NO PROCESS* WARRANT

Bail Amount: TBD

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:

1486 Hanslope Way
Gardnerville, NV 89410

Date/Time: Oct. 20, 2014, 9:30AM Before Judge: Elizabeth D. Laporte

Comments:

1 MELINDA HAAG (CABN 132612)
United States Attorney

FILED
2014 SE. 25 P 2:44
U.S. DISTRICT COURT
SAN FRANCISCO, CALIF.

8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
10 SAN FRANCISCO DIVISION

RS

11 UNITED STATES OF AMERICA,
12 Plaintiff,
13 v.
14 JEFFREY NEELY,
15 Defendant.

) CASE NO. **CR 14 499**
)
)
) VIOLATIONS: 18 U.S.C. § 287 – False Claims
) Against the United States; 18 U.S.C. § 1001(a)(3) –
) Use of False Document; 18 U.S.C. § 1001(a)(2) –
) False Statements
)
)
)

17 INDICTMENT

18 The Grand Jury charges:

19 INTRODUCTORY ALLEGATIONS

20 At all times relevant to this Indictment:

21 1. Defendant Jeffrey NEELY was employed as Regional Commissioner for the General
22 Services Administration (GSA), Public Buildings Service (PBS), Pacific Rim Region (R-9), with his
23 duty station at 450 Golden Gate Avenue in San Francisco, California. As Regional Commissioner,
24 NEELY was responsible for managing all public buildings and real property programs in R-9, preparing
25 and executing R-9 program plans and budgets, and administering funds and personnel for R-9.

26 2. NEELY was also GSA's Acting Regional Administrator of R-9 between on or about
27 March 30, 2009, and on or about July 31, 2011. As Acting Regional Administrator, NEELY was the top
28 GSA official in R-9, reporting to GSA's Administrator and Deputy Administrator, both located in

INDICTMENT

1 Washington, D.C.

2 3. Federal regulations authorized reimbursement for certain expenses incurred as a result of
3 official business travel, including rental cars, airfare, and “per diem” allowances for lodging, meals, and
4 incidental expenses. GSA employees sought reimbursement through an “E2 Travel Voucher.”

5 COUNT ONE: (18 U.S.C. § 287 – False Claims)

6 4. Paragraphs 1 through 3 of this Indictment are hereby re-alleged and incorporated by
7 reference as though fully set forth herein.

8 5. On or about March 17, 2010, in the Northern District of California and elsewhere, the
9 defendant,

10 JEFFREY NEELY,

11 did make and present to a department and agency of the United States a claim against the United States
12 and a department and agency thereof, knowing such claim to be false, fictitious, and fraudulent, in that
13 he caused GSA to pay a claim for lodging expenses at M Resort Spa Casino Las Vegas for the night of
14 March 11, 2010, which he knew was not incurred for official business, in violation of Title 18, United
15 States Code, Section 287.

16 COUNT TWO: (18 U.S.C. § 1001(a)(3) – Use of False Document)

17 6. Paragraphs 1 through 3 of this Indictment are hereby re-alleged and incorporated by
18 reference as though fully set forth herein.

19 7. On or about September 16, 2011, in the Northern District of California and elsewhere, the
20 defendant,

21 JEFFREY NEELY,

22 in a matter within the jurisdiction of the executive branch of the Government of the United States, did
23 knowingly and willfully make and use a writing and document knowing the same to contain a materially
24 false, fictitious, and fraudulent statement and entry, in that he sent an email to GSA’s Office of Inspector
25 General attaching a document which falsely asserted that he extended an October 2010 trip to Las
26 Vegas, Nevada, for official business purposes, in violation of Title 18, United States Code, Section
27 1001(a)(3).

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1 COUNT THREE: (18 U.S.C. § 287 – False Claims)

2 8. Paragraphs 1 through 3 of this Indictment are hereby re-alleged and incorporated by
3 reference as though fully set forth herein.

4 9. On or about June 30, 2010, in the Northern District of California and elsewhere, the
5 defendant,

6 JEFFREY NEELY,

7 did make and present to a department and agency of the United States a claim against the United States
8 and a department and agency thereof, knowing such claim to be false, fictitious, and fraudulent, in that
9 he submitted to GSA a false E2 Travel Voucher claiming lodging expenses in Cambria, California for
10 June 25, 2010, which he knew were not incurred for official business, in violation of Title 18, United
11 States Code, Section 287.

12 COUNT FOUR: (18 U.S.C. § 1001(a)(2) – False Statements)

13 10. Paragraphs 1 through 3 of this Indictment are hereby re-alleged and incorporated by
14 reference as though fully set forth herein.

15 11. On or about September 17, 2010, in the Northern District of California and elsewhere, the
16 defendant,

17 JEFFREY NEELY,

18 in a matter within the jurisdiction of the executive branch of the Government of the United States, did
19 knowingly and willfully make a materially false, fictitious, and fraudulent statement and representation,
20 in that he falsely advised an employee in GSA's Financial and Payroll Services Division that he had to
21 travel to Long Beach, California on June 25, 2010, for official business purposes, in violation of Title
22 18, United States Code, Section 1001(a).

23 COUNT FIVE: (18 U.S.C. § 287 – False Claims)

24 12. Paragraphs 1 through 3 of this Indictment are hereby re-alleged and incorporated by
25 reference as though fully set forth herein.

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