

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

UNITED STATES OF AMERICA

v.

HERMAN JACKSON,
also known as “Henry Walker” and
“Henry Richmond,” and
JANNETTE FARIA,
also known as “Ana Ortiz”

No.

Violations: Title 18, United States Code,
Sections 1001(a)(2), 1341 and 1343

UNDER SEAL

COUNT ONE

The SPECIAL JANUARY 2012 GRAND JURY charges:

1. At times material to this indictment:

a. The Illinois Department of Human Services (“IDHS”) was a state agency responsible for providing Illinois residents transitioning from welfare to work and economic independence with a variety of community-based services, including affordable child care.

b. The Child Care Assistance Program (“CCAP”) was an IDHS program designed to provide low-income, working families with affordable child care. The CCAP required eligible families to pay a portion of the cost of child care on a sliding scale according to family size, income and number of children in care. Through CCAP, the State of Illinois paid the remaining cost of child care services.

c. Illinois Action for Children (“AFC”), formerly known as the Day Care Action Council of Illinois, was a resource and referral agency, located in Cook County, Illinois, contracted by the IDHS to oversee and administer the CCAP.

d. Pursuant to CCAP guidelines, eligibility for assistance for child care services was determined based on certain factors, including family size, income of applicants and number of children in the family. Each applicant requesting child care subsidy payments on behalf of his or her child(ren) was required to submit an IDHS Child Care Application to AFC. The application required an applicant to provide information, including the applicant's work information (*i.e.*, his or her employer, hourly or yearly wage, work schedule), income information, and family information, including the name of each child for whom the applicant was seeking child care payments and family size. An unemployed applicant was not typically eligible to receive child care assistance.

e. The IDHS application also required the potential child care provider to submit "provider information," including the name of the child(ren) to be cared for by the provider and schedule of child care.

f. Once AFC determined the applicant was eligible for child care assistance, the applicant was then eligible to receive CCAP subsidy payments as an approved client.

g. Each client eligible for CCAP subsidy payments was typically required to make a co-payment for child care services directly to the child care provider. The child care provider, in turn, submitted a "Child Care Certificate Report" ("CCC Report") to AFC seeking payment for the remaining value of the child care services provided to the client.

h. Upon receipt of the CCC Report from the provider, AFC processed the report and, if approved, caused a check or direct deposit to be issued from the State Comptroller to the provider for the payment of child care services.

i. St. Peters Christian Academy (“St. Peters”) was a child care facility, located in Cicero, Illinois, which provided full-time, school-age and part-time child care services. St. Peters closed in or about April 2004.

j. Jubilee Daycare Center (“Jubilee”) was a child care facility, located in Cicero, Illinois, which provided full-time, school-age and part-time child care services. Jubilee closed on or about August 18, 2008.

k. ABC Cicero Kids (“ABC Cicero”) was a child care facility, located in Cicero, Illinois, which provided full-time, school-age and part-time child care services. ABC Cicero closed on or about February 17, 2011.

l. The Single Moms Ministry (“SMM”) was a program that purportedly provided employment and classes to single parents, and was operated out of the Ark of Safety Apostolic Faith Temple, located in Cicero, Illinois.

m. Defendant HERMAN JACKSON was a resident of Illinois and Georgia. Defendant JACKSON was the owner of St. Peters, and involved in the operation of Jubilee and ABC Cicero. Defendant JACKSON was also the Bishop of the Ark of Safety Apostolic Faith Temple.

n. Defendant JANNETTE FARIA was a resident of Illinois and Georgia. Defendant FARIA was nominally listed as ABC Cicero’s owner.

o. Individual A was employed by AFC as a Family Resources Manager, and his responsibilities included receiving and processing IDHS Child Care Applications and CCC Reports.

p. Individual B was employed by Jubilee and nominally listed as its owner.

2. Between no later than approximately August 2002 and September 2011, at Cicero, in the Northern District of Illinois, Eastern Division, and elsewhere,

HERMAN JACKSON,
also known as “Henry Walker” and “Henry Richmond,” and
JANNETTE FARIA,
also known as “Ana Ortiz,”

defendants herein, and others known and unknown, devised and intended to devise, and participated in, a scheme to defraud the State of Illinois, and to obtain money and property by means of materially false and fraudulent pretenses, representations, promises, and material omissions, which scheme is further described below.

3. It was part of the scheme that defendant JACKSON, through St. Peters, Jubilee, and ABC Cicero, and defendant FARIA, through ABC Cicero, engaged in a scheme to fraudulently obtain CCAP subsidy payments from the State of Illinois by, among other things, submitting and causing the submission of paperwork to AFC containing false and fictitious information regarding: (a) CCAP applicants’ eligibility to receive CCAP subsidy payments; and (b) the type of child care and actual services provided by St. Peters, Jubilee, and/or ABC Cicero.

4. It was further part of the scheme that defendant JACKSON knowingly

prepared and submitted false applications on behalf of parents seeking approval from AFC as an eligible client. Defendant JACKSON knew that many of the applications contained false information regarding a client's employment and income, the period of time a child would spend at the child care center, and the number and names of children attending the child care center.

5. It was further part of the scheme that defendants JACKSON and FARIA provided to existing and potential child care clients the IDHS Child Care Application so that clients would apply to receive the CCAP subsidy payments.

6. It was further part of the scheme that defendant JACKSON completed, or assisted parents in completing, the application to receive CCAP subsidy payments.

7. It was further part of the scheme that defendant JACKSON knowingly submitted, and caused to be submitted, on behalf of St. Peters and Jubilee, fraudulent CCC Reports to AFC which falsely represented the names of children in attendance at the child care center, the number of days attended, and whether the children attended full or part-time, in order to receive CCAP payments to which defendant JACKSON was not entitled. Defendant JACKSON also falsely certified, and caused others to falsely certify, that the information contained in the CCC Report was complete and accurate.

8. It was further part of the scheme that defendants JACKSON and FARIA knowingly submitted, and caused to be submitted, on behalf of ABC Cicero, fraudulent CCC Reports to AFC which falsely represented the names of children in attendance at the child care center, the number of days attended, and whether the children attended

full or part-time, in order to receive CCAP payments to which defendants JACKSON and FARIA were not entitled. Defendants JACKSON and FARIA also falsely certified, and caused others to falsely certify, that the information contained in the CCC Report was complete and accurate.

9. It was further part of the scheme that defendant JACKSON used fictitious names, including the names “Henry Walker” and “Henry Richmond,” to sign fraudulent employment verification letters, CCC Reports and other paperwork submitted to AFC.

10. It was further part of the scheme that defendant FARIA used the fictitious name “Ana Ortiz” to sign fraudulent CCC Reports and IDHS child care applications submitted to AFC.

11. It was further part of the scheme that defendant JACKSON used the Single Moms Ministry to identify parents whose children were potentially eligible to receive CCAP subsidy payments. In order to participate in the SMM, defendant JACKSON required participants to have at least two children who were eligible for child care services and enrolled at ABC Cicero. As part of the application process, defendant JACKSON directed, and caused others to direct, the SMM participants to complete IDHS Child Care Applications, which were then submitted to AFC for approval.

12. It was further part of the scheme that on or about November 13, 2007, defendant JACKSON and Individual B knowingly caused to be submitted a false CCC Report to AFC, which represented that Child A attended Jubilee on a full-time basis

for approximately four days in October 2007.

13. It was further part of the scheme that on or about June 30, 2008, defendant JACKSON and Individual B knowingly caused to be submitted a false CCC Report to AFC, which represented that Child B attended Jubilee on a full-time basis for approximately seventeen days in June 2008.

14. It was further part of the scheme that on or about October 10, 2008, defendant JACKSON knowingly caused to be submitted a false CCC Report to AFC, which represented that Child C, Child D and Child E each attended Jubilee on a full-time basis for a combined total of approximately 48 days in September 2008.

15. It was further part of the scheme that on or about October 10, 2008, defendant JACKSON knowingly caused to be submitted a false CCC Report to AFC, which represented that Child F and Child G each attended Jubilee on a full-time and school-age basis, respectively, for a combined total of 34 days in September 2008.

16. It was further part of the scheme that on or about February 9, 2010, defendants JACKSON and FARIA knowingly caused to be submitted a false CCC Report to AFC, which represented that Child H attended ABC Cicero on a full-time basis for five days in January 2010.

17. It was further part of the scheme that on or about April 1, 2010, defendants JACKSON and FARIA knowingly caused to be submitted a false CCC Report to AFC, which represented that Child I and Child J both attended ABC Cicero on a school-age basis for a total of approximately 42 days each in March 2010.

18. It was further part of the scheme that on or about July 1, 2010,

defendants JACKSON and FARIA knowingly caused to be submitted a false CCC Report to AFC, which represented that Child K and Child L both attended ABC Cicero on a full-time basis for a combined total of 31 days in June 2010.

19. It was further part of the scheme that on or about July 1, 2011, defendants JACKSON and FARIA knowingly caused to be submitted a false CCC Report to AFC, which represented that Child M and Child N attended ABC Cicero on a full-time basis for a combined total of 38 days in June 2011.

20. It was further part of the scheme that on or about July 31, 2011, defendants JACKSON and FARIA knowingly caused to be submitted a false CCC Report to AFC, which represented that Child O and Child P both attended ABC Cicero on a full-time basis for a combined total of 38 days in July 2011.

21. It was further part of the scheme that defendant JACKSON paid Individual A, who was employed by AFC, in order to expedite the processing and ensure approval of St. Peters' clients' applications.

22. It was further part of the scheme that Individual A, in his capacity as an AFC Family Resources Manager, approved paperwork, including IDHS child care applications and CCC Reports submitted by defendant JACKSON on behalf of St. Peters.

23. It was further part of the scheme that defendant JACKSON and his co-schemers caused IDHS to pay State of Illinois funds to St. Peters and Jubilee based on the fraudulent CCC Reports defendant JACKSON knew contained false representations, and which he submitted, and caused to be submitted, to AFC.

24. It was further part of the scheme that defendants JACKSON and FARIA, and their co-schemers, caused IDHS to pay State of Illinois funds to ABC Cicero based on the fraudulent CCC Reports defendants JACKSON and FARIA knew contained false representations, and which they submitted, and caused to be submitted, to AFC.

25. It was further part of the scheme that defendants JACKSON and FARIA and their co-schemers misrepresented, concealed and hid, and caused to be misrepresented, concealed and hidden, the purposes of and acts done in furtherance of the aforementioned scheme. In particular:

a. It was further part of the scheme that Individual B allowed her name to be used on paperwork created to open Jubilee, at the request of defendant JACKSON.

b. It was further part of the scheme that defendant JACKSON, along with Individual B, concealed defendant JACKSON's involvement with Jubilee so as not to jeopardize Jubilee's eligibility to receive CCAP subsidy payments from IDHS.

c. It was further part of the scheme that defendant FARIA opened ABC Cicero in her name after Jubilee was closed.

d. It was further part of the scheme that defendants JACKSON and FARIA concealed defendant JACKSON's involvement with ABC Cicero by falsely telling employees that defendant JACKSON had no role with the child care center when they both knew that defendant JACKSON was making hiring decisions for ABC Cicero, assisting with the paperwork submitted to AFC and receiving proceeds from the child care center's operation.

26. On or about November 21, 2007, at Cicero, in the Northern District of Illinois, and elsewhere,

HERMAN JACKSON,
also known as “Henry Walker” and “Henry Richmond,”

defendant herein, for the purpose of executing the aforesaid scheme, did knowingly cause to be delivered by United States mail, according to the directions thereon, an envelope sent from the Treasurer of the State of Illinois in Springfield, Illinois, to Jubilee, in Cicero, Illinois, which envelope contained a check in the amount of \$191.24;

In violation of Title 18, United States Code, Section 1341.

COUNT TWO

The SPECIAL JANUARY 2012 GRAND JURY further charges:

1. Paragraphs 1 through 25 of Count One of this indictment are incorporated here.
2. On or about July 16, 2008, at Cicero, in the Northern District of Illinois, Eastern Division, and elsewhere,

HERMAN JACKSON,
also known as “Henry Walker” and “Henry Richmond,”

defendant herein, for the purpose of executing the aforesaid scheme, did knowingly cause to be transmitted by means of wire communication in interstate commerce certain writings, signs, and signals, namely, a wire transfer in the amount of \$574.37 for the payment of child care services purportedly provided by Jubilee to Child B, from an account belonging to the State of Illinois at J.P. Morgan Chase to an account in the name of the Ark of Safety Apostolic Faith Temple at the Bank of America;

In violation of Title 18, United States Code, Section 1343.

COUNT THREE

The SPECIAL JANUARY 2012 GRAND JURY further charges:

1. Paragraphs 1 through 25 of Count One of this indictment are incorporated here.

2. On or about October 23, 2008, at Cicero, in the Northern District of Illinois, Eastern Division, and elsewhere,

HERMAN JACKSON,
also known as “Henry Walker” and “Henry Richmond,”

defendant herein, for the purpose of executing the aforesaid scheme, did knowingly cause to be transmitted by means of wire communication in interstate commerce certain writings, signs, and signals, namely, a wire transfer in the amount of \$1,760.84 for the payment of child care services purportedly provided by Jubilee to Child C, Child D and Child E, from an account belonging to the State of Illinois at J.P. Morgan Chase to an account in the name of the Ark of Safety Apostolic Faith Temple at the Bank of America;

In violation of Title 18, United States Code, Section 1343.

COUNT FOUR

The SPECIAL JANUARY 2012 GRAND JURY further charges:

1. Paragraphs 1 through 25 of Count One of this indictment are incorporated here.

2. On or about October 23, 2008, at Cicero, in the Northern District of Illinois, Eastern Division, and elsewhere,

HERMAN JACKSON,
also known as “Henry Walker” and “Henry Richmond,”

defendant herein, for the purpose of executing the aforesaid scheme, did knowingly cause to be transmitted by means of wire communication in interstate commerce certain writings, signs, and signals, namely, a wire transfer in the amount of \$839.25 for the payment of child care services purportedly provided by Jubilee to Child F and Child G, from an account belonging to the State of Illinois at J.P. Morgan Chase to an account in the name of the Ark of Safety Apostolic Faith Temple at the Bank of America.

In violation of Title 18, United States Code, Section 1343.

COUNT FIVE

The SPECIAL JANUARY 2012 GRAND JURY further charges:

1. Paragraphs 1 through 25 of Count One of this indictment are incorporated here.
2. On or about February 22, 2010, at Cicero, in the Northern District of Illinois, Eastern Division, and elsewhere,

HERMAN JACKSON,
also known as “Henry Walker” and “Henry Richmond,” and
JANNETTE FARIA,
also known as “Ana Ortiz,”

defendants herein, for the purpose of executing the aforesaid scheme, did knowingly cause to be delivered by United States mail, according to the directions thereon, an envelope sent from the Treasurer of the State of Illinois in Springfield, Illinois, to ABC Cicero, in Cicero, Illinois, which envelope contained a check in the amount of \$313.50 for the payment of child care services purportedly provided to Child H;

In violation of Title 18, United States Code, Sections 1341 and 2.

COUNT SIX

The SPECIAL JANUARY 2012 GRAND JURY further charges:

1. Paragraphs 1 through 25 of Count One of this indictment are incorporated here.
2. On or about March 17, 2010, at Cicero, in the Northern District of Illinois, Eastern Division, and elsewhere,

HERMAN JACKSON,
also known as “Henry Walker” and “Henry Richmond,” and
JANNETTE FARIA,
also known as “Ana Ortiz,”

defendants herein, for the purpose of executing the aforesaid scheme, did knowingly cause to be transmitted by means of wire communication in interstate commerce between a computer server located in Los Angeles, California, or Pittsburgh, Pennsylvania, and a facsimile machine located in Chicago, Illinois, certain writings, signs, and signals, namely, a facsimile transmission containing CCC Reports for child care services purportedly provided by ABC Cicero to Child I and Child J in February 2010;

In violation of Title 18, United States Code, Sections 1343 and 2.

COUNT SEVEN

The SPECIAL JANUARY 2012 GRAND JURY further charges:

1. Paragraphs 1 through 25 of Count One of this indictment are incorporated here.
2. On or about April 9, 2010, at Cicero, in the Northern District of Illinois, Eastern Division, and elsewhere,

HERMAN JACKSON,
also known as “Henry Walker” and “Henry Richmond,” and
JANNETTE FARIA,
also known as “Ana Ortiz,”

defendants herein, for the purpose of executing the aforesaid scheme, did knowingly cause to be transmitted by means of wire communication in interstate commerce certain writings, signs, and signals, namely, a wire transfer in the amount of \$535.78 for the payment of child care services purportedly provided by ABC Cicero to Child I and Child J, from an account belonging to the State of Illinois at J.P. Morgan Chase to an account in the name of ABC Cicero at Fifth Third Bank;

In violation of Title 18, United States Code, Sections 1343 and 2.

COUNT EIGHT

The SPECIAL JANUARY 2012 GRAND JURY further charges:

1. Paragraphs 1 through 25 of Count One of this indictment are incorporated here.
2. On or about July 8, 2010, at Cicero, in the Northern District of Illinois, Eastern Division, and elsewhere,

HERMAN JACKSON,
also known as “Henry Walker” and “Henry Richmond,” and
JANNETTE FARIA,
also known as “Ana Ortiz,”

defendants herein, for the purpose of executing the aforesaid scheme, did knowingly cause to be transmitted by means of wire communication in interstate commerce certain writings, signs, and signals, namely, a wire transfer in the amount of \$535.78 for the payment of child care services purportedly provided by ABC Cicero to Child K and Child L, from an account belonging to the State of Illinois at J.P. Morgan Chase to an account in the name of ABC Cicero at Fifth Third Bank;

In violation of Title 18, United States Code, Sections 1343 and 2.

COUNT NINE

The SPECIAL JANUARY 2012 GRAND JURY further charges:

1. Paragraphs 1 through 25 of Count One of this indictment are incorporated here.

2. On or about February 1, 2011, at Cicero, in the Northern District of Illinois, Eastern Division, and elsewhere,

HERMAN JACKSON,
also known as “Henry Walker” and “Henry Richmond,” and
JANNETTE FARIA,
also known as “Ana Ortiz,”

defendants herein, for the purpose of executing the aforesaid scheme, did knowingly cause to be transmitted by means of wire communication in interstate commerce between a computer server located in Los Angeles, California, or Pittsburgh, Pennsylvania, and a facsimile machine located in Chicago, Illinois, certain writings, signs, and signals, namely, a facsimile transmission containing CCC Reports for child care services purportedly provided by ABC Cicero to multiple children in January 2011;

In violation of Title 18, United States Code, Sections 1343 and 2.

COUNT TEN

The SPECIAL JANUARY 2012 GRAND JURY further charges:

1. Paragraphs 1 through 25 of Count One of this indictment are incorporated here.
2. On or about June 1, 2011, at Cicero, in the Northern District of Illinois, Eastern Division, and elsewhere,

HERMAN JACKSON,
also known as “Henry Walker” and “Henry Richmond,” and
JANNETTE FARIA,
also known as “Ana Ortiz,”

defendants herein, for the purpose of executing the aforesaid scheme, did knowingly cause to be transmitted by means of wire communication in interstate commerce between a computer server located in Los Angeles, California, or Pittsburgh, Pennsylvania, and a facsimile machine located in Chicago, Illinois, certain writings, signs, and signals, namely, a facsimile transmission containing CCC Reports for child care services purportedly provided by ABC Cicero to multiple children in May 2011;

In violation of Title 18, United States Code, Sections 1343 and 2.

COUNT ELEVEN

The SPECIAL JANUARY 2012 GRAND JURY further charges:

1. Paragraphs 1 through 25 of Count One of this indictment are incorporated here.
2. On or about July 19, 2011, at Cicero, in the Northern District of Illinois, Eastern Division, and elsewhere,

HERMAN JACKSON,
also known as “Henry Walker” and “Henry Richmond,” and
JANNETTE FARIA,
also known as “Ana Ortiz,”

defendants herein, for the purpose of executing the aforesaid scheme, did knowingly cause to be transmitted by means of wire communication in interstate commerce certain writings, signs, and signals, namely, a wire transfer in the amount of \$1,731.48 for the payment of child care services purportedly provided by ABC Cicero to Child M and Child N, from an account belonging to the State of Illinois at J.P. Morgan Chase to an account in the name of ABC Cicero at Fifth Third Bank;

In violation of Title 18, United States Code, Sections 1343 and 2.

COUNT TWELVE

The SPECIAL JANUARY 2012 GRAND JURY further charges:

1. Paragraphs 1 through 25 of Count One of this indictment are incorporated here.
2. On or about August 12, 2011, at Cicero, in the Northern District of Illinois, Eastern Division, and elsewhere,

HERMAN JACKSON,
also known as “Henry Walker” and “Henry Richmond,” and
JANNETTE FARIA,
also known as “Ana Ortiz,”

defendants herein, for the purpose of executing the aforesaid scheme, did knowingly cause to be transmitted by means of wire communication in interstate commerce certain writings, signs, and signals, namely, a wire transfer in the amount of \$1,362.80 for the payment of child care services purportedly provided by ABC Cicero to Child O and Child P, from an account belonging to the State of Illinois at J.P. Morgan Chase to an account in the name of ABC Cicero at Fifth Third Bank;

In violation of Title 18, United States Code, Sections 1343 and 2.

COUNT THIRTEEN

The SPECIAL JANUARY 2012 GRAND JURY further charges:

1. Paragraph 1 of Count One of this indictment is incorporated here.
2. On or about August 11, 2008, at Chicago, Illinois, in an interview being conducted by agents of the Federal Bureau of Investigation, in relation to an investigation being conducted in the Northern District of Illinois, Eastern Division, and elsewhere,

HERMAN JACKSON,
also known as “Henry Walker” and “Henry Richmond,”

defendant herein, did knowingly and willfully make materially false, fictitious, and fraudulent statements and representations in a matter within the jurisdiction of the Federal Bureau of Investigation, an agency within the executive branch of the Government of the United States, in that defendant JACKSON, when interviewed by agents of the Federal Bureau of Investigation, stated in sum and substance that defendant JACKSON was not affiliated with Jubilee. When in truth and fact, defendant JACKSON well knew that he, at times, personally hired employees at Jubilee, provided cash or checks to Jubilee employees, and was a signatory on at least one bank account belonging to Jubilee;

In violation of Title 18, United States Code, Section 1001(a)(2).

COUNT FOURTEEN

The SPECIAL JANUARY 2012 GRAND JURY further charges:

1. Paragraph 1 of Count One of this indictment is incorporated here.
2. On or about November 22, 2011, at Chicago, Illinois, in an interview being conducted by agents of the Federal Bureau of Investigation and Department of Health and Human Services, Office of the Inspector General, in relation to an investigation being conducted in the Northern District of Illinois, Eastern Division, and elsewhere,

HERMAN JACKSON,
also known as “Henry Walker” and “Henry Richmond,”

defendant herein, did knowingly and willfully make materially false, fictitious, and fraudulent statements and representations in a matter within the jurisdiction of the Federal Bureau of Investigation and the Department of Health and Human Services, Office of the Inspector General, agencies within the executive branch of the Government of the United States, in that defendant JACKSON, when interviewed by agents of the Federal Bureau of Investigation and the Department of Health and Human Services, Office of the Inspector General, stated in sum and substance that ABC Cicero provided child care services after February 2011. When in truth and fact, defendant JACKSON well knew that ABC Cicero ceased providing child care services in or around February 2011;

In violation of Title 18, United States Code, Section 1001(a)(2).

COUNT FIFTEEN

The SPECIAL JANUARY 2012 GRAND JURY further charges:

1. Paragraph 1 of Count One of this indictment is incorporated here.
2. On or about November 22, 2011, at Chicago, Illinois, in an interview being conducted by agents of the Federal Bureau of Investigation and the Department of Health and Human Services, Office of the Inspector General, in relation to an investigation being conducted in the Northern District of Illinois, Eastern Division, and elsewhere,

JANNETTE FARIA,
also known as "Ana Ortiz,"

defendant herein, did knowingly and willfully make materially false, fictitious, and fraudulent statements and representations in a matter within the jurisdiction of the Federal Bureau of Investigation and the Department of Health and Human Services, Office of the Inspector General, agencies within the executive branch of the Government of the United States, in that defendant FARIA, when interviewed by agents of the Federal Bureau of Investigation and the Department of Human Services, Office of the Inspector General, stated in sum and substance that ABC Cicero provided child care services after February 2011. When in truth and fact, defendant FARIA well knew that ABC Cicero ceased to provide child care services in or around February 2011;

In violation of Title 18, United States Code, Section 1001(a)(2).

FORFEITURE ALLEGATION

The SPECIAL JANUARY 2012 GRAND JURY further alleges:

1. The allegations contained in Counts One through Twelve of this indictment are incorporated here for the purpose of alleging that certain property is subject to forfeiture pursuant to Title 18, United States Code, Section 981(a)(1)(C) and Title 28, United States Code, Section 2461(c).

2. As a result of their violations of Title 18, United States Code, Sections 1341 and 1343, as alleged in the foregoing indictment,

HERMAN JACKSON,
also known as “Henry Walker” and “Henry Richmond,” and
JANNETTE FARIA,
also known as “Ana Ortiz,”

defendants herein, shall forfeit to the United States, pursuant to Title 18, United States Code, Section, 981(a)(1)(C) and Title 28, United States Code, Section 2461(c), any and all right, title and interest in property, real and personal, which constitutes and is derived from proceeds traceable to the charged offenses.

3. The interests of the defendants subject to forfeiture pursuant to Title 18, United States Code, Section, 981(a)(1)(C) and Title 28, United States Code, Section 2461(c) include, but are not limited to all money and other property that constitutes or was derived from the proceeds of the above-described scheme, and was obtained directly or indirectly, as a result of said scheme.

4. If any of the property subject to forfeiture and 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 28, United States Code, Section 2461(c).

All pursuant to Title 18, United States Code, Section 981(a)(1)(C) and Title 28, United States Code, Section 2461(c).

A TRUE BILL:

FOREPERSON

ACTING UNITED STATES ATTORNEY