

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA

FELONY

**INDICTMENT FOR CONSPIRACY, UTTERING AND ATTEMPTING TO UTTER
COUNTERFEIT POSTAL MONEY ORDERS, AND
POSSESSION OF COUNTERFEIT SECURITIES**

UNITED STATES OF AMERICA	*	CRIMINAL NO.
v.	*	SECTION:
BRIAN KENT	*	VIOLATION: 18 U.S.C. § 371
	*	18 U.S.C. § 500
	*	18 U.S.C. § 513(a)
	*	18 U.S.C. § 2
	*	*

The Grand Jury charges that:

COUNT 1 - CONSPIRACY

A. AT ALL MATERIAL TIMES HEREIN:

1. On or about July 30, 2010, agents of the United States Department of Homeland Security seized a package containing 325 counterfeit United States Postal Money Orders at a Federal Express (“FedEx”) facility located in Memphis, Tennessee (“the Package”). Each postal money order was valued at approximately \$995.12. The Package was sent from Lagos, Nigeria and was addressed to the defendant, **BRIAN KENT**, at 2221 Richland Avenue, Apartment 252, Metairie, Louisiana.

2. On or about August 2, 2010, FedEx officials notified **KENT** via telephone that the Package had arrived at the FedEx facility in Kenner, Louisiana, and would be delivered to him at 2221 Richland Avenue, Apartment 252, Metairie, Louisiana, on the following day. During the call, **KENT** stated that he would prefer to pick up the Package from the FedEx facility in Kenner, Louisiana immediately.

3. On or about August 2, 2010, **KENT** traveled to the FedEx facility in Kenner, Louisiana, to retrieve the Package. **KENT** drove a 1987 tan Cadillac with Louisiana Temporary License Tag Number 12997866 to the FedEx facility to pick up the Package. Once at the FedEx facility, **KENT** approached a federal law enforcement agent posing as a FedEx employee, identified himself, and requested the Package. The agent asked **KENT** for his identification before **KENT** could receive the Package. **KENT** provided his identification, confirmed that he was **BRIAN KENT**, and the Package was released to him. **KENT** took possession of the Package, which contained 325 counterfeit U.S. Postal Money Orders, each of which was valued at approximately \$995.12.

4. From on or about September 2009 to the present, **KENT** mailed approximately 8000 counterfeit monetary instruments that he received from overseas locations via various shipping services, including the United Postal Service (“UPS”), FedEx, and DHL, including money orders, traveler’s checks, and cashier’s checks, to numerous individuals located throughout the United States.

B. THE CONSPIRACY:

From on or about a time unknown, but prior to July 30, 2010, and continuing through on or about August 2, 2010, in the Eastern District of Louisiana and elsewhere, the defendant,

BRIAN KENT, and others, known and unknown to the Grand Jury, did knowingly and willfully combine, conspire, and confederate and agree to:

(1) knowingly pass and utter, and attempt to pass and utter, as true and genuine, forged, altered, and counterfeited postal money orders, worth approximately \$346,956.24, with intent to defraud, in violation of Title 18, United States Code, Section 500; and

(2) knowingly possess counterfeited securities of organizations that operate in, and the activities of which affect, interstate commerce, worth approximately \$400,556.19, with the intent to deceive another person and organization, in violation of Title 18, United States Code, Section 513(a).

C. OVERT ACTS:

In furtherance of the conspiracy, and to effect the objects of the conspiracy, the following overt acts, among others, were committed in the Eastern District of Louisiana and elsewhere:

1. On or about July 30, 2010, **KENT** called FedEx to inquire whether his package had arrived.

2. On or about August 2, 2010, **KENT** went to the FedEx office in Kenner, Louisiana, to retrieve the Package, which contained 325 counterfeit U.S. Postal Money Orders, each of which was valued at approximately \$995.12.

3. On or about August 2, 2010, while at the FedEx facility in Kenner, Louisiana, **KENT** was also in possession of eleven (11) counterfeit American Express traveler's checks, each of which was valued at approximately \$500.00; eighteen (18) counterfeit postal money orders, each of which was valued at approximately \$995.00; sixty-five (65) counterfeit cashier's checks, each of which was valued at approximately \$2,850.00; and one hundred sixty-two (162) counterfeit Money Gram money orders, each of which was valued at approximately \$966.12.

B. THE OFFENSE OF POSSESSION OF COUNTERFEIT SECURITIES

2. On or about August 2, 2010, in the Eastern District of Louisiana, the defendant, **BRIAN KENT**, did knowingly possess a counterfeited security of an organization that operates in, and the activities of which affect, interstate commerce, to wit: an American Express traveler's check, bearing check number RA255-451-750, in the amount of \$500.00, with the intent to deceive another person and organization; all in violation of Title 18, United States Code, Sections 513(a) and 2.

NOTICE OF FORFEITURE

1. The allegations of Counts 2 and 3 of this Indictment are realleged and incorporated by reference as though set forth fully herein for the purpose of alleging forfeiture to the United States of America pursuant to the provisions of Title 18, United States Code, Sections 500, 513(a) and 981(a)(1)(C), made applicable through Title 28, United States Code, Section 2461(c).

2. As a result of the offenses alleged in Counts 1 and 2, defendant, **BRIAN KENT**, shall forfeit to the United States pursuant to Title 18, United States Code, Sections 500, 513(a) and 981(a)(1)(C), made applicable through Title 28, United States Code, Section 2461(c), any and all property, real or personal, which constitutes or is derived from proceeds traceable to violations of Title 18, United States Code, Sections 500 and 513(a).

3. Upon conviction of one or more of the offenses in violation of Title 18, United States Code, Sections 500 and 513(a) set forth in Counts 2 and 3 of this Indictment, defendant, **BRIAN KENT**, shall forfeit to the United States pursuant to Title 18, United States Code, Sections 492 and 981(a)(1)(c) and Title 28, United States Code, Section 2461(c), all counterfeits of any coins or obligations or other securities of the United States or of any foreign government;

any articles, devices, and other things made, possessed, or used in violations of Title 18, United States Code, Sections 500 and 513(a); and any material or apparatus used or fitted, or intended to be used, in the making of such counterfeits, articles, devices, or things, found in the possession of the defendant without proper authority.

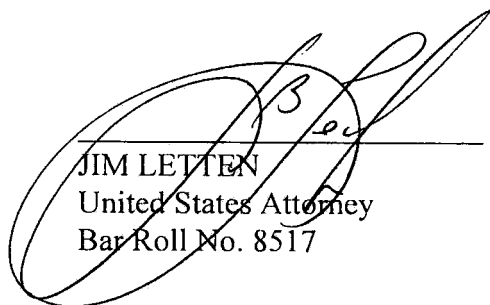
4. If any of the above described property, as a result of any act or omission of the defendant:

- a. cannot be located upon the exercise of due diligence;
- b. has been transferred or sold to, or deposited with, a third person;
- 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 subdivided without difficulty;


it is the intent of the United States, pursuant to Title 21, United States Code, Section 853(p), to seek forfeiture of any other property of said defendant up to the value of the above forfeitable property.

All in violation of Title 18, United States Code, Sections 492, 500, 513(a) and 981(a)(1)(C), made applicable through Title 28, United States Code, Section 2461(c).

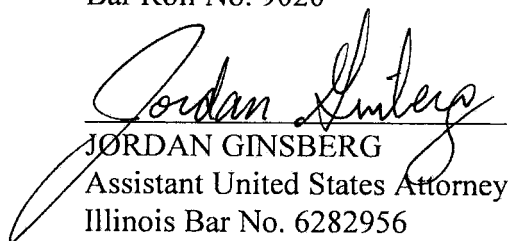
A TRUE BILL:



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New Orleans, Louisiana
August 13, 2010

FOREPERSON