

**FILED**

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CLERK US DISTRICT COURT  
DISTRICT OF ARIZONA

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8 IN THE UNITED STATES DISTRICT COURT  
9 FOR THE DISTRICT OF ARIZONA

10  
11 United States of America,  
12 Plaintiff,

13 vs.

- 14  
15  
16 1. Omar Stephenson  
(All Counts, Forfeiture),  
17 2. Morgan Forrester  
(Count 2, Forfeiture),  
18 3. Lionel England  
19 (Count 2, Forfeiture),  
20 4. Kemar Robert Warren  
21 (Count 2, Forfeiture),

22 Defendants.

SUPERSEDING INDICTMENT  
CR 19-00917-TUC-JAS (LCK)

VIOLATIONS:

- 18 U.S.C. §1349  
(Conspiracy to Commit Mail and Wire  
Fraud)  
(Count 1)  
18 U.S.C. §1956(h)  
(Conspiracy to Commit Money  
Laundering)  
(Count 2)  
18 U.S.C. §§ 981(a)(1)(C), 982(a)(1),  
982(a)(8); 21 U.S.C. § 2461(c)  
(Forfeiture Allegation)

WORTH CASE

23 **THE GRAND JURY CHARGES:**

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

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2  
3 1. From a time unknown and continuing through on or about March 1,  
4 2019, in the District of Arizona, and elsewhere, the defendant, OMAR  
5 STEPHENSON (hereinafter “STEPHENSON”), and others known and unknown  
6 to the grand jury, knowingly and voluntarily did unlawfully combine, conspire,  
7 confederate and agree together and with each other to knowingly execute and  
8 attempt to execute a scheme or artifice to defraud and a scheme or plan to obtain  
9 money or property by means of material false or fraudulent representations,  
10 promises and the intentional concealment of material facts, in violation of Title 18,  
11 United States Code, Section 1341 (Mail Fraud) and Title 18, United States Code,  
12 Section 1343 (Wire Fraud).

13 Manner/Means of the Conspiracy/Scheme to Defraud

14 2. This scheme targeted the elderly. The primary purpose of the conspiracy  
15 and scheme to defraud was for the defendants and other co-conspirators in the  
16 conspiracy to fraudulently obtain money from various victims through a fraudulent  
17 sweepstakes or lottery scheme. In furtherance of the conspiracy and scheme to  
18 defraud, the co-conspirators fraudulently communicated to individuals that they  
19 had won a lottery or a prize. These communications also fraudulently represented  
20 that in order to obtain these winnings, the victims were required to make  
21 arrangements to pay taxes or other fees. These representations were false and  
22 fraudulent. In reality, the co-conspirators merely made these false and fraudulent  
23 representations with the intent to defraud solely to obtain the victims’ money and  
24 without any intent to provide any prize winnings.  
25

26 3. As an example of how the conspiracy and scheme to defraud operated,  
27 J.S. at the time was approximately 85 years old when Victim J.S. received the  
28 fraudulent communications from the co-conspirators. J.S. communicated with one

1 or more of the co-conspirators by phone and made arrangements to provide the  
2 “fees” believing that J.S. had won and would receive the prize winnings in return.  
3 J.S. was instructed to mail money to STEPHENSON. J.S. received three checks  
4 by mail on July 19, 2018 (\$9,000.00 from Virginia), July 25, 2018 (\$11,500.00  
5 from Hawaii), and July 30, 2018 (\$45,000.00 from Pennsylvania) from three other  
6 victims. The co-conspirators told J.S. the money was to help him pay for fees and  
7 taxes. J.S. also received a wire transfer on August 3, 2018 for \$950.00 from  
8 another victim to help J.S. with expenses. On October 29, 2018 and November 29,  
9 2018, J.S. mailed two payments totaling \$1,000 to STEPHENSON. Both  
10 STEPHENSON and MORGAN FORRESTER (hereinafter “FORRESTER”) live  
11 at the residence Victim J.S. sent money to in Snellville, GA.

12 4. FORRESTER, ENGLAND, and WARREN would cash money orders  
13 and take cash from defrauded elderly victims and wire that money to Jamaica.

14 5. As an essential part of the conspiracy, as indicated above, the co-  
15 conspirators caused to be issued mailings and interstate wire communications in  
16 furtherance of the conspiracy all in violation of Title 18, United States Code,  
17 Section 1349, enhanced by Title 18, U.S.C. § 2326, telemarketing fraud targeting  
18 persons over the age of 55.

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20  
21 **COUNT 2**  
**Conspiracy to Commit Money Laundering**  
**[Title 18 U.S.C. § 1956(h)]**

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23 6. The factual allegations in paragraphs 2-5 of this indictment are re-alleged  
24 and incorporated by reference as if fully set forth herein.

25 7. From a time unknown through at least March 1, 2019, within the District  
26 of Arizona and elsewhere, defendants STEPHENSON, FORRESTER,  
27 ENGLAND, WARREN, and others known and unknown to the grand jury, did  
28

1 knowingly and willfully combine conspire and agree together, with each other and  
2 others to commit the following offense against the United States:

3 **Objects of the Conspiracy**

4 a. Concealment money laundering in violation of Title 18, United States  
5 Code, § 1956(a)(1)(B)(i).

6 8. The manner and means employed by the defendants STEPHENSON,  
7 FORRESTER, ENGLAND, WARREN, and others in the conspiracy, to effect the  
8 objects of the conspiracy, were as follows:

9 a. knowing that the property involved in the financial transactions  
10 represented the proceeds of some form of unlawful activity, the  
11 defendants and others knowingly conducted, knowingly caused to be  
12 conducted, and attempted to conduct financial transactions through  
13 interstate commerce, which in fact involved the proceeds of specified  
14 unlawful activity, that is, Mail and Wire Fraud, in violation of Title 18  
15 U.S.C. §§ 1341 and 1343, knowing that the transactions were designed in  
16 whole or in part to conceal and disguise the nature, location, source,  
17 ownership and the control of the proceeds of some form of unlawful  
18 activity in violation of Title 18, United States Code, Section  
19 1956(a)(1)(B)(i).  
20

21 9. The defendants entered into a conspiracy to receive proceeds derived  
22 from the lottery fraud scheme to disguise the nature, location, source, ownership  
23 and control of the fraudulent proceeds. The defendants entered into a conspiracy to  
24 launder the fraudulent proceeds from the lottery fraud scheme from the United  
25 States to Jamaica, in part, to disguise the nature, location, source, ownership, and  
26 control of such fraudulent proceeds.

27 10. All in violation of Title 18 United States Code, Section 1956(h).  
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**Forfeiture Allegation**

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2 11. Upon conviction of an offense in violation of Title 18, United States  
3 Code, Section 1349, defendant, STEPHENSON, shall forfeit to the United States  
4 of America, pursuant to Title 18, United States Code, Section 981(a)(1)(C) and  
5 Title 28, United States Code, Section 2461(c), any property, real or personal,  
6 which constitutes or is derived from proceeds traceable to the offense.

7 12. Upon conviction of an offense in violation of Title 18, United States  
8 Code, Section 1343 and/or 1341, or of a conspiracy to commit such offenses, also  
9 in violation of Title 18, United States Code, Section 1349, the defendant,  
10 STEPHENSON shall forfeit to the United States of America, pursuant to Title 18,  
11 United States Code, Section 982(a)(8), any real or personal property:

12 (A) used or intended to be used to commit, to facilitate, or to promote the  
13 commission of such offenses; and

14 (B) constituting, derived from, or traceable to the gross proceeds obtained  
15 directly or indirectly as a result of the offenses.

16 13. Upon conviction of an offense in violation of Title 18, United States  
17 Code, Section 1956, the defendants, STEPHENSON, FORRESTER, ENGLAND,  
18 and WARREN shall forfeit to the United States of America, pursuant to Title 18,  
19 United States Code, Section 982(a)(1), any property, real or personal, involved in  
20 such offense, and any property traceable to such property.

21 14. The property to be forfeited includes, but is not limited to, a sum of  
22 money of at least \$100,000 in U.S. currency, equal to the amount of proceeds  
23 obtained as a result of the offenses.

24 15. If any of the forfeitable property, as a result of any act or omission of  
25 the defendants: (1) cannot be located upon the exercise of due diligence; (2) has  
26 been transferred or sold to, or deposited with, a third party; (3) has been placed  
27 beyond the jurisdiction of the court; (4) has been substantially diminished in value;  
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1 or (5) has been commingled with other property which cannot be divided without  
2 difficulty; it is the intent of the United States, pursuant to Title 21, United States  
3 Code, Section 853(p), as incorporated by Title 18, United States Code, Section  
4 982(b)(1) and Title 28, United States Code, Section 2461(c), to seek forfeiture of  
5 any other property of said defendants up to the value of the above forfeitable  
6 property, including but not limited to all property, both real and personal, owned  
7 by the defendants.

8 16. All pursuant to Title 18, United States Code, Sections 981(a)(1)(C),  
9 982(a)(1), 982(a)(8), 982(b)(1), Title 28, United States Code, Section 2461(c), and  
10 Rule 32.2(a), Federal Rules of Criminal Procedure.

11  
12 A TRUE BILL

13 /s/

14 \_\_\_\_\_  
15 Presiding Juror

16 MICHAEL BAILEY  
17 United States Attorney  
18 District of Arizona

19 /s/

20 Assistant U.S. Attorney

21 Dated: November 6, 2019  
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REDACTED FOR  
PUBLIC DISCLOSURE