

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA

UNITED STATES OF AMERICA * CRIMINAL NO. 22-106

v. * SECTION: "G"

RAYCHAEL DEPLAND *

* * *

FACTUAL BASIS

Should this matter have proceeded to trial, the United States of America would have proven beyond a reasonable doubt, through the introduction of relevant, competent, and admissible testimonial, physical, and demonstrative evidence, the following facts to support the allegation against **RAYCHAEL DEPLAND ("DEPLAND")**.

Special Agents from the United States Department of Treasury, Treasury Inspector General for Tax Administration ("Treasury Agents") learned that from on or about July 7, 2015, through on or about November 10, 2016, Acia Gray ("Gray") and others, devised a scheme to defraud Wal-Mart Stores, Inc., by means of materially false and fraudulent pretenses, representations, and promises, to wit: presenting fictitious checks, purporting either to be issued by the United States Department of Treasury ("Treasury") to an individual, or fictitious checks appearing to be from businesses, but drawn on the accounts of the Treasury, to multiple Wal-Mart stores, primarily in Texas.

At trial, the government would establish that Gray received personal information, including social security numbers, from **DEPLAND**, who was then working as a patient access representative at University Medical Center ("UMC"), located in the Eastern District of Louisiana. **DEPLAND** worked at UMC from on or about October 26, 2015, through on or about February 14, 2016. Following repeated requests, **DEPLAND** sent Gray, whom she knew socially, on or

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Defendant RQ
Defense Counsel JCS

about October 24, 2015; October 31, 2015; November 10, 2105; and November 11, 2015; about 155 social security numbers associated with UMC patients that were then used in Gray's check cashing scheme.

In November 2016, Treasury Agents obtained a search warrant to search electronic devices found in the car Gray was traveling in when pulled over by police officers in Arizona. A search of these devices revealed a series of text messages, including photos that contained images of social security numbers, sent from phone number [REDACTED]. These social security numbers were then cross-referenced against known social numbers used by Gray and others to defraud Wal-Mart stores through the cashing of fraudulent Treasury checks. Approximately 155 social numbers sent from phone number [REDACTED] to the phone found in Gray's car were used by Gray and others in their check cashing scheme.

A subpoena was then issued to AT&T for phone number [REDACTED]. Account details revealed that **DEPLAND** was financially responsible for this phone number and account. Images of the text exchange between [REDACTED] and the phone found in Gray's car were shown to officials at UMC in New Orleans who verified that these images were consistent with their computer system and appeared to originate from UMC facilities in New Orleans. UMC officials also told Treasury Agents that **DEPLAND** worked at UMC during the period that these texts were sent, and that **DEPLAND**, as a patient access representative, had access to the social security numbers that appeared in these texts.

Treasury Agents subsequently interviewed **DEPLAND** on February 4, 2019. [REDACTED]

[REDACTED]

[REDACTED] **DEPLAND** did not receive and did not expect to receive any type of financial or other benefit from Gray or others associated with him for doing

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so. [REDACTED]
[REDACTED] DEPLAND did not notify law enforcement authorities because she was scared of Gray. The financial loss foreseeable to DEPLAND does not exceed \$95,000.00.

Limited Nature of Factual Basis and Conclusion


This proffer of evidence is not intended to constitute a complete statement of all facts known by DEPLAND, and/or the government. Rather, it is a minimum statement of facts intended to prove the necessary factual predicate for her guilty plea. The limited purpose of this proffer is to demonstrate that there exists a sufficient legal basis for the plea of guilty to the charged offense by DEPLAND.

The above facts come from an investigation conducted by, and would be proven at trial by credible testimony from, *inter alia*, Treasury Agents and forensic examiners from the Treasury, and admissible tangible exhibits in the custody of the Treasury.

READ AND APPROVED:


RAYCHAEL DEPLAND
Defendant


SAMUEL J. SCILLITANI, JR.
Counsel for Defendant


BRIAN M. KLEBBA
Assistant United States Attorney