



6 UNITED STATES DISTRICT COURT  
7 SOUTHERN DISTRICT OF CALIFORNIA  
8

9 UNITED STATES OF AMERICA,

10 Plaintiff,

11 v.

12 STEVEN HOWSER,

13 Defendant.  
14  
15

Case No. 16CR 1410-MMA.

I N F O R M A T I O N

Title 18, U.S.C., Sec. 371 -  
Conspiracy; Title 18, U.S.C.,  
Sec. 981(a)(1)(C) and  
Title 28, U.S.C., Sec. 2461(c) -  
Criminal Forfeiture

16 The United States charges, at all times relevant:

17 Count 1

18 **CONSPIRACY TO COMMIT HEALTH CARE FRAUD, HONEST SERVICES MAIL FRAUD AND**  
19 **VIOLATE THE TRAVEL ACT, 18 USC § 371**

20 1. Beginning on a date unknown and continuing through at least  
21 June 2016, within the Southern District of California and elsewhere,  
22 defendant STEVEN HOWSER did knowingly and intentionally conspire with  
23 others to:

24 a. commit Health Care Fraud, that is, to knowingly and with the  
25 intent to defraud execute a material scheme to defraud a health care  
26 benefit program, and to obtain by means of materially false and  
27 fraudulent pretenses, representations, and promises, any of the money  
28 and property owned by, and under the custody and control of a health

1 care benefit program, in connection with the delivery of and payment  
2 for health care benefits, items, and services, in violation of  
3 Title 18, United States Code, Section 1347;

4 b. commit Honest Services Mail Fraud, that is, to knowingly and  
5 with the intent to defraud, devise and participate in a material  
6 scheme to defraud and to deprive patients of the intangible right to a  
7 doctor's honest services, and to cause mailings in furtherance  
8 thereof, in violation of Title 18, United States Code, Sections 1341  
9 and 1346; and

10 c. violate the Travel Act, that is, to use and cause to be used  
11 facilities in interstate commerce with intent to promote, manage,  
12 establish, carry on, distribute the proceeds of, and facilitate the  
13 promotion, management, establishment, carrying on, and distribution of  
14 the proceeds of an unlawful activity, that is, commercial bribery in  
15 violation of California law, and, thereafter, to promote and attempt  
16 to perform acts to promote, manage, establish, carry on, distribute  
17 the proceeds of, and facilitate the promotion, management,  
18 establishment, carrying on, and distribution of the proceeds of such  
19 unlawful activity, in violation of Title 18, United States Code,  
20 Sections 1952(a)(1) and (a)(3).

21 **OVERT ACT**

22 2. In furtherance of the conspiracy and in order to effect the  
23 objects thereof, Defendant committed or caused the commission of the  
24 following overt act in the Southern District of California and  
25 elsewhere: On August 27, 2014, Defendant gave Dr. I \$8,000 in payment  
26 for the patients Dr. I had referred to Defendant's company, Post  
27 Surgical Rehab Specialists, Inc., for durable medical equipment from  
28 January through July 2014.

1 All in violation of Title 18, United States Code, Section 371.

2 **FORFEITURE ALLEGATION**

3 3. Upon conviction of the offense of Conspiracy as alleged in  
4 Count 1, defendant STEVEN HOWSER shall forfeit to the United States  
5 all right, title, and interest in any property, real or personal, that  
6 constitutes or is derived from proceeds traceable to a violation of  
7 such offenses, including a sum of money equal to the total amount of  
8 gross proceeds derived, directly or indirectly, from such offenses.

9 4. If any of the above described forfeitable property, as a  
10 result of any act or omission of defendants STEVEN HOWSER: (a) cannot  
11 be located upon the exercise of due diligence; (b) has been  
12 transferred or sold to, or deposited with, a third party; (c) has been  
13 placed beyond the jurisdiction of the Court; (d) has been  
14 substantially diminished in value; or (e) has been commingled with  
15 other property which cannot be divided without difficulty;

16 it is the intent of the United States, pursuant to Title 21, United  
17 States Code, Section 853(p) and Title 18, United States Code,  
18 Section 982(b), to seek forfeiture of any other property of defendants  
19 STEVEN HOWSER up to the value of the forfeitable property described  
20 above.

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

23 DATED: June 21, 2016.

24 LAURA E. DUFFY  
25 United States Attorney

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27 VALERIE H. CHU  
28 Assistant U.S. Attorney