

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF LOUISIANA**

**UNITED STATES OF AMERICA** \* **CRIMINAL NO. 18-084**  
**VERSUS** \* **SECTION: "H"**  
**JERRY NEWTON** \*

\* \* \*

**FACTUAL BASIS**

Should this matter had gone to trial the government would have proven with tangible physical exhibits and testimonial evidence the following:

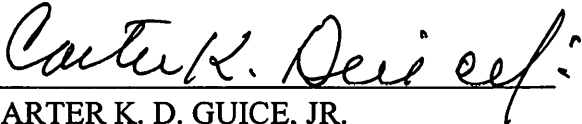
The Social Security Act of 1935 was amended in 1956 with the establishment of the Old Age, Survivors, and Disability Insurance and (OASDI) Trust Funds within the United States Treasury. The purpose was to provide for the tragic consequences of old age, disability, loss of earnings power and to reduce dependency on public or private charity. The defendant **JERRY NEWTON** applied for Disability Insurance Benefits (DIB) under Title II of the Social Security Act on September 29, 2009. **NEWTON** made a false statement during his initial application, by concealing his income in order to qualify and receive DIB benefits. If **NEWTON** would have disclosed his employment he would not have qualified for DIB benefits. On January 12, 2016, special agents of the Social Security Office of Inspector General interviewed defendant **NEWTON**. At that interview **NEWTON** claimed that he is still disabled, had not worked and had no source of income except his DIB benefits. At an interview conducted on January 22, 2016, defendant **NEWTON** admitted that he indeed had been employed as a pastor at Bogalusa Baptist Church in the Eastern District of Louisiana since May of 2007 and had received \$833 a

AUSA  
Defendant  
Defense Counsel




month from the church. NEWTON admitted that he owns a company, Still Dreaming Graphics, LLC and additionally owns Kclean Sweep Cleaning Services for which he receives \$125 per week. The Social Security Administration lost a total of \$95,316 in DIB benefits which were distributed to defendant NEWTON when he was not entitled to receive those benefits. Those benefits were deposited in a bank account in the Eastern District of Louisiana. The benefits defendant NEWTON received belonged to the United States Social Security Administration and had a value in excess of \$1,000. The defendant received the money from the United States Treasury and converted such money to his own use by allowing the money to be deposited into his checking account when he knew that he did not qualify for said benefits and finally that the defendant did so knowing that the money he received he was not entitled to and intended to deprive the United States of the use of this money. These facts would be proven through the testimony of various representatives of financial institutions and institutions into which defendant NEWTON deposited the money and special agents of the Office of Inspector General of the Social Security Administration.

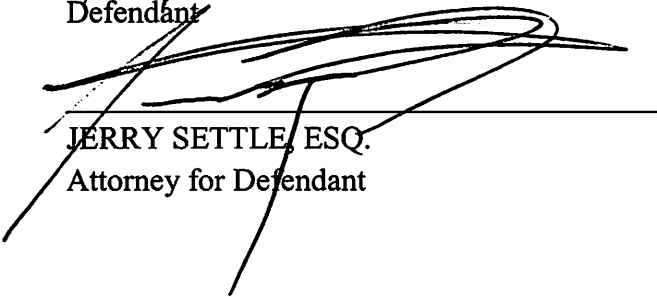
**READ AND APPROVED:**

  
\_\_\_\_\_  
CARTER K. D. GUICE, JR.  
Assistant United States Attorney  
Louisiana Bar #16771

26 JULY 2018  
DATE

  
\_\_\_\_\_  
JERRY NEWTON  
Defendant

7-26-18  
DATE

  
\_\_\_\_\_  
JERRY SETTLE, ESQ.  
Attorney for Defendant

7/26/18  
DATE