

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

BY _____
CLERK OF DISTRICT COURT
CENTRAL DIST. OF CALIF.
LOS ANGELES
2008 JUL 17 PM 3:01

FILED

UNITED STATES DISTRICT COURT
FOR THE CENTRAL DISTRICT OF CALIFORNIA

February 2008 Grand Jury

UNITED STATES OF AMERICA,	)	CR 08 08-00835
)	
Plaintiff,	)	<u>I N D I C T M E N T</u>
)	
v.	)	[18 U.S.C. § 1029(a)(2),
	)	(c)(1)(A)(i): Fraudulent Use
VISANIO EUGENE VANN,	)	of Unauthorized Access
aka "Bagio Gancini,"	)	Devices; 18 U.S.C. § 1341:
	)	Mail Fraud; 42 U.S.C.
Defendant.	)	§ 408(a)(7)(B): Misuse of
	)	Social Security Number; 18
	)	U.S.C. § 1028A: Aggravated
	)	Identity Theft; 18 U.S.C. § 2:
	)	Aiding and Abetting and
	)	Causing an Act To Be Done]

The Grand Jury charges:

COUNT ONE

[18 U.S.C. §§ 1029(a)(2), (c)(1)(A)(i), 2(a)]

Beginning on or about May 25, 2006, and continuing through on or about May 24, 2007, in Los Angeles County, within the Central District of California, and elsewhere, defendant VISANIO EUGENE VANN, also known as Bagio Gancini, and others known and unknown to the Grand Jury, aiding and abetting one another,

WLH

1 knowingly and with intent to defraud, used unauthorized access
2 devices and by such conduct obtained things of value, including
3 hotel stays, airline tickets, tickets to a fund-raising event,
4 flowers, and a dog, aggregating at least \$1,000 during that one-
5 year period, with said use having an effect on interstate and
6 foreign commerce.

7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

COUNT TWO

[18 U.S.C. §§ 1029(a)(2), (c)(1)(A)(i), 2(a)]

Beginning on or about August 31, 2007, and continuing through on or about June 2, 2008, in Los Angeles County, within the Central District of California, and elsewhere, defendant VISANIO EUGENE VANN, also known as Bagio Gancini, and others known and unknown to the Grand Jury, aiding and abetting one another, knowingly and with intent to defraud, used an unauthorized access device ending in 2964 and by such conduct obtained things of value aggregating at least \$1,000 during that less than one-year period, with said use having an effect on interstate and foreign commerce.

COUNTS THREE THROUGH FIVE

[18 U.S.C. §§ 1341, 2]

I. THE FRAUDULENT SCHEME

Between on or before May 25, 2006, and on or about July 3, 2008, in Los Angeles County, within the Central District of California, and elsewhere, defendant VISANIO EUGENE VANN, also known as Bagio Gancini ("VANN"), and others known and unknown to the Grand Jury, aiding and abetting one another, knowingly and with intent to defraud, devised, participated in, and executed a scheme to defraud various companies as to material matters and to obtain money and property by means of material false and fraudulent pretenses, representations, and promises, and the concealment of material facts.

II. EXECUTION OF THE FRAUDULENT SCHEME

The fraudulent scheme was carried out, in part, as follows:

1. Defendant VANN obtained personal information, including names and social security numbers, of individuals.
2. Defendant VANN obtained access devices using that personal information.
3. Defendant VANN obtained documents, including a birth certificate and a social security document, in names other than his own.
4. Defendant VANN obtained access devices in these other names.
5. Defendant VANN used these various identities to open post office boxes used in the scheme.

1 6. Defendant VANN and others known and unknown to the
2 Grand Jury used these access devices to make fraudulent
3 purchases.

4 7. Defendant VANN obtained checks from Bank of America in
5 the aliases E.V. and C.B.

6 8. In truth and in fact, defendant VANN had no intention
7 of paying for the above-described debts with legitimate funds.

8 III. USE OF THE MAILS

9 On or about the dates set forth below, in Los Angeles
10 County, within the Central District of California, and elsewhere,
11 defendant VANN, for the purpose of executing the aforementioned
12 scheme and for the purpose of obtaining money and property by the
13 aforementioned means, willfully caused the items described below
14 to be sent and delivered by the United States Postal Service and
15 interstate commercial carrier according to the directions
16 thereon:

<u>COUNT:</u>	<u>DATE:</u>	<u>ITEM MAILED:</u>
THREE	December 23, 2006	Dog
FOUR	August 14, 2007	Bank of America checks in the names E.V. and C.B.
FIVE	August 31, 2007	Bank of America credit card ending in 2964 in the name of C.B.

COUNT SIX

[42 U.S.C. § 408(a)(7)(B)]

On or about September 24, 2004, in Los Angeles County, within the Central District of California, acting with intent to deceive, defendant VISANIO EUGENE VANN, also known as Bagio Gancini ("VANN"), for the purpose of obtaining a benefit to which he was not entitled and something of value from another, namely a California driver's license, falsely represented a number to be the social security account number assigned by the Commissioner of Social Security to defendant VANN, namely, social security number XXX-XX-8890, when, in fact, such number is not the social security account number assigned by the Commissioner of Social Security to defendant VANN.

COUNTS SEVEN THROUGH TEN

[18 U.S.C. § 1028A(a) (1)]

On or about the dates set forth below, in Los Angeles County, within the Central District of California, defendant VISANIO EUGENE VANN, also known as Bagio Gancini, knowingly transferred, possessed, and used, without lawful authority, a means of identification of another person, that is, the names and access device information of the individuals with the initials set forth below, during and in relation to the crime of access device fraud, felony violations of Title 18, United States Code, Section 1029(a) (2), as charged in Counts One and Two of this Indictment; mail fraud, felony violations of Title 18, United States Code, Section 1341, as charged in Counts Three through Five of this Indictment; and misuse of a social security number, a felony violation of Title 42, United States Code, Section 408(a) (7) (B), as charged in Count Six of this Indictment.

<u>COUNT</u>	<u>DATE</u>	<u>MEANS OF IDENTIFICATION</u>
SEVEN	9/24/04	Name with initials C.B.
EIGHT	9/24/04	Social Security # XXX-XX-8890
NINE	5/25/06	Name with initials C.B.
///		
///		
///		
///		
///		
///		
///		
///		
///		

1	<u>COUNT</u>	<u>DATE</u>	<u>MEANS OF IDENTIFICATION</u>
2	TEN	12/5/06	Name with initials C.B.

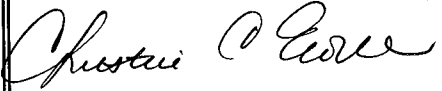
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

A TRUE BILL

"151"

Foreperson

THOMAS P. O'BRIEN
United States Attorney



CHRISTINE C. EWELL
Assistant United States Attorney
Chief, Criminal Division

WESLEY L. HSU
Assistant United States Attorney
Chief, Cyber and Intellectual Property Crimes Section