

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
TAMPA DIVISION

2016 JUL 27 11:01 AM

UNITED STATES OF AMERICA

v.

CASE NO. 8:16-cr-339-T-27-MAP

LARRY CHANCE COX
ANTHONY MICHAEL HARRIS
and
MAURICE RAHMAAN

18 U.S.C. § 371
18 U.S.C. § 1341
18 U.S.C. § 1343
18 U.S.C. § 1029(a)(2)
18 U.S.C. § 1028A
18 U.S.C. § 982(a)(1) - forfeiture

INDICTMENT

The Grand Jury charges:

COUNT ONE
(CONSPIRACY)

A. Introduction

At times material to this Indictment:

1. Larry Chance Cox resided at 3606 W. DeLeon Street, Tampa, in the Middle District of Florida. At his residence, Cox maintained internet service through Verizon.
2. Anthony Michael Harris was a resident of the Middle District of Florida and worked as an administrative employee at a Tampa office of the medical practice Pediatric Gastroenterology, Hepatology & Nutrition of Florida.
3. Maurice Rahmaan was a resident of the Middle District of Florida.

4. Verizon Communications, Inc. ("Verizon") was a telecommunications company headquartered in New York, New York that, among other things, offered residential internet service to its customers.

5. Discover Financial Services, Inc. ("Discover") was a financial services company headquartered in Illinois that, among other things, issued Discover Card credit cards. Individuals seeking to apply for a Discover credit card could apply online via an application that was transmitted from the applicant's computer to Discover's computers and servers located outside the State of Florida.

6. Capital One Bank ("Capital One") was a financial services company headquartered in Virginia that, among other things, issued Capital One credit cards. Individuals seeking to apply for a Capital One credit card could apply online via an application that was transmitted from the applicant's computer to Capital One's computers and servers located outside the State of Florida.

7. Pediatric Gastroenterology, Hepatology & Nutrition of Florida was a medical practice with offices throughout the Middle District of Florida that treated infants, children, and adolescents with disorders of the stomach, intestines, colon, liver, pancreas and nutrition. Pursuant to its office practices, Pediatric Gastroenterology, Hepatology & Nutrition of Florida maintained medical records in a centralized database that contained the personally identifiable information ("PII") of its patients, their parents, and their guardians, including names, social security numbers, and dates of birth.

8. The term "access device" means any card, plate, code, account number, electronic serial number, mobile identification number, personal identification number, or other telecommunications service, equipment, or instrument identifier, or other means of account access that can be used alone or in conjunction with another access device to obtain money, goods, services, or any other thing of value, or that can be used to initiate a transfer of funds (other than a transfer originated solely by paper instrument).

9. A credit card and a debit card are both "access devices." A credit card is a thin plastic card, usually 3-1/8 inches by 2-1/8 inches that contains identification information and authorizes the person named on the credit card to make charges for which he or she will be billed periodically by the card issuer. A debit card looks, acts, and contains the same information as a credit card, but withdraws the money immediately from the card holder's affiliated bank account.

10. Each credit or debit card account has a unique number issued to it. A credit card or debit card account number is also an "access device."

11. The term "unauthorized access device" means any access device, including a credit card, debit card, credit card number, or debit card number that is lost, stolen, expired, revoked, canceled, or obtained with the intent to defraud.

12. The term "means of identification" includes any name or number that may be used, alone or in conjunction with any other information, to identify a specific individual, including any access device. A credit card or debit card

account number is a means of identification, as is a name, date of birth or social security number.

B. The Conspiracy

13. Beginning on an unknown date, but as at least as early as in or around January 2015, and continuing through and including the date of this Indictment, in the Middle District of Florida and elsewhere,

LARRY CHANCE COX,
ANTHONY MICHAEL HARRIS,
and
MAURICE RAHMAAN

the defendants herein, did knowingly and willfully combine, conspire, confederate and agree with each other and others, both known and unknown to the Grand Jury, to commit certain offenses, specifically:

- a. to defraud the United States for the purpose of impeding, impairing, obstructing, and defeating the lawful government functions of the IRS of the Treasury Department in the ascertainment, computation, assessment, and collection of the revenue: to wit, income taxes; and
- b. to commit the following offenses against the United States:
 - (i) mail fraud, in violation of Title 18, United States Code, Section 1341;
 - (ii) wire fraud, in violation of Title 18, United States Code, Section 1343;
 - (ii) access device fraud, in violation of Title 18, United States Code, Section 1029; and
 - (iii) aggravated identity theft, in violation of Title 18, United States Code, Section 1028A.

C. Manner and Means of the Conspiracy

14. It was a part of the conspiracy that the conspirators and others would, and did, steal and obtain stolen PII from Pediatric Gastroenterology, Hepatology & Nutrition of Florida, among other sources. This stolen PII included names, dates of birth, and social security numbers, among other things, of the medical practice's current and former patients, patients' parents, and patients' guardians.

15. It was further part of the conspiracy that the conspirators and others would, and did, submit and cause to be submitted electronic applications for credit cards and lines of credit to Discover, Capital One, and other financial services firms using stolen PII without the identity theft victims' knowledge or consent. When the conspirators applied for credit cards online, they transmitted and caused to be transmitted electronic signals and wires from the Middle District of Florida to computers and servers located outside the State of Florida.

16. It was further part of the conspiracy that the conspirators would, and did, cause Capital One and other financial services firms to mail credit cards obtained using the PII of identity theft victims to the conspirators' residence and locations under their control in the Middle District of Florida and elsewhere.

17. It was further part of the conspiracy that the conspirators would, and did, use and attempt to use the unauthorized credit cards to purchase items from retail establishments and withdraw cash from ATMs, which transactions totaled more than \$1000 in a single year for a single account. Most or all of

these retail establishments and financial institutions were headquartered outside the state of Florida and/or sold items manufactured and shipped from outside the state of Florida.

18. It was further part of the conspiracy that the conspirators would, and did, use stolen PII to electronically file and cause to be electronically filed fraudulent federal income tax returns in order to generate and attempt to obtain tax refunds to which they were not entitled. These electronic returns were filed via interstate wire transmissions that were sent from the Middle District of Florida to the IRS's computers and servers located outside the State of Florida;

19. It was further part of the conspiracy that the conspirators would, and did, share in the proceeds of the conspiracy; and

20. It was further a part of the conspiracy that the conspirators would, and did, perform acts and make statements to hide and conceal and cause to be hidden and concealed the purpose of the conspiracy and the acts committed in furtherance thereof.

D. Overt Acts

21. In furtherance of the conspiracy, and to affect the objects thereof, the following overt acts, among others, were committed in the Middle District of Florida and elsewhere:

a. On or about March 2, 2015, a conspirator submitted and caused to be submitted an electronic application for a Discover card using the stolen PII of victim C.T. This application was submitted via the internet from an

IP address assigned at the time to 3606 W. DeLeon Street, Tampa, Florida to Discover's computers and servers located outside the State of Florida.

b. On or about March 17, 2015, a conspirator submitted and caused to be submitted an electronic application for a Capital One card using the stolen PII of victim J. C. This application was submitted via the internet from an IP address assigned at the time to 3606 W. DeLeon Street, Tampa, Florida to Capital One's computers and servers located outside the State of Florida.

c. On or about March 17, 2015, a conspirator caused Capital One to issue a credit card ending in -5629 in J.C.'s name without J.C.'s knowledge or permission.

d. On or about March 21, 2015, a conspirator caused Capital One to mail via the U.S. Mail the credit card ending in -5629 in J.C.'s name to an address in Dover, FL without J.C.'s knowledge or permission.

e. On or about the following dates, each of which constitutes a separate overt act, a conspirator used and caused to be used the unauthorized Capital One credit card ending in -5629 issued in J.C.'s name to make purchase and withdraw funds from ATMs, which purchases and withdrawals total more than \$1,000 in a single year:

Overt act	Date	Transaction Amount	Merchant
1	March 23, 2015	\$685.06	Home Depot
2	March 24, 2015	\$303.00	Wells Fargo ATM

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€3	March 26, 2015	\$303.00	Wells Fargo ATM
€4	March 27, 2015	\$94.42	Home Depot
€5	March 27, 2015	\$36.32	Home Depot
€6	March 28, 2015	\$303.00	Iberia Bank
€7	March 29, 2015	\$203.00	Iberia Bank
€8	March 30, 2015	\$48.16	Wal-Mart

f. On or about April 1, 2015, a conspirator submitted and caused to be submitted an electronic application for a Discover card using the stolen PII of victim R.L. This application was submitted via the internet from an IP address assigned at the time to 3606 W. DeLeon Street, Tampa, Florida to Discover's computers and servers located outside the State of Florida.

g. On or about March 31, 2015, a conspirator filed and caused to be filed a federal income tax return for the 2014 tax year using the stolen PII of victim P.C. This fraudulent tax return, which claimed a refund of \$4930, was submitted via the internet from an IP address assigned at the time to 3606 W. DeLeon Street, Tampa, Florida to the IRS's computers and servers located outside the State of Florida.

h. On or about April 10, 2015, a conspirator filed and caused to be filed a federal income tax return for the 2014 tax year using the stolen PII of victim R.K. This fraudulent tax return, which claimed a refund of \$3945, was submitted via the internet from an IP address assigned at the time to 3606 W.

DeLeon Street, Tampa, Florida to the IRS's computers and servers located outside the State of Florida.

i. On or about April 22, 2015, Larry Cox possessed the stolen PII of over 13,000 unknowing identity theft victims contained in over 20,000 pages of printed medical records from Pediatric Gastroenterology, Hepatology & Nutrition of Florida.

All in violation of 18 U.S.C. § 371.

COUNT TWO
(MAIL FRAUD)

A. Introduction

1. Paragraphs 1 through 12 of Part A of Count One of this Indictment are realleged and incorporated by reference as if fully set forth herein.

B. Scheme

2. From an unknown date, but at least in or around January 2015, through and including the date of this indictment, in the Middle District of Florida and elsewhere,

LARRY CHANCE COX,
ANTHONY MICHAEL HARRIS,
and
MAURICE RAHMAAN,

the defendants herein, did knowingly and willfully devise and intend to devise a scheme and artifice to defraud, and for obtaining money and property by means of materially false and fraudulent pretenses, representations, and promises.

C. Manner and Means of the Scheme

3. The substance of the scheme and artifice is set forth in Part C of Count One of this Indictment, Manner and Means of the Conspiracy, the allegations of which are realleged and incorporated by reference as if fully set forth herein.

D. Mailings

4. On or about March 21, 2015, in the Middle District of Florida and elsewhere, the defendants,

LARRY CHANCE COX,
ANTHONY MICHAEL HARRIS,
and
MAURICE RAHMAAN,

for the purpose of executing the aforementioned scheme and artifice and attempting to do so, caused to be delivered by the U.S. Mail, according to the directions thereon, a package containing a fraudulently obtained Capital One credit card ending in -5629 issued in the name of identity theft victim J.C.

In violation of Title 18, United States Code, Sections 1341 and 2.

COUNTS THREE THROUGH SIX
(WIRE FRAUD)

A. Introduction

1. Paragraphs 1 through 10 of Part A of Count One of this Indictment are realleged and incorporated by reference as if fully set forth herein.

B. Scheme

2. From an unknown date, but at least in or around January 2015, through and including the date of this indictment, in the Middle District of Florida and elsewhere,

LARRY CHANCE COX,
ANTHONY MICHAEL HARRIS,
and
MAURICE RAHMAAN,

the defendants herein, did knowingly and willfully devise and intend to devise a scheme and artifice to defraud, and for obtaining money and property by means of materially false and fraudulent pretenses, representations, and promises.

C. Manner and Means of the Scheme

3. The substance of the scheme and artifice is set forth in Part C of Count One of this Indictment, Manner and Means of the Conspiracy, the allegations of which are realleged and incorporated by reference as if fully set forth herein.

D. INTERSTATE WIRE TRANSMISSIONS

4. On or about the dates listed below, in the Middle District of Florida and elsewhere, the defendants,

LARRY CHANCE COX,
ANTHONY MICHAEL HARRIS,
and
MAURICE RAHMAAN,

for the purpose of executing the aforementioned scheme and artifice and attempting to do so, transmitted and caused to be transmitted by wire in interstate commerce the following:

COUNT	DATE	ITEM TRANSMITTED	FROM	TO
THREE	March 2, 2015	Discover credit card application using the stolen PII of victim C.T.	3606 W. DeLeon Street, Tampa, FL	Discover in Illinois or Ohio
FOUR	March 31, 2015	Federal income tax return using stolen PII of victim P.C.	3606 W. DeLeon Street, Tampa, FL	IRS in Virginia
FIVE	April 1, 2015	Discover credit card application using the stolen PII of victim R.L.	3606 W. DeLeon Street, Tampa, FL	Discover in Illinois or Ohio
SIX	April 10, 2015	Federal income tax return using stolen PII of victim R.K.	3606 W. DeLeon Street, Tampa, FL	IRS in Virginia

In violation of Title 18, United States Code, Sections 1343 and 2.

COUNTS SEVEN THROUGH FOURTEEN
(ACCESS DEVICE FRAUD)

A. Introduction

1. Paragraphs 1 through 12 of Part A of Count One of this Indictment are realleged and incorporated by reference as if fully set forth herein.

B. Offense Conduct

2. On or about the dates listed below, in the Middle District of Florida and elsewhere,

**LARRY CHANCE COX,
ANTHONY MICHAEL HARRIS,
and
MAURICE RAHMAAN,**

the defendants herein, knowingly and with the intent to defraud, effected transactions with an unauthorized access device, specifically a Capital One credit card ending in -5629, issued to identity theft victim J.C., with an aggregate value in a one year period of \$1000 or more, as described below, said conduct affecting interstate and foreign commerce in that the unauthorized credit card was issued by a financial institutions headquartered outside the State of Florida and used or attempted to be used at retail establishments and financial institutions headquartered outside the state of Florida:

COUNT	DATE	TRANSACTION AMOUNT	MERCHANT
SEVEN	March 23, 2015	\$685.06	Home Depot
EIGHT	March 24, 2015	\$303.00	Wells Fargo ATM
NINE	March 26, 2015	\$303.00	Wells Fargo ATM
TEN	March 27, 2015	\$94.42	Home Depot
ELEVEN	March 27, 2015	\$36.32	Home Depot
TWELVE	March 28, 2015	\$303.00	Iberia Bank ATM
THIRTEEN	March 29, 2015	\$203.00	Iberia Bank ATM
FOURTEEN	March 30, 2015	\$48.16	Wal-Mart

In violation of 18 U.S.C. §§ 1029(a)(2) and 2.

COUNTS FIFTEEN THROUGH TWENTY-THREE
(AGGRAVATED IDENTITY THEFT)

A. Introduction

1. Paragraphs 1 through 12 of Part A of Count One of this Indictment are realleged and incorporated by reference as if fully set forth herein.

B. Offense Conduct

2. On or about the dates listed below, in the Middle District of Florida and elsewhere,

LARRY CHANCE COX,
ANTHONY MICHAEL HARRIS,
and
MAURICE RAHMAAN,

the defendants herein, did knowingly transfer, possess, and use without lawful authority, and aided and abetted each other and others in the transfer, possession, and use without lawful authority a means of identification of another actual person, during and in relation to the felony offenses of wire fraud, in violation of 18 U.S.C. § 1343, and access device fraud, in violation of 18 U.S.C. § 1029:

COUNT	DATE	USE OF PII
FIFTEEN	March 2, 2015	Submission of Discover credit card application using the stolen PII of victim C.T.
SIXTEEN	March 23, 2015	Use of unauthorized Capital One credit card ending in -5629, issued to identity theft victim J.C. for a \$685.06 purchase at Home Depot
SEVENTEEN	March 24, 2015	Use of unauthorized Capital One credit card ending in -5629, issued to identity theft victim J.C. for a \$303.00 ATM withdraw at Wells Fargo Bank
EIGHTEEN	March 27, 2015	Use of unauthorized Capital One credit card ending in -5629, issued to identity theft victim J.C. for \$94.42 and \$36.32 purchases at Home

COUNT	DATE	USE OF PII
		Depot
NINETEEN	March 29, 2015	Use of unauthorized Capital One credit card ending in -5629, issued to identity theft victim J.C. for a \$203.00 ATM withdrawal at Iberia Bank
TWENTY	March 30, 2015	Use of unauthorized Capital One credit card ending in -5629, issued to identity theft victim J.C. for a \$48.16 at Wal-Mart
TWENTY-ONE	March 31, 2015	Filing of federal income tax return using stolen PII of victim P.C.
TWENTY-TWO	April 1, 2015	Submission of discover credit card application using the stolen PII of victim R.L.
TWENTY-THREE	April 10, 2015	Filing of federal income tax return using stolen PII of victim R.K.

In violation of Title 18, United States Code, Sections 1028A and 2.

FORFEITURE

1. The allegations contained in Counts One through Fourteen of this Indictment are incorporated by reference for the purpose of alleging forfeitures pursuant to Title 18, United States Code, Section 982(a)(2).

2. Upon conviction for the violations of, or conspiracy to violate, Title 18, United States, Sections 1029, 1341 or 1343 as alleged in Counts One through Fourteen of this Indictment, the defendants,

LARRY CHANCE COX,
ANTHONY MICHAEL HARRIS,
and
MAURICE RAHMAAN,

shall forfeit to the United States of America, pursuant to Title 18, United States Code, Section 982(a)(2), any property constituting, or derived from, proceeds obtained directly or indirectly, as a result of such violations.

3. The property to be forfeited includes, but is not limited to, a money judgment in an amount to be determined by the Court.

4. If any of the property described above, as a result of any act or omission of the defendants:

- a. cannot be located upon the exercise of due diligence;
- b. has been transferred or sold to, or deposited with, a third party;
- c. has been placed beyond the jurisdiction of the court has been substantially diminished in value; or
- e. has been commingled with other property which cannot be divided without difficulty,

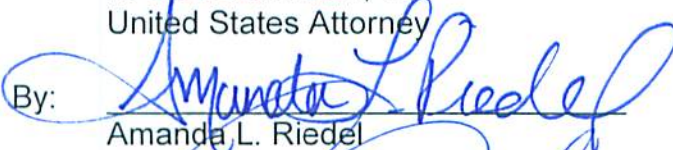
the United States of America shall be entitled to forfeiture of substitute property pursuant to Title 18, United States Code, Sections 982(b)(1).

A TRUE BILL,

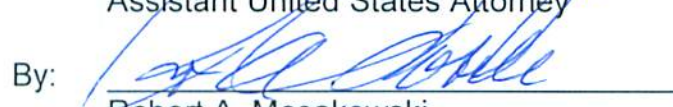


Foreperson

A. LEE BENTLEY, III
United States Attorney

By: 

Amanda L. Riedel
Assistant United States Attorney

By: 

Robert A. Mosakowski
Assistant United States Attorney
Chief, Economic Crimes Section

UNITED STATES DISTRICT COURT
Middle District of Florida
Tampa Division

THE UNITED STATES OF AMERICA

vs.

Larry Chance Cox, et al.

INDICTMENT

Violations:

18 U.S.C. § 371
18 U.S.C. § 1341
18 U.S.C. § 1343
18 U.S.C. § 1029(a)(2)
18 U.S.C. § 1028A

A true bill,



Foreperson

Filed in open court this 26th day
of July 2016.

Clerk

Bail \$ _____
