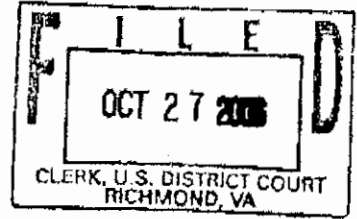


IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA

Richmond Division



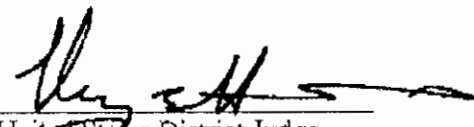
UNITED STATES OF AMERICA)
)
 v.)
)
 FREDERICK T. HALE,)
 a.k.a. "medatswho,")
)
 and)
)
 ZANADU LYONS,)
)
 Defendants.)
 _____)

CRIMINAL NO. 3:06CR360

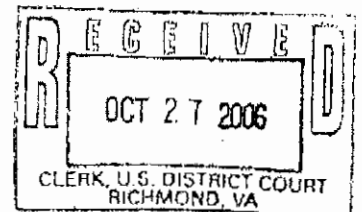
ORDER

UPON the motion of the United States and for good cause shown, the indictment in the above-captioned case is hereby ordered to be UNSEALED

And it is so ORDERED.


United States District Judge

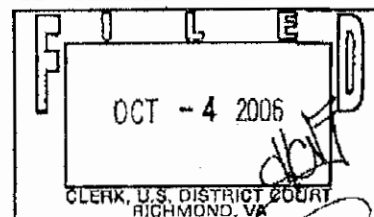
Date: Oct 27, 2006



OCT-27-2006 13:16

U.S. DIST. COURT

804 9162299 P. 03/25



IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA

Richmond Division

UNITED STATES OF AMERICA	)	Criminal No. 3:06CR <u>360</u>
)	
v.	)	18 U.S.C. § 1349
	)	(Conspiracy to Commit Bank Fraud)
FREDERICK T. HALE,	)	Count 1
a.k.a. "medatswho,")	
	)	18 U.S.C. § 1029(a)(2)
and	)	(Access Device Fraud)
	)	Counts 2, 4, and 6
ZANADU LYONS,)	
	)	18 U.S.C. § 1028A
<i>Defendants.</i>	)	(Aggravated Identity Theft)
	)	Counts 3, 5, 7, 15-21
)	
	)	18 U.S.C. § 1028(a)(7)
	)	(Identity Fraud)
	)	Counts 8-14
)	
	)	18 U.S.C. § 981(a)(1)(C)
	)	18 U.S.C. § 1028(b)(5)
	)	Forfeiture Notice

INDICTMENT

OCTOBER 2006 TERM --- at Richmond, Virginia

THE GRAND JURY CHARGES THAT:

COUNT ONE

(Conspiracy to Commit Bank Fraud)

Beginning on a date unknown to the Grand Jury prior to December 28, 2005, and continuing up to and including September 14, 2006, in the Eastern District of Virginia and elsewhere, the defendants FREDERICK T. HALE, a.k.a., "medatswho," and ZANADU LYONS, did conspire, and attempt to conspire, with each other and with other individuals both known and

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OCT-27-2006 13:16

U.S. DIST. COURT

804 9162299 P.04/25

unknown to the Grand Jury, to knowingly execute, and attempt to execute, a scheme and artifice to defraud a financial institution, and to obtain any of the moneys, funds, credits, assets, securities, and other property owned by, and under the custody and control of a financial institution by means of false and fraudulent pretenses, representations, and promises, in violation of Title 18, United States Code, Section 1344.

INTRODUCTION

1. Over the time period described in this Indictment, the defendants, FREDERICK T. HALE, a.k.a., "medatswho," (hereafter "FREDERICK HALE") and ZANADU LYONS, conspired to engage and engaged in a pattern of activity generally referred to as "carding." "Carding" describes an assortment of activities revolving around the theft and fraudulent use of credit and debit card account numbers, often through Internet-based activities. Related activities include but are not limited to "phishing," computer and network "hacking," "cashing-out" stolen account numbers, Internet auction fraud, and re-shipping schemes.

2. Below is a sample of carding terminology as those terms relate to the allegations in this Indictment:

Cap One/Cap1 – Carder jargon for Capital One, a financial institution that provides, among other customer services, credit and debit accounts.

Carder – Slang term used to describe an individual engaged in criminal carding activity.

Cashing – The act of obtaining money by committing fraud. This act can be committed in a variety of ways, including: 1) cashing-out Western Union wires, postal money orders, and/or other financial instruments that were funded using transfers from stolen accounts; 2) using credit and debit card track data with PINs

OCT-27-2006 13:17

U.S. DIST. COURT

804 9162299 P.05/25

to obtain cash at ATMs; 3) withdrawals from PayPal accounts that received funds via stolen credit and debit accounts; 4) or setting up a bank account with a fake ID to withdraw cash on a credit card account.

CC – Slang for credit card. CCs is slang for multiple credit cards.

Change of Billing (COB or COBs) – Term used to describe the act of changing the billing address on a credit account to match that of a mail drop. This act allows the carder complete takeover capability of the compromised credit card account and increases the probability that the account will not be rejected when

being used for Internet transactions.

Citi – Carder jargon for Citibank, a financial institution that provides, among other customer services, credit and debit accounts.

CVV/CVV2 – Card Verification Value code is an authentication procedure established by credit card companies to further efforts towards reducing fraud for Internet transactions. It consists of requiring a cardholder to enter the CVV number in at transaction time to verify that the card is on hand. The CVV code is a security feature for "card not present" transactions (e.g., Internet transactions), and now appears on most (but not all) major credit and debit cards, usually on the back of the card. This feature is a three- or four-digit code that provides a cryptographic check of the information embossed on the card. The CVV code is not part of the card number itself.

Drop – An intermediary used to disguise the source of a transaction (physical and email addresses, phones, etc.).

OCT-27-2006 13:17

U.S. DIST. COURT

804 9162299 P.05/25

Dumps – Information electronically copied from the magnetic stripe on the back of credit or debit cards, including at least Track 2 data, but often Track 1 and Track 2 data. The magnetic stripe on the back of credit and debit cards has three separate tracks, referred to as "Track 1," "Track 2," and "Track 3." Tracks 1 and 2 collectively will always contain information relating to account numbers and PINs, and will often contain such additional information, often in encrypted form, as customer name, BIN and CCV (see above). Digital information contained in dumps may be encoded on to plastic cards for use in financial transactions such as ATM withdrawals.

Full Info(s) ("Fulls," "Fullz") – Term used to describe a package of data containing multiple types of information about a victim, including many if not all of the following: addresses, phone numbers, social security account numbers, credit or debit account PIN numbers, credit history reports and other personal identifying information. Fulls are used by carders who wish to take over the identity of a person or to sell the identity of a person.

ICQ – An abbreviation for "I Seek You." ICQ is an instant message system owned and operated by America On Line, which uses servers located in the Eastern District of Virginia to process ICQ message traffic. ICQ is the most widely used instant messaging system by carders. ICQ uses a numeric addressing system, e.g., "267906160," rather than nicknames (e.g., "medatswho") or email addresses to identify users during online conversations.

IDs – Slang for identification documents. Carders market a variety of IDs, including bills, diplomas, driver's licenses, passports, or anything that can be used as an identity document.

Keylogger – This is the name for a program often used by cyber criminals for the purpose of recording a victim's keystroke activity, thereby enabling the perpetrator to steal sensitive personal or financial information.

Logins – This is carder jargon for account numbers and passwords associated with online banking, usually obtained as a result of phishing schemes.

MSR – Device that can be used for either reading or encoding credit or debit card information onto the magnetic stripe on the back of credit/debit cards. One commonly used variety of this device is known as an MSR-206. The "jerm" is a credit card copying software that is utilized with an MSR206 to make counterfeit credit cards.

Magstripe – The stripe on the back of a credit card is a magnetic stripe, often called a "magstripe." There are three tracks on the magstripe. Most credit cards use only tracks one and two. Collectively, tracks one and two contain name, account number and banking information. A magstripe reader can understand the information on the three-track stripe. Information obtained by a magstripe reader is often referred to as "swiped" or "dumped" tracks.

Phishing – Also called "spamming" by carders, phishing attacks use both social engineering and technical subterfuge to steal consumers' personal identity data and financial account credentials. Social-engineering schemes use 'spoofed' e-mails to lead consumers to counterfeit websites designed to trick recipients into

divulging financial data such as credit card numbers, account usernames, passwords and social security numbers. Hijacking brand names of banks, e-retailers and credit card companies, phishers often convince recipients to respond. Technical subterfuge schemes plant crimeware onto PCs to steal credentials directly, often using Trojan keylogger spyware.

PINS(S) (also "pin(s)) – A carding term of the art indicating a credit card or debit card for which the personal identification number has also been obtained. This allows direct cash withdrawals, usually from an ATM, from the account.

POS (Point of Sale) – Acronym for a cash register transaction involving the purchase of merchandise with the use of a credit card. Carders also refer to this activity as "in storing."

Proxies – Proxies is a term for proxy servers. A proxy server is a computer providing a network service allowing client computers to make indirect network connections to other network services. In the area of Internet-based crime, a proxy server effectively provides a launch pad (with its own accompanying IP address) through which a perpetrator can electronically navigate in an effort to hide his actual IP address. Obscuring a user's actual IP address significantly complicates investigators' ability to determine the identity of the user.

3. **CCpowerForums**, located at <http://CCpowerForums.com>, is a website with thousands of registered users that is dedicated to facilitating criminal carding activity. While the layout of CCpowerForums, like many web sites, periodically changes, during the time period alleged in this Indictment the site has maintained the same essential structure of offering multiple forums in which users can discuss and engage in criminal carding activity. During this time

OCT-27-2006 13:18

U.S. DIST. COURT

804 9162299 P.09/25

period, the site offered user forums entitled "hacking," "exploits," "proxies," "trojans/keyloggers/bots," "credit cards," and "hall of shame." Users of the CCpowerForums website could post messages, known as "private messages" or "PMs," to each other through the website, and could download content from the site.

4. The following are a small number of examples of communications and content that have been available in these forums: the Hacking forum included posted messages on "Live Examples of Hacking CC"; the Exploits forum contained the article, "The Art of Rootkits," describing methods of using "hacking tools" to compromise computer systems; the Trojans, Keyloggers & Bots forum contained a post stating, "I need a simple keylogger"; and the Credit Card forum contained the article, "CC Front and Back Scan makeing [sic] tutorial Step-By-Step," which provided a detailed instruction guide on crafting realistic looking credit cards. While the CCpowerForums site contains a disclaimer regarding any fraudulent activity that may occur there, the site's discussion forums are thoroughly filled with postings providing explicit and detailed instruction, commentary on a variety of criminal activities, and invitations to engage in carding activity. The site essentially functions as a criminal bazaar where like-minded individuals meet to discuss interests and arrange transactions, and is devoid of any meaningful legitimate purpose.

5. At all relevant times in this Indictment, the defendant, FREDERICK T. HALE, lived at 3015 Representation Terrace, Columbus, Ohio.

6. At all relevant times in this Indictment, the defendant, ZANADU LYONS, lived at 1667 Clyde Place, Columbus, Ohio.

7. At all relevant times in this Indictment, ZANADU LYONS subscribed to Internet broadband service provided by SBC Internet Services (now known as AT&T Internet Services)

(hereafter "Internet service") that was delivered to the residence at 1667 Clyde Place, Columbus, Ohio.

8. Capital One Bank/FSB is a federally insured financial institution in accordance with Title 18, United States Code, Section 20.

OVERT ACTS

In furtherance of the conspiracy and to attain the objects thereof, at least one of the following overt acts was committed in the Eastern District of Virginia and elsewhere:

1. On December 28, 2005, the defendant, FREDERICK T. HALE, a.k.a., "medatswho," (hereafter "FREDERICK HALE") registered as a user with the CCpowerForums website, providing the username "medatswho."
2. On March 22, 2006, the defendant, FREDERICK T. HALE, accessed the Internet from his home computer, located at 3015 Representation Terrace, Columbus, Ohio, and logged-on to the CCpowerForums site using his username "medatswho." As "medatswho," HALE sent a private message to another CCpowerForums user (hereafter "User 1"), in which HALE wrote, *"I have citi logins," and "please contact me."*
3. On March 22, 2006, the defendant, FREDERICK T. HALE, accessed the Internet from his home computer, located at 3015 Representation Terrace, Columbus, Ohio, and logged-on to the CCpowerForums site using his username "medatswho." As "medatswho," the defendant sent a private message to another CCpowerForums user (hereafter "User 2") in which HALE wrote, *"i have many fresh bank drops i just open maay [sic] be we can work together."*

4. On April 8, 2006, the defendant, ZANADU LYONS, knowingly and intentionally made available her Internet service at 1667 Clyde Place, Columbus, Ohio, so that FREDERICK HALE could engage in criminal carding activity.
5. On April 8, 2006, the defendant, FREDERICK T. HALE, used the Internet to access the CCpowerForums site, and using his username "medatswho," sent a private message to another CCpowerForums user (hereafter "User 3"), in which HALE wrote, *"i do in store carding, if you need me let me know. Also I need good dumps for myself. thanx"*.
6. On April 8, 2006, the defendant, FREDERICK T. HALE, used the Internet to access the CCpowerForums site, and using his username "medatswho," sent a private message to another CCpowerForums user (hereafter "User 4"), in which HALE wrote, *"can u share some of ur knowledge, tricks, and proofz? plz, i do have msr206. thanx"*
7. On April 10, 2006, the defendant, ZANADU LYONS, knowingly and intentionally made available her Internet service at 1667 Clyde Place, Columbus, Ohio, so that FREDERICK HALE could engage in criminal carding activity.
8. On April 10, 2006, the defendant, FREDERICK T. HALE, used the Internet to access the CCpowerForums site, and using his username "medatswho," downloaded a file entitled "attachment.php.zip," which contained source code associated with a phishing web site targeting Bank of America, to the computer located inside 1667 Clyde Place, Columbus, Ohio.

OCT-27-2006 13:18

U.S. DIST. COURT

804 9162299 P.12/25

9. On April 20, 2006, the defendant, ZANADU LYONS, knowingly and intentionally made available her Internet service at 1667 Clyde Place, Columbus, Ohio, so that FREDERICK HALE could engage in criminal carding activity.
10. On April 20, 2006, the defendant, FREDERICK T. HALE, used the Internet to access the CCpowerForums site, and using his username "medatswho" sent a private message to another CCpowerForums user (hereafter "User 5"), in which HALE wrote, "i have msr206 and i need pins so i can cash out too."
11. On April 20, 2006, the defendant, FREDERICK T. HALE, used the Internet to access the CCpowerForums site, and, using his username "medatswho," sent a private message to another CCpowerForums user (hereafter "User 6"), in which HALE responded to a private message from User 4 offering "i have 10 amex ccs but I will have new amex ccs soon." In response, HALE wrote, "what do u want for the 10? I have mbna, cap1, and citi ccs".
12. On May 23, 2006, the defendant, FREDERICK T. HALE, used the Internet and ICQ address 267906160 to engage in a chat session with another CCpowerForums user (hereafter "User 7"). Portions of that ICQ chat session contained the following exchange:

User 7: I have some accounts that I want to work, and I need some help cashing
medatswho: do u have pin bro
User 7: i have the track2 and pin
medatswho: well then we can work bro
13. On May 24, 2006, the defendant, FREDERICK T. HALE, used the Internet and ICQ address 267906160 to engage in a chat session with User 7, and negotiated a transaction in which the defendant agreed to receive track 2 credit card account and

pin information for the purpose of encoding that information onto a plastic card and making ATM withdrawals. The defendant agreed to keep for himself 30% of the proceeds, and return the remaining 70% to User 7 via Western Union. During this ICQ session, the defendant received from User 7 the following track 2 information (redacted for purposes of this indictment): XXXXXXXXXXXXX7176 = 100510150152340 – 5289, issued by Capital One Bank/FSB, a federally insured financial institution.

14. From on or about May 24, 2006, to on or about May 25, 2006, the defendant, FREDERICK T. HALE, made ATM withdrawals in the Columbus, Ohio, area using the credit card information described in overt act 13 above, account number ending in 7176, and obtained cash and services, including fees, totalling \$603.75.

15. On June 7, 2006, the defendant, FREDERICK T. HALE, used ICQ address 267906160 and the nickname "medatswho" to engage a chat session with User 7, and negotiated a transaction in which the defendant agreed to receive track 2 credit card account and pin information for the purpose of encoding that information onto a plastic card and making ATM withdrawals. The defendant and User 7 agreed to split the proceeds 50/50. During this ICQ session, the defendant received from User 7 two sets of track 2 information (redacted for purposes of this indictment):

XXXXXXXXXXXX5854 = 1005101556957854 – 5463, and
 XXXXXXXXXXXXX5923 = 100510155042071 – 1548, both of which were issued by Capital One Bank/FSB, a federally insured financial institution.

16. On June 9, 2006, an unidentified individual using ICQ address 284088354 and the nickname "getsdatdoe" engaged in a chat session with User 7. During that ICQ chat

session, "getdatsdoe" identified himself as a partner of "medatswho." At the request of User 7, "getdatsdoe" agreed to telephone "medatswho" to inquire about the status of the two pins described above in overt act 15 above.

17. From on or about June 7, 2006, to on or about June 19, 2006, the defendant, FREDERICK T. HALE, made ATM withdrawals in the Columbus, Ohio area, as well as Gainesville, Virginia, using the credit card information described in overt act 15 above, account number ending in 5854, and obtained cash and services, including fees, totalling \$2,364.51.
18. From on or about June 7, 2006, to on or about June 18, 2006, the defendant, FREDERICK T. HALE, made ATM withdrawals in the Columbus, Ohio, area, as well as Gainesville, Virginia, using the credit card information described in overt act 13 above, account number ending in 5923, and obtained cash and services, including fees, totalling \$1607.36.
19. On August 17, 2006, the defendant, FREDERICK T. HALE, used ICQ address 267906160 and the nickname "medatswho" to engage multiple chat sessions with User 7. During these chat sessions, the defendant, FREDERICK T. HALE, stated to User 7 that he needed a new "msr" or because his other one was "gone now." The defendant also asked User 7 to send him "fulls."
20. On August 17, 2006, the defendant, FREDERICK T. HALE, used ICQ address 267906160 and the nickname "medatswho" to engage in a chat session with User 7. During this chat session, the defendant sent information constituting "fulls," including name, address, social security number, telephone number, mother's maiden name,

OCT-27-2006 13:19

U. S. DIST. COURT

804 9162299 P.15/25

email address, and selected credit card information, including personal identification numbers, for the following seven (7) individuals:

- a. Travis Grant Boyer, Peoria, Arizona (year of birth 1961)
- b. Robin Virginia Rankins, Ridgely, Maryland (year of birth 1933)
- c. Ezequiel Ramirez Zarate, Los Banos, California (year of birth 1963)
- d. Diane Patricia VanSlyke, East Hampton, New York (year of birth 1957)
- e. Virgil Wayne Johnston, Amelia, Ohio (year of birth 1969)
- f. Teresa Craver Seymour, Lexington, North Carolina (year of birth 1955)
- g. Judy Kay Sullivan, Peru, Indiana (year of birth 1940)

21. On August 28, 2006, the defendant, FREDERICK T. HALE, used ICQ address 267906160 and the nickname "medatswho" to engage in a chat session with User 7. During this chat session, the defendant and User 7 agreed that User 7 would send the defendant a new msr device so that they could continue doing business cashing-out "pins." The agreed upon delivery address was the defendant's "clean drop" at 1610 Kenview Road, Columbus, Ohio.
22. On September 6, 2006, the defendant, FREDERICK T. HALE, picked-up from 1610 Kenview Road, Columbus, Ohio, the MSR206 device that had been shipped to that address by User 7.
23. On September 7, 2006, the defendant, FREDERICK T. HALE, used ICQ address 267906160 and the nickname "medatswho" to engage a chat session with User 7, and negotiated a transaction in which the defendant agreed to receive track 2 credit card account and pin information for the purpose of encoding that information onto a plastic card and making ATM withdrawals. During this ICQ session, the defendant

OCT-27-2006 13:20

U.S. DIST. COURT

804 9162299 P. 16/25

received from User 7 the following track 2 information (partially redacted for purposes of this indictment): XXXXXXXXXXXXXXX1444 = 100610159376202 - 6851, issued by Capital One Bank/FSB, a federally insured financial institution.

24. On September 14, 2006, the defendant, ZANADU LYONS, knowingly and intentionally attempted to destroy evidence by flushing plastic credit cards down the toilet during the execution of a federal search warrant by special agents of the Federal Bureau of Investigation at 1667 Clyde Place, Columbus, Ohio.

(All in violation of Title 18, United States Code, Section 1349).

COUNT TWO

(Fraud in Connection with Unauthorized Access Device)

From on or about June 7, 2006, to on or about June 19, 2006, in the Eastern District of Virginia and elsewhere within the jurisdiction of this Court, the defendant, FREDERICK T. HALE, a.k.a., "medatswho," knowingly and with intent to defraud used one or more unauthorized access devices, to wit, a Capital One Bank/FSB Platinum Visa Account Number XXXX-XXXX-XXXX-5854, and by such conduct obtained \$2364.51 worth of money, goods, services and anything of value, said use affecting interstate and foreign commerce.

(In violation of Title 18, United States Code, Section 1029(a)(2).)

COUNT THREE

(Aggravated Identity Theft)

From on or about June 7, 2006, to on or about June 19, 2006, in the Eastern District of Virginia and elsewhere within the jurisdiction of this Court, the defendant, FREDERICK T. HALE, a.k.a., "medatswho," did knowingly possess and use, without lawful authority, a means of identification of another person, namely, the personal identification number associated with Capital One Bank/FSB Platinum Visa Account Number XXXX-XXXX-XXXX-5854, during

OCT-27-2006 13:20

U.S. DIST. COURT

804 9162299 P.17/25

and in relation to an offense under 18 U.S.C. § 1029(a)(2), namely, fraud in connection with access devices, an offense enumerated under 18 U.S.C. § 1028A(c)(4).

(In violation of Title 18, United States Code, Section 1028A.)

COUNT FOUR

(Fraud in Connection with Unauthorized Access Device) ✓

From on or about June 23, 2006, to on or about July 17, 2006, in the Eastern District of Virginia and elsewhere within the jurisdiction of this Court, the defendant, FREDERICK T. HALE, a.k.a., "medatswho," knowingly and with intent to defraud used one or more unauthorized access devices, to wit, a Capital One Bank/FSB Platinum Visa Account Number XXXX-XXXX-XXXX-7821, and by such conduct obtained \$1464.82 worth of money, goods, services and anything of value, said use affecting interstate and foreign commerce.

(In violation of Title 18, United States Code, Section 1029(a)(2).)

COUNT FIVE

(Aggravated Identity Theft)

From on or about June 23, 2006, to on or about July 17, 2006, in the Eastern District of Virginia and elsewhere within the jurisdiction of this Court, the defendant, FREDERICK T. HALE, a.k.a., "medatswho," did knowingly possess and use, without lawful authority, a means of identification of another person, namely, the personal identification number associated with Capital One Bank/FSB Platinum Visa Account Number XXXX-XXXX-XXXX-7821, during and in relation to an offense under 18 U.S.C. § 1029(a)(2), namely, fraud in connection with access devices, an offense enumerated under 18 U.S.C. § 1028A(c)(4).

(In violation of Title 18, United States Code, Section 1028A.)

COUNT SIX

(Fraud in Connection with Unauthorized Access Device)

From on or about September 7, 2006, to on or about September 12, 2006, in the Eastern District of Virginia and elsewhere within the jurisdiction of this Court, the defendant, FREDERICK T. HALE, a.k.a., "medatswho," knowingly and with intent to defraud used one or more unauthorized access devices, to wit, a Capital One Bank/FSB Platinum Visa Account Number XXXX-XXXX-XXXX-1444, and by such conduct obtained \$2477.41 worth of money, goods, services and anything of value, said use affecting interstate and foreign commerce. (In violation of Title 18, United States Code, Section 1029(a)(2).)

COUNT SEVEN

(Aggravated Identity Theft)

From on or about September 7, 2006, to on or about September 12, 2006, in the Eastern District of Virginia and elsewhere within the jurisdiction of this Court, the defendant, FREDERICK T. HALE, a.k.a., "medatswho," did knowingly possess and use, without lawful authority, a means of identification of another person, namely, the personal identification number associated with Capital One Bank/FSB Platinum Visa Account Number XXXX-XXXX-XXXX-1444, during and in relation to an offense under 18 U.S.C. § 1029(a)(2), namely, fraud in connection with access devices, an offense enumerated under 18 U.S.C. § 1028A(c)(4). (In violation of Title 18, United States Code, Section 1028A.)

COUNT EIGHT

(Identification Fraud)

On or about August 17, 2006, in the Eastern District of Virginia and elsewhere within the jurisdiction of this Court, the defendant, FREDERICK T. HALE, a.k.a., "medatswho," did knowingly transfer in or affecting interstate or foreign commerce, without lawful authority, a

means of identification of another person, to wit, the name, social security number, and date of birth of Travis Grant Boyer, with the intent to commit, or to aid or abet, any unlawful activity that constitutes a violation of Federal law, to wit, access device fraud in violation of 18 U.S.C. § 1029(a)(2).

(In violation of Title 18, United States Code, Section 1028(a)(7).)

COUNT NINE
(Identification Fraud)

On or about August 17, 2006, in the Eastern District of Virginia and elsewhere within the jurisdiction of this Court, the defendant, FREDERICK T. HALE, a.k.a., "medatswho," did knowingly transfer in or affecting interstate or foreign commerce, without lawful authority, a means of identification of another person, to wit, the name, social security number, and date of birth of Robin Virginia Rankins, with the intent to commit, or to aid or abet, any unlawful activity that constitutes a violation of Federal law, to wit, access device fraud in violation of 18 U.S.C. § 1029(a)(2).

(In violation of Title 18, United States Code, Section 1028(a)(7).)

COUNT TEN
(Identification Fraud)

On or about August 17, 2006, in the Eastern District of Virginia and elsewhere within the jurisdiction of this Court, the defendant, FREDERICK T. HALE, a.k.a., "medatswho," did knowingly transfer in or affecting interstate or foreign commerce, without lawful authority, a means of identification of another person, to wit, the name, social security number, and date of birth of Ezequiel Ramirez Zarate, with the intent to commit, or to aid or abet, any unlawful

OCT-27-2006 13:21

U.S. DIST. COURT

804 9162299 P.20/25

activity that constitutes a violation of Federal law, to wit, access device fraud in violation of 18 U.S.C. § 1029(a)(2).

(In violation of Title 18, United States Code, Section 1028(a)(7).)

COUNT ELEVEN
(Identification Fraud)

On or about August 17, 2006, in the Eastern District of Virginia and elsewhere within the jurisdiction of this Court, the defendant, FREDERICK T. HALE, a.k.a., "medatswho," did knowingly transfer in or affecting interstate or foreign commerce, without lawful authority, a means of identification of another person, to wit, the name, social security number, and date of birth of Diane Patricia VanSlyke, with the intent to commit, or to aid or abet, any unlawful activity that constitutes a violation of Federal law, to wit, access device fraud in violation of 18 U.S.C. § 1029(a)(2).

(In violation of Title 18, United States Code, Section 1028(a)(7).)

COUNT TWELVE
(Identification Fraud)

On or about August 17, 2006, in the Eastern District of Virginia and elsewhere within the jurisdiction of this Court, the defendant, FREDERICK T. HALE, a.k.a., "medatswho," did knowingly transfer in or affecting interstate or foreign commerce, without lawful authority, a means of identification of another person, to wit, the name, social security number, and date of birth of Virgil Wayne Johnston, with the intent to commit, or to aid or abet, any unlawful activity that constitutes a violation of Federal law, to wit, access device fraud in violation of 18 U.S.C. § 1029(a)(2).

(In violation of Title 18, United States Code, Section 1028(a)(7).)

COUNT THIRTEEN

(Identification Fraud)

On or about August 17, 2006, in the Eastern District of Virginia and elsewhere within the jurisdiction of this Court, the defendant, FREDERICK T. HALE, a.k.a., "medatswho," did knowingly transfer in or affecting interstate or foreign commerce, without lawful authority, a means of identification of another person, to wit, the name, social security number, and date of birth of Teresa Craver Seymour, with the intent to commit, or to aid or abet, any unlawful activity that constitutes a violation of Federal law, to wit, access device fraud in violation of 18 U.S.C. § 1029(a)(2).

(In violation of Title 18, United States Code, Section 1028(a)(7).)

COUNT FOURTEEN

(Identification Fraud)

On or about August 17, 2006, in the Eastern District of Virginia and elsewhere within the jurisdiction of this Court, the defendant, FREDERICK T. HALE, a.k.a., "medatswho," did knowingly transfer in or affecting interstate or foreign commerce, without lawful authority, a means of identification of another person, to wit, the name, social security number, and date of birth of Judy Kay Sullivan, with the intent to commit, or to aid or abet, any unlawful activity that constitutes a violation of Federal law, to wit, access device fraud in violation of 18 U.S.C. § 1029(a)(2).

(In violation of Title 18, United States Code, Section 1028(a)(7).)

COUNT FIFTEEN

(Aggravated Identity Theft)

On or about August 17, 2006, in the Eastern District of Virginia and elsewhere within the jurisdiction of this Court, the defendant, FREDERICK T. HALE, a.k.a., "medatswho," did

knowingly transfer, possess and use, without lawful authority, a means of identification of another person, namely, the social security number of Travis Grant Boyer, during and in relation to an offense under 18 U.S.C. § 1029(a)(6)(A) and (B), namely, fraud in connection with access devices, an offense enumerated under 18 U.S.C. § 1028A(c)(4).

(In violation of Title 18, United States Code, Section 1028A.)

COUNT SIXTEEN
(Aggravated Identity Theft)

On or about August 17, 2006, in the Eastern District of Virginia and elsewhere within the jurisdiction of this Court, the defendant, FREDERICK T. HALE, a.k.a., "medatswho," did knowingly transfer, possess and use, without lawful authority, a means of identification of another person, namely, the social security number of Robin Virginia Rankins, during and in relation to an offense under 18 U.S.C. § 1029(a)(6)(A) and (B), namely, fraud in connection with access devices, an offense enumerated under 18 U.S.C. § 1028A(c)(4).

(In violation of Title 18, United States Code, Section 1028A.)

COUNT SEVENTEEN
(Aggravated Identity Theft)

On or about August 17, 2006, in the Eastern District of Virginia and elsewhere within the jurisdiction of this Court, the defendant, FREDERICK T. HALE, a.k.a., "medatswho," did knowingly transfer, possess and use, without lawful authority, a means of identification of another person, namely, the social security number of Ezequiel Ramirez Zarate, during and in relation to an offense under 18 U.S.C. § 1029(a)(6)(A) and (B), namely, fraud in connection with access devices, an offense enumerated under 18 U.S.C. § 1028A(c)(4).

(In violation of Title 18, United States Code, Section 1028A.)

COUNT EIGHTEEN
(Aggravated Identity Theft)

On or about August 17, 2006, in the Eastern District of Virginia and elsewhere within the jurisdiction of this Court, the defendant, FREDERICK T. HALE, a.k.a., "medatswho," did knowingly transfer, possess and use, without lawful authority, a means of identification of another person, namely, the social security number of Diane Patricia VanSlyke, during and in relation to an offense under 18 U.S.C. § 1029(a)(6)(A) and (B), namely, fraud in connection with access devices, an offense enumerated under 18 U.S.C. § 1028A(c)(4).

(In violation of Title 18, United States Code, Section 1028A.)

COUNT NINETEEN
(Aggravated Identity Theft)

On or about August 17, 2006, in the Eastern District of Virginia and elsewhere within the jurisdiction of this Court, the defendant, FREDERICK T. HALE, a.k.a., "medatswho," did knowingly transfer, possess and use, without lawful authority, a means of identification of another person, namely, the social security number of Virgil Wayne Johnston, during and in relation to an offense under 18 U.S.C. § 1029(a)(6)(A) and (B), namely, fraud in connection with access devices, an offense enumerated under 18 U.S.C. § 1028A(c)(4).

(In violation of Title 18, United States Code, Section 1028A.)

COUNT TWENTY
(Aggravated Identity Theft)

On or about August 17, 2006, in the Eastern District of Virginia and elsewhere within the jurisdiction of this Court, the defendant, FREDERICK T. HALE, a.k.a., "medatswho," did knowingly transfer, possess and use, without lawful authority, a means of identification of another person, namely, the social security number of Teresa Craver Seymour, during and in

OCT-27-2006 13:22

U.S. DIST. COURT

804 9162299 P.24/25

relation to an offense under 18 U.S.C. § 1029(a)(6)(A) and (B), namely, fraud in connection with access devices, an offense enumerated under 18 U.S.C. § 1028A(c)(4).

(In violation of Title 18, United States Code, Section 1028A.)

COUNT TWENTY-ONE
(Aggravated Identity Theft)

On or about August 17, 2006, in the Eastern District of Virginia and elsewhere within the jurisdiction of this Court, the defendant, FREDERICK T. HALE, a.k.a., "medatswho," did knowingly transfer, possess and use, without lawful authority, a means of identification of another person, namely, the social security number of Judy Kay Sullivan, during and in relation to an offense under 18 U.S.C. § 1029(a)(6)(A) and (B), namely, fraud in connection with access devices, an offense enumerated under 18 U.S.C. § 1028A(c)(4).

(In violation of Title 18, United States Code, Section 1028A.)

Notice of Forfeiture

Pursuant to Rules 7(c)(2) and 32.2(a) FED. R. CRIM. P., and in accordance with Title 18, United States Code, the defendants, FREDERICK T. HALE, a.k.a., "medatswho," and ZANADU LYONS, are hereby notified that, if convicted of the offenses charged in Counts One and Fourteen, the defendants shall forfeit to the United States any property constituting, or derived from, proceeds the defendant obtained directly or indirectly, as a result of the violations charged in Counts One and Fourteen. If property subject to forfeiture cannot be located, the United States will seek an order forfeiting substitute assets.

OCT-27-2006 13:22

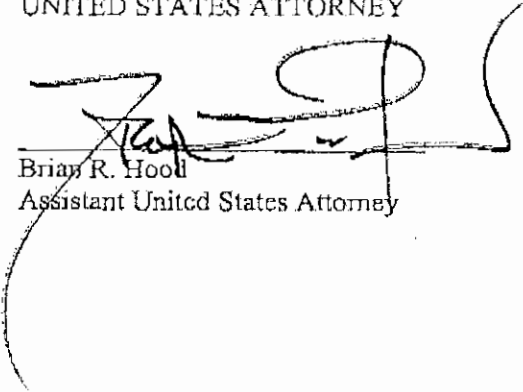
U.S. DIST. COURT

804 9162299 P. 25/25

A TRUE BILL:

FOREPERSON

CHUCK ROSENBERG
UNITED STATES ATTORNEY



Brian R. Hood
Assistant United States Attorney

TRANSMITTAL COVER SHEET

*Chambers of
The Honorable Henry E. Hudson
United States District Court
Eastern District of Virginia
Lewis F. Powell, Jr. Courthouse
1000 East Main Street, Suite 112
Richmond, Virginia 23219*

TO: Chambers of Mag. Judge Kemp Fax No.: 614-719-3506
FROM: Robin Belcher
DATE: October 27, 2006
RE: *United States v. Frederick Hale and Zanadu Lyons*
3:06CR260

Here's the Indictment and a copy of Judge Hudson's order unsealing it.
Let me know if you need anything else.

Total Number of Pages: 25 Including Cover Sheet

Contact: Robin Belcher, Secretary to Judge Henry E. Hudson
Phone: (804) 916-2290 Fax: (804) 916-2299