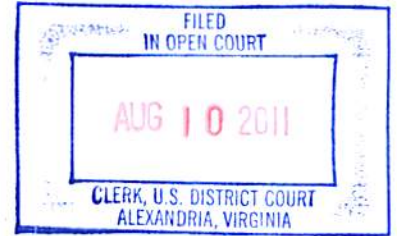


IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA

Alexandria Division



UNITED STATES OF AMERICA)
)
 v.)
)
 JONATHAN OLIVERAS,)
)
 Defendant.)

CRIMINAL NO. 1:11-CR-322-GBL

STATEMENT OF FACTS

The parties stipulate that the allegations in Counts One and Two of the Information and the following facts are true and correct, and that had the matter gone to trial the United States would have proven them beyond a reasonable doubt.

As part of an on-going joint investigation to locate and to prosecute individuals selling stolen financial information over the Internet, the United States Secret Service and the Federal Bureau of Investigation identified the defendant as the individual using multiple on-line identities who were offering for sale stolen credit card account information. A federal search warrant executed on the defendant's residence in Brooklyn, New York on July 29, 2010 and other investigation located, among other things, information for 2,341 stolen credit card accounts on the defendant's computers, in his e-mails, and encoded on credit cards re-encoded with stolen account information. Credit card companies have informed the government that they have received reports of over 4,400 fraudulent charges made on these accounts totaling \$770,674.76.

The defendant used multiple on-line identities on the Internet, including in criminal carding forums, i.e., on-line discussion groups set up to facilitate buying and selling stolen financial account information and other goods and services to promote credit card fraud.

Through these forums and in other electronic communications over the Internet, the defendant regularly purchased or received stolen credit card account information for himself and others at his residence in Brooklyn, New York. The defendant sent payments from New York to individuals he believed to be in Russia for the stolen account information through on-line payment systems.

The defendant helped advertise for sale stolen credit card account information as well as other credit card fraud related services on at least two criminal carding forums. The credit card fraud operation the defendant participated in typically received between \$500 and \$2,000 for a sale of stolen account information.

In addition, the defendant repeatedly re-encoded credit cards with stolen account information so that purchases using such cards would be charged to others' accounts. On July 29, 2010, the defendant possessed at his residence in Brooklyn, New York three magnetic stripe encoders that members of the fraud ring used to place stolen credit card account information onto the cards.

Among other activities, the defendant would use the re-encoded cards in order to make fraudulent purchases and would provide the account information or re-encoded cards to co-conspirators to make fraudulent purchases. The defendant sent co-conspirators detailed instructions for how to use the stolen account information in order to make fraudulent purchases by e-mail, by instant message, and by telephone. The credit card fraud operation in which the defendant participated was typically paid 50 percent of the total fraud when the defendant provided stolen credit card account information to co-conspirators for their use. The defendant passed orders on how to commit the fraud to a group of individuals committing such fraud in

New York, New Jersey and the Washington, D.C. metropolitan area, including locations in the Eastern District of Virginia.

In particular, in or about May or June 2009, the defendant provided stolen credit card account information to a co-conspirator for that co-conspirator to use in order to make fraudulent purchases. On or about June 6, 2009, the defendant received an e-mail that traveled interstate containing account numbers for 14 stolen credit card accounts and that reported that the co-conspirator was able to make \$3,000 in fraudulent purchases using the stolen account information. One of the stolen accounts was used to make fraudulent purchases in Arlington, Virginia within the Eastern District of Virginia on or about June 3, 2009. Another one of the stolen accounts was used to make a fraudulent purchase in Alexandria, Virginia within the Eastern District of Virginia on or about June 3, 2009.

The defendant had a Voice-over-Internet-Protocol telephone account with a telephone number that appeared to be overseas. The defendant used this telephone number in furtherance of the illegal credit card fraud business to create the false impression that he was in fact not in the United States.

When the defendant's residence in Brooklyn, New York was searched by the United States Secret Service and the New York Police Department on July 29, 2010, he possessed information concerning 2,341 individual credit card accounts stored on his computers and in his e-mail accounts. In addition, the defendant had 409 gift, debit or credit cards used as part of his scheme to defraud. Of those cards, 173 had stored value totaling \$42,688.93.

Credit card companies have informed the government that they have received over 4,400 reports of fraudulent charges on the accounts that the defendant illegally possessed on July 29,

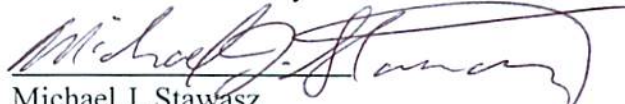
2010. Together, the fraudulent charges on these accounts reported by credit card companies total \$770,674.76.

The defendant acknowledges that the foregoing statement of facts does not describe all of the defendant's conduct relating to the offense(s) charged in this case nor does it identify all of the persons with whom the defendant may have engaged in illegal activities. The defendant further acknowledges that he is obligated under his plea agreement to provide additional information about this case beyond that which is described in this statement of facts.

Respectfully submitted,

Neil H. MacBride
United States Attorney

By:


Michael J. Stawasz
Special Assistant United States Attorney

After consulting with my attorneys and pursuant to the plea agreement entered into this day between the defendant, Jonathan Oliveras, and the United States, I hereby stipulate that the above Statement of Facts is true and accurate, and that had the matter proceeded to trial, the United States would have proved the same beyond a reasonable doubt.


Jonathan Oliveras

I am Jonathan Oliveras's attorney. I have carefully reviewed the above Statement of Facts with him. To my knowledge, his decision to stipulate to these facts is an informed and voluntary one.


Joseph Yoon
Attorney for Jonathan Oliveras