

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION

UNITED STATES OF AMERICA	:	CRIMINAL NO.
	:	1 : 05 CR - - 146
	:	
v.	:	<u>INFORMATION</u>
	:	
	:	18 U.S.C. § 2
MILTON TRICE, III	:	18 U.S.C. § 371
	:	18 U.S.C. § 1344
	:	26 U.S.C. § 7203
	:	
	:	HONORABLE SUSAN J. DLOTT

THE UNITED STATES ATTORNEY CHARGES THAT:

COUNT 1
(18 U.S.C. § 371)

Between January 1, 2000, and July 31, 2003, in the Southern District of Ohio, the defendant, **MILTON TRICE, III**, knowingly, intentionally, and willfully, conspired with others to commit an offense against the United States, including, but not limited to, Bank Fraud, Filing a False Loan Application, Wire Fraud, and Mail Fraud, and in so doing, carried out at least one overt act in furtherance of the conspiracy, including, but not limited to, the acts described in Count 2 herein.

All in violation of 18 U.S.C. § 371.

COUNT 2
(18 U.S.C. §§ 1344 and 2)

On or about March 29, 2002, in the Southern District of Ohio, the defendant, **MILTON TRICE, III**, knowingly and willfully devised a scheme and artifice to defraud Indy Mac Bank, whose deposits were then insured by the Federal Deposit Insurance Corporation, for the purpose

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of obtaining moneys, funds, credits, assets, securities and other property of Indy Mac Bank by means of false or fraudulent pretenses or representations; to wit, the defendant knowingly and willfully participated in the submission of false forms, including a Form HUD-1 Settlement Statement from the Department of Housing and Urban Development, to Indy Mac Bank in connection with a Mortgage Loan Application.

All in violation of 18 U.S.C. §§ 1344 and 2.

COUNT 3
(26 U.S.C. § 7203)

During the calendar years 2001 and 2002, the defendant, **MILTON TRICE, III**, who was a resident of Cincinnati, Ohio, had and received gross income in excess of \$12,500 (minimum filing requirement); that by reason of such gross income he was required by law, following the close of the calendar years 2001 and 2002, and on or before April 15, 2002, and April 15, 2003, respectively, to make an income tax return to any proper officer of the Internal Revenue Service, stating specifically the items of his gross income and any deductions and credits to which he was entitled; that well-knowing and believing all of the foregoing, he did willfully fail to make an income tax return to any proper officer of the Internal Revenue Service for both the calendar years 2001 and 2002.

In violation of Title 26, United States Code, Section 7203.

GREGORY G. LOCKHART
UNITED STATES ATTORNEY



RALPH W. KOHNEN
Deputy Criminal Chief