

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

UNITED STATES OF AMERICA,

Plaintiff,

vs.

Lon Sullivan,

Defendant.

Criminal Action No. 17-

DB- UJA

FILED  
2017 FEB -7 AM 9:24  
CLERK U.S. DISTRICT COURT  
DISTRICT OF DELAWARE

INFORMATION

The United States Attorney for the District of Delaware charges that:

General Allegations

At all times relevant to this Information:

1. Lon Sullivan was the treasurer of American Federation of Government Employees ("AFGE") Local 644, from on or about January 1, 2009, until on or about January 31, 2013. AFGE Local 644 is a labor organization in Philadelphia, Pennsylvania, whose members are employed by various federal agencies, such as the Occupational Safety Health Administration ("OSHA"), the Employee Benefits Security Administration ("EBSA"), and the Mine Safety and Health Administration ("MSHA"). AFGE Local 644 has approximately between 480 and 515 active members, and represents an additional 1400 federal employees from various federal agencies across eight states, including Delaware.

2. AFGE Local 644 derived its income primarily from membership dues, which range from \$12.50 to \$13.50, and are paid on a bi-weekly basis from each member.

3. Lon Sullivan's duties as treasurer included establishing and maintaining a regular bank account for the union; keeping records of all financial transactions made using union funds; signing

checks drawn on union funds; and making authorized bank withdrawals and deposits on behalf of the union.

4. AFGE Local 644 maintained a bank account with Wilmington Savings Fund Society ("WSFS") Bank located at 500 Delaware Avenue, Wilmington, Delaware. All checks written from the account at WSFS are processed through FIS, located in Milwaukee, Wisconsin.

5. Lon Sullivan was not authorized by AFGE Local 644 to issue checks to third parties or himself from AFGE Local 644's checking account at WSFS for his own personal benefit.

**Count One**

6. From on or about July 22, 2010, to on or about January 29, 2013, Lon Sullivan devised and intended to devise a scheme and artifice to defraud AFGE Local 644, to obtain money and property owned by and under the custody and control of AFGE Local 644, by means of material false and fraudulent pretenses, representations, and promises.

7. It was part of the scheme and artifice to defraud that Lon Sullivan did the following:

a. Sullivan, in his position as treasurer of AFGE Local 644, made checks from AFGE Local 644's bank account with WSFS payable to himself and to others for Sullivan's personal benefit, without the knowledge, authorization, or consent of AFGE Local 644.

b. Sullivan, in his position as treasurer of AFGE Local 644, made false statements and material omissions to the executive board of AFGE Local 644 and others concerning the checks and withdrawals that were made payable to himself and to others on Sullivan's behalf, without the knowledge, authorization, or consent of AFGE Local 644.

c. Sullivan, in his position as treasurer of AFGE Local 644, created false and fraudulent checks in the name of N.G. in order to conceal from the executive board and others that the original check had been made to Sullivan for his own personal benefit.

8. On or about the date set forth below, in the District of Delaware, defendant Lon Sullivan, for the purpose of executing the scheme described above, caused to be transmitted by means of wire communications in interstate commerce the signals and sounds described below for the following count:

Count	Date	Check Number	Payee	Amount
1	August 13, 2012	1208	Lon Sullivan	\$8,647.50

All in violation of Title 18, United States Code, Section 1343.

#### **NOTICE OF FORFEITURE**

Upon conviction of the offense alleged in Count One of this Information, defendant Lon Sullivan shall forfeit to the United States 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 the said violation. If the above-described forfeitable property, as a result of any act or omission of the defendant:

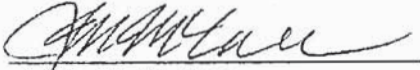
- (a) cannot be located upon the exercise of due diligence;
- (b) has been transferred or sold to, or deposited with, a third party;
- (c) has been placed beyond the jurisdiction of the court;
- (d) has been substantially diminished in value; or
- (e) has been commingled with other property which cannot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

it is the intent of the United States, pursuant to Title 21, United States Code, Section 853(p), to seek forfeiture of any other property of said defendant up to the value of the forfeitable property described

above.

Charles M. Oberly, III  
United States Attorney,

By:

  
Jamie M. McCall  
Assistant United States Attorney

Dated: 2/6/17