

IN THE UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF FLORIDA  
PENSACOLA DIVISION

UNITED STATES OF AMERICA

v.

INDICTMENT

AZIZBEK T. MAMADJANOV

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3:07 CR 27/LAC

THE GRAND JURY CHARGES:

COUNT ONE

INTRODUCTION

1. On or about June 5, 2006, the defendant, **AZIZBEK T. MAMADJANOV**, incorporated NAP Landscape, Inc. (hereinafter referred to as "NAP"). with the State of Florida Department of State, Division of Corporations. NAP was registered as a for profit corporation by **MAMADJANOV**. The principal office for NAP was listed as being located at 4660 Woodville Highway, #308, Tallahassee, Florida. The corporate application which **MAMADJANOV** filed with the state listed **MAMADJANOV** as the registered agent and the director of NAP.

2. On June 15, 2006, the defendant, **AZIZBEK T. MAMADJANOV**, opened a business account at Capital City Bank, Tallahassee, Florida, under the name of NAP, with an address of 377 Mahan Drive, Suite 20-127, Tallahassee, Florida.

Returned in open court pursuant to Rule 6(f)  
Date 2-21-07  
Keybank R. Moore  
United States Magistrate Judge

**MAMADJANOV** informed Capital City Bank that NAP was a landscaping business.

**MAMADJANOV** used the social security number of a deceased individual to open the account. **MAMADJANOV** opened the NAP account at Capital City Bank with a \$50.00 deposit.

3. From June 15, 2006, through July 26, 2006, there was no recorded bank activity for the Capital City Bank NAP account.

4. On or about July 27, 2006, the NAP account at Capital City Bank received an incoming transfer of \$40,000.00 from the Vanguard Group to Capital City Bank, Tallahassee, Florida. The wire was sent on behalf of the Vanguard Group, Valley Forge, Pennsylvania, from a Vanguard Group account based in Newark, Delaware. The wire listed the beneficiary as an individual with the initials T.J.D.

5. On July 27, 2006, the defendant, **AZIZBEK T. MAMADJANOV**, withdrew \$10,000.00 from the NAP account at Capital City Bank from the branch located at 2020 W. Pensacola Street, Tallahassee, Florida.

6. On July 27, 2006, the defendant, **AZIZBEK T. MAMADJANOV**, withdrew \$10,000.00 from the NAP account at Capital City Bank from the branch located at 217 N. Monroe Street, Tallahassee, Florida.

7. On July 27, 2006, the defendant, **AZIZBEK T. MAMADJANOV**, withdrew \$10,000.00 from the NAP account at Capital City Bank from the branch located at 2375 Centerville Road, Tallahassee, Florida.

8. On July 28, 2006, the defendant, **AZIZBEK T. MAMADJANOV**, withdrew the last \$10,000.00 from the NAP account at Capital City Bank from the branch located at 6691 Bradfordville Road, Tallahassee, Florida.

9. On July 31, 2006, a second wire transfer totaling \$40,000.00 was transferred from the T.J.D Vanguard Group account to the NAP Capital City Bank account.

10. The withdrawals from the Vanguard Group account belonging to T.J.D. were made without the knowledge of or consent of the account holder, T.J.D.

11. Unbeknownst to T.J.D., unknown individual(s) had changed the owner profile on his Vanguard Group account, allowing unauthorized access to and withdrawals from this account. These withdrawals were electronically transmitted to the NAP Capital City Bank account.

12. On or about June 15, 2006, the defendant, **AZIZBEK T. MAMADJANOV**, opened an account at AmSouth Bank, 3516 Thomasville Road, Tallahassee, Florida, under the name of NAP. **MAMADJANOV** used the social security number of a deceased individual to open the account. The AmSouth account was opened with a \$107.25 deposit.

13. On or about August 1, 2006, \$39,823.00 was electronically transferred from a customer account maintained by the Fifth-Third Bank, which was located in the state of Ohio, to the NAP account at AmSouth Bank, Tallahassee, Florida. The withdrawal from the Fifth-Third Bank account had been made without the knowledge of

or authorization of the account holder at Fifth-Third Bank.

14. Subsequent to the electronic deposit of funds into the NAP AmSouth Bank account from the Fifth-Third Bank, on or about August 1, 2006, the defendant,

**AZIZBEK T. MAMADJANOV**, made a withdrawal of \$10,000.00 from the NAP AmSouth account at the branch located in Destin, Florida.

15. Subsequent to the electronic deposit of funds into the NAP AmSouth Bank account from the Fifth-Third Bank, on or about August 1, 2006, the defendant,

**AZIZBEK T. MAMADJANOV**, made a withdrawal of \$10,000.00 from the NAP AmSouth account at the branch located in Sandestin, Florida.

16. Subsequent to the electronic deposit of funds into the NAP AmSouth Bank account from the Fifth-Third Bank, on or about August 1, 2006, the defendant,

**AZIZBEK T. MAMADJANOV**, made a withdrawal of \$10,000.00 from the NAP AmSouth account at the branch located in Grand Boulevard, Florida.

17. On August 1, 2006, the defendant, **AZIZBEK T. MAMADJANOV**, attempted to withdraw funds from the NAP AmSouth Bank account at the AmSouth branch located in Fort Walton Beach, Florida.

18. The deposits of AmSouth Bank, Capital City Bank and Fifth-Third Bank were then insured by the Federal Deposit Insurance Corporation. AmSouth Bank, Capital City Bank, Fifth-Third Bank and the Vanguard Group are financial institutions as that term is defined in Title 31, United States Code, Section 5312(a)(2).

19. On June 15, 2006, the defendant, **AZIZBEK T. MAMADJANOV**, opened a business account at SunTrust, Tallahassee, Florida, under the name of NAP, with an address of 377 Mahan Drive, Suite 20-127, Tallahassee, Florida. **MAMADJANOV** informed SunTrust that NAP was a landscaping business. **MAMADJANOV** used the social security number of a deceased individual to open the account. **MAMADJANOV** opened the NAP account at Capital City Bank with a \$100.00 deposit.

#### **THE CHARGE**

That on or about May 1, 2006, and continuing through the date of the return of this Indictment, in the Northern District of Florida and elsewhere, the defendant,

#### **AZIZBEK T. MAMADJANOV,**

did knowingly combine, conspire, confederate, and agree with other persons known and unknown to the grand jury to conduct and attempt to conduct financial transactions affecting interstate and foreign commerce, that is, the interstate transfer of monetary instruments in the form of United States currency between financial institutions, which funds were in fact derived from a specified unlawful activity, that is, bank fraud, in violation of Title 18, United States Code, Section 1344, and wire fraud, in violation of Title 18, United States Code, Section 1343, with the intent to promote the carrying on of these specified unlawful activities as charged in this indictment, and to conceal and disguise the nature, location, source, ownership, and control of the proceeds of these specified unlawful activities as charged in this indictment, in violation of Title 18, United

States Code, Sections 1956(a)(1)(A)(I) and (B)(i).

All in violation of Title 18, United States Code, Section 1956(h).

### **COUNTS TWO THROUGH FOUR**

The allegations contained in Count One, paragraphs 1 through 19 of this Indictment, are hereby realleged and incorporated by reference herein.

That on or about May 1, 2006, and continuing through the date of the return of this Indictment, in the Northern District of Florida and elsewhere, the defendant,

**AZIZBEK T. MAMADJANOV,**

aided and abetted by others, devised and intended to devise a scheme and artifice to defraud the individuals identified below.

#### **A. THE SCHEME AND ARTIFICE**

1. It was part of this scheme and artifice that individual(s) would obtain the financial institution account information from an unsuspecting account holder.

2. Through the use of this financial institution account information, these individual(s) would then electronically access the account of the unsuspecting account holder, and electronically transfer money from the account to another financial institution account which had been set up for the express purpose of receiving the stolen funds.

3. The defendant, **AZIZBEK T. MAMADJANOV**, established financial institution accounts at AmSouth Bank, Capital City Bank and SunTrust Bank for the purpose of electronically receiving the funds stolen from the account holders' financial institution accounts.

4. The defendant, **AZIZBEK T. MAMADJANOV**, would use the social security number of a deceased individual to open the accounts.

5. The defendant, **AZIZBEK T. MAMADJANOV**, would then withdraw the stolen funds from the financial institution accounts he had established.

**MAMADJANOV** would structure the withdrawals and would use different branches of the financial institutions to make the withdrawals.

### **B. THE WIRE COMMUNICATION**

For the purpose of executing, and attempting to execute, the scheme and artifice to defraud, the defendant, aided and abetted by others, did transmit and cause to be transmitted in interstate and foreign commerce, by means of a wire communication, certain signs, signals and sounds, that is, wire transfers of money from one financial institution as identified below to another financial institution as identified below.

<b><u>COUNT</u></b>	<b><u>DATE</u></b>	<b><u>ELECTRONIC TRANSFER FROM</u></b>	<b><u>ELECTRONIC TRANSFER TO</u></b>
<b>TWO</b>	7/27/06	Vanguard Group, Newark, DE	Capital City Bank, Tallahassee, Florida
<b>THREE</b>	7/31/06	Vanguard Group, Newark, DE	Capital City Bank Tallahassee, Florida
<b>FOUR</b>	8/1/06	Fifth-Third Bank Cincinnati, Ohio	AmSouth Bank Tallahassee, Florida

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

### **CRIMINAL FORFEITURE**

The allegations contained in Count One of this Indictment are hereby realleged

and incorporated by reference for the purpose of alleging forfeitures to the United States pursuant to the provisions of Title 18, United States Code, Sections 981(a), 982(a), and Title 28, United States Code, Section 2461(C).

Upon conviction of the violations alleged in Count One of this Indictment, and pursuant to Title 18, United States Code, Sections 981(a)(1)(C), 982(a)(1), (a)(2)(B) and (b)(1); and Title 28, United States Code, Section 2461(C), the defendant,

**AZIZBEK T. MAMADJANOV,**

shall forfeit to the United States any property, real or personal, involved in such offenses, or any property traceable to such property as a result of the defendant's conspiring to violate Title 18, United States Code, Section 1956.

If any of the property described above as being subject to forfeiture pursuant to Count One of the Indictment, as a result of any act or omission of the defendant:

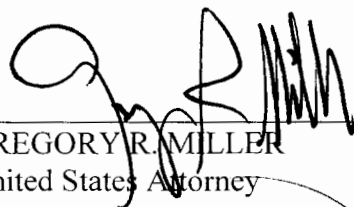
- A. cannot be located upon the exercise of due diligence;
- B. has been transferred or sold to, or deposited with, a third person;
- C. has been placed beyond the jurisdiction of this Court;
- D. has been substantially diminished in value; or
- E. has been commingled with other property which cannot be divided without difficulty;

the United States shall be entitled to forfeiture of substitute property up to the value property subject to forfeiture under the provisions of Title 21, United States Code, Section 853(p), which is incorporated by reference in Title 18, United States Code,

Sections 981(a)(1)(c), 982(a)(2)(B), 982(b)(1), and Title 28, United States Code, Section 2461(C).


All in violation of Title 18, United States Code, Section 982(a).

A TRUE BILL: 

  
\_\_\_\_\_  
GREGORY R. MILLER  
United States Attorney

2/20/07  
DATE

  
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TIFFANY H. EGGERS  
Assistant United States Attorney

  
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STEPHEN P. PREISSER  
Assistant United States Attorney