

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA**

UNITED STATES OF AMERICA	*	CRIMINAL DOCKET NO. 08-180
v.	*	SECTION: "L"
SAMANTHA SCOTT a/k/a SAMANTHA SCOTT-MONTGOMERY	*	VIOLATION: 18 U.S.C. § 1029(a)(2)

* * *

F A C T U A L B A S I S

If this case were to proceed to trial, the Government would prove the defendant's guilt beyond a reasonable doubt through the introduction of admissible evidence and the testimony of competent witnesses.

Postal Inspectors from the United States Postal Inspection Service ("USPIS") would testify that they were contacted by S. C. P., who advised them that she had become the victim of identity theft. S.C.P. provided USPIS documentation of a fraudulent account that had been opened in her name with MBNA America without her knowledge or consent.

USPIS investigated the matter and identified SAMANTHA SCOTT as the perpetrator. In interviews with the USPIS, SCOTT admitted to opening the fraudulent account with MBNA America in S. C. P.'s name. SCOTT also admitted to the having done the transactions on the MBNA America credit card.

SCOTT, knowingly and with the intent to defraud, applied for and obtained an MBNA America credit card, account number XXXXXXXXXXXXXXX3503, in S. C. P.'s name. The

MBNA America credit card statements from this account reveal that from in or about December 2003, up to and including in or about March 2004, SCOTT obtained in excess of \$1000 in goods and services from this account during a one-year period.

S. C. P., a resident of Louisiana, would testify that a MBNA America account was opened in her name without her knowledge or lawful consent. Furthermore, she did not know SCOTT.

Finally, the government would prove that interstate banking channels were used to process the above-described fraudulent access device charges, and therefore these transactions affected interstate commerce.

The Government would prove that the amount of restitution for the purposes of these offenses is \$10,127.55.

READ AND APPROVED:

GEORGE CHANEY (Date)
Counsel for Defendant

LOAN "MIMI" NGUYEN (Date)
Assistant U.S. Attorney

SAMANTHA SCOTT (Date)
Defendant