



“Obama to pick new FBI director in second term”

McNabb Associates, P.C. (Federal Criminal Defense Lawyers)

Submitted at 11:57 AM November 9, 2012

USA Today on November 9, 2012 released the following:

“Kevin Johnson, USA TODAY

Beyond the reshuffling of President Obama’s Cabinet, another key personnel decision is looming in the administration’s second term.

In the coming months, Obama will decide a successor to Robert Mueller, the longest-serving FBI director since J. Edgar Hoover.

Mueller, the only top national security official remaining in government since the 9/11 attacks, is set to leave office in 2013, after Congress took the unprecedented action of extending his 10-year term. Obama requested the extension last year to preserve some continuity in the national security structure, at a time when he was naming new executives to lead the Pentagon and CIA.

But Congress is not likely to provide another extension for one of the most fraught jobs in government.

“This is an unusual step by the president, and is somewhat of a risky precedent to set,” Iowa Sen. Chuck Grassley, the Judiciary Committee’s ranking Republican said in May 2011 at the time of the request, adding that he would seek to “ensure that this is not a more permanent extension.”

Until Mueller was granted an additional two years, which Grassley also ultimately voted for, the administration’s search team had considered a list candidates — many

drawn from Democratic and Republican administrations.

Federal law enforcement analysts, including Tom Fuentes, a former FBI assistant director, said the names represent a vast array of experience for an agency whose reach continues to extend throughout the globe.

Fuentes, who once directed the bureau’s international operations, said terrorism, organized crime and the growing threats to cybersecurity have required the agency to expand its international presence.

“On any given day, you have more than 1,000 agents (of the bureau’s 14,000 agents) working outside the country,” Fuentes said.

“Any new director has got to have some understanding of the international nature of crime and the value of intelligence,” he said.

While endorsing Michael Mason, former chief of the FBI’s D.C. field office for the post last year, the FBI Agents Association referred to a similar need for leadership that spans the agency’s many areas of jurisdiction, “from Bloods street gangs to mortgage fraud to Russian sleeper cells.”

Don Borelli, a former assistant agent-in-charge of the FBI’s New York division, said the most critical need is “organization.”

“The biggest challenges facing the next director are organizational,” he said. “It’s how you direct a large organization, provide it the resources it needs to function. Obviously, you need someone who knows the nuances of politics and could be confirmed (by Congress).”

Moneygram International Inc. Admits Anti-Money Laundering and Wire Fraud Violations, Forfeits \$100 Million in Deferred Prosecution

(USDOJ: Justice News)

Submitted at 10:20 AM November 9, 2012

MoneyGram International Inc. – a global money services business headquartered in Dallas – has agreed to forfeit \$100 million and enter into a deferred prosecution agreement (DPA) with the Justice

Department in which it admits to criminally aiding and abetting wire fraud and failing to maintain an effective anti-money laundering program, as charged in an information filed today in the Middle District of Pennsylvania.

“No matter who gets the job, though there is going to be skepticism, because agents by nature are skeptical,” Borelli said. “But what you need is someone who can take over like a CEO of a big corporation.”

Douglas McNabb – McNabb Associates, P.C.’s

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The author of this blog is Douglas C. McNabb. Please feel free to contact him directly at mcnabb@mcnabbassociates.com or at one of the offices listed above.

Army National Guard Recruiter Admits Crimes in Fraudulent Recruiting Referral Bonus Scheme

(USDOJ: Justice News)

Submitted at 12:48 PM November 9, 2012

An Army National Guard recruiter pleaded guilty today in the Western District of Texas for his role in a bribery and fraud scheme that caused approximately \$98,000 in losses to the Army National Guard Bureau, announced Assistant Attorney General Lanny A. Breuer of the Justice Department’s Criminal Division.



“Thirty-Four Alleged Aryan Brotherhood of Texas Gang Members Indicted on Federal Racketeering Charges”

McNabb Associates, P.C. (Federal Criminal Defense Lawyers)

Submitted at 2:21 PM November 9, 2012

The Federal Bureau of Investigation (FBI) on November 9, 2012 released the following:

“WASHINGTON— Thirty-four alleged members of the Aryan Brotherhood of Texas (ABT) gang, including four of its most senior leaders, have been indicted by a federal grand jury in Houston for allegedly conspiring to participate in a racketeering enterprise, announced Assistant Attorney General Lanny A. Breuer of the Justice Department’s Criminal Division; U.S. Attorney Kenneth Magidson of the Southern District of Texas; Special Agent in Charge Melvin D. King of the Bureau of Alcohol, Tobacco, Firearms, and Explosives (ATF) Houston Division; and FBI Special Agent in Charge Stephen L. Morris of the Houston Field Office.

The 17-count superseding indictment was returned by a federal grand jury on October 22, 2012, and unsealed today in U.S. District Court in the Southern District of Texas. Fourteen individuals were taken into custody today, and 15 defendants charged in the superseding indictment are already in custody. Five defendants remain at large.

“Today’s takedown represents a devastating blow to the leadership of ABT,” said Assistant Attorney General Breuer. “Four ABT generals, 13 additional alleged ABT leaders, and numerous other gang members and associates are named in the indictment. As charged, ABT uses extreme violence and threats of violence to maintain internal discipline and retaliate against those believed to be cooperating with law enforcement. Through violence and intimidation, ABT allegedly exerts control over prison populations and neighborhoods and instills fear in those who come in contact with its members. As today’s operations show, the Criminal Division, working closely with its federal, state, and local law enforcement partners, is determined to continue disrupting and dismantling ABT and other violent, criminal gangs.”

“This indictment is the culmination of a joint federal, state, and local law enforcement effort targeting a large-scale prison gang involved in violent organized crime,” said U.S. Attorney Magidson. “Only when we work in partnership utilizing all our resources can we attack a

criminal organization and dismantle it entirely.”

“ATF is serious about fighting violent crime. We remain steadfast in our commitment to focus on those violent criminals who illegally use firearms to prey on their victims,” said ATF Special Agent in Charge King. “Through a collective effort with our law enforcement partners, this operation was a success today.”

“This multi-year investigation and indictment clearly targets the worst-of-the-worst among the ABT,” said FBI Special Agent in Charge Morris. “This effort not only exemplifies the level of effort the FBI and our law enforcement partners will expend to prevent prison gang racism and criminal activity from poisoning our communities. It sends a clear message that we will relentlessly pursue and prosecute the leaders and members of these criminal enterprises regardless of where they lay their heads.”

As charged, the defendants range from senior leaders to soldiers of the ABT, a “whites only,” prison-based gang with members operating inside and outside of state and federal prisons throughout Texas and elsewhere in the United States since at least the early 1980s.

According to court documents, the ABT has a detailed and uniform organizational structure, with territory divided into five regions, each run by a “general.” The superseding indictment charges four generals: Terry Ross Blake, 55, aka “Big Terry”; Larry Max Bryan, 51, aka “Slick”; William David Maynard, 42, aka “Baby Huey”; and Charles Lee Roberts, 68, aka “Jive,” with conspiracy to participate in the racketeering activities of the ABT, among other charges.

In total, the superseding indictment charges 34 alleged members of the ABT with conspiracy to participate in the racketeering activities of the ABT. Alleged members of the ABT are also charged with involvement in three murders, multiple attempted murders, kidnappings, assaults, and conspiracy to distribute methamphetamine and cocaine.

According to the superseding indictment, the ABT was established in the early 1980s within the Texas prison system. The gang modeled itself after and adopted many of the precepts and writings of the Aryan Brotherhood, a California-based prison gang that was formed in the California prison system during the 1960s. According to court documents, previously,

the ABT was primarily concerned with the protection of white inmates and white supremacy/separatism. Over time, the ABT is alleged to have expanded its criminal enterprise to include illegal activities for profit.

Court documents allege that the ABT enforced its rules and promoted discipline among its members, prospects, and associates through murder, attempted murder, conspiracy to murder, arson, assault, robbery, and threats against those who violate the rules or pose a threat to the enterprise. Members, and oftentimes associates, were required to follow the orders of higher-ranking members, often referred to as “direct orders.”

According to the superseding indictment, in order to be considered for membership, a person must be sponsored by another ABT member. Once sponsored, a prospective member must serve an unspecified term, during which he is referred to as a prospect, while his conduct is observed by the members of the ABT.

Ten defendants have been charged with offenses that are eligible for the death penalty. The remaining 24 defendants face a maximum penalty of life in prison.

An indictment is not evidence of guilt. All defendants are presumed innocent unless and until proven guilty beyond a reasonable doubt in a court of law.

This case is being investigated by a multi-agency task force consisting of the ATF; Drug Enforcement Administration; FBI; U.S. Marshals Service; Federal Bureau of Prisons; U.S. Immigration and Customs Enforcement Homeland Security Investigations; Texas Rangers; Texas Department of Public Safety; the Montgomery County, Texas Sheriff’s Department; Houston Police Department-Gang Division; Texas Department of Criminal Justice-Office of Inspector General; Harris County, Texas Sheriff’s Office; Tarrant County, Texas Sheriff’s Office; Atascosa County, Texas Sheriff’s Office; Orange County, Texas Sheriff’s Office; Waller County, Texas Sheriff’s Office; Fort Worth, Texas Police Department; San Antonio Police Department; Baytown, Texas Police Department; Carrollton, Texas Police Department; Alvin, Texas Police Department; Montgomery County District Attorney’s Office; Atascosa County District Attorney’s Office; Harris County

“THIRTY-FOUR page 3

**“THIRTY-FOUR**

continued from page 2

District Attorney’s Office; and the Kaufman County, Texas, District Attorney’s Office.

The case is being prosecuted by David Karpel of the Criminal Division’s Organized Crime and Gang Section and Assistant U.S. Attorney Jay Hileman of the Southern District of Texas.”

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Justice Department Reaches Settlement with Georgia School District to Ensure All Students Can Enroll in and Attend School

(USDOJ: Justice News)

Submitted at 2:06 PM November 9, 2012

The Justice Department announced that it has entered into a settlement agreement with the Henry County School District in Henry County, Ga., to ensure that all students in the district are able to enroll in school, regardless of national origin or immigration status.

Alabama Real Estate Developer Charged with Illegally Filling Protected Mississippi Wetlands

(USDOJ: Justice News)

Submitted at 11:25 AM November 9, 2012

William R. “Rusty” Miller, a real estate developer from Fairhope, Ala., has been indicted by a federal grand jury in Jackson, Miss., for the unpermitted filling of wetlands near Bay St. Louis, Miss., in violation of the Clean Water Act.

Daily.

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34 Alleged Aryan Brotherhood of Texas Gang Members Indicted on Federal Racketeering Charges

(USDOJ: Justice News)

Submitted at 1:39 PM November 9, 2012

Thirty-four alleged members of the Aryan Brotherhood of Texas gang (ABT), including four of its most senior leaders, have been indicted by a federal grand jury in Houston for allegedly conspiring to participate in a racketeering enterprise.

Assistant Attorney General Lanny A. Breuer Speaks at Press Conference to Announce Charges Against Alleged Aryan Brotherhood of Texas Leaders

(USDOJ: Justice News)

Submitted at 1:37 PM November 9, 2012

"The Criminal Division is determined, with its federal, state and local law enforcement partners, to continue disrupting and dismantling ABT and other violent criminal enterprises," said Assistant Attorney General Breuer.

Mississippi Laboratory Operator Charged with Falsifying Records on Industrial Wastewater

(USDOJ: Justice News)

Submitted at 9:56 AM November 9, 2012

An owner and sole operator of an environmental laboratory has been charged in U.S. District Court for the Southern District of Mississippi with falsification of records and obstructing a federal criminal investigation.