

**ORIGINAL**

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA :

**INDICTMENT**

- v. - :

10 Cr.

JOSEPH AKUMU, :

Defendant. :

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COUNT ONE

The Grand Jury charges:

1. From in or about July 2005 through in or about December 2009, in the Southern District of New York and elsewhere, JOSEPH AKUMU, the defendant, being an agent of an organization that received, in a one year period, benefits in excess of \$10,000 under a federal program involving a grant, contract, subsidy, loan, guarantee, insurance, and other form of federal assistance, to wit, Guest House Community Services, Inc. ("Guest House"), did embezzle, steal, and obtain by fraud, and otherwise without authority knowingly convert to the use of a person other than the rightful owner and intentionally misapply, property that was valued at \$5,000 and more that was owned by, and was under the care, custody, and control of such organization, to wit, AKUMU, the executive director of Guest House, misappropriated Medicaid checks payable to Guest House and used Guest House funds for personal expenditures.

(Title 18, United States Code, Section 666(a)(1)(A).)

**FORFEITURE ALLEGATION**

2. As a result of committing the embezzlement offense alleged in Count One of this Indictment, JOSEPH AKUMU, the defendant, shall forfeit to the United States, pursuant to Title 18, United States Code, Sections 981(a)(1)(C) and 982(a)(7) and Title 28, United States Code, Section 2461, all property, real and personal, that constitutes or is derived from gross proceeds traceable to the commission of the offense, including but not limited to a sum in United States currency representing the amount of proceeds obtained as a result of the offense.

**Substitute Assets Provision**

3. If any of the above-described forfeitable property, as a result of any act or omission of the defendants:

(1) cannot be located upon the exercise of due diligence;

(2) has been transferred or sold to, or deposited with, a third person;

(3) has been placed beyond the jurisdiction of the Court;

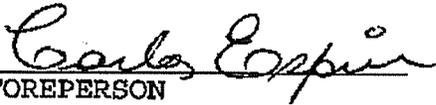
(4) has been substantially diminished in value;

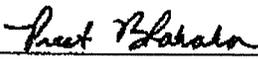
or

(5) has been commingled with other property which cannot be subdivided without difficulty;

it is the intent of the United States, pursuant to 21 U.S.C. § 853(p), to seek forfeiture of any other property of said defendants up to the value of the above forfeitable property.

(Title 18, United States Code, Section 981 and 982, and Title 28, United States Code, Section 2461.)

  
FOREPERSON

  
PREET BHARARA  
United States Attorney