

IN THE UNITED STATES DISTRICT COURT FOR THE

FILED

WESTERN DISTRICT OF OKLAHOMA

APR 7 2010

ROBERT D. DENNIS CLERK
U.S. DIST. COURT, WESTERN DIST. OF OKLA.
BY *[Signature]*

UNITED STATES OF AMERICA,)

Plaintiff,)

-vs-)

ALEXY OLEGOVICH PETROV,)

DMITRY VLADISLAVOVICH)

KRIVOSHEEV, and)

MAXIM VALERYEVICH)

ILLARIONOV,)

Defendants.)

CR-10-141 R

No. _____

Violations: 18 U.S.C. § 1349
18 U.S.C. § 1343
18 U.S.C. § 2

INDICTMENT

The Federal Grand Jury charges:

INTRODUCTION

At all times relevant to this Indictment:

1. Powell Aircraft Title Services, LLC ("PATS") was a privately held Oklahoma corporation with its principal place of business in Oklahoma City, Oklahoma. PATS was an aircraft title and escrow business which maintained its corporate bank account, account number XXXXXXXXX8493, at Bank of America, 8909 S. Western, Oklahoma City, Oklahoma.

2. Defendant **ALEXY OLEGOVICH PETROV** was a Russian citizen residing in the metropolitan Miami, Florida, area.

3. Defendant **DMITRY VLADISLAVOVICH KRIVOSHEEV** was a Russian citizen residing in Miami Beach, Florida. On November 10, 2008, **KRIVOSHEEV** opened a checking account, account number XXX-XXX850-5, at Washington Mutual Bank (“WaMu”) in the name “**DMITRY KRIVOSHEEV.**” Also on November 10, 2008, **KRIVOSHEEV** opened a checking account, account number XXXXXXXXXXX8398, at Wachovia Bank, N.A. (“Wachovia”) in the name “**DMITRY KRIVOSHEEV.**”

4. Defendant **MAXIM VALERYEVICH ILLARIONOV** was a Russian citizen residing in Miami, Florida. On November 13, 2008, **ILLARIONOV** opened a checking account, account number XXX-XXX729-3, at Washington Mutual Bank (“WaMu”) in the name “**MAXIM VALERYEVICH.**”

5. Bank of America was a financial institution with offices in Oklahoma that maintained deposits insured by the Federal Deposit Insurance Corporation (“FDIC”).

6. WaMu was a financial institution with offices in Florida that maintained deposits insured by the FDIC.

7. Wachovia was a financial institution with offices in Florida that maintained deposits insured by the FDIC.

8. JPMorgan Chase Bank, N.A. (“Chase”) was a financial institution with offices in various states that held the deposit accounts of WaMu and maintained deposits insured by the FDIC.

COUNT 1

**Conspiracy to Commit Wire Fraud
(18 U.S.C. § 1349)**

9. The Federal Grand Jury incorporates paragraphs 1-8 by reference.

10. From about November 2008 to about April 2009, in the Western District of Oklahoma and elsewhere,

----- **ALEXY OLEGOVICH PETROV and
DMITRY VLADISLAVOVICH KRIVOSHEEV** -----

knowingly and intentionally, and with interdependence, combined, conspired, and agreed with each other and with others known and unknown to the Federal Grand Jury to commit the offense of wire fraud, in violation of Title 18, United States Code, Section 1349.

The Object of the Conspiracy

11. Unknown individuals in the Ukraine obtained bank account information of unsuspecting companies such as PATS via computer intrusions using malware. Then unknown individuals directed materially fraudulent wire transfers of funds from the unsuspecting companies via a compromised proxy computer in Omaha, Nebraska. The

fraudulent wire transfers were then received by either unwitting recipients who had been solicited via the internet for work-from-home positions in processing payments or by Russian nationals who had been recruited by **PETROV**. The object of the conspiracy included having those Russian nationals open bank accounts for receipt of the funds, make withdrawals from those accounts upon receipt of the funds fraudulently transferred, and then split the proceeds of those withdrawals with **PETROV**.

Manner and Means

12. The object of the conspiracy was accomplished as follows:

A. On about November 10, 2008, defendant **ALEXY OLEGOVICH PETROV** directed defendant **DMITRY VLADISLAVOVICH KRIVOSHEEV** to open his accounts at WaMu and Wachovia. **KRIVOSHEEV** opened the account at WaMu with a \$5 deposit and the account at Wachovia with a \$25 deposit.

B. On November 17, 2008, **PETROV** became aware that approximately \$20,000 had been deposited into the **KRIVOSHEEV** account at Wachovia. **PETROV** drove **KRIVOSHEEV** to the bank to withdraw money from the account.

C. **KRIVOSHEEV** attempted to make a \$7,000 withdrawal from his account at Wachovia; however, that transaction was not approved by Wachovia employees.

D. On about November 17, 2008, **PETROV** became aware that approximately \$20,000 had been deposited into the **KRIVOSHEEV** account at WaMu. **PETROV** drove **KRIVOSHEEV** to the bank to withdraw money from the account.

E. **KRIVOSHEEV** made two separate withdrawals at separate WaMu branches on November 17, 2008, one for \$8,000 and another for \$7,000. **KRIVOSHEEV** split the proceeds with **PETROV**.

F. **PETROV** instructed **KRIVOSHEEV** to travel by bus to a third WaMu branch to withdraw the approximately \$5,000 balance. **KRIVOSHEEV** did not succeed in making this third WaMu withdrawal and explained the same to **PETROV** when **PETROV** picked up **KRIVOSHEEV** at that branch. **ILLARIONOV** was also in **PETROV**'s vehicle at that time.

All in violation of Title 18, United States Code, Section 1349.

COUNT 2

Wire Fraud
(18 U.S.C. §§ 1343 and 2)

The Scheme to Defraud

13. The Federal Grand Jury incorporates paragraphs 1-3, 5-8, 11 and 12 by reference.

Interstate Wire Transmission in Furtherance of the Scheme

14. On about November 17, 2008, in the Western District of Oklahoma and elsewhere,

----- **ALEXY OLEGOVICH PETROV and
DMITRY VLADISLAVOVICH KRIVOSHEEV** -----

for the purpose of executing a scheme to materially defraud and to obtain money by means of materially false and fraudulent pretenses, representations, and promises, knowingly caused to be transmitted signals by means of wire communications in interstate commerce. In particular, **PETROV** and **KRIVOSHEEV** caused Bank of America to transmit an electronic wire of funds totaling \$19,900 from its account for PATS to **KRIVOSHEEV**'s account at Wachovia.

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

COUNT 3

**Wire Fraud
(18 U.S.C. § 1343 and 2)**

The Scheme to Defraud

15. The Federal Grand Jury incorporates paragraphs 1-3, 5-8, 11 and 12 by reference.

Interstate Wire Transmission in Furtherance of the Scheme

16. On about November 17, 2008, in the Western District of Oklahoma and elsewhere,

----- **ALEXY OLEGOVICH PETROV and
DMITRY VLADISLAVOVICH KRIVOSHEEV** -----

for the purpose of executing a scheme to materially defraud and to obtain money by means of materially false and fraudulent pretenses, representations, and promises, knowingly caused to be transmitted signals by means of wire communications in interstate commerce. In particular, **PETROV** and **KRIVOSHEEV** caused Bank of America to transmit an electronic wire of funds totaling \$19,900 from its account for PATS to **KRIVOSHEEV**'s account at WaMu.

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

COUNT 4

**Conspiracy to Commit Wire Fraud
(18 U.S.C. § 1349)**

17. The Federal Grand Jury incorporates paragraphs 1-8 by reference.

18. From about November 2008 to about April 2009, in the Western District of Oklahoma and elsewhere,

----- **ALEXY OLEGOVICH PETROV and**
MAXIM VALERYEVICH ILLARIONOV -----

knowingly and intentionally, and with interdependence, combined, conspired, and agreed with each other and with others known and unknown to the Federal Grand Jury to commit the offense of wire fraud, in violation of Title 18, United States Code, Section 1349.

The Object of the Conspiracy

19. Unknown individuals in the Ukraine obtained bank account information of unsuspecting companies such as PATS via computer intrusions using malware. Then unknown individuals directed materially fraudulent wire transfers of funds from the unsuspecting companies via a compromised proxy computer in Omaha, Nebraska. The fraudulent wire transfers were then received by either unwitting recipients who had been solicited via the internet for work-from-home positions in processing payments or by Russian nationals who had been recruited by **PETROV**. The object of the conspiracy included having those Russian nationals open bank accounts for receipt of the funds, make withdrawals from those accounts upon receipt of the funds fraudulently transferred, and then split the proceeds of those withdrawals with **PETROV**.

Manner and Means

20. The object of the conspiracy was accomplished as follows:

A. On about November 13, 2008, defendant **ALEXY OLEGOVICH PETROV** directed defendant **MAXIM VALERYEVICH ILLARIONOV** to open his account at WaMu. **ILLARIONOV** opened the account at WaMu using the name **VALERYEVICH** with a \$20 deposit.

B. On November 17, 2008, **PETROV** became aware that approximately \$20,000 had been deposited into the “**VALERYEVICH**” account at WaMu. **PETROV** drove **ILLARIONOV** to the bank to withdraw money from the account.

C. **ILLARIONOV** made two separate withdrawals at separate WaMu branches on November 17, 2008, one for \$9,000 and another for \$6,100. **ILLARIONOV** split the proceeds with **PETROV**.

All in violation of Title 18, United States Code, Section 1349.

COUNT 5

Wire Fraud
(18 U.S.C. §§ 1343 and 2)

The Scheme to Defraud

21. The Federal Grand Jury incorporates paragraphs 1-2, 4-8, and 18-20 by reference.

Interstate Wire Transmission in Furtherance of the Scheme

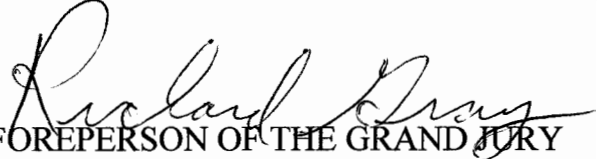
22. On about November 17, 2008, in the Western District of Oklahoma and elsewhere,

----- **ALEXY OLEGOVICH PETROV and
MAXIM VALERYEVICH ILLARIONOV** -----

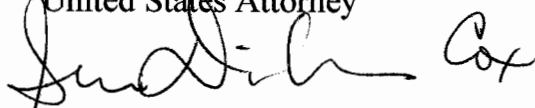
for the purpose of executing a scheme to materially defraud and to obtain money by means of materially false and fraudulent pretenses, representations, and promises, knowingly caused to be transmitted signals by means of wire communications in interstate commerce. In particular, **PETROV** and **ILLARIONOV** caused Bank of America to transmit an electronic wire of funds totaling \$19,900 from its account for PATS to **ILLARIONOV**'s account at WaMu.

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

A TRUE BILL:


FOREPERSON OF THE GRAND JURY

SANFORD C. COATS
United States Attorney


/SUSAN DICKERSON COX
Assistant U.S. Attorney