

ORIGINAL

FILED IN CHAMBERS
U.S.D.C. Atlanta

SEP 23 2014

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION

JAMES N. HATTEN, Clerk
By: *Angela J. Smith*
Deputy Clerk

UNITED STATES OF AMERICA

v.

ERIC DONYS SIMEU A/K/A
MARTELL COLLINS

Criminal Indictment

No. **1 14 - CR - 357**

THE GRAND JURY CHARGES THAT:

Count One
(Wire Fraud Conspiracy)

1. From in or about July 2011 to on or about September 3, 2014, in the Northern District of Georgia and elsewhere, the defendant, ERIC DONYS SIMEU, did knowingly and willfully combine, conspire, confederate, agree, and have a tacit understanding with each other and with other persons known and unknown to the Grand Jury to devise and intend to devise a scheme and artifice to defraud, and to obtain money and property by means of materially false and fraudulent pretenses and representations, and by omission of material facts, well knowing and having reason to know that said pretenses and representations were and would be false and fraudulent when made and caused to be made and that said omissions were and would be material, and, in so doing, causing interstate wire communications to be made in furtherance of the scheme and artifice to defraud, in violation of Title 18, United States Code, Section 1343.

Background

2. A Global Distribution System (GDS) is a company that provides travel booking services to travel agencies and travel-related websites. Airline tickets that are issued from sources other than the air carriers themselves are generally processed through a GDS company and many air carriers utilize GDS companies to handle the issuance of their tickets.

3. Customers of GDS companies, such as representatives from a travel agency or travel-related website, are issued unique login credentials that are utilized to authenticate their identity and facilitate the issuance of airline tickets on GDS servers.

4. "GDS 1" is a GDS company with its United States headquarters in Atlanta, Georgia.

5. "GDS 2" is a GDS company headquartered in Southlake, Texas.

Manner and Means

6. SIMEU and co-conspirators created fraudulent emails and fraudulent websites that appeared to come from or be sponsored by GDS 1 and GDS 2.

7. SIMEU and co-conspirators caused the fraudulent emails to be delivered to customers of GDS 1 and GDS 2, for the purpose of gaining the trust of the recipients. The fraudulent emails typically contained a hyperlink that directed the recipients to a fraudulent website.

8. SIMEU and co-conspirators fraudulently caused customers of GDS 1 and GDS 2 to enter their unique login credentials for access to GDS 1 and GDS 2 on

the fraudulent website, which was captured and stored by SIMEU and co-conspirators.

9. SIMEU and co-conspirators used the stolen login credentials to gain access to the servers of GDS 1 and GDS 2, and caused the issuance of fraudulent airline tickets from GDS 1 and GDS 2 without the permission or authorization of GDS 1 and GDS 2.

10. SIMEU and co-conspirators subsequently sold the fraudulently issued airline tickets to individuals, typically located in West Africa, for fractions of the actual ticket cost, or used the airline tickets for their own personal use.

11. For example, on or about September 3, 2014, a fraudulent airline ticket was issued from the server of GDS 2 in the passenger name "Martell Collins" for travel from Lomé, Togo to Casablanca, and then to Paris. SIMEU personally used the airline ticket, traveling under the alias "Martell Collins" utilizing a fraudulent United Kingdom passport under the same name.

12. During the period of the conspiracy, SIMEU and co-conspirators fraudulently issued airline tickets valued at over \$2 million.

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

**Counts Two Through Ten
(Wire Fraud)**

13. The Grand Jury re-alleges and incorporates by reference the factual allegations contained in paragraphs 2 through 12 as if fully set forth herein.

14. From in or about July 2011 to on or about September 3, 2014, in the Northern District of Georgia and elsewhere, the defendant, ERIC DONYS SIMEU, aided and abetted by others known and unknown to the Grand Jury, did knowingly devise and intend to devise a scheme and artifice to defraud, and to obtain money and property by means of materially false and fraudulent pretenses and representations, and by omission of material facts, well knowing and having reason to know that said pretenses and representations were and would be false and fraudulent when made and caused to be made and that said omissions were and would be material.

15. On or about the dates set forth below in Column B, for the purpose of executing and attempting to execute the scheme and artifice to defraud, and to obtain money, did, with intent to defraud, cause to be transmitted by means of wire and radio communications in interstate commerce certain signs, signals and sounds, that is, the issuance of fraudulent airline tickets from the GDS company identified in Column C, in the names of the passengers identified by initials in Column D:

A COUNT	B DATE	C GDS	D PASSENGER NAME (INITIALS)
2	07-18-2011	1	C.K.I.
3	07-24-2011	1	I.K.
4	07-24-2011	1	L.C.
5	07-26-2011	1	A.K.K.
6	07-30-2011	1	H.F.A.
7	07-30-2011	1	S.B.
8	07-30-2011	1	N.R.K.
9	10-25-2011	1	S.K.
10	06-09-2013	2	M.C.

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

**Count Eleven
(Computer Fraud)**

16. The Grand Jury re-alleges and incorporates by reference the factual allegations contained in paragraphs 2 through 12 as if fully set forth herein.

17. On or about July 18, 2011, in the Northern District of Georgia and elsewhere, the defendant, ERIC DONYS SIMEU, aided and abetted by others known and unknown to the Grand Jury, did knowingly and with the intent to defraud access a protected computer without authorization, and by means of such conduct furthered the intended fraud and obtained something of value, namely, fraudulently issued airline tickets from the server of GDS 1.

In violation of Title 18, United States Code, Sections 1030(a)(4) and 2.

**Count Twelve
(Computer Fraud)**

18. The Grand Jury re-alleges and incorporates by reference the factual allegations contained in paragraphs 2 through 12 as if fully set forth herein.

19. On or about July 30, 2011, in the Northern District of Georgia and elsewhere, the defendant, ERIC DONYS SIMEU, aided and abetted by others known and unknown to the Grand Jury, did knowingly and with the intent to defraud access a protected computer without authorization, and by means of such conduct furthered the intended fraud and obtained something of value, namely, fraudulently issued airline tickets from the server of GDS 1.

In violation of Title 18, United States Code, Sections 1030(a)(4) and 2.

**Count Thirteen
(Computer Fraud)**

20. The Grand Jury re-alleges and incorporates by reference the factual allegations contained in paragraphs 2 through 12 as if fully set forth herein.

21. On or about October 25, 2011, in the Northern District of Georgia and elsewhere, the defendant, ERIC DONYS SIMEU, aided and abetted by others known and unknown to the Grand Jury, did knowingly and with the intent to defraud access a protected computer without authorization, and by means of such conduct furthered the intended fraud and obtained something of value, namely, fraudulently issued airline tickets from the server of GDS 1.

In violation of Title 18, United States Code, Sections 1030(a)(4) and 2.

Count Fourteen
(Access Device Fraud)

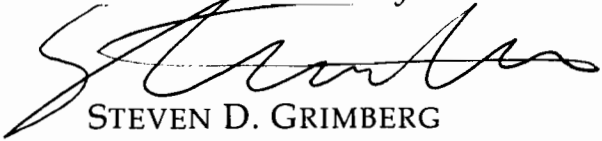
22. The Grand Jury re-alleges and incorporates by reference the factual allegations contained in paragraphs 2 through 12 as if fully set forth herein.

23. On or about June 9, 2013, in the Northern District of Georgia and elsewhere, the defendant, ERIC DONYS SIMEU, aided and abetted by others known and unknown to the Grand Jury, did knowingly and with the intent to defraud use and traffic in one or more unauthorized access devices during a one-year period, namely, stolen unique login-credentials from customers of GDS 2, and by such conduct obtained things of value aggregating \$1,000 or more during that period, namely, fraudulently issued airline tickets from the server of GDS 2, said use and trafficking affecting interstate and foreign commerce.

In violation of Title 18, United States Code, Sections 1029(a)(2) and 2.

A TRUE  BILL
FOREPERSON

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