

Presented to the Court by the foreman of the Grand Jury in open Court, in the presence of the Grand Jury and FILED in the U.S. DISTRICT COURT at Seattle, Washington.

January 31 2017  
WILLIAM M. McCOOL, Clerk

By [Signature] Deputy

UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF WASHINGTON AT TACOMA

UNITED STATES OF AMERICA,  
Plaintiff,

NO. CR16-5414 RBL

SUPERSEDING INDICTMENT

v.

CHERYL DAWN MANN,  
Defendant.

The Grand Jury charges that:

**COUNT 1**  
**(Social Security Fraud-Concealment)**

**A. Introduction**

1. As discussed herein, CHERYL DAWN MANN defrauded the United States by concealing the fact that her household had income and financial resources in excess of the allowable thresholds for the public assistance benefits she and other family members received. By this fraud, CHERYL DAWN MANN collected more than \$55,000 in federally funded benefits to which she and her family were not entitled.

2. Between 2012 and 2016, CHERYL DAWN MANN received Supplemental

1 Security Income (SSI) administered by the Social Security Administration (SSA),  
2 personally and as representative payee for both her husband, F.M., and her son, A.M.  
3 SSI program eligibility requirements impose limits on the income, assets, and resources  
4 recipients may receive or maintain and remain eligible for benefits.

5 3. SSI benefits serve as a lifeline of last resort to the poorest disabled people  
6 in the community, most of whom do not qualify for Social Security disability insurance  
7 benefits because they have not paid into the Social Security trust fund. Unlike benefits  
8 paid out of the Social Security Trust Fund, SSI benefits are funded through general tax  
9 revenues of the United States and provide monthly cash benefits to qualifying  
10 individuals. Eligibility is based on both disability and financial resources, and program  
11 rules govern what resources may be taken into account. To be eligible for SSI,  
12 beneficiaries must have household financial resources below \$3,000 and monthly income  
13 of less than \$1,100. Eligibility for SSI is by necessity determined, in large part, based on  
14 representations made by the applicant and persons with knowledge of the applicant.

15 4. CHERYL DAWN MANN and her husband F.M. concealed more than \$1  
16 million in income from casino winnings and other sources from SSA. This household  
17 income, if disclosed to SSA, would also have disqualified CHERYL DAWN MANN and  
18 her family members from the SSI they received.

19 **B. The Scheme to Defraud**

20 5. Beginning in or about April 2012, and continuing until about April 2016,  
21 within the Western District of Washington and elsewhere, CHERYL DAWN MANN,  
22 having knowledge of events and information affecting her initial and continued right to  
23 receive payment of SSI benefits, and the initial and continued right of other individuals  
24 on whose behalf she applied for and received such benefits, knowingly and willfully  
25 concealed and failed to disclose such events and information with the intent to  
26 fraudulently secure payment in a greater amount and quantity than was due and when no  
27 payment was authorized. Specifically, in collecting SSI benefits on behalf of herself, her  
28

1 husband, and her minor child, CHERYL DAWN MANN intentionally concealed and  
 2 failed to disclose her household's true income and assets. By this concealment and  
 3 failure to disclose, CHERYL DAWN MANN caused the SSA to pay her SSI benefits to  
 4 which she was not entitled.

5 All in violation of Title 42, United States Code, Section 1383a(a)(3) and Title 18,  
 6 United States Code, Section 2.

7  
 8 **COUNTS 2-8**  
 9 **(Theft of Public Funds)**

10 6. The factual allegations contained in paragraphs 1 through 5 are realleged  
 11 and incorporated by reference as though fully set forth herein.

12 7. On or about the dates set forth below, within the Western District of  
 13 Washington and elsewhere, CHERYL DAWN MANN willfully and knowingly  
 14 embezzled, stole and converted to her own use and the use of another, money of the  
 15 United States. Specifically, CHERYL DAWN MANN collected SSI benefits  
 16 administered by SSA on behalf of herself, her husband F.M., and her minor child A.M.,  
 17 to which she and her family were not entitled by falsely representing her household  
 18 income and assets. As a result of the deception, CHERYL DAWN MANN collected  
 19 federally funded benefits having an aggregate value in excess of \$1,000, including the  
 20 following specific payments, each of which constitutes a separate count of this

21 Indictment:

Count	Date	Amount	Description
2	6/1/2015	\$550.00	SSI Payment for Beneficiary Cheryl Mann
3	12/31/2015	\$550.00	SSI Payment for Beneficiary Cheryl Mann
4	2/1/2016	\$550.00	SSI Payment for Beneficiary Cheryl Mann
5	5/1/2015	\$733.00	SSI Payment for Beneficiary A.M., minor child of Cheryl Mann

6	6/1/2015	\$733.00	SSI Payment for Beneficiary A.M., minor child of Cheryl Mann
7	4/1/2014	\$220.50	SSI Payment for Beneficiary F.M., husband of Cheryl Mann
8	5/1/2014	\$220.50	SSI Payment for Beneficiary F.M., husband of Cheryl Mann

All in violation of Title 18, United States Code, Sections 641 and 2.

DATED:

A TRUE BILL: 31-1-17

*Signature of Foreperson redacted pursuant to the policy of the Judicial Conference of the United States*


FOREPERSON



ANNETTE L. HAYES  
United States Attorney



JAMES D. OESTERLE  
Assistant United States Attorney



BENJAMIN T. DIGGS  
Special Assistant United States Attorney