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UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
FORT MYERS DIVISION

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U.S. DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
FORT MYERS, FLORIDA

UNITED STATES OF AMERICA

v.

TAMMARA ANN HALL

:
:
: CASE NO. 2:13-cr- 139 -FtM- 30DNF
:
: 18 U.S.C. § 1343
:

INFORMATION

The Acting United States Attorney charges that:

COUNT ONE

A. Introduction

At all times material to the charges herein:

1. Defendant TAMMARA ANN HALL was County Commissioner, District 4, on the Lee County, Florida, Board of County Commissioners.
2. Defendant TAMMARA ANN HALL ran for reelection to the Lee County Board of County Commissioners as an incumbent in the November 2, 2010, general election.
3. Defendant TAMMARA ANN HALL maintained and had signatory authority over the Tammy Hall Campaign Account at Wachovia Bank, account number xxxxxxxxx6348.
4. Defendant TAMMARA ANN HALL maintained and had signatory authority over her personal bank account at Wachovia Bank ("Tammy Hall personal account"), account number xxxxxxxxx9887.

5. Online electronic transfers between accounts at Wachovia Bank in Florida required interstate wire authentication of the user name and password through bank servers located in Winston Salem, North Carolina, or Birmingham, Alabama.

6. Defendant TAMMARA ANN HALL sought and received campaign contributions in her bid for reelection to the Lee County Board of County Commissioners.

7. The laws of the State of Florida, specifically Florida Statutes, Section 106.1405, provided that a candidate may not use funds on deposit in a campaign account to defray normal living expenses for the candidate.

8. The laws of the State of Florida, specifically Florida Statutes, Section 106.141, provided that a candidate who is elected to office must within 90 days dispose of funds on deposit in a campaign account in accordance with Section 106.141, and file a report reflecting the disposition of said funds.

9. The laws of the State of Florida, specifically Florida Statutes, Section 106.07, provided that a candidate or designated campaign treasurer must file with the Florida Department of State detailed quarterly reports of all campaign contributions received, and all expenditures made from a campaign account, by or on behalf of such candidate.

10. Defendant TAMMARA ANN HALL reported to the Florida Department of State that she received approximately \$144,318 in monetary campaign contributions as a candidate for reelection to the Lee County Board of County Commissioners.

B. The Wire Fraud Scheme

11. Beginning in or about November 2009, and continuing until in or about November 2010, in Lee County, in the Middle District of Florida, and elsewhere,

TAMMARA ANN HALL,

defendant herein, did knowingly and willfully 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, representations, and promises, namely to obtain, divert and embezzle approximately \$33,756 contributed by donors to the Tammy Hall campaign for reelection, to convert said money to the personal use, enjoyment and benefit of defendant TAMMARA ANN HALL, and to conceal said diversion and embezzlement, utilizing transmissions by means of wire communication in interstate commerce of any writings, signs, signals, and sounds.

C. Manner and Means of the Scheme

12. It was a part of the scheme to defraud and to obtain money and property that the defendant would and did take money contributed to her campaign to pay for personal non-campaign expenses, thereby defrauding contributors to the Tammy Hall campaign for reelection.

13. It was further part of the scheme to defraud and to obtain money and property that the defendant would and did falsely fill out and cause to be publicly filed with the Florida Department of State, Division of Elections, quarterly Campaign Treasurer's Report Summaries wherein she fraudulently omitted that she had used the money for her own personal purposes unrelated to her campaign.

14. It was further part of the scheme to defraud and to obtain money and property that the defendant would and did falsely fill out and cause to be publicly filed with the Florida Department of State Division of Elections, quarterly Campaign Treasurer's Report Summaries containing false information, namely, false representations as to the purpose and nature of the expenditures she made for personal purposes.

15. It was further part of the scheme to defraud and to obtain money and property that the defendant would and did falsely omit from her quarterly Campaign Treasurer's Report Summaries certain campaign contributions from donors, which the defendant deposited directly into her personal bank account.

16. It was further part of the scheme to defraud and to obtain money and property that the defendant would and did fraudulently divert approximately \$33,756 in campaign donations for private use through various methods, including transferring funds electronically from the campaign bank account to her personal bank account, writing checks from the campaign bank account and depositing said checks into her personal bank account, and depositing directly into her personal bank account certain campaign contribution checks from donors.

17. It was further part of the scheme to defraud and to obtain money and property that the defendant would and did fraudulently spend campaign contribution money to pay personal mortgage payments to Bank of America, and to pay for American Express account expenditures on personal items, including purchases at Nordstrom, Saks Fifth Avenue, Mark Loren Designs, and Club Monaco.

D. The Wires

18. On or about the dates set forth below, in Lee County, in the Middle District of Florida, and elsewhere,

TAMMARA ANN HALL,

defendant herein, for the purpose of executing the aforesaid scheme and artifice to defraud and to obtain money and property by means of materially false and fraudulent pretenses, representations and promises, knowingly transmitted and caused to be transmitted by means of wire communication in interstate commerce from Florida through Winston-Salem, North Carolina, or Birmingham, Alabama, certain writings, signs, signals, and sounds, as set forth below.

<u>DATE</u>	<u>AMOUNT</u>	<u>TRANSACTION</u>
1/4/10	\$2,095	Online electronic transfer from Wachovia Tammy Hall Campaign account number xxxxxxxxx6348 to Wachovia Tammy Hall personal account number xxxxxxxxx9887.
3/16/10	\$2,000	Online electronic transfer from Wachovia Tammy Hall Campaign account number xxxxxxxxx6348 to Wachovia Tammy Hall personal account number xxxxxxxxx9887.
4/9/10	\$2,000	Online electronic transfer from Wachovia Tammy Hall Campaign account number xxxxxxxxx6348 to Wachovia Tammy Hall personal account number xxxxxxxxx9887.
5/7/10	\$3,975	Online electronic transfer from Wachovia Tammy Hall Campaign account number xxxxxxxxx6348 to Wachovia Tammy Hall personal account number xxxxxxxxx9887.
6/1/10	\$4,565	Online electronic transfer from Wachovia Tammy Hall Campaign account number xxxxxxxxx6348 to Wachovia Tammy Hall personal account number xxxxxxxxx9887.
6/16/10	\$3,750	Online electronic transfer from Wachovia Tammy Hall Campaign account number xxxxxxxxx6348 to Wachovia Tammy Hall personal account number xxxxxxxxx9887.

8/7/10	\$4,865	Online electronic transfer from Wachovia Tammy Hall Campaign account number xxxxxxxx6348 to Wachovia Tammy Hall personal account number xxxxxxxx9887.
9/7/10	\$2,000	Online electronic transfer from Wachovia Tammy Hall Campaign account number xxxxxxxx6348 to Wachovia Tammy Hall personal account number xxxxxxxx9887.
10/20/10	\$1,345	Online electronic transfer from Wachovia Tammy Hall Campaign account number xxxxxxxx6348 to Wachovia Tammy Hall personal account number xxxxxxxx9887.

In violation of Title 18, United States Code, Section 1343.

FORFEITURES

1. The allegations contained in Count One of this Information are hereby realleged and incorporated by reference for the purpose of alleging forfeiture pursuant to the provisions of Title 18, United States Code, Section 981(a)(1)(C), and Title 28, United States Code, Section 2461(c).

2. Upon conviction of the offense in violation of Title 18, United States Code, Sections 1343, set forth in Count One of this Information, the defendant shall forfeit to the United States of America, pursuant to Title 18, United States Code, Section 981(a)(1)(C) and Title 28, United States Code, Section 2461(c), any and all right, title, and interest she may have in any property constituting or derived from proceeds the person obtained directly or indirectly, as a result of such violation of Title 18, United States Code, Section 1343, including, but not limited to, a sum of money equal to \$33,756 in United States currency, representing the amount of proceeds obtained as a result of the offense.

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

- a. cannot be located upon the exercise of due diligence;
- b. has been transferred or sold to, or deposited with, a third party;
- c. has been placed beyond the jurisdiction of the court;
- d. has been substantially diminished in value; or
- e. has been commingled with other property which cannot be divided without difficulty,

the United States of America shall be entitled to forfeiture of substitute property under the provisions of Title 21, United States Code, Section 853(p), as incorporated by Title 28, United States Code, Section 2461(c) and Title 18, United States Code, Section 982(b).

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