

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

<b>UNITED STATES OF AMERICA</b>	:	<b>CRIMINAL NO.</b>
<b>v.</b>	:	<b>DATE FILED: August 24, 2017</b>
<b>HENRY GIBBS</b>	:	<b>VIOLATIONS:</b>
<b>BAKARY CAMARA</b>	:	<b>18 U.S.C. § 1028(f), (a)(1), (c)(3)(A)</b>
	:	<b>(conspiracy to produce identification</b>
	:	<b>documents without lawful authority – 1</b>
	:	<b>count)</b>
	:	<b>18 U.S.C. § 666(a)(1)(B), (b) (bribery - 1</b>
	:	<b>count)</b>
	:	<b>18 U.S.C. § 666(a)(2), (b) (bribery - 1</b>
	:	<b>count)</b>
	:	<b>42 U.S.C. § 408(a)(7)(B) (social security</b>
	:	<b>fraud – 2 counts)</b>
	:	<b>18 U.S.C. § 1028A(a)(1), (c)(11)</b>
	:	<b>(aggravated identity theft)</b>
	:	<b>18 U.S.C. § 1001 (false statements to</b>
	:	<b>government agents – 1 count)</b>
	:	<b>18 U.S.C. § 2 (aiding and abetting)</b>
	:	<b>Notice of forfeiture</b>

**INDICTMENT**

**COUNT ONE**

(Conspiracy to Produce Identification Documents Without Lawful Authority)

**THE GRAND JURY CHARGES THAT:**

**BACKGROUND**

At all times material to this indictment:

1. The Pennsylvania Department of Transportation (“PennDOT”) oversees programs and policies affecting highways, urban and rural public transportation, airports, railroads, ports and waterways. Amongst other responsibilities, PennDOT manages the issuance

of driver's licenses for the Commonwealth of Pennsylvania.

2. For a non-commercial driver's license, PennDOT requires an applicant visit a driver's license center and submit a completed application form, proof of identity (i.e., a social security card and one of either a birth certificate, certificate of United States citizenship, certificate of naturalization, or valid passport), proof of residency (i.e., two of either tax records, lease agreement, mortgage documents, W-2 form, current weapons permit or current utility bills), and payment. For non-United States citizens, the applicant must provide original immigration documents indicating current lawful immigration status, a valid passport and a social security card or ineligibility letter. An applicant must pass an eye screening and knowledge test in order to receive an initial non-commercial learner's permit and subsequently schedule a driving test. Once an applicant passes the driving test, PennDOT issues a non-commercial driver's license to the applicant. An applicant with an out-of-state license, which is valid or expired six months or less, must comply with these same requirements, except the knowledge and driving tests, and must surrender the out-of-state non-commercial license.

3. For a commercial driver's license, PennDOT requires an applicant visit a driver's license center and submit a completed application form and payment. For United States citizens, the applicant must provide one proof of identity (i.e., birth certificate, certificate of United States citizenship, certificate of naturalization, or valid passport). For non-United States citizens, the applicant must provide original immigration documents indicating current lawful immigration status, a valid passport and social security card or ineligibility letter. An applicant must have a non-commercial driver's license and pass a knowledge test in order to receive an initial commercial learner's permit and subsequently schedule a driving test. Once an applicant

passes the driving test, PennDOT issues a commercial driver's license to the applicant. An applicant with an out-of-state commercial license, which is valid or expired six months or less, must comply with these same requirements, except the knowledge and driving tests, and must establish identity with a social security card and one additional identity document. Also, the applicant must surrender the out-of-state commercial license.

4. Defendant HENRY GIBBS was employed by PennDOT as a driver's license examiner at the PennDOT driver's license center located at 2320 Island Ave, Philadelphia, Pennsylvania 19153. Part of his duties included honestly, and without regard to personal gain, processing applications and administering tests to applicants for driver's licenses to determine if the applicant was eligible to obtain a driver's license. Defendant GIBBS took cash payment from defendant BAKARY CAMARA to permit foreign nationals and others to obtain non-commercial and commercial driver's licenses without first taking the required tests and providing acceptable proof of residency.

#### **THE CONSPIRACY**

5. From in or about April 2014 to in or about May 2015, in the Eastern District of Pennsylvania, and elsewhere, defendants

#### **HENRY GIBBS and BAKARY CAMARA**

conspired and agreed, together and with others known and unknown to the grand jury, to produce identification documents without lawful authority, in violation of Title 18, United States Code, Sections 1028(a)(1), (c)(3)(A).

#### **MANNER AND MEANS**

It was part of the conspiracy that:

6. Defendant BAKARY CAMARA communicated by telephone with defendant HENRY GIBBS and provided the names, dates of birth, social security numbers, addresses, and/or driver's license numbers for individuals seeking driver's licenses and other identification documents, including learner's permits, from PennDOT via text messages.

7. Defendant HENRY GIBBS entered information into the PennDOT computer system that indicated that an individual had passed the knowledge test and/or driving test when they had not taken such test.

8. Defendant HENRY GIBBS uploaded test results for other customers into the PennDOT computer system as proof that an individual had passed the knowledge test and/or driving test when they had not taken such test.

9. Defendant HENRY GIBBS completed a driving test form indicating that an individual had passed the driving test when they had not taken the test.

10. Defendant HENRY GIBBS accepted falsified documents to establish proof of residency for individuals, including utility bills, cellular telephone bills, tax documents, and insurance documents.

### **OVERT ACTS**

In furtherance of the conspiracy and to accomplish its objects, defendants HENRY GIBBS, BAKARY CAMARA and others committed the following overt acts, among others, in the Eastern District of Pennsylvania, and elsewhere:

1. At various times in 2014 and 2015, defendant HENRY GIBBS processed applications for driver's licenses without regard for the applicant's eligibility that resulted in the issuance of learner's permits for individuals seeking driver's licenses with the assistance of

defendant BAKARY CAMARA. The issuance of each learner's permit is alleged as a separate overt act in furtherance of the conspiracy, as indicated below:

a. On or about April 2, 2014, defendant HENRY GIBBS processed the non-commercial learner's permit application for A.H., a person known to the grand jury, without uploading the required knowledge test results and proof of residency. Defendant GIBBS nonetheless entered information into the PennDOT computer system authorizing A.H. to receive a non-commercial learner's permit.

b. On or about April 5, 2014, defendant HENRY GIBBS processed the non-commercial learner's permit application for F.D., a person known to the grand jury, and falsely uploaded the knowledge test results dated March 29, 2014 for D.M., a person known to the grand jury, as the results for F.D. Defendant GIBBS nonetheless entered information into the PennDOT computer system authorizing F.D. to receive a non-commercial learner's permit.

c. On or about July 15, 2014, defendant HENRY GIBBS processed the non-commercial learner's permit application for M.H.A., Y.U., and B.S., persons known to the grand jury, without uploading the required knowledge test results and proof of residency for B.S. Defendant GIBBS nonetheless entered information into the PennDOT computer system authorizing M.H.A., Y.U., and B.S. to receive a non-commercial learner's permit.

d. On or about July 30, 2014, defendant HENRY GIBBS processed the non-commercial learner's permit application for D.P., a person known to the grand jury, without uploading the required knowledge test results. Defendant GIBBS nonetheless entered information into the PennDOT computer system authorizing D.P. to receive a non-commercial learner's permit.

e. On or about August 19, 2014, defendant HENRY GIBBS processed the commercial learner's permit application for Y.U. without uploading the required knowledge test results. Defendant GIBBS nonetheless entered information into the PennDOT computer system authorizing Y.U. to receive a commercial learner's permit.

f. On or about September 4, 2014, defendant HENRY GIBBS processed the non-commercial learner's permit application for O.I.I., a person known to the grand jury, without uploading the required knowledge test results. Defendant GIBBS also accepted a falsified utility bill as proof of residency and then entered information into the PennDOT computer system authorizing O.I.I. to receive a non-commercial learner's permit.

g. On or about September 16, 2014, defendant HENRY GIBBS processed the non-commercial learner's permit application for B.J.S., a person known to the grand jury, without uploading the required knowledge test results and proof of residency for B.J.S. Defendant GIBBS nonetheless entered information into the PennDOT computer system authorizing B.J.S. to receive a non-commercial learner's permit.

h. On or about September 18, 2014, defendant HENRY GIBBS processed the non-commercial learner's permit application for A.T., a person known to the grand jury, without uploading the required knowledge test results. Defendant GIBBS also failed to upload any proof of residency for A.T. Defendant GIBBS nonetheless entered information into the PennDOT computer system authorizing A.T. to receive a non-commercial learner's permit.

i. On or about September 30, 2014, defendant HENRY GIBBS entered the non-commercial learner's permit for S.M.A., a person known to the grand jury, into the PennDOT computer system. Defendant GIBBS did not upload the required knowledge test

results and proof of residency for S.M.A., but nonetheless entered information into the PennDOT computer system authorizing S.M.A. to receive a non-commercial learner's permit.

j. On or about December 9, 2014, defendant HENRY GIBBS processed the non-commercial learner's permit application for A.N., E.M. and Y.B., persons known to the grand jury, without uploading the required knowledge test results. Defendant GIBBS also failed to upload any proof of identity or residency for A.N. and accepted a falsified insurance document as proof of residency for E.M. Defendant GIBBS nonetheless entered information into the PennDOT computer system authorizing A.N., E.M. and Y.B. to receive a non-commercial learner's permit.

k. On or about December 12, 2014, defendant HENRY GIBBS processed the non-commercial learner's permit application for K.J., a person known to the grand jury, without uploading the required knowledge test results. Defendant GIBBS also failed to upload any acceptable proof of residency for K.J., but nonetheless entered information into the PennDOT computer system authorizing K.J. to receive a non-commercial learner's permit.

l. On or about December 18, 2014, defendant HENRY GIBBS processed the non-commercial learner's permit application for I.O., a person known to the grand jury, without uploading the required knowledge test results. Defendant GIBBS nonetheless entered information into the PennDOT computer system authorizing I.O. to receive a non-commercial learner's permit.

m. On or about December 23, 2014, defendant HENRY GIBBS processed the non-commercial learner's permit application for O.K. and D.D., persons known to the grand jury. Defendant GIBBS did not upload the knowledge test results for O.K. and

accepted a falsified telephone bill as proof of residency, but nonetheless entered information into the PennDOT computer system authorizing O.K. and D.D. to receive a non-commercial learner's permit.

n. On or about December 24, 2014, defendant HENRY GIBBS entered the non-commercial learner's permit for Y.K., a person known to the grand jury, into the PennDOT computer system. Defendant GIBBS did not upload any knowledge test results or proof of residence for Y.K., but nonetheless entered information into the PennDOT computer system authorizing Y.K. to receive a non-commercial learner's permit.

o. On or about January 13, 2015, defendant HENRY GIBBS, while processing the commercial learner's permit application for G.S., a person known to the grand jury, falsely entered information into the PennDOT computer system indicating G.S. had passed the knowledge test without having uploaded the test results. Defendant GIBBS nonetheless entered information into the PennDOT computer system authorizing G.S. to receive a commercial learner's permit.

p. On or about January 24, 2015, defendant HENRY GIBBS entered the non-commercial learner's permit for J.A.S., a person known to the grand jury, into the PennDOT computer system. Defendant GIBBS did not upload any application, knowledge test results or proof of residence for J.A.S. Defendant GIBBS nonetheless entered information into the PennDOT computer system authorizing J.A.S. to receive a non-commercial learner's permit.

q. On or about February 17, 2015, defendant HENRY GIBBS processed the non-commercial learner's permit application for A.S. and P.F., persons known to the grand jury, and entered the non-commercial learner's permit for A.A., a person known to the

grand jury, into the PennDOT computer system. Defendant GIBBS did not upload any knowledge test results or proof of residence for A.S., P.F. and A.A. Defendant GIBBS nonetheless entered information into the PennDOT computer system authorizing A.S., P.F. and A.A. to receive a non-commercial learner's permit.

r. On or about March 12, 2015, defendant HENRY GIBBS processed the non-commercial learner's permit application for W.S.E.C., a person known to the grand jury. Defendant GIBBS did not upload any knowledge test results for W.S.E.C. and accepted a falsified tax document as proof of residency. Defendant GIBBS nonetheless entered information into the PennDOT computer system authorizing W.S.E.C. to receive a non-commercial learner's permit.

s. On or about March 25, 2015, defendant HENRY GIBBS processed the non-commercial learner's permit application for S.S., a person known to the grand jury, and uploaded the knowledge test results dated March 25, 2015 for F.G., a person known to the grand jury, as the results for S.S. Defendant GIBBS nonetheless entered information into the PennDOT computer system authorizing S.S. to receive a non-commercial learner's permit.

t. On or about March 31, 2015, defendant HENRY GIBBS processed the non-commercial learner's permit application for M.S., a person known to the grand jury, and uploaded the knowledge test results dated March 21, 2015 for M.R., a person known to the grand jury, as the results for M.S. Defendant GIBBS also accepted a falsified tax document as proof of residency and falsely entered information into the PennDOT computer system authorizing M.S. to receive a non-commercial learner's permit.

u. On or about April 21, 2015, defendant HENRY GIBBS processed the non-commercial learner's permit application for B.S.R., a person known to the grand jury. Defendant GIBBS did not upload any knowledge test results for B.S.R. and accepted a falsified utility bill and insurance document as proof of residency. Defendant GIBBS nonetheless entered information into the PennDOT computer system authorizing B.S.R. to receive a non-commercial learner's permit.

v. On or about April 23, 2015, defendant HENRY GIBBS processed the commercial learner's permit application for S.S. and uploaded the knowledge test results dated April 4, 2015 for W.H., a person known to the grand jury, as the results for S.S. Defendant GIBBS nonetheless entered information into the PennDOT computer system authorizing S.S. to receive a commercial learner's permit.

w. On or about April 23, 2015, defendant HENRY GIBBS processed the non-commercial driver's license application for Y.C., a person known to the grand jury, who had an out-of-state non-commercial driver's license. Defendant GIBBS accepted a falsified utility bill and insurance document as proof of residency and falsely processed the commercial learner's application for Y.C. Defendant GIBBS nonetheless entered information into the PennDOT computer system authorizing Y.C. to receive a commercial learner's permit.

2. At various times in 2014 and 2015, defendant BAKARY CAMARA provided the names and other identifying information of individuals to defendant HENRY GIBBS so defendant GIBBS could arrange for those individuals to receive driver's licenses the same day or within a few days. Each text communication arranging for individuals to receive

driver's licenses is alleged as a separate overt act in furtherance of the conspiracy, as indicated below:

a. On or about August 4, 2014, defendant BAKARY CAMARA texted the name, driver's license number and date of birth of M.H.A., Y.U., B.S., F.D. and D.P. to defendant HENRY GIBBS.

b. On or about October 16, 2014, defendant BAKARY CAMARA texted the name and driver's license number of A.H. to defendant HENRY GIBBS.

c. On or about November 12, 2014, defendant BAKARY CAMARA texted the name and driver's license number of A.T. to defendant HENRY GIBBS.

d. On or about December 11, 2014, defendant BAKARY CAMARA texted the name and driver's license number of S.M.A to defendant HENRY GIBBS.

e. On or about December 22, 2014, defendant BAKARY CAMARA texted the name and driver's license number of K.J., A.N., and E.M. to defendant HENRY GIBBS.

f. On or about December 29, 2014, defendant BAKARY CAMARA texted the name, driver's license number and date of birth of D.D., O.I.I., Y.B., I.O., O.K., B.J.S., and Y.K. to defendant HENRY GIBBS.

g. On or about February 17, 2015, defendant BAKARY CAMARA texted the name, driver's license number and date of birth of Y.S.H. and A.D., persons known to the grand jury, to defendant HENRY GIBBS.

h. On or about February 24, 2015, defendant BAKARY CAMARA texted the name, driver's license number and date of birth of A.S. and P.F. to defendant HENRY GIBBS.

i. On or about March 3, 2015, defendant BAKARY CAMARA texted the name, driver's license number and date of birth of A.A. to defendant HENRY GIBBS.

j. On or about March 17, 2015, defendant BAKARY CAMARA texted the name, driver's license number and date of birth of W.S.E.C. to defendant HENRY GIBBS.

k. On or about April 7, 2015, defendant BAKARY CAMARA texted the name, driver's license number and date of birth of S.S. to defendant HENRY GIBBS.

l. On or about April 15, 2015, defendant BAKARY CAMARA texted the name, driver's license number and date of birth of M.S. to defendant HENRY GIBBS.

m. On or about April 28, 2015, defendant BAKARY CAMARA texted the driver's license number of Y.C. and S.S. to defendant HENRY GIBBS.

n. On or about May 7, 2015, defendant BAKARY CAMARA texted the name, driver's license number and date of birth of B.S.R. to defendant HENRY GIBBS.

3. At various times in 2014 and 2015, defendant HENRY GIBBS arranged for driver's licenses to be issued to individuals whose information defendant BAKARY CAMARA texted to defendant GIBBS. Each issuance of the driver's license is alleged as a separate overt act in furtherance of the conspiracy, as indicated below:

a. On or about August 4, 2014, defendant HENRY GIBBS entered information into the PennDOT computer system authorizing the issuance of a non-commercial driver's license for M.H.A., Y.U., B.S., D.P. and F.D.

b. On or about October 16, 2014, defendant HENRY GIBBS entered information into the PennDOT computer system authorizing the issuance of a non-commercial driver's license for A.H.

c. On or about November 12, 2014, defendant HENRY GIBBS entered information into the PennDOT computer system authorizing the issuance of a non-commercial driver's license for A.T.

d. On or about November 19, 2014, defendant HENRY GIBBS entered information into the PennDOT computer system authorizing the issuance of a non-commercial driver's license for M.C.

e. On or about December 11, 2014, defendant HENRY GIBBS entered information into the PennDOT computer system authorizing the issuance of a non-commercial driver's license for S.M.A.

f. On or about December 22, 2014, defendant HENRY GIBBS entered information into the PennDOT computer system authorizing the issuance of a non-commercial driver's license for K.J., A.N., and E.M.

g. On or about December 29, 2014, defendant HENRY GIBBS entered information into the PennDOT computer system authorizing the issuance of a non-commercial driver's license for O.I.I., Y.B., I.O., O.K., B.J.S., D.D., and Y.K.

h. On or about February 5, 2015, defendant HENRY GIBBS entered information into the PennDOT computer system authorizing the issuance of a non-commercial driver's license for J.A.S.

i. On or about February 17, 2015, defendant HENRY GIBBS entered information into the PennDOT computer system authorizing the issuance of a non-commercial driver's license for A.D. and S.J.H.

j. On or about February 24, 2015, defendant HENRY GIBBS entered information into the PennDOT computer system authorizing the issuance of a non-commercial driver's license for A.S. and P.F.

k. On or about March 3, 2015, defendant HENRY GIBBS entered information into the PennDOT computer system authorizing the issuance of a non-commercial driver's license for A.A.

l. On or about March 18, 2015, defendant HENRY GIBBS entered information into the PennDOT computer system authorizing the issuance of a non-commercial driver's license for W.S.E.C.

m. On or about April 7, 2015, defendant HENRY GIBBS entered information into the PennDOT computer system authorizing the issuance of a non-commercial driver's license for S.S.

n. On or about April 15, 2015, defendant HENRY GIBBS entered information into the PennDOT computer system authorizing the issuance of a non-commercial driver's license for M.S.

o. On or about April 23, 2015, defendant HENRY GIBBS entered information into the PennDOT computer system authorizing the issuance of a non-commercial driver's license for Y.C.

p. On or about May 7, 2015, defendant HENRY GIBBS entered information into the PennDOT computer system authorizing the issuance of a non-commercial driver's license for B.S.R.

q. On or about May 22, 2015, defendant HENRY GIBBS entered information into the PennDOT computer system authorizing the issuance of a commercial driver's license for S.S.

4. On or about September 24, 2014, defendant BAKARY CAMARA met with D.C., a person known to the grand jury, at the PennDOT driver's license center located at 2320 Island Ave, Philadelphia, Pennsylvania 19153. D.C. provided \$3,000 cash to defendant CAMARA to assist with getting D.C. a driver's license using another person's name, address, date of birth, and social security number.

5. On or about October 2, 2014, defendant BAKARY CAMARA met with D.C. at the PennDOT driver's license center located at 2320 Island Ave, Philadelphia, Pennsylvania 19153, where D.C. provided an additional \$2,800 cash to defendant CAMARA for D.C. to obtain a non-commercial driver's license in the name of C.D., a person known to the grand jury.

6. In or about January 2015, defendant BAKARY CAMARA met with A.B., a person known to the grand jury, and received approximately \$1,500 on behalf of G.S., a person known to the grand jury, to assist with getting G.S. a commercial driver's license.