

AO245P Judgment in a Criminal Case (Rev. 09/11)
Sheet 1

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WESTERN DISTRICT OF LOUISIANA
ALEXANDRIA, LOUISIANA

United States District Court Western District of Louisiana

UNITED STATES OF AMERICA

JUDGMENT IN A CRIMINAL CASE

v.

Case Number: 1:11CR00073-01

WILLIAM JOSEPH JOHNSON, JR.

USM Number:

Billy Guin, Jr.

Defendant's Attorney

THE DEFENDANT:

pleaded guilty to **Counts 2, 9, and 14** of the Indictment .

The defendant is adjudicated guilty of these offenses:

<u>Title & Section</u>	<u>Nature of Offense</u>	<u>Count Numbers</u>	<u>Date Offense Concluded</u>
18 U.S.C. §§1344(1) & (2)	Bank fraud	2	07/27/2006
18 U.S.C. §513(a)	Counterfeit Securities	9	10/03/2006
18 U.S.C. §1028A	Aggravated identity theft	14	07/02/2006

The defendant is sentenced as provided in pages 2 through 6 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

Counts 1, 3, 4, 5, 6, 7, 8, 10, 11, 12, and 13 of the Indictment are dismissed on the motion of the United States.

IT IS ORDERED that the defendant must notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid. If ordered to pay restitution, the defendant must notify the court and the United States attorney of any material changes in economic circumstances.

November 18, 2011

Date of Imposition of Judgment



Signature of Judge

DEE D. DRELL, United States District Judge

Name of Judge

Title of Judge

11/21/11
Date

COPY SENT:
DATE: 11/22/11
BY: mlf
TO: USP, USM

DEFENDANT: WILLIAM JOSEPH JOHNSON, JR.
CASE NUMBER: 1:11CR00073-01

IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of **thirty-four (34) months as to Counts 2 and 9 to run concurrently, and twenty-four (24) months as to Count 14 to run consecutive to Counts 2 and 9.**

The defendant is remanded to the custody of the United States Marshal.

RETURN

I have executed this judgment as follows:

Defendant delivered on _____ to _____
at _____, with a certified copy of this judgment.

UNITED STATES MARSHAL

By _____
DEPUTY UNITED STATES MARSHAL

DEFENDANT: WILLIAM JOSEPH JOHNSON, JR.
CASE NUMBER: 1:11CR00073-01

SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of **5 years as to Counts 2 and 9, and 1 year as to Count 14 to run concurrent with Counts 2 and 9 for a total term of 5 years.**

MANDATORY CONDITIONS (MC)

- 1. The defendant must report to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.
- 2. The defendant shall not commit another federal, state, or local crime.
- 3. The defendant shall not unlawfully possess a controlled substance. The defendant shall refrain from any unlawful use of a controlled substance. The defendant shall submit to one drug test within 15 days of release from imprisonment and at least two periodic drug tests thereafter, as determined by the court.
- 4. The above drug testing condition is suspended, based on the court's determination that the defendant poses a low risk of future substance abuse. (Check, if applicable.)
- 5. The defendant shall not possess a firearm, ammunition, destructive device, or any other dangerous weapon. (Check, if applicable.)
- 6. The defendant shall cooperate in the collection of DNA as directed by the probation officer. (Check, if applicable.)
- 7. The defendant shall comply with the requirements of the Sex Offender Registration and Notification Act (42 U.S.C. §16901, et seq.) as directed by the probation officer, the Bureau of Prisons, or any state sex offender registration agency in which he or she resides, works, is a student, or was convicted of a qualifying offense. (Check, if applicable.)
- 8. The defendant shall participate in an approved program for domestic violence. (Check, if applicable.)
- 9. If this judgment imposes a fine or a restitution, it is a condition of supervised release that the defendant pay in accordance with the Schedule of Payments sheet of this judgment.
- 10. The defendant must comply with the standard conditions that have been adopted by this court as well as with any additional conditions on the attached page.

STANDARD CONDITIONS OF SUPERVISION (SC)

- 1) the defendant shall not leave the judicial district without permission of the court or probation officer;
- 2) the defendant shall report to the probation officer in a manner and frequency directed by the court or probation officer;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependants and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation, unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer at least ten days prior to any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any controlled substance or any paraphernalia related to any controlled substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity and shall not associate with any person convicted of a felony, unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view of the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court; and
- 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.

DEFENDANT: WILLIAM JOSEPH JOHNSON, JR.
CASE NUMBER: 1:11CR00073-01

SPECIAL CONDITIONS OF SUPERVISION (SP)

- 1) Defendant shall apply any federal income tax refund received during the period of supervision toward any unpaid court ordered monetary obligation.
- 2) Defendant shall be subject to financial disclosure throughout the period of supervised release and shall provide U. S. Probation with all requested financial documentation. He shall report all household income to U. S. Probation as requested.
- 3) In the event restitution is not paid in full prior to the commencement of supervised release, defendant shall pay restitution at a rate of \$1,000 per month with payments to begin within 30 days of release from imprisonment.
- 4) Defendant shall participate in a substance abuse assessment and/or treatment program which may include urine testing and residential treatment under the supervision of U. S. Probation.
- 5) Defendant is prohibited from incurring new credit charges or opening additional lines of credit without approval from the probation office.
- 6) Defendant shall complete 100 hours of community service work as directed and approved by the U. S. Probation Office within the first year of supervised release.

DEFENDANT: WILLIAM JOSEPH JOHNSON, JR.
 CASE NUMBER: 1:11CR00073-01

CRIMINAL MONETARY PENALTIES

The defendant must pay the total criminal monetary penalties under the schedule of payments.

	<u>Assessment</u>	<u>Fine</u>	<u>Restitution</u>
Totals:	\$ 300.00	\$ Waived	\$ 77,390.59

The defendant must make restitution (including community restitution) to the following payees in the amounts listed below.

If the defendant makes a partial payment, each payee shall receive an approximately proportioned payment, unless specified otherwise in the priority order or percentage payment column below. However, pursuant to 18 U.S.C. § 3664(i), all nonfederal victims must be paid before the United States is paid.

<u>Name of Payee</u>	<u>*Total Loss</u>	<u>Restitution Ordered</u>	<u>Priority or Percentage</u>
Dimension Development		\$47,031.96	
Exchange Bank		19,815.48	
Peoples State Bank		5,646.68	
M & T Bank		4,896.47	
TOTALS:	\$ _	<u>\$ 77,390.59</u>	

The defendant must pay interest on restitution and a fine of more than \$2500, unless the restitution or fine is paid in full before the fifteenth day after the date of judgment, pursuant to 18 U.S.C. §3612(f). All of the payment options on Sheet 6 may be subject to penalties for delinquency and default, pursuant to 18 U.S.C. §3612(g).

The court determined that the defendant does not have the ability to pay interest, and it is ordered that:

The interest requirement is waived for restitution.

* Findings for the total amount of losses are required under Chapters 109A, 110, 110A, and 113A of Title 18, for offenses committed on or after September 13, 1994 but before April 23, 1996.

DEFENDANT: WILLIAM JOSEPH JOHNSON, JR.
CASE NUMBER: 1:11CR00073-01

SCHEDULE OF PAYMENTS

Having assessed the defendant's ability to pay, payment of the total criminal monetary penalties are due as follows:

- Payment to begin immediately with assessment.

- Special instructions regarding the payment of criminal monetary penalties: Defendant shall be subject to financial disclosure throughout the period of supervised release and shall provide U. S. Probation with all requested financial documentation. He shall report all household income to U. S. Probation as requested. In the event restitution is not paid in full prior to the commencement of supervised release, defendant shall pay restitution at a rate of \$1,000 per month with payments to begin within 30 days of release from imprisonment. The Court orders that any federal income tax refund payable to the defendant from the Internal Revenue Service will be turned over to the Clerk of Court and applied toward any outstanding balance with regard to the outstanding financial obligations ordered by the Court. Defendant is prohibited from incurring new credit charges or opening additional lines of credit without approval from the probation office.

Unless the court has expressly ordered otherwise, if this judgment imposes imprisonment, payment of criminal monetary penalties is due during imprisonment. All criminal monetary penalties, except those payments made through the Federal Bureau of Prisons' Inmate Financial Responsibility Program, are made to the clerk of court.

The defendant shall receive credit for all payments previously made toward any criminal monetary penalties imposed.

Payments shall be applied in the following order: (1) assessment, (2) restitution principal, (3) restitution interest, (4) fine principal, (5) fine interest, (6) community restitution, (7) penalties, and (8) costs, including cost of prosecution and court costs.