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UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

MAY - 5 2014

AT 8:30 AM
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UNITED STATES OF AMERICA

v.

AARON GLUCKSMAN,
a/k/a "Arthur Golden,"
a/k/a "Judah Rappaport"

: Hon. Joel A. Pisano
:
: Criminal No. 14- *246(JAP)-01*
:
: 18 U.S.C. §§ 1349 and 1957, and § 2
:
:

INFORMATION

The defendant having waived in open court prosecution by Indictment,
the United States Attorney for the District of New Jersey charges:

COUNT ONE

(Conspiracy to Commit Wire Fraud)

Relevant Entities and Individuals

1. At all times relevant to this Information, unless otherwise indicated:
 - a. Defendant AARON GLUCKSMAN, a/k/a "Arthur Golden," a/k/a "Judah Rappaport," was a resident of Brooklyn, New York, who purported to be a lawyer and property manager in connection with the fraudulent real estate transaction described herein.
 - b. Co-conspirator Eliyahu Weinstein, a/k/a "Eli Weinstein," who is the subject of a separate Indictment, Crim. No. 14-219 (JAP), concerning the fraudulent conduct described herein, was a resident of

Lakewood, New Jersey who purported to broker investment opportunities in real estate and securities, among other things.

c. Co-conspirator "F.T.," not named as a defendant herein, was a resident of Lakewood, New Jersey, an attorney with offices in Seaside Heights, New Jersey and Los Angeles, California, and co-conspirator Weinstein's partner in several fraudulent ventures.

d. 148 Investments LLC ("148 Investments") was a Delaware limited liability corporation established in or about October 2011 by co-conspirator Weinstein and co-conspirator F.T. as a purported investment vehicle. Co-conspirator Weinstein and co-conspirator F.T. controlled 148 Investments, and conducted its alleged business through, among others, bank accounts in New Jersey.

The Conspiracy

2. From in or about July 2012 through in or about May 2013, in Ocean County, in the District of New Jersey and elsewhere, defendant

**AARON GLUCKSMAN,
a/k/a "Arthur Golden,"
a/k/a "Judah Rappaport,"**

did knowingly and intentionally conspire and agree with Eliyahu Weinstein, a/k/a "Eli Weinstein," F.T., and others to devise a scheme and artifice to defraud and to obtain money and property from victim investors by means of materially false and fraudulent pretenses, representations, and promises, and, for the purpose of executing such scheme and artifice, transmitted and caused to be transmitted by means of wire communications in interstate and foreign

commerce, certain signs, signals, and sounds, contrary to Title 18, United States Code, Section 1343.

Object of the Conspiracy

3. The object of the conspiracy was for defendant GLUCKSMAN, co-conspirator Weinstein, co-conspirator F.T., and others (collectively, the “Co-Conspirators”) to enrich themselves by obtaining money from victim investors by making false and fraudulent representations relating to purported real estate investments in Florida.

Manner and Means of the Conspiracy

4. It was part of the conspiracy that defendant GLUCKSMAN, co-conspirator Weinstein, co-conspirator F.T., and others made, and caused to be made, the following materially false and misleading statements and material omissions, among others, to Victim Investor #1 and his investor group (collectively the “Florida Condominium Victims”) in connection with the purported purchase of seven Florida Condominiums:

a. First, defendant GLUCKSMAN, co-conspirator Weinstein, co-conspirator F.T. and others told the Florida Condominium Victims that co-conspirator Weinstein had the opportunity to purchase the notes on seven south Florida condominiums for approximately \$3 million in cash from a bank in a “friendly foreclosure action.”

b. Second, defendant GLUCKSMAN, co-conspirator Weinstein, co-conspirator F.T. and others represented to the Florida Condominium

Victims that the seven condominiums were originally purchased for approximately \$11 million.

c. Third, defendant GLUCKSMAN, co-conspirator Weinstein, co-conspirator F.T. and others represented that they had approximately \$1.5 million in place for the purchase of the notes, and only needed an additional approximately \$1.5 million to close the deal.

d. Fourth, defendant GLUCKSMAN, co-conspirator Weinstein, co-conspirator F.T. and others represented to the Florida Condominium Victims that the seven condominiums were earning a minimum of approximately \$780,000 per year in rental income and provided their victims fabricated documents supporting this fraudulent claim.

e. Finally, defendant GLUCKSMAN, co-conspirator Weinstein, co-conspirator F.T. and others represented that they had a lender in place that would lend them approximately \$3 million shortly after the closing at a cost of approximately \$400,000 per year, thereby allowing co-conspirator Weinstein and the Florida Condominium Victims to quickly recoup their initial investment, and earn yearly rental profits of approximately \$380,000 to divide among the group.

5. It was further part of the conspiracy that the representations made by defendant GLUCKSMAN, co-conspirator Weinstein, co-conspirator F.T. and others to the Florida Condominium Victims were false in numerous ways because, as defendant GLUCKSMAN, co-conspirator Weinstein, and co-conspirator F.T. well knew, there was no transaction involving seven Florida

condominiums. Indeed, at the time that defendant GLUCKSMAN, co-conspirator Weinstein, and co-conspirator F.T. were falsely inducing the Florida Condominium Victims to invest in this purported deal, co-conspirator Weinstein was facing trial in the District of New Jersey for conduct that included his use of some of the very same foreclosed Florida condominiums to defraud other victim investors in or around 2010, as alleged in the Indictment in United States v. Weinstein, Cr. No. 11-701 (JAP). Moreover, the documentation, including proof of rental income and e-mails showing monies being held in escrow, that defendant GLUCKSMAN, co-conspirator Weinstein, co-conspirator F.T. and others provided the Florida Condominium Victims was fraudulent, and had been created at co-conspirator Weinstein's direction.

6. It was further part of the conspiracy that based on the above misrepresentations, among others, the Florida Condominium Victims provided the Co-Conspirators approximately \$1.5 million through wire transfers and cash payments made between in or about August 2012 and in or about December 2012. Among others, the Florida Condominium Victims caused the following wires to be made from outside of New Jersey to co-conspirator F.T.'s attorney trust account in New Jersey to be used towards the purported purchase of the seven Florida condominiums:

a. On or about September 28, 2012, Victim #1 caused approximately \$600,000 to be wired from an account in Brooklyn, New York, to co-conspirator F.T.'s trust account in New Jersey.

b. On or about October 28, 2012, Victim #1 caused approximately \$238,000 to be wired from an account in Brooklyn, New York, to co-conspirator F.T.'s trust account in New Jersey.

7. It was further part of the conspiracy that, contrary to their representations to the Florida Condominium Victims, defendant GLUCKSMAN, co-conspirator Weinstein, co-conspirator F.T. and others misappropriated the Florida Condominium Victims' funds for their own use and benefit.

8. It was further part of the conspiracy that despite converting the Florida Condominium Victims' funds, from in or about December 2012 through in or about May 2013, defendant GLUCKSMAN, co-conspirator Weinstein, co-conspirator F.T. and others continued to lead the Florida Condominium Victims to believe that their investment existed and was secure, by sending them or causing others to send them reassuring e-mails and text messages during this period, including the following:

a. On or about December 11, 2012, defendant GLUCKSMAN, purporting to be an attorney named "Arthur Golden," wrote Victim #1 an e-mail in which he stated: "[W]e'll aim to close tomorrow or Thursday..."

b. On or about December 18, 2012, defendant GLUCKSMAN, again purporting to be an attorney named "Arthur Golden," wrote the following in an e-mail to Victim #1, who was complaining about delays in the contemplated transaction: "[Y]ou need to let me do my job.... Please let me know how you want to proceed next or please find yourself another attorney." In the event that Victim #1 decided to hire another attorney, defendant

GLUCKSMAN wrote: “[K]eep in mind that if I’m off the case, the whole loan gets thrown out and you will have to start from scratch.”

In violation of Title 18, United States Code, Section 1349.

COUNT TWO
(Transacting in Criminal Proceeds)

1. The allegations set forth in Paragraphs 1 and 4 through 8 of Count One of this Information are hereby repeated, realleged and incorporated as if fully set forth herein.

2. At all times relevant to Count Two of this Information, "A.M.," not named as a defendant herein, was a resident of Brooklyn, New York, who purported to be an investor in securities and real estate, and who facilitated co-conspirator WEINSTEIN's movement and use of the proceeds of various fraudulent schemes, including proceeds of the fraud described herein.

3. In addition to assisting co-conspirator Weinstein in defrauding the Florida Condominium Victims, defendant AARON GLUCKSMAN, a/k/a "Arthur Golden," a/k/a "Judah Rappaport," also assisted co-conspirator Weinstein in moving the proceeds of other fraudulent schemes in which co-conspirator Weinstein was engaged.

4. In particular, defendant GLUCKSMAN received wire transfers from a bank account in Lakewood, New Jersey in the name of 148 Investments ending in 5080 and controlled by co-conspirator Weinstein (the "5080 Account") into a bank account in Brooklyn, New York in the name of "Provincial Settlement Services Corp." ending in 7431 and controlled by defendant GLUCKSMAN (the "7431 Account"). These wire transfers represented the proceeds of various fraudulent schemes committed by co-conspirator Weinstein, with others, in violation of 18 U.S.C. §§ 1343 and 2.

5. Thereafter, defendant GLUCKSMAN transferred these fraudulent proceeds that he had received from co-conspirator Weinstein to others, including A.M., following co-conspirator Weinstein's instructions.

6. Between on or about June 29, 2012, and on or about July 2, 2012, in Ocean County, in the District of New Jersey, and elsewhere, defendant

**AARON GLUCKSMAN,
a/k/a "Arthur Golden,"
a/k/a "Judah Rappaport,"**

knowingly engaged and attempted to engage in a monetary transaction affecting interstate commerce in criminally derived property of a value greater than \$10,000, that is the receipt of approximately \$14,000 by wire transfer into the 7431 Account from the 5080 Account, and the subsequent wire transfer of this money to an account controlled by A.M., such property having been derived from specified unlawful activity, that is wire fraud, in violation of Title 18, United States Code, Sections 1343 and 2.

In violation of Title 18, United States Code, Section 1957 and Section 2.

FIRST FORFEITURE ALLEGATION

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

2. The United States hereby gives notice to the defendant that, upon conviction of the offense charged in Count 1 of this Information, the United States will seek forfeiture, in accordance with Title 18, United States Code, Section 981(a)(1)(C) and Title 28, United States Code, Section 2461(c), of any and all property, real or personal, that constitutes or is derived from proceeds traceable to the commission of such offense.

3. If by any act or omission of defendant any of the property subject to forfeiture described above:

- 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;

it is the intent of the United States, pursuant to Title 21, United States Code, Section 853(p), as incorporated by Title 28, United States Code, Section 2461(c), to seek forfeiture of any other property of the defendant up to the value of the above-described forfeitable property.

SECOND FORFEITURE ALLEGATION

1. The allegations contained in this Information are hereby incorporated and realleged by reference for the purpose of noticing forfeiture pursuant to Title 18, United States Code, Section 982(a)(1).

2. The United States hereby gives notice to the defendant that, upon conviction of Count Two of this Information, the United States will seek forfeiture in accordance with Title 18, United States Code, Section 982(a)(1), of all property involved in the offense of conviction, and all property traceable to such property.

3. If by any act or omission of defendant any of the property subject to forfeiture described above:

- 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;

it is the intent of the United States, pursuant to Title 21, United States Code,

Section 853(p), as incorporated by Title 18, United States Code, Section 982(b), to seek forfeiture of any other property of the defendant up to the value of the above-described forfeitable property.



PAUL J. FISHMAN
United States Attorney

CASE NUMBER:

**United States District Court
District of New Jersey**

UNITED STATES OF AMERICA

v.

**AARON GLUCKSMAN,
a/k/a "Arthur Golden,"
a/k/a "Judah Rappaport"**

INFORMATION FOR

18 U.S.C. § 1349
18 U.S.C. § 1957 and § 2

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