



**STATE OF CONNECTICUT, DEPARTMENT OF PUBLIC SAFETY-
INVESTIGATION REPORT (DPS-302-E) (REVISED 2/3/06)**

Report #: 1200704559 - 00174173

Report Type: Initial Report: Prosecutors Report: Supplement: Re-open: Assist: Closing:

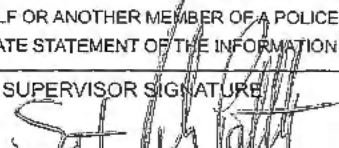
Attachments: Statements: Teletype: Photos: Sketchmap: Evidence: Other:

CFS NO 1200704559	INCIDENT DATE 12/14/2012	TIME 09:41	INCIDENT DATE 12/14/2012	TIME	PRIMARY OFFICER JEWISS, DANIEL E.	BADGE NO 0336	INVESTIGATING OFFICER VAN NESS, RACHAEL	BADGE NO 1431
INCIDENT ADDRESS 00012 Dickinson Dr/ Newtown 06482					APARTMENT NO	TOWN CD	TYPE OF EXCEPTIONAL CLEARANCE Not Applicable	CASE STATUS Active

Action Taken: On 6/17/13, during an informational group family meeting with the families of the decedents, United States Attorney Dierdre Daly provided information pertaining to the status of an ongoing criminal case against Nouel Alba, whom had pled guilty to providing false statements and wire fraud. Daly advised that there is a sentencing for Alba pending between September and November, and advised the decedent families that they were welcome to put their thoughts on the issue in writing to be read at sentencing, or were welcome to come to the sentencing and speak at it if they so desired.

A copy of the 8 page document detailing the United States of America vs. Nouel Alba, Case 3:13-cr-00010-MPS, has been attached for reference.

The status of the case remains actively under investigation.

THE UNDERSIGNED, AN INVESTIGATOR HAVING BEEN DULY SWORN DEPOSES AND SAYS THAT: I AM THE WRITER OF THE ATTACHED POLICE REPORT PERTAINING TO THIS INCIDENT NUMBER. THAT THE INFORMATION CONTAINED THEREIN WAS SECURED AS A RESULT OF (1) MY PERSONAL OBSERVATION AND KNOWLEDGE; OR (2) INFORMATION RELAYED TO ME BY OTHER MEMBERS OF MY POLICE DEPARTMENT OR OF ANOTHER POLICE DEPARTMENT; OR (3) INFORMATION SECURED BY MYSELF OR ANOTHER MEMBER OF A POLICE DEPARTMENT FROM THE PERSON OR PERSONS NAMED OR IDENTIFIED THEREIN, AS INDICATED IN THE ATTACHED REPORT. THAT THE REPORT IS AN ACCURATE STATEMENT OF THE INFORMATION SO RECEIVED BY ME.				
INVESTIGATOR SIGNATURE: /TFC RACHAEL VAN NESS/	INVESTIGATOR I.D.#: 1431	REPORT DATE: 08/19/2013 12:25 pm 04640	SUPERVISOR SIGNATURE: 	SUPERVISOR I.D.#: 130

UNITED STATES DISTRICT COURT
DISTRICT OF CONNECTICUT

FILED

2013 JUN -6 1 P 2:31

UNITED STATES OF AMERICA	:	CRIMINAL NO. 3:13CR10 (MPS)
	:	
v.	:	
	:	VIOLATIONS:
NOUEL ALBA	:	18 U.S.C. § 1343 [Wire Fraud]
	:	18 U.S.C. § 1001 [False Statements]

SUBSTITUTE INFORMATION

The Acting United States Attorney charges:

At all times relevant to this Substitute Information:

COUNT ONE
Wire Fraud
18 U.S.C. § 1343

1. Defendant NOUEL ALBA ("ALBA") resided in the State of New York.
2. ALBA had control over a Facebook account under the screen name Victorian Glam Fairys ("VGF"), the email account nouelalba453@gmail.com and a PayPal account linked to that email address.

The Scheme to Defraud

3. From approximately December 14, 2012 to December 21, 2012, the precise dates being unknown to the Acting United States Attorney, in the District of Connecticut and elsewhere, ALBA willfully, knowingly, and with intent to defraud, devised and intended 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, as more fully set forth herein, and for the purposes of executing such scheme and artifice, did knowingly transmit, and cause to be transmitted, by means of wire communication in interstate and foreign commerce, certain writings, signs, signals and sounds.

The Manner and Means of the Scheme

4. On December 14, 2012, Adam Lanza shot and killed 26 individuals, including 20 children ages six or seven, at Sandy Hook Elementary School in Newtown, Connecticut.

5. On or about December 14, 2012 at approximately 1:30 p.m., ALBA began posting information on another Facebook user's page falsely claiming to be the aunt of a child who attended Sandy Hook Elementary School. ALBA also falsely claimed to have provided pictures to law enforcement officers to help identify the shooting victims.

6. Also on or about December 14, 2012, ALBA posted on her Facebook page, "My heart is entirely destroyed knowing my little man is gone." At that time, ALBA had posted on her Facebook page pictures of children killed in the Sandy Hook Elementary School shooting, including the child that ALBA falsely claimed was her nephew.

7. On or about December 15, 2012, ALBA posted the following false information on her VGF Facebook page:

We've set up a funeral fund for my brother and families. Anyone willing to make a donation can make one either through paypal @ nouelalba453@gmail.com or by Direct Deposit @ JP Morgan Chase Bank NA & JPMC Routing Number 021409169 Account Number 7874100020982399. We like to Thank everyone for your prayers. We ask that you continue to not just pray for us but for the families who have lost their kids and parents today as well as for all those kids who experienced this nightmare. That need our support right now. Yesterday has been a complete nightmare for many of us. Many of us had hope that our loved ones where else where safe. Reality set in when they asked for photos and if our loved ones had any marks on their body that they could have identify. A part of me regrets having to be the one to identify my nephews body. I don't think I could ever fully recover from what I saw and his lifeless body just laying there. I couldn't help but to hold my nephew in my arms and than give my brother and sister in law the bad news. . . .

8. On or about December 15, 2012, ALBA also posted the following false

information on her VGF Facebook page:

We ask that everyone please respect our privacy and our community privacy and does not share or leak out any photos to the media that is posted on here or on any of the victims FB Page.

* * *

To those who have made donations to help our families out with funeral cost thank you so much. Every bit counts and Thank You so much for all the prayers.

* * *

We've set up a funeral fund for my brother and families. Anyone willing to make a donation can make one either through paypal @ nouelalba453@gmail.com or by Direct Deposit @ JP Morgan Chase Bank NA & JPMC Routing Number 021409169 Account Number 7874100020982399. Every bit of donations helps each family with expense. As we work together and start the week making arrangements for our loved ones.

9. On or about December 16, 2012, ALBA wrote the following in an email to officers of the Sandy Hook Elementary School Parent Teacher Association (PTA): "Hello, My condolences to everyone and sending you all prayers. I'm an Artist in NYC also the founder of NYC Hurricane Relief and we have paused on our operation of Hurricane Sandy right now. Due to one of our member's losing their nephew." Two of the PTA officers responded, and ALBA was instructed to contact the Newtown Public Schools office.

10. After sending her email to the Sandy Hook Elementary School PTA officers, ALBA began misrepresenting to potential victim-donors that she had a personal relationship with the Sandy Hook Elementary School PTA, further supporting her claim to be the aunt of a victim of the Sandy Hook Elementary School shooting in an attempt to induce victim-donors to send money to ALBA.

11. On or about December 16, 2012, ALBA wrote a message to another Facebook

user, which included the following:

If you choose to continue to want to show your support for the surviving families and kids as well as Teachers come January I will post information on how you can do so. I will set something up and when things get more settle I will connect those who are coordinating things with Laura who is one of the PTA moms of Sandy Hook Elementary School. We just need time to get passed the next few weeks right now. Please don't worry about monetary donations or feel bad about not being able to donate. We have set up a fund however that isn't as important as reaching out with words of encouragement or anything you ladies will make for the families or both the families who lost a child, sister, brother or a mother along with the families who survived Dec. 14, 2013 horror. Right now there really isn't much set up since we all are still trying to understand Friday's event. And grieve for our own lost. And trying to figure our how to help those kids who's innocence where taking from them. We lost [ALBA's purported nephew]. The day our baby was killed by that asshole he killed this family. We could have lost all 3 including my nieces 1 in which is [ALBA's purported nephew]'s Twin sister. [ALBA's purported nephew] had multiple gun shot wound to his little body. Hard for any of us to grasp this right now.

* * *

Once things get more settled out here who ever is coordinating anything I will put you in contact with the PTA Moms. They told me they would hold family scrapbook night events at the school for the kids and family. So they know how much arts & craft can help heal the heart.

ALBA included funeral information for three of the Sandy Hook Elementary School shooting victims, including for the child who she falsely claimed was her nephew, along with his picture.

12. On or about December 16, 2012, ALBA spoke on the telephone with VICTIM DONOR #1, a resident of the State of New York. ALBA again falsely claimed to be the aunt of a Sandy Hook Elementary School shooting victim, whom she identified by name, and to have gone into Sandy Hook Elementary School to identify her nephew's body.

13. ALBA wrote the following in text messages to VICTIM DONOR #1:
- a. On or about December 16, 2012: "Im staying strong. Just finished the funeral arrangement. I posted it in the grooup an fb"
 - b. On or about December 16, 2012, falsely claiming to be in attendance at a prayer service held at Newtown High School: "I just died and went to heaven hearing the rabbi sing [at] Newtown high for the service pres is here met with most the families."
 - c. On or about December 16, 2012, in response to VICTIM DONOR #1's question about whether ALBA was at the prayer service when President Barak Obama spoke: "No im sitting in my car. Emotionally I cant deal with it right now ..tomorrow ill see [ALBA's purported nephew] in a casket and that will be hard enough to handle. Good God. Im sure hell give a good speech. He met with us hugged us even cryd with us. Hes. Really down to earth"
 - d. On or about December 17, 2012, in response to VICTIM DONOR #1's inquiry as to ALBA's emotional well-being: "Ima mess. Not looking forward to see that casket and [ALBA's purported nephew] in it. Scary feeling cause that is what will kill us all today. 11 gun shot in his little body or take those bullets. The guilt we have just keeps building up. I can't bare the pain the fear he went through. We always promised to protect him and the 1time we needed to be there we weren't there to protect him"
 - e. On or about December 17, 2012: "It's hard havinh to leave your baby at a cemetery but harder hearing my sister in law keep saying how she is suppose to live without her baby. Harder for her hese kids already lost a brother they can't lose their mother. Me cause i can't think as [ALBA's purported nephew's] aunt anymore. I've seen people in her state of mind and the outcome is never a good one. Which is why ima stick anround."

14. Based on ALBA's false Facebook postings and text messages, individuals, including VICTIM DONOR #1, donated money to ALBA's PayPal account between December 15, 2012 and December 18, 2012.

The Execution of the Scheme

15. On or about December 16, 2012, in the District of Connecticut and elsewhere, for the purpose of executing and attempting to execute the aforementioned scheme and artifice to defraud and to obtain money and property by means of materially false and fraudulent pretenses, representations and promises, as described above, ALBA did knowingly transmit, and cause to be transmitted, by means of wire communication in interstate commerce, an email from the address "nouelalba453@gmail.com" to the Sandy Hook Elementary School PTA officers at the email addresses "jenniferdawnochs@gmail.com," "jennifertaylor1837@gmail.com," "traceyjaeger@sbcglobal.net," "lauraktaylor01@yahoo.com" and "julia_crisci@medco.com."

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

COUNT TWO

False Statements to the Government
18 U.S.C. § 1001

16. The allegations contained in Paragraphs 1 through 14 of this Substitute Information are repeated and realleged and incorporated by reference as though fully set forth herein.

17. On or about December 21, 2012, ALBA voluntarily participated in a telephone interview with Special Agents of the Federal Bureau of Investigation ("FBI").

18. It was material to the FBI's investigation to determine, among other things:

- a. whether ALBA had control over her Facebook page and was responsible for posting misrepresentations concerning her personal connection with the Sandy Hook Elementary School shooting;

b. whether ALBA had used other means to solicit donations from victim-donors; and

c. whether ALBA had control over her PayPal account, to which victim-donors had sent their donations.

19. On or about December 21, 2012, within the District of Connecticut and elsewhere, ALBA, in a matter within the jurisdiction of the Federal Bureau of Investigation, an agency of the executive branch of the Government of the United States, did knowingly and willfully make a false, fraudulent, and fictitious material statement and representation, in that:

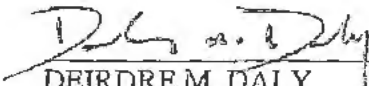
a. ALBA falsely stated to the FBI Special Agents that she was not involved in any postings on her Facebook page regarding her personal connection to the Sandy Hook Elementary School shooting; in truth and in fact, as ALBA well knew, ALBA had used her Facebook page to misrepresent that she was the aunt of a Sandy Hook Elementary School shooting victim and was collecting donations for her nephew's funeral fund, inducing victim-donors, including VICTIM DONOR #1, to send money to ALBA's PayPal account;

b. ALBA falsely stated to the FBI Special Agents that she did not have any phone contact with any person about posts on her Facebook page regarding the Sandy Hook Elementary School shooting; in truth and in fact, as ALBA well knew, ALBA had repeated, confirmed and expanded on the misrepresentations posted on her Facebook page—including that she was the aunt of a Sandy Hook Elementary School shooting victim and was collecting donations for her nephew's funeral fund—in text messages and telephone calls with victim-donors, including with VICTIM DONOR #1, inducing them to send money to ALBA's PayPal account;

c. ALBA falsely stated to the FBI Special Agents that, when her PayPal account information was posted to her Facebook page on December 15, 2012, ALBA's PayPal account was inactive and that she did not even know the password because she had not used it for so long; in truth and in fact, as ALBA well knew, ALBA had logged into her PayPal account on December 14, 2012.

In violation of Title 18, United States Code, Section 1001(a).

UNITED STATES OF AMERICA


DEIRDRE M. DALY
ACTING UNITED STATES ATTORNEY


JONATHAN N. FRANCIS
ASSISTANT UNITED STATES ATTORNEY