

Office of Inspector General

Closed Cases

July 1, 2013 – December 31, 2013



JAMES W. HEATH

INSPECTOR GENERAL

Office of Inspector General Closed Cases

The Office of Inspector General (OIG) considers a case closed once an OIG file manager completes their investigation and the Inspector General approves a finding. The OIG closed 22 cases between July and December of 2013. The following is a brief summary of cases closed during this period.

2012-008

Complainant alleged that the Department of Human Services was intentionally withholding payment to a contractor. The OIG concluded that the payments were delayed due to outside funding issues and the complainant later received payments for the services performed.

2012-009

The director of the Buildings, Safety Engineering and Environmental Department (BSEED) submitted a complaint that a BSEED inspector inappropriately accepted a payment from a private business owner to obtain BSEED authorizations required for the operation of a used car lot. The OIG determined that several inspection reports of the business's location were forged and the OIG referred the case to the Michigan Department of Attorney General. The public servant was later charged with one (1) felony and one (1) misdemeanor in the 36th District Court (See Exhibit A) as part of an already existing criminal investigation.

2013-002

Complainant alleged that two public servants in the Payroll-Audit Division improperly collected disability benefits while working for the City of Detroit. The OIG investigated the allegation, determined that there was probable cause that a crime had been committed, and submitted the case to the Criminal Division of the Michigan Department of Attorney General. The public servants were charged in 36th District Court. (See Exhibit B)

2013-004

Complainant alleged that a Public Lighting Department public servant neglected to receive approval to work a second full time position with a Detroit public school. The OIG confirmed the employee's dual employment and referred the finding to the director of the Public Lighting Department who issued a suspension in accordance with department policy.

2013-006

Complainant alleged that a charity was misusing grant funds provided by the City of Detroit. The OIG found insufficient evidence to sustain the allegation as the charity in question was not receiving any funding from the City of Detroit.

2013-007

Complainant alleged that a contractor for the Detroit Water and Sewerage Department (DWSD) failed to remove debris left over from a water line excavation. The OIG confirmed that debris remained at the site. DWSD removed the debris because the contractor in question, Ferguson Construction, was already the subject of criminal and administrative review by city officials and federal law enforcement agencies.

2013-009

The Senior Accountants, Analysis and Appraisers (SAAA) Union alleged that the City of Detroit Payroll Department did not defer union dues collected from applicable City employees to the SAAA. The OIG found no evidence to support the allegation.

2013-011

Complainant alleged that the Recreation Department charged him excessive fees to utilize a city park. The OIG reviewed the rates and found that they were consistent with city policy as well as rates charged by communities throughout the state.

2013-013

Complainant alleged that a public servant in the Planning and Development Department abused her authority by mistreating subordinate employees, engaging in inappropriate relationships with employees, and improperly hiring relatives. The OIG found no evidence to support the allegations.

2013-014

Complainant's vehicle had been sold at auction by the Municipal Parking Department (MPD) for nonpayment of tickets. She alleged that MPD public servants had abused their authority by improperly booting her vehicle. She also alleged that public servants had provided her personal identifying information to a third party after the person who eventually purchased her vehicle came to her home in an attempt to sell the car back to the complainant. The OIG determined that no public servant engaged in inappropriate action, and that the likely source of identifying the information was material left in the car by the original owner.

2013-015

Complainant alleged that BSEED abused their authority by forcing a new business to pay delinquent inspection fees incurred by the previous owner of the property. The OIG referred this case to the BSEED Business Advocate.

2013-020

Complainant alleged that a private business owner paid a BSEED public servant to bypass permit and zoning processes necessary to open a new business. The OIG found that the person in question did assist the business owner, but had not worked for the City of Detroit for approximately five years prior to his involvement in the project. Further, BSEED appeared to have followed established procedure in dealing with the project. Accordingly, the OIG closed the case.

2013-021

Complainant alleged that a towing company erroneously towed an individual's car from a parking lot within the City of Detroit. The OIG determined that the owner of the lot hired the towing company to remove vehicles that had improperly parked in his private lot. No contractual agreement existed between the towing company and the City of Detroit. Therefore, the towing company did not fall under the OIG's jurisdiction.

2013-022

Complainant alleged that a BSEED inspector was working a second job while on the clock for the City. The OIG found no evidence to support the complainant's allegations.

2013-NA-0027

Complainant found what she believed to be a duplicate or unauthorized invoice from Morton Salt, a contractor doing business with the City of Detroit. The OIG determined that the invoice was accidentally placed in a mailbox belonging to the complainant. The OIG further concluded that the invoice was valid and closed the case.

2013-NA-0030

Complainant alleged that he could identify a vehicle that was involved in a pedestrian “hit and run” incident. The OIG closed the case after ensuring that the information was forwarded to the Detroit Police Department (DPD).

2013-NA-0032

Complainant alleged that a DPD officer filed a fraudulent disability claim for a work related injury. The OIG found no evidence to support the complainant’s allegations.

2013-DW-0035

Complainants alleged that a public servant with the Municipal Parking Department regularly left during his work hours to go to a second job outside of the city. The employee voluntarily resigned following the initiation of the OIG’s investigation.

2013-DA-0052

Complainant alleged that former Council President Saunteel Jenkins abused her authority when she terminated the complainant’s employment as an appointed member of the City Council staff. The OIG determined that the former Council President did not act in a fraudulent or abusive manner.

2013-DC-0067

The Chief Zoning Administrator for BSEED referred a complaint to the OIG after she was notified that an individual claiming to be a BSEED inspector attempted to solicit a bribe from a local business owner. The individual claiming to be a BSEED inspector only identified himself as “Johnson.” The OIG referred the case to the Federal Bureau of Investigation (FBI).

2013-CF-0068

Complainant alleged that he had knowledge that a contractor who had previously done business with the City of Detroit was making improper payments to its workers. The City of Detroit Purchasing Department forwarded the complaint to the OIG. The OIG closed the matter after the complainant elected to withdraw his complaint without revealing the name of the involved company.

2013-DF-0072

Complainant notified the OIG that he received a payroll check from the City of Detroit even though he was no longer employed with the City. The OIG determined that the City’s Payroll Division generated the check as a result of an inputting error. The Payroll Department voided the check and the OIG closed the case.

EX. A

STATE OF MICHIGAN 38 JUDICIAL DISTRICT 3RD JUDICIAL CIRCUIT	WARRANT FELONY	DISTRICT: CIRCUIT: CTN: 96-13901178-01 MSP #:
District Court ORI: MI820365J	Circuit Court ORI: MI821095J	AG ORI: MI820025A

THE PEOPLE OF THE STATE OF MICHIGAN					Victim or complainant:	
v					PEOPLE OF THE STATE OF MICHIGAN	
JOSEPH D. NEVILLE [REDACTED]					Complaining Witness FBI S/A BYRON FOX & FBI S/A MIKE FITZGERALD	
Height:	Weight:	Hair Color:	Eye Color:	Race: Unknown	Sex: M	Date: On or about 01/01/2008-08/29/2013
City/Twp./Village DETROIT	County in Michigan WAYNE	Defendant SID		Defendant DOB [REDACTED]		
Charge(s) See Below					Maximum Penalty See Below	

STATE OF MICHIGAN, COUNTY OF WAYNE
To any peace officer or court officer authorized to make arrest: The complaining witness has filed a sworn complaint in this court stating:

COUNT 1: PUBLIC OFFICER - ACCEPTING BRIBE
did accept a gift or gratuity from Confidential Human Source 4 under an agreement or understanding that his opinion or judgment will be given in a particular manner; contrary to MCL 750.118. [750.118]
FELONY: 10 Years or \$5,000.00 plus disqualification from public office for life

COUNT 2: BRIBERY - AGENT/EMPLOYEE
did, as an agent or employee of the City of Detroit, request or accept a commission, gift, or gratuity, or a promise of a commission, gift, or gratuity for himself, according to an agreement or understanding with Confidential Human Source 4 that he would act in a particular manner in relation to his principal's or employer's business; contrary to MCL 750.125. [750.125]
MISDEMEANOR: 1 Year and/or \$1,000.00

Upon conviction of a felony or an attempted felony court shall order law enforcement to collect DNA identification profiling samples.

Upon examination of the complaining witness, I find that the offense(s) charged has/have been committed and that there is probable cause to believe that Defendant committed the offense(s). THEREFORE, IN THE NAME OF THE PEOPLE OF THE STATE OF MICHIGAN, I order you to arrest and bring Defendant before the 36 District Court immediately.

The defendant may be released before arraignment if \$ _____ is posted as interim bail
by _____
Date

_____ Date

(SEAL) _____
Judge/Magistrate Bar no.

Magistrate Charles Anderson

Ex. B

STATE OF MICHIGAN 36 JUDICIAL DISTRICT 3RD JUDICIAL CIRCUIT District Court ORI: MI820385J	COMPLAINT FELONY Circuit Court ORI: MI821095J	DISTRICT: CIRCUIT: CTN: 86-14900797-01 AG ORI: MI820025A
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THE PEOPLE OF THE STATE OF MICHIGAN v		Victim or complainant STATE OF MICHIGAN UNEMPLOYMENT INS AGENCY
KHADIJAH KARIMA AHMAD [REDACTED]		Complaining Witness S/A CHARLES BRADLEY S/A MARK KACHAR
Co-defendant(s)		Date: On or about 01/01/2007 - 02/28/2012
City/Twp/Village DETROIT	County in Michigan Wayne	Defendant SID [REDACTED]
Charge(s) See Below		Maximum Penalty See Below

STATE OF MICHIGAN, COUNTY OF WAYNE
The complaining witness says that on the date above and at/or in the City of Detroit, the defendant, contrary to law,

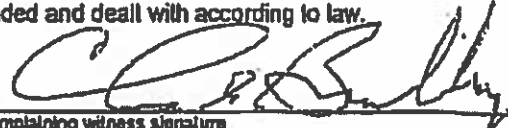
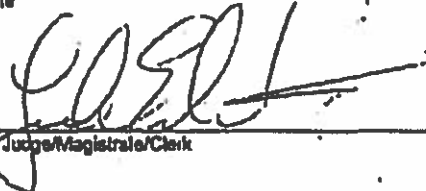
COUNT 1: : FALSE PRETENSES - \$20,000.00 OR MORE BUT LESS THAN \$50,000.00
did, with the intent to defraud or cheat, make or use a false pretense to obtain from a person money, personal property, or the use of an instrument, facility, article, or other valuable thing or service, having a value of \$20,000 or More but Less Than \$50,000; contrary to MCL 750.218(5)(a). [750.2185A].
FELONY: 15 Years and/or \$15,000.00, or 3 times the value of the money or property involved, whichever is greater.

COUNT 2: INSURANCE - FRAUDULENT ACTS
did prepare an oral or written statement knowing or believing that it would be presented by or to an insurer or an agent of an insurer, knowing that it contained false information concerning a fact material to an insurance claim, and did so intending to injure, defraud, or deceive; contrary to MCL 500.4511(1). [500.45111]
FELONY: 4 Years and/or \$50,000.00, and shall be ordered to pay restitution

COUNT 3 UNEMPLOYMENT COMPENSATION FRAUD - FALSE STATEMENT/MISREPRESENTATION - LOSS OF \$1,000 TO \$25,000
did make a false statement or representation knowing it to be false in order to obtain or increase a benefit or other payment under the Michigan Employment Security Act for herself, the amount improperly obtained, being \$1,000 or more but less than \$25,000; contrary to MCL 421.54(b)(ii)(A). [421.54BIIA]
MISDEMEANOR: 4 times the amount of fraud and 1 Year, or community service for up to 1 Year but not to exceed 2,080 hours, or a combination of imprisonment and community service not to exceed 1 Year

Upon conviction of a felony or an attempted felony court shall order law enforcement to collect DNA Identification profiling samples.

The complaining witness asks that defendant be apprehended and dealt with according to law.

Warrant authorized on <u>7/15/14</u> by: <u>DM Hart</u> Date	 Complaining witness signature
Denise M. Hart (P45127) Assistant Attorney General Michigan Department of Attorney General Criminal Division 3030 W. Grand Blvd. Cadillac Place, Suite 10-200 Detroit, MI 48202 313-456-0180	Subscribed and sworn to before me on <u>7/15/14</u> Date
<input type="checkbox"/> Security for costs posted	 Judge/Magistrate/Clerk
	<u>49 K 89</u> Bar no.

14060672

STATE OF MICHIGAN
53 JUDICIAL DISTRICT
3RD JUDICIAL CIRCUIT

COMPLAINT
FELONY

DI. DISTRICT:
CIRCUIT:
CTN: 96-14900798-01
MSP #:

THE PEOPLE OF THE STATE OF MICHIGAN

Victim or complainant:
STATE OF MICHIGAN
UNEMPLOYMENT INS
AGENCY

SHARNISE ALEXIS NULL JONES

Complaining Witness

S/A CHARLES BRADLEY
S/A MARK KACHAR

Co-defendant(s)

Date: On or about
05/01/2009 - 12/31/2012

City/Twp/Village
DETROIT

County in Michigan
Wayne

Defendant SID

Defendant DOB

Charge(s)
See Below

Maximum Penalty
See Below

STATE OF MICHIGAN, COUNTY OF WAYNE

The complaining witness says that on the date above and at/or in the City of Detroit, the defendant, contrary to law,

COUNT 1: FALSE PRETENSES - \$1,000.00 OR MORE BUT LESS THAN \$20,000.00
did, with the intent to defraud or cheat, make or use a false pretense to obtain from a person money, personal property, or the use of an instrument, facility, article, or other valuable thing or service, having a value of \$1,000.00 or more but less than \$20,000.00; contrary to MCL 750.218(4)(a). [750.2184A]
FELONY: 5 Years and/or \$10,000.00, or 3 times the value of the money or property involved, whichever is greater.

COUNT 2: INSURANCE - FRAUDULENT ACTS
did cause an oral or written statement to be presented to an insurer or an agent of an insurer, knowing that it contained false information concerning a fact material to an insurance application, and did so intending to injure, defraud, or deceive; contrary to MCL 500.4511(1). [500.45111]
FELONY: 4 Years and/or \$50,000.00, and shall be ordered to pay restitution

COUNT 3: UNEMPLOYMENT COMPENSATION FRAUD - FALSE STATEMENT/MISREPRESENTATION - LOSS OF \$1,000 TO \$25,000
did make a false statement or representation knowing it to be false in order to obtain or increase a benefit or other payment under the Michigan Employment Security Act for herself, the amount improperly obtained, being \$1,000 or more but less than \$25,000; contrary to MCL 421.54(b)(ii)(A). [421.54BIIA]
MISDEMEANOR: 4 times the amount of fraud and 1 Year, or community service for up to 1 Year but not to exceed 2,080 hours, or a combination of imprisonment and community service not to exceed 1 Year

Upon conviction of a felony or an attempted felony court shall order law enforcement to collect DNA identification profiling samples.

The complaining witness asks that defendant be apprehended and dealt with according to law.

Warrant authorized on 6-18-14 by: _____
Date
DMA Hart
Danise M. Hart (P45127)
Assistant Attorney General
Michigan Department of Attorney General
Criminal Division
3030 W. Grand Blvd. Cadillac Place, Suite 10-200
Detroit, MI 48202
313-458-0180
 Security for costs posted

Charles Bradley
Complaining witness signature
Subscribed and sworn to before me on 7-03-2014
Date
[Signature]
Judge/Magistrate/Clerk
Bar No.