

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

UNITED STATES OF AMERICA	:	Hon. Kevin McNulty
	:	
v.	:	Criminal No. 15- (KM)
	:	
DOMENICO LILLO	:	18 U.S.C. §§ 1012 and 2
a/k/a "Dominic Lillo"	:	

I N F O R M A T I O N

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

1. At all times relevant to this Information:

a. Defendant Domenico Lillo ("defendant Lillo"), was a police officer employed by the City of Bayonne, New Jersey Police Department and in or about 2011 earned a base salary of approximately \$91,000.

b. Rose Lillo, was defendant Lillo's wife and was employed by the City of Bayonne, earning a base salary of approximately \$38,000 in or about 2011.

c. The City of Bayonne Department of Community Development ("CBD CD") was a local government agency that received funds from the United States Department of Housing and Urban Development ("HUD") under a federal program that provided funding in the form of loans to low income families to rehabilitate their homes and to repair conditions that were considered to affect their health and safety, and their homes' accessibility, energy efficiency or code compliance, up to an amount of \$20,000.

d. To be eligible for a rehabilitation loan, an applicant had to reside in the home to be renovated and submit an application to the CBD CD truthfully certifying that the

combined income of the applicant and any member of his or her household was below a specified threshold.

e. Relative 1 was a relative of defendant Lillo, who received approximately \$24,000 per year in pension and social security payments.

f. Public Official 1 was the CBDCCD official who was responsible for administering the HUD program described in paragraphs 1(c) and 1(d) above.

2. There was a property in Bayonne (“Premises 1”) that was a multi-family residence owned by defendant Lillo and Rose Lillo. Defendant Lillo and Rose Lillo lived in an apartment on the first floor of Premises 1 in or about 2011. Relative 1 resided in an apartment on the second floor of Premises 1 in or about 2011.

3. There was a single-family residence in Bayonne (“Premises 2”) jointly purchased by defendant Lillo, Rose Lillo, and Relative 1 on or about April 17, 2012. Defendant Lillo and Rose Lillo continued to reside, however, at Premises 1, until in or about July 2012. Relative 1 also continued to reside at Premises 1, and used Premises 1 as his principal residence until in or about 2015.

4. In or about April 2012, Relative 1 submitted to the CBDCCD a “Home Improvement Loan Pre-Application,” (“Pre-Application”) which contained a legend warning applicants that false statements to a department or agency of the U.S. Government constituted a federal offense.

5. The Pre-Application listed Relative 1 as the sole resident of Premises 2, and, thus, included only Relative 1’s income of approximately \$24,000 per year, which fell below the \$58,700 income maximum beyond which an applicant would have been ineligible for such a loan. Had Relative 1 included on the application the combined yearly income for defendant Lillo

and Rose Lillo, Relative 1 would have been ineligible to receive the loan for which Relative 1 had applied.

6. On or about May 11, 2012, defendant Lillo, Rose Lillo, and Relative 1 attended a meeting in Bayonne with, among other people, Public Official 1. At the meeting Relative 1, with the assistance of defendant Lillo and Rose Lillo, completed and executed a “Rehabilitation Assistance Program Application,” among other forms. Premises 2 was unoccupied at the time that the application was submitted. Additionally, only Relative 1’s gross income of approximately \$25,000 was listed on the application.

7. At the May 11, 2012 meeting, Public Official 1 approved the \$20,000 loan application for Relative 1 and authorized a contractor to commence work on Premises 2.

8. On or about June 20, 2012, HUD released \$20,000 to CBDCCD in reliance on the false pretense that the work performed at Premises 2 furthered the purposes of the HUD rehabilitation program. The City of Bayonne then issued a check in the amount of \$20,000 to Relative 1 and the contractor.

9. In or about July 2012, defendant Lillo and Rose Lillo moved into Premises 2 while Relative 1 remained living in Premises 1.

10. Between in or about December 2011 and in or about July 2012, in the District of New Jersey and elsewhere, defendant

DOMENICO LILLO,

with intent to defraud, did willfully aid and abet another in the making of a false report to HUD, that is, defendant Lillo assisted with the making and submission of an application to the CBDCCD that he knew contained materially false information in order to obtain a HUD-funded \$20,000 rehabilitation loan.

In violation of Title 18, United States Code, Section 1012 and Section 2.

Paul J. Fishman/rah

PAUL J. FISHMAN
United States Attorney

CASE NUMBER: 15-43 (KM)

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UNITED STATES OF AMERICA

v.

**DOMENICO LILLO,
a/k/a/ "Dominic Lillo"**

INFORMATION FOR

18 U.S.C. §§ 1012 and 2

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