

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA**

UNITED STATES OF AMERICA	*	CRIMINAL DOCKET NO. 07-428
v.	*	SECTION: F
	*	
KIM YVETTE HESTER MARTIN	*	VIOLATIONS: 18 U.S.C. § 371
	*	18 U.S.C. § 1709
	*	
*	*	*

FACTUAL BASIS

Should this matter proceed to trial, the United States will prove beyond a reasonable doubt, through credible testimony of agents of the United States Postal Inspection Service, state and local law enforcement agencies, and the production of reliable evidence, the following facts:

From a time unknown but prior to April 2001 and continuing until or about January 2004, in the Eastern District of Louisiana and elsewhere, the defendants, **TIMOTHY B. DEDE, BENSON V. DABNEY, CLYDE LEE CASTON, LOUIN SEABROOK JACKSON, KIM YVETTE HESTER MARTIN, FELICIA DANIELLE TANNER, TYRONE LEWIS, TANYA S. PAYTON-LEWIS** and **ANTHONY MARTIN**, did knowingly combine, conspire, confederate and agree to buy, receive and unlawfully have in their possession mail or articles contained therein, including, but not limited to, personal bank checks, which had been stolen,

taken, embezzled and abstracted from the mail or an authorized depository for mail matter, knowing said mail or articles contained therein to have been stolen, taken, embezzled and/or abstracted.

During a period between April 2001 and January 2004, **TYRONE LEWIS, CLYDE LEE CASTON, KIM YVETTE HESTER MARTIN, FELICIA DANIELLE TANNER, ANTHONY MARTIN,** and **TANYA S. PAYTON-LEWIS**, alone, together, and in groups, negotiated personalized checks stolen from a United States Post Office in the Eastern District of Louisiana, to purchase goods and items of value from business establishments.

On or about August 14, 2003, the defendant, **KIM YVETTE HESTER MARTIN**, used a counterfeit Louisiana drivers license to negotiate a stolen check at Burlington Coat Factory.

On November 4, 2003, Postal Inspectors interviewed **KIM YVETTE HESTER MARTIN**. **KIM YVETTE HESTER MARTIN** was first advised of her constitutional rights and acknowledged that she both understood and waived those rights by signing a PS Form 1067. **KIM YVETTE HESTER MARTIN** then stated that she had been cashing checks stolen from the United States mail for a while. She further stated that she received most of the stolen checks from **TYRONE LEWIS**.

On December 17, 2003, Postal Inspectors again interviewed **KIM YVETTE HESTER MARTIN**. **KIM YVETTE HESTER MARTIN** was first advised of her constitutional rights and acknowledged that she both understood and waived those rights by signing a PS Form 1067. **MARTIN** then made a sworn written statement to Postal Inspectors regarding her involvement in the above described conspiracy. She stated that “Tyrone [Lewis] provided [her] with checks from numerous accounts I then cashed these checks at merchants throughout New Orleans,

including Sam's, Walmart, Rite Aid, Winn Dixie, Zales, Home Depot, Lowes, Circle K, Sav A Center, Alberstons, Circuit City, Sherman Williams, Kinko's, Target, Eckerds and Burlington Coat Factory. We split the merchandise or the money after he sold the merchandise.”

The total amount of loss caused by **KIM YVETTE HESTER MARTIN**'s participation in this conspiracy is more than thirty-thousand dollars but less than seventy-thousand dollars.

READ AND APPROVED:

SEAN M. TOOMEY
Assistant United States Attorney

DATE

JAMES J. O'CONNOR
Counsel for Defendant Kim Yvette Hester Martin

DATE

KIM YVETTE KESTER MARTIN
Defendant

DATE