

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

UNITED STATES OF AMERICA	:	CRIMINAL NO. 13-
v.	:	DATE FILED:
KENNETH MILLER	:	VIOLATION:
		18 U.S.C. § 1341(mail fraud - 1 count)
	:	18 U.S.C. § 2(a)(aiding and abetting)

INFORMATION

THE UNITED STATES ATTORNEY CHARGES THAT:

At all times pertinent to this Information:

1. Defendant KENNETH MILLER was a Delaware County District Judge from January 1970 until January 2006. He was granted Senior Judge status and worked in Philadelphia Traffic Court for approximately one year, leaving in 2008.

THE SCHEME

2. From in or about December 2010, through in or about February, 2011, defendant

KENNETH MILLER,

and others known to the United States Attorney, devised and intended to devise a scheme to defraud, and to obtain money and property by means of false and fraudulent pretenses, representations and promises.

MANNER AND MEANS

It was part of the scheme that:

3. Defendant KENNETH MILLER and others known to the United States Attorney agreed to fraudulently obtain a not guilty disposition of a traffic ticket listed for trial in Philadelphia Traffic Court by requesting that the ticket be disposed of because of favoritism rather than that it be adjudicated on the merits of the case.

4. Defendant KENNETH MILLER and others known to the United States Attorney caused to be recorded, or caused documentation to be prepared that suggested that a fair and impartial adjudication on the merits had occurred when, in reality, the ticket had been dismissed because of the extrajudicial influence exerted by defendant KENNETH MILLER.

OVERT ACTS

1. On or about December 11, 2010, unindicted coconspirator J. B. received a traffic citation from a Philadelphia Police officer for making an improper left turn, which caused an accident, and which carried a fine of \$25 and costs of \$126.50.

2. Shortly after December 11, 2010, unindicted coconspirator M.B. talked to defendant KENNETH MILLER about the ticket received by J.B., which was listed in Philadelphia Traffic Court for trial. Defendant KENNETH MILLER said that he would look into it.

3. Between December 11, 2010 and February 14, 2011, defendant KENNETH MILLER mailed the ticket received by J.B. to W.H., an administrator at Philadelphia Traffic Court and MILLER identified it as a ticket belonging to one of the court staff.

4. Shortly after their initial conversation, defendant KENNETH MILLER told M.B. that J.B. should not go to the court hearing and that he should not worry about the traffic ticket.

5. On or about February 2, 2011, KENNETH MILLER left a voice mail message for W.H., an administrator at Philadelphia Traffic Court, regarding J.B.'s citation. In this message, defendant MILLER said that J.B. got a notice and asked W.H. to check on the citation.

6. On or about February 14, 2011, a Philadelphia Traffic Court judge found J.B. not guilty despite the fact that J.B. never appeared in court.

7. Between December 2010 and February 2011, in the Eastern District of Pennsylvania and elsewhere, defendant

KENNETH MILLER

for the purpose of executing the scheme described above, having devised a scheme to defraud the City of Philadelphia and Commonwealth of Pennsylvania of money and property by means of false and fraudulent pretenses, representations, and promises, for the purpose of executing the scheme to defraud, knowingly took, received, and aided and abetted the taking and receiving, from an authorized depository for mail matter, and caused to be delivered, and aided and abetted the delivery of, by the United States mail, according to directions thereon, a letter to a Philadelphia Traffic Court administrator containing a Traffic Court citation that had been issued to J.B.

All in violation of Title 18, United States Code, Sections 1341 and 2(a).



ZANE DAVID MEMEGER
UNITED STATES ATTORNEY