

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NORTH DAKOTA  
NORTHEASTERN DIVISION

UNITED STATES OF AMERICA ) INDICTMENT  
 )  
 )  
 v. ) Case No. 2:11-CR-36  
 )  
 ) Violation: 18 U.S.C. §1163, 1001, and 2  
 )  
 JUSTIN YANKTON and )  
 BROOKE LYNETTE BLACK )

COUNT ONE

**Embezzlement and Theft from Indian Tribal Organization**

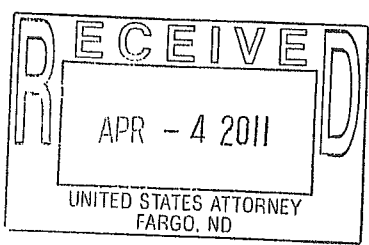
The Grand Jury Charges:

From in or about October 2008 and continuing to the date of this Indictment, in the District of North Dakota,

JUSTIN YANKTON and  
BROOKE LYNETTE BLACK

did knowingly and willfully embezzle, steal, and misapply property, that is, moneys, funds, and credits belonging to said Low Income Home Energy Assistance Program, a program administered by the Spirit Lake Tribe, Fort Totten, North Dakota, of a value in excess of \$1,000;

In violation of Title 18, United States Code, Sections 1163 and 2.



COUNT TWO

**False Statements**

The Grand Jury Further Charges:


From in or about October 2008 and continuing to the date of the Indictment, in the District of North Dakota, in a matter within the jurisdiction of the United States Department of Health and Human Services, an agency of the United States,

**BROOKE LYNETTE BLACK**

willfully and knowingly falsified, concealed, and covered up by trick, scheme, and device, a material fact, in that, as part of her effort to obtain Low Income Home Energy Assistance Program funds, she falsely represented her entitlement to such benefits and made false statements and representations to the Low Income Home Energy Assistance Program by concealing the fact that her household received income from JUSTIN YANKTON, her boyfriend, while receiving heating assistance benefits;

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

A TRUE BILL:

  
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TIMOTHY Q. PURDON  
United States Attorney

JMM:vlt