

ISMAIL J. RAMSEY (CABN 189820)
United States Attorney

THOMAS A. COLTHURST (CABN 99493)
Chief, Criminal Division

ABRAHAM FINE (CABN 292647)
Assistant United States Attorney

1301 Clay Street, Suite 340S
Oakland, California 94612
Telephone: (510) 637-3680
FAX: (510) 637-3724
Abraham.fine@usdoj.gov

Attorneys for United States of America

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

UNITED STATES OF AMERICA,	)	NO. 4:23-CR-00134-AMO
	)	[FILED MAY 3, 2023]
Plaintiff,	)	
	)	NOTICE OF RELATED CASE IN A CRIMINAL
v.	)	ACTION
	)	
FRANK MOSLEY,	)	
REGINALD MOSLEY,	)	
MARCUS WILBORN,	)	
AARON BOREN, and	)	
SCOTT CONWAY	)	
	)	
Defendants.	)	

UNITED STATES OF AMERICA,	)	NO. 4:23-CR-00136-JST
	)	[FILED MAY 4, 2023]
Plaintiff,	)	
	)	NOTICE OF RELATED CASE IN A CRIMINAL
v.	)	ACTION
	)	
KENYA ELLIS,	)	
	)	
Defendant.	)	

1 The United States of America, pursuant to Local Criminal Rule 8-1, hereby notifies the Court
 2 that the two above-captioned criminal cases are related. The first-filed case, *United States v. Frank*
 3 *Mosley et. al.*, No. 23-cr-00134-AMO, alleges that Frank Mosley, Reginald Mosley, Marcus Wilborn,
 4 Aaron Boren, and Scott Conway conspired during 2020 and 2021 to submit fraudulent loan applications
 5 to the Covid-19 Paycheck Protection Program (“PPP”). The Information alleges that these defendants
 6 obtained over \$3 million in illicit proceeds during the course of their conspiracy. The second-filed case,
 7 *United States v. Kenya Ellis*, No. 23-cr-00136-JST, alleges that Kenya Ellis engaged in a separate PPP
 8 fraud scheme in which she submitted fraudulent loan applications to the PPP. That Information also
 9 alleges that Ellis aided and advised others, including Reginald Mosley and Frank Mosley, in submitting
 10 fraudulent PPP loans on behalf of their own companies, including the fraudulent loans encompassed
 11 within the first-filed case. Although Ellis was not charged as a co-conspirator in the first-filed case, she
 12 actively participated in that scheme with Frank and Reginald Mosley, and engaged in similar conduct on
 13 her own, which she is separately charged with in the second-filed case. Based upon these facts, the
 14 cases are related within the meaning of Local Rule 8-1(b)(1) because they involve the same defendant
 15 and the same events and occurrences. Furthermore, the cases are related within the meaning of Local
 16 Rule 8-1(b)(2) because, if heard by separate judges, the actions likely would involve substantial
 17 duplication of labor by the two judges.

18 Per the requirement of Local Criminal Rule 8-1(c)(4), government counsel states that assignment
 19 of these cases to a single judge is likely to conserve judicial resources and promote an efficient
 20 determination of each action.

21
 22 DATED: May 11, 2023

Respectfully submitted,

ISMAIL J. RAMSEY
 United States Attorney

25 /s/ Abraham Fine
 26 ABRAHAM FINE
 Assistant United States Attorney