

I N D I C T M E N T

S U P R E M E C O U R T O F T H E S T A T E O F N E W Y O R K  
C O U N T Y O F B R O N X

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PEOPLE OF THE STATE OF NEW YORK  
AGAINST

(X) LIPPMAN, MICHAEL  
DEFENDANT: IBNA

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INDICTMENT #:  
GRAND JURY #: 43276/2010

COUNTS

SCHEME TO DEFRAUD IN THE FIRST DEGREE (ONE COUNT)  
OFFERING A FALSE INSTRUMENT FOR FILING IN THE FIRST DEGREE (FOUR COUNTS)  
FALSIFYING BUSINESS RECORDS IN THE FIRST DEGREE (FOUR COUNTS)  
GRAND LARCENY IN THE SECOND DEGREE (TWO COUNTS)  
GRAND LARCENY IN THE THIRD DEGREE (THREE COUNTS)  
CONFLICT OF INTEREST (ONE COUNT)

B Panel  
7th Term  
JULY 7, 2010

A TRUE BILL

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FOREPERSON

ROBERT T. JOHNSON  
DISTRICT ATTORNEY

FIRST COUNT

THE GRAND JURY OF THE COUNTY OF THE BRONX BY THIS INDICTMENT, ACCUSES THE DEFENDANT MICHAEL LIPPMAN OF THE CRIME OF SCHEME TO DEFRAUD IN THE FIRST DEGREE, IN VIOLATION OF PENAL LAW § 190.65(1)(B), COMMITTED AS FOLLOWS:

THE DEFENDANT, MICHAEL LIPPMAN ON OR ABOUT AND BETWEEN FEBRUARY 5, 2002 AND MARCH 31, 2009, IN THE COUNTY OF THE BRONX, DID ENGAGE IN A SCHEME CONSTITUTING A SYSTEMATIC ONGOING COURSE OF CONDUCT WITH INTENT TO DEFRAUD MORE THAN ONE PERSON AND SO OBTAINED PROPERTY WITH A VALUE IN EXCESS OF ONE THOUSAND DOLLARS FROM ONE OR MORE SUCH PERSONS, THAT BEING, A SUM OF UNITED STATES CURRENCY FROM THE BRONX PUBLIC ADMINISTRATOR AS ADMINISTRATOR OF THE ESTATES OF CUSHMAN, GREENBAUM, MCGOLDRICK, LASKHOFF, AND RIZZO.

SECOND COUNT

THE GRAND JURY OF THE COUNTY OF THE BRONX BY THIS INDICTMENT, ACCUSES THE DEFENDANT MICHAEL LIPPMAN OF THE CRIME OF OFFERING A FALSE INSTRUMENT FOR FILING IN THE FIRST DEGREE, IN VIOLATION OF PENAL LAW § 175.35, COMMITTED AS FOLLOWS:

THE DEFENDANT, MICHAEL LIPPMAN, ON OR ABOUT JUNE 10, 2004, IN THE COUNTY OF THE BRONX, KNOWING THAT A WRITTEN INSTRUMENT CONTAINED A FALSE STATEMENT OR FALSE INFORMATION AND WITH INTENT TO DEFRAUD THE STATE OR ANY POLITICAL SUBDIVISION, PUBLIC AUTHORITY, OR PUBLIC BENEFIT CORPORATION OF THE STATE, DID OFFER OR PRESENT IT TO A PUBLIC OFFICE OR PUBLIC SERVANT WITH THE KNOWLEDGE OR BELIEF THAT IT WOULD BE FILED WITH, REGISTERED OR RECORDED IN OR OTHERWISE BECOME A PART OF THE RECORDS OF SUCH PUBLIC OFFICE OR PUBLIC SERVANT, PUBLIC AUTHORITY, OR PUBLIC BENEFIT CORPORATION, THAT BEING AN AFFIRMATION OF LEGAL SERVICES RENDERED AS COUNSEL TO THE PUBLIC ADMINISTRATOR, AS ADMINISTRATOR OF THE ESTATE OF CUSHMAN.

THIRD COUNT

THE GRAND JURY OF THE COUNTY OF THE BRONX BY THIS INDICTMENT, ACCUSES THE DEFENDANT MICHAEL LIPPMAN OF THE CRIME OF OFFERING A FALSE INSTRUMENT FOR FILING IN THE FIRST DEGREE, IN VIOLATION OF PENAL LAW § 175.35, COMMITTED AS FOLLOWS:

THE DEFENDANT, MICHAEL LIPPMAN, ON OR ABOUT JUNE 10, 2004, IN THE COUNTY OF THE BRONX, KNOWING THAT A WRITTEN INSTRUMENT CONTAINED A FALSE STATEMENT OR FALSE INFORMATION AND WITH INTENT TO DEFRAUD THE STATE OR ANY POLITICAL SUBDIVISION, PUBLIC AUTHORITY, OR PUBLIC BENEFIT CORPORATION OF THE STATE, DID OFFER OR PRESENT IT TO A PUBLIC OFFICE OR PUBLIC SERVANT WITH THE KNOWLEDGE OR BELIEF THAT IT WOULD BE FILED WITH, REGISTERED OR RECORDED IN OR OTHERWISE BECOME A PART OF THE RECORDS OF SUCH PUBLIC OFFICE OR PUBLIC SERVANT, PUBLIC AUTHORITY, OR PUBLIC BENEFIT CORPORATION, THAT BEING AN ACCOUNTING PREPARED BY MICHAEL LIPPMAN, ESQ. AS COUNSEL TO THE BRONX PUBLIC ADMINISTRATOR, AS ADMINISTRATOR FOR THE ESTATE OF CUSHMAN.

FOURTH COUNT

THE GRAND JURY OF THE COUNTY OF THE BRONX BY THIS INDICTMENT, ACCUSES THE DEFENDANT MICHAEL LIPPMAN OF THE CRIME OF FALSIFYING BUSINESS RECORDS IN THE FIRST DEGREE, IN VIOLATION OF PENAL LAW § 175.10, COMMITTED AS FOLLOWS:

THE DEFENDANT, MICHAEL LIPPMAN, ON OR ABOUT JUNE 10, 2004, IN THE COUNTY OF THE BRONX, WITH INTENT TO DEFRAUD AND WITH THE INTENT TO COMMIT ANOTHER CRIME OR TO AID OR CONCEAL THE COMMISSION THEREOF, DID MAKE OR CAUSE A FALSE ENTRY IN THE BUSINESS RECORDS OF AN ENTERPRISE, THAT BEING AN AFFIRMATION OF LEGAL SERVICES RENDERED AS COUNSEL TO THE PUBLIC ADMINISTRATOR, AS ADMINISTRATOR OF THE ESTATE OF CUSHMAN.

FIFTH COUNT

THE GRAND JURY OF THE COUNTY OF THE BRONX BY THIS INDICTMENT, ACCUSES THE DEFENDANT MICHAEL LIPPMAN OF THE CRIME OF FALSIFYING BUSINESS RECORDS IN THE FIRST DEGREE, IN VIOLATION OF PENAL LAW § 175.10, COMMITTED AS FOLLOWS:

THE DEFENDANT, MICHAEL LIPPMAN, ON OR ABOUT JUNE 10, 2004, IN THE COUNTY OF THE BRONX, WITH INTENT TO DEFRAUD AND WITH THE INTENT TO COMMIT ANOTHER CRIME OR TO AID OR CONCEAL THE COMMISSION THEREOF, DID MAKE OR CAUSE A FALSE ENTRY IN THE BUSINESS RECORDS OF AN ENTERPRISE, THAT BEING AN ACCOUNTING PREPARED BY MICHAEL LIPPMAN, ESQ. AS COUNSEL TO THE BRONX PUBLIC ADMINISTRATOR, AS ADMINISTRATOR FOR THE ESTATE OF CUSHMAN.

SIXTH COUNT

THE GRAND JURY OF THE COUNTY OF THE BRONX BY THIS INDICTMENT, ACCUSES THE DEFENDANT MICHAEL LIPPMAN OF THE CRIME OF GRAND LARCENY IN THE SECOND DEGREE, IN VIOLATION OF PENAL LAW § 155.40(1), COMMITTED AS FOLLOWS:

THE DEFENDANT, MICHAEL LIPPMAN ON OR ABOUT AND BETWEEN MARCH 5, 2002 AND JULY 7, 2010, IN THE COUNTY OF THE BRONX, DID STEAL PROPERTY HAVING A VALUE OF MORE THAN FIFTY THOUSAND DOLLARS, THAT BEING A SUM OF UNITED STATES CURRENCY, HELD BY THE BRONX PUBLIC ADMINISTRATOR AS ADMINISTRATOR TO THE ESTATE OF CUSHMAN.

SEVENTH COUNT

THE GRAND JURY OF THE COUNTY OF THE BRONX BY THIS INDICTMENT, ACCUSES THE DEFENDANT MICHAEL LIPPMAN OF THE CRIME OF OFFERING A FALSE INSTRUMENT FOR FILING IN THE FIRST DEGREE, IN VIOLATION OF PENAL LAW § 175.35, COMMITTED AS FOLLOWS:

THE DEFENDANT, MICHAEL LIPPMAN, ON OR ABOUT MARCH 1, 2005, IN THE COUNTY OF THE BRONX, KNOWING THAT A WRITTEN INSTRUMENT CONTAINED A FALSE STATEMENT OR FALSE INFORMATION AND WITH INTENT TO DEFRAUD THE STATE OR ANY POLITICAL SUBDIVISION, PUBLIC AUTHORITY, OR PUBLIC BENEFIT CORPORATION OF THE STATE, DID OFFER OR PRESENT IT TO A PUBLIC OFFICE OR PUBLIC SERVANT WITH THE KNOWLEDGE OR BELIEF THAT IT WOULD BE FILED WITH, REGISTERED OR RECORDED IN OR OTHERWISE BECOME A PART OF THE RECORDS OF SUCH PUBLIC OFFICE OR PUBLIC SERVANT, PUBLIC AUTHORITY, OR PUBLIC BENEFIT CORPORATION, THAT BEING AN AFFIRMATION OF LEGAL SERVICES RENDERED AS COUNSEL TO THE PUBLIC ADMINISTRATOR, AS ADMINISTRATOR OF THE ESTATE OF GREENBAUM.

EIGHTH COUNT

THE GRAND JURY OF THE COUNTY OF THE BRONX BY THIS INDICTMENT, ACCUSES THE DEFENDANT MICHAEL LIPPMAN OF THE CRIME OF OFFERING A FALSE INSTRUMENT, IN VIOLATION OF PENAL LAW § 175.35, FOR FILING IN THE FIRST DEGREE COMMITTED AS FOLLOWS:

THE DEFENDANT, MICHAEL LIPPMAN, ON OR ABOUT MARCH 1, 2005, IN THE COUNTY OF THE BRONX, KNOWING THAT A WRITTEN INSTRUMENT CONTAINED A FALSE STATEMENT OR FALSE INFORMATION AND WITH INTENT TO DEFRAUD THE STATE OR ANY POLITICAL SUBDIVISION, PUBLIC AUTHORITY, OR PUBLIC BENEFIT CORPORATION OF THE STATE, DID OFFER OR PRESENT IT TO A PUBLIC OFFICE OR PUBLIC SERVANT WITH THE KNOWLEDGE OR BELIEF THAT IT WOULD BE FILED WITH, REGISTERED OR RECORDED IN OR OTHERWISE BECOME A PART OF THE RECORDS OF SUCH PUBLIC OFFICE OR PUBLIC SERVANT, PUBLIC AUTHORITY, OR PUBLIC BENEFIT CORPORATION, THAT BEING AN ACCOUNTING PREPARED BY MICHAEL LIPPMAN, ESQ. AS COUNSEL TO THE BRONX PUBLIC ADMINISTRATOR, AS ADMINISTRATOR FOR THE ESTATE OF GREENBAUM.

NINTH COUNT

THE GRAND JURY OF THE COUNTY OF THE BRONX BY THIS INDICTMENT, ACCUSES THE DEFENDANT MICHAEL LIPPMAN OF THE CRIME OF FALSIFYING BUSINESS RECORDS IN THE FIRST DEGREE, IN VIOLATION OF PENAL LAW § 175.10, COMMITTED AS FOLLOWS:

THE DEFENDANT, MICHAEL LIPPMAN, ON OR ABOUT MARCH 1, 2005, IN THE COUNTY OF THE BRONX, WITH INTENT TO DEFRAUD AND WITH THE INTENT TO COMMIT ANOTHER CRIME OR TO AID OR CONCEAL THE COMMISSION THEREOF, DID MAKE OR CAUSE A FALSE ENTRY IN THE BUSINESS RECORDS OF AN ENTERPRISE, THAT BEING AN AFFIRMATION OF LEGAL SERVICES RENDERED AS COUNSEL TO THE PUBLIC ADMINISTRATOR, AS ADMINISTRATOR OF THE ESTATE OF GREENBAUM.

TENTH COUNT

THE GRAND JURY OF THE COUNTY OF THE BRONX BY THIS INDICTMENT, ACCUSES THE DEFENDANT MICHAEL LIPPMAN OF THE CRIME OF FALSIFYING BUSINESS RECORDS IN THE FIRST DEGREE, IN VIOLATION OF PENAL LAW § 175.10, COMMITTED AS FOLLOWS:

THE DEFENDANT, MICHAEL LIPPMAN, ON OR ABOUT MARCH 1, 2005, IN THE COUNTY OF THE BRONX, WITH INTENT TO DEFRAUD AND WITH THE INTENT TO COMMIT ANOTHER CRIME OR TO AID OR CONCEAL THE COMMISSION THEREOF, DID MAKE OR CAUSE A FALSE ENTRY IN THE BUSINESS RECORDS OF AN ENTERPRISE, THAT BEING AN ACCOUNTING PREPARED BY MICHAEL LIPPMAN, ESQ. AS COUNSEL TO THE BRONX PUBLIC ADMINISTRATOR, AS ADMINISTRATOR FOR THE ESTATE OF GREENBAUM

ELEVENTH COUNT

THE GRAND JURY OF THE COUNTY OF THE BRONX BY THIS INDICTMENT, ACCUSES THE DEFENDANT MICHAEL LIPPMAN OF THE CRIME OF GRAND LARCENY IN THE THIRD DEGREE, IN VIOLATION OF PENAL LAW § 155.35, COMMITTED AS FOLLOWS:

THE DEFENDANT, MICHAEL LIPPMAN ON OR ABOUT AND BETWEEN MARCH 18, 2004 AND JULY 7, 2010, IN THE COUNTY OF THE BRONX, DID STEAL PROPERTY HAVING A VALUE OF MORE THAN THREE THOUSAND DOLLARS, THAT BEING A SUM OF UNITED STATES CURRENCY, HELD BY THE BRONX PUBLIC ADMINISTRATOR AS ADMINISTRATOR TO THE ESTATE OF GREENBAUM.

TWELFTH COUNT

THE GRAND JURY OF THE COUNTY OF THE BRONX BY THIS INDICTMENT,  
ACCUSES THE DEFENDANT MICHAEL LIPPMAN OF THE CRIME OF GRAND LARCENY IN THE  
THIRD DEGREE, IN VIOLATION OF PENAL LAW § 155.35, COMMITTED AS FOLLOWS:

THE DEFENDANT, MICHAEL LIPPMAN ON OR ABOUT AND BETWEEN JANUARY 9,  
2003 AND JULY 7, 2010, IN THE COUNTY OF THE BRONX, DID STEAL PROPERTY HAVING  
A VALUE OF MORE THAN THREE THOUSAND DOLLARS, THAT BEING A SUM OF UNITED  
STATES CURRENCY, HELD BY THE BRONX PUBLIC ADMINISTRATOR AS ADMINISTRATOR TO THE  
ESTATE OF MCGOLDRICK.

THIRTEENTH COUNT

THE GRAND JURY OF THE COUNTY OF THE BRONX BY THIS INDICTMENT,  
ACCUSES THE DEFENDANT MICHAEL LIPPMAN OF THE CRIME OF GRAND LARCENY IN THE  
THIRD DEGREE, IN VIOLATION OF PENAL LAW § 155.35, COMMITTED AS FOLLOWS:

THE DEFENDANT, MICHAEL LIPPMAN ON OR ABOUT AND BETWEEN MAY 7, 2005  
AND JULY 7, 2010, IN THE COUNTY OF THE BRONX, DID STEAL PROPERTY HAVING A  
VALUE OF MORE THAN THREE THOUSAND DOLLARS, THAT BEING A SUM OF UNITED STATES  
CURRENCY, HELD BY THE BRONX PUBLIC ADMINISTRATOR AS ADMINISTRATOR TO THE ESTATE  
OF LASKHOFF.

FOURTEENTH COUNT

THE GRAND JURY OF THE COUNTY OF THE BRONX BY THIS INDICTMENT,  
ACCUSES THE DEFENDANT MICHAEL LIPPMAN OF THE CRIME OF GRAND LARCENY IN THE  
SECOND DEGREE, IN VIOLATION OF PENAL LAW § 155.40(1), COMMITTED AS FOLLOWS:

THE DEFENDANT, MICHAEL LIPPMAN ON OR ABOUT AND BETWEEN JANUARY 7,  
2005 AND JULY 7, 2010, IN THE COUNTY OF THE BRONX, DID STEAL PROPERTY HAVING  
A VALUE OF MORE THAN FIFTY THOUSAND DOLLARS, THAT BEING A SUM OF UNITED  
STATES CURRENCY, HELD BY THE BRONX PUBLIC ADMINISTRATOR AS ADMINISTRATOR TO THE  
ESTATE OF RIZZO.

FIFTEENTH COUNT

THE GRAND JURY OF THE COUNTY OF THE BRONX BY THIS INDICTMENT,  
ACCUSES THE DEFENDANT MICHAEL LIPPMAN OF THE CRIME OF CONFLICT OF INTEREST, IN  
VIOLATION OF N.Y.C. CHARTER CHAPTER 68, § 2604(B)(3), COMMITTED AS FOLLOWS:

THE DEFENDANT, MICHAEL LIPPMAN ON OR ABOUT AND BETWEEN FEBRUARY 5,  
2002 AND JULY 7, 2010, IN THE COUNTY OF THE BRONX, DID USE HIS POSITION AS A  
PUBLIC SERVANT TO OBTAIN FINANCIAL GAIN OR OTHER PRIVATE OR PERSONAL ADVANTAGE,  
DIRECT OR INDIRECT, FOR THE PUBLIC SERVANT OR ANY PERSON OR FIRM ASSOCIATED WITH  
THE PUBLIC SERVANT.

ROBERT T. JOHNSON  
DISTRICT ATTORNEY

