

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF PUERTO RICO**

UNITED STATES OF AMERICA
Plaintiff

v.

JOSE LUIS VAELLO-MADERO
Defendant

CIVIL NO.:

COMPLAINT

TO THE HONORABLE COURT:

COMES NOW Plaintiff, the United States of America, by and through its undersigned attorneys, and very respectfully STATES, ALLEGES and PRAYS:

NATURE OF THE ACTION

1. Jurisdiction of this action is conferred on this Court by 28 U.S.C. § 1345 and 42 U.S.C. § 408(a)(4).

2. Defendant in this case, Jose Luis Vaello Madero, is a Social Security Administration (SSA) Title XVI Supplemental Security Income (SSI) disability beneficiary. SSI is a Federal income supplement program funded by general tax revenues (not Social Security taxes), and you must be a U.S. resident, which excludes Puerto Rico.

3. Defendant currently resides at Barrio Las Carreras, Solar 1, Mediania Alta 1, Loiza, PR 00772.

4. After Jose Luis Vaello Madero moved to Puerto Rico on July 2013, he failed to

notify the Social Security Administration of this move. This caused the Social Security Administration to continue making payments to the defendant who misappropriated Social Security benefits and payments from July, 2013 until August 8, 2016. See Certification dated July 19, 2017, and attached as Exhibit A.

5. The total amount of Social Security Title XVI benefits illegally cashed by the defendant amounts to the sum of \$28,081.00. See Exhibit A.

WHEREFORE, the United States of America, respectfully requests from this Honorable Court a judgment against the defendant, Mr. Jose Luis Vaello Madero, in the principal amount of \$28,081.00, plus interest at the legal rate from the date of judgment as provided by law until final payment. The United States of America also requests costs and attorney fees or the 10% surcharge imposed by law if plaintiff needs to utilize the remedies provided under subchapters B or C of the Federal Debt Collection Procedures Act of 1990, 28 U.S.C 3011.

RESPECTFULLY SUBMITTED.

In San Juan, Puerto Rico, this 25th day of August, 2017.

Rosa Emilia Rodríguez-Velez
United States Attorney

s/David O. Martorani-Dale
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