

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

UNITED STATES OF AMERICA	:	Criminal No. 07-254 (FAP)
v.	:	18 U.S.C. § 1344, and
	:	18 U.S.C. § 2
SHAWN BRENNAN	:	<u>INFORMATION</u>

The defendant having waived in open court prosecution by indictment, the United States Attorney for the District of New Jersey charges:

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Background

APR 03 2008

1. At all times relevant to this information:

AT 8:30 _____ M
WILLIAM T. WAJSH
CLERK

a. SHAWN BRENNAN was a mortgage broker, employed by Market Yard

Mortgage in Freehold Boro, NJ.

b. In order to secure loans for his clients seeking to purchase homes or refinance existing home loans, SHAWN BRENNAN prepared loan applications for clients and submitted supporting documents, including Uniform Residential Loan Applications and W-2 Wage and Tax Statements, to mortgage lenders such as U.S. Bank.

c. U.S. Bank was an insured depository institution, whose deposits were insured by the Federal Deposit Insurance Corporation.

d. U.S. Bank and other lenders relied on the materials submitted by mortgage brokers on behalf of their clients to determine whether to provide mortgage loans and at what rate to provide such loans.

2. In or about February 2006, M.D. and G.D. contacted SHAWN BRENNAN seeking help in obtaining a mortgage to fund the purchase of a new home.

3. In order to obtain a mortgage loan for M.D. and G.D., SHAWN BRENNAN prepared a Uniform Residential Loan Application providing, among other things, information about M.D.'s employment.

4. On the Uniform Residential Loan Application, SHAWN BRENNAN indicated that M.D. was employed by "Brando Construction Company" in South River, NJ, and had been so employed for over four years when, in truth and in fact, "Brando Construction Company" was a fictitious entity, the address listed for "Brando Construction Company" was the home of a friend of SHAWN BRENNAN's, and M.D. was not, nor had ever been, employed by a construction company.

5. In support of the assertions on the Uniform Residential Loan Application, SHAWN BRENNAN obtained and submitted a false and fraudulent W-2 Wage and Tax Statement for M.D. reflecting earnings of \$86,400.00 from "Brando Construction" for tax year 2005.

6. Based on the representations in the documents that SHAWN BRENNAN submitted, including the false and fraudulent representations regarding M.D.'s employment and income, U.S. Bank issued a 30-year, \$367,500.00 mortgage loan with a 6.5% interest rate to M.D. and G.D. through Market Yard Mortgage.

7. On or about February 22, 2006, in Monmouth County, New Jersey ,

SHAWN BRENNAN

and others, did knowingly execute and attempt to execute a scheme and artifice to defraud a financial institution, and to obtain the moneys, funds, credits, assets, securities, and other property owned by a financial institution, by means of false and fraudulent pretenses, representations, and promises, namely by submitting false and fraudulent documents in support of a home loan application to U.S. Bank as set forth herein.

In violation of Title 18, United States Code, Section 1344 and Title 18,
United States Code, Section 2.


CHRISTOPHER J. CHRISTIE
United States Attorney