

FILED
STATE OF ALASKA
THIRD DISTRICT

IN THE DISTRICT COURT FOR THE STATE OF ALASKA
THIRD JUDICIAL DISTRICT AT ANCHORAGE

2018 AUG 2 AM 11:08
CLERK TRIAL COURTS

BY _____
DEPUTY CLERK

1
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3 STATE OF ALASKA,

4 Plaintiff,

5 vs.

6
7 REBECCA KAY HALAT

8 DOB: 04/29/1985

9 APSIN ID: 7298831

10 DMV NO.: 7204374 AK

11 ATN: 114671319

12 ~~JAREK MYRON HALAT~~

13 DOB: 03/15/1988

14 APSIN ID: 7160960

15 DMV NO.: 7099115 AK

16 ATN: 114674301

17 Defendants.

18 Case No. 3AN-18-_____ CR (Rebecca Kay Halat)

19 ~~CASE NO. 3AN-18-1219 CR (Jarek Myron Halat)~~

20 INFORMATION

21 I certify this document and its attachments do not contain the (1) name of a victim of a sexual offense listed in AS 12.61.140 or (2)
22 residence or business address or telephone number of a victim of or witness to any offense unless it is an address identifying the place of a
23 crime or an address or telephone number in a transcript of a court proceeding and disclosure of the information was ordered by the court.
24 The following counts charge a crime involving DOMESTIC VIOLENCE as defined in AS 18.66.990: NONE

25 Count I - AS 11.46.130(a)(1)

26 Theft in the Second Degree

27 Rebecca Kay Halat - 001, Jarek Myron Halat - 001

Count II - AS 11.56.210(a)(1)

Unsworn Falsification In The Second Degree

Rebecca Kay Halat - 002, Jarek Myron Halat - 002

1 THE OFFICE OF SPECIAL PROSECUTIONS CHARGES:

2 COUNT I

3 That in the Third Judicial District, State of Alaska, between on or about January
4 1, 2018 and on or about July 1, 2018, at or near Anchorage, REBECCA KAY HALAT
5 AND JAREK MYRON HALAT committed the crime of theft and the value of the
6 property or services was \$750 or more but less than \$25,000. TO WIT: Food Stamps (aka
7 SNAP Benefits).

8 All of which is a class C Felony offense being contrary to and in violation of
9 AS11.46.130(a)(1) and against the peace and dignity of the State of Alaska.

10 COUNT II

11 That in the Third Judicial District, State of Alaska, on or about January 28, 2018,
12 at or near Anchorage, REBECCA KAY HALAT AND JAREK MYRON HALAT with
13 the intent to mislead a public servant in the performance of a duty submitted a false
14 written or recorded statement, which the defendants did not believe to be true, in an
15 application for a benefit. TO WIT: Eligibility Review Form.

16 All of which is a class A Misdemeanor offense being contrary to and in violation
17 of AS 11.56.210(a)(1) and against the peace and dignity of the State of Alaska.

18 The undersigned swears under oath this Information is based upon a review of
19 police report 19-7-44409 and discovery submitted to date.

20 The defendants REBECCA KAY HALAT and JAREK HALAT are husband and
21 wife. REBECCA and JAREK began receiving Food Stamp benefits (aka SNAP benefits)
22 for their household in March 2017. The Food Stamps program is administered by the
23 Alaska Division of Public Assistance ("DPA"). Food Stamps benefits are paid for with
24 entirely Federal funds; however Alaska pays half the cost of operating the Food Stamps.

25 Eligibility is based on the household's income and resources. The maximum
26 resource/asset limit for a family of four is \$2,250.00 after DPA deductions. A household

1 that receives Food Stamps is required to recertify every six to twelve months to determine
2 if the household is still eligible.

3 Food Stamps applicants apply for Food Stamps by submitting a DPA application
4 to a DPA field office. A Food Stamps recipient submits an eligibility review form
5 (“ERF”) every six to twelve month to determine if they are still eligible to receive
6 ongoing Food Stamps benefits. DPA applications and ERFs require applicants to answer
7 following questions concerning a household’s assets and income:

- 8 • “List any houses, cabins, property, stocks, bonds, or other assets you or anyone
9 in your household owns or is buying.”
- 10 • “List how much money you or anyone in your household has in cash and bank
11 accounts.”
- 12 • “[Are] you or anyone in your household [working].”
- 13 • “List any other money you or anyone in your household receives. *Include Social
14 Security, SSI, BIA, VA, retirement, unemployment insurance, Worker’s
15 Compensation, Native assistance, child support, cash gifts, annuities, etc.*”

16 Applicants are required to sign the DPA application or ERF under penalty of
17 perjury. Typically, a Food Stamps recipient is required to undergo an eligibility
18 interview with a DPA eligibility technician (“ET”) after a DPA application or ERF is
19 filed.

20 A document entitled “Your Rights and Responsibilities” is attached to every
21 DPA application and ERF. The “Your Rights and Responsibilities” document informs
22 Alaska public assistance recipients of their change reporting requirements. For Food
23 Stamps, recipients are required to report if their household income exceeds the monthly
24 income threshold. Public assistance recipients are warned that if they provide false or
25 misleading information, or fail to report a change, they could be criminally prosecuted.
26 Public assistance recipients are required to certify on every DPA application and ERF
27 that they read, or had read to them, the “Your Rights and Responsibilities” document.

28 On or about March 1, 2017, REBECCA and JAREK applied for Food Stamps by
29 submitting a DPA application to a DPA field office in Anchorage. On or about March 1,
30 2017, JAREK underwent an eligibility interview. The ET reviewed the “Your Rights and
31 Responsibilities” document with JAREK. JAREK explained that he lived in Anchorage

1 with REBECCA and their two minor children. JAREK stated that they owned a home
2 worth \$300,000 with a mortgage balance of \$290,000. JAREK stated that he and
3 REBECCA owned one bank account at Wells Fargo with a \$500 balance. JAREK stated
4 that he was laid off by AT&T in February 2017. JAREK stated that he applied for
5 unemployment insurance benefits ("UIB"), but had not yet received the UIB. REBECCA
6 did not have any reportable income.

7 On or about March 2, 2017, DPA mailed REBECCA and JAREK a letter entitled
8 "Food Stamp Application" approved. This letter informed REBECCA and JAREK that
9 they would receive \$622 per month in Food Stamps for their household. This letter
10 further informed REBECCA and JAREK that they would receive Food Stamps through
11 August 2017, so long as their household remained eligible. This letter further informed
12 REBECCA and JAREK that their Food Stamps eligibility was based on no income.
13 REBECCA and JAREK were specially informed in the letter that they needed to report to
14 DPA when JAREK began receiving UIB. In addition, the letter reminded REBECCA
15 and JAREK that they needed to report to DPA if their household monthly income
16 exceeds \$2,730.00.

17 On or about May 11, 2017, REBECCA and JAREK's household was approved
18 for an additional six months of Food Stamps benefits. As a result, REBECCA and
19 JAREK received \$622 per month in Food Stamps from March 2017 through September
20 2017 and \$604 per month in Food Stamps from October 2017 through February 2018.
21 That total amount of Food Stamps REBECCA and JAREK received for this time period
22 was \$7,374.00.

23 On or about January 28, 2018, REBECCA and JAREK submitted an ERF to a
24 DPA field office in Anchorage. REBECCA and JAREK sought recertification of their
25 household's Food Stamps benefits. On the ERF, REBECCA and JAREK stated that they
26 lived in Anchorage with their two minor children. REBECCA and JAREK stated they
27 owned a house worth \$280,000 and they paid \$2,000 per month for the mortgage.
REBECCA and JAREK stated they owned one bank account at Wells Fargo with a
\$1,000 balance. REBECCA and JAREK stated that REBECCA worked 15 hours per

1 week at the Business Boutique and made \$20 per hour. REBECCA and JAREK did not
2 report any employment for JAREK but indicated that he received \$836 per month in UIB.
3 REBECCA and JAREK reported that their entire family receives Medicaid. REBECCA
4 and JAREK signed the ERF under penalty of perjury. REBECCA and JAREK certified
5 that they read, or had read to them, the "Your Rights and Responsibilities" document.

6 On or about January 31, 2018, JAREK underwent an eligibility interview for the
7 January 28, 2018 ERF. The ET reviewed the "Your Rights and Responsibilities"
8 document with JAREK. In response, JAREK stated that he understood and did not have
9 any questions. JAREK reiterated the information on the January 28, 2018 ERF. JAREK
10 informed the ET that he was no longer working for Uber and Lyft. This was the first
11 time that JAREK ever mentioned to DPA that he worked for a ride share service.

12 On or about February 1, 2018, DPA mailed a letter entitled "FS Recertification
13 Application Approved" to REBECCA and JAREK. The letter informed REBECCA and
14 JAREK that their household would receive Food Stamps benefits through August 2018 if
15 their household remained eligible. REBECCA and JAREK were informed their
16 countable income was \$399.79 after DPA deductions. The countable income consisted
17 solely of REBECCA's employment with Business Boutique. REBECCA and JAREK
18 were reminded that they needed to report DPA if their household's monthly income
19 exceeds \$2,765.00. REBECCA and JAREK received \$484 in Food Stamps for March
20 2018 and \$604 per month in Food Stamps from April 2018 through June of 2018. That
21 total amount of Food Stamps REBECCA and JAREK received during this time period
22 was \$2,296.00.

23 On or about June 20, 2018, the DPA Fraud Control Unit received an allegation,
24 from an anonymous citizen that REBECCA and JAREK were committing welfare fraud.
25 Investigator Dean Rogers ("Investigator Rogers") was assigned to the case.

26 Investigator Rogers reviewed REBECCA's campaign web page, 'Bekah Halat
27 for State Senate'. On this webpage, REBECCA indicated she was an experienced
28 business owner, consultant and trainer for other successful businesses. Investigator

1 Rogers reviewed REBECCA's campaign registration forms. REBECCA indicated that
2 her campaign bank account was at AlaskaUSA.

3 REBECCA is running in the Republican Primary for the Alaska Senate Seat in
4 District M. Investigator Rogers reviewed the Alaska Department of Commerce,
5 Community, and Economic Development for REBECCA's business licenses.
6 Investigator Rogers discovered that REBECCA is sole proprietor of a business named
7 'Super Beans' with an active business license.

8 Investigator Rogers obtained JAREK and REBECCA's Wells Fargo bank
9 account records from December 2017 through June 2018. Wells Fargo indicated that
10 JAREK and REBECCA own four separate bank accounts.

11 One of the bank accounts was for a business entitled 'Bekah's Dance
12 Expressions.' REBECCA solely owned this bank account. REBECCA opened this
13 business account in September of 2009. This bank account maintained a \$4,500.00
14 balance from December 1, 2017 through May 31, 2018. There were no withdraws or
15 deposits in this account.

16 REBECCA and JAREK jointly owned a Wells Fargo checking and savings
17 account. REBECCA and JAREK opened this account in March of 2012. REBECCA and
18 JAREK used the Wells Fargo checking account to pay their mortgage, utilities and credit
19 card. The Wells Fargo checking account revealed numerous deposits on a monthly basis.
20 These deposits were from Lyft, Amazon.com, PayPal, Raiser, LLC (Uber) and UIB. The
21 checking account also reflected cash and mobile deposits. The checking account
22 statements reflected the following deposit totals:

- | | | |
|----|---|-------------------------|
| 21 | • December 12, 2017 - January 10, 2018: | \$5,071.95 |
| 22 | • January 11, 2018 - February 9, 2018: | \$3,957.49 |
| 23 | • February 10, 2018 - March 9, 2018: | \$4,331.39 ¹ |
| 24 | • March 10, 2018 - April 10, 2018: | \$1,547.70 |
| 25 | • April 11, 2018 - May 9, 2018: | \$4,230.42 |
| 26 | • May 10, 2018 - June 11, 2018: | \$2,573.00 |

27 ¹ This amount does not include a \$9,606.00 Tax Return.

1 The Wells Fargo checking account revealed the following credit card payments
2 to Bank of America:

- 3 • January 2, 2018: \$2,500.00
- 4 • January 30, 2018: \$3,000.00
- 5 • February 27, 2018: \$3,883.11
- 6 • April 5, 2018: \$5,300.00
- 7 • May 10, 2018: \$2,000.00

8 REBECCA and JAREK's joint Wells Fargo saving account was interest bearing.
9 The Wells Fargo saving account reflected that a \$75 per month reoccurring deposit from
10 REBECCA and JAREK's Wells Fargo checking account. REBECCA and JAREK's joint
11 savings account reflected the following balances:

- 12 • January 31, 2018: \$3,619.31
- 13 • February 28, 2018: \$3,694.44
- 14 • March 30, 2018: \$3,769.47
- 15 • April 30, 2018: \$3,844.50
- 16 • May 31, 2018: \$2,919.54

17 The fourth Wells Fargo account was a personal checking account solely owned
18 by REBECCA. The banking address on this account was REBECCA and JAREK's
19 home address. This account revealed little activity. Between February 20, 2018 and June
20 12, 2018, there were six PayPal withdrawals totaling \$181.47. The balances in this
21 checking account were as follows:

- 22 • December 23, 2017: \$4,734.26
- 23 • January 24, 2018: \$4,734.26
- 24 • February 20, 2018: \$4,677.51
- 25 • March 22, 2018: \$4,565.28
- 26 • April 23, 2018: \$4,560.50
- 27 • May 22, 2018: \$4,560.50
- 28 • June 22, 2018: \$4,552.79

29 Investigator Rogers obtained REBECCA and JAREK's AlaskaUSA bank
30 accounts records. REBECCA and JAREK owed AlaskaUSA bank accounts in addition to
31 REBECCA's campaign finance account. In November of 2011, REBECCA and JAREK

1 opened a joint AlaskaUSA checking and savings account. The activity in the AlaskaUSA
2 checking account included REBECCA depositing a \$600 check from Humpy's on
3 January 26, 2018. Between December 9, 2017 and June 24, 2018, there were six deposits
4 in the AlaskaUSA checking account totaling \$2,185.99. Between December 12, 2017
5 and April 4, 2018 there were six withdrawals from the AlaskaUSA checking account
6 totaling \$2,564.50. The withdrawals included a \$2,000 transfer from the AlaskaUSA
7 checking account to the AlaskaUSA savings account. The AlaskaUSA checking account
8 reflected the following balances:

• December 7, 2017:	\$7,111.50
• January 7, 2018:	\$7,280.00
• February 7, 2018:	\$8,323.00
• March 7, 2018:	\$8,673.00
• April 7, 2018:	\$8,518.00
• May 7, 2018:	\$8,545.00
• June 7, 2018:	\$9,403.00
• June 25, 2018:	\$9,022.99

14 Between November 8, 2017 and June 25, 2018, there was no activity in
15 REBECCA and JAREK's AlaskaUSA savings account, other than the \$2,000 transfer
16 from the AlaskaUSA checking account. The balances for the AlaskaUSA savings account
17 were as follows:

• December 7, 2017:	\$7,626.33
• January 7, 2018:	\$7,628.06
• February 7, 2018:	\$9,628.06
• March 7, 2018:	\$9,628.06
• April 7, 2018:	\$9,630.16
• May 7, 2018:	\$9,630.16
• June 7, 2018:	\$9,630.16
• June 25, 2018:	\$9,630.16

24 In addition, REBECCA and JAREK owned three separate certificates of deposit
25 ("CD") at AlaskaUSA. The combined balances of the three CDs were as follows:

• December 7, 2017:	\$4,271.53
• January 7, 2018:	\$4,277.24

- 1 • February 7, 2018: \$4,282.97
- 2 • March 7, 2018: \$4,288.15
- 3 • April 7, 2018: \$4,293.89
- 4 • May 7, 2018: \$4,299.46
- 5 • June 7, 2018: \$4,305.22
- 6 • June 25, 2018: \$4,305.22

7 On or about January 30, 2018, REBECCA and JAREK opened another
8 AlaskaUSA checking and savings account. This was a business account for Empowered
9 Arts Alaska. The banking address was REBECCA and JAREK's home address. This
10 account revealed two deposits in May 2018 and no other activity. On May 18, 2018 there
11 was a \$575.00 deposit from Facebook. On May 25, 2018, REBECCA deposited a \$3.59
12 check from Kroger.

13 Investigator Rogers reviewed REBECCA and JAREK's DPA hard-copy and
14 electronic file to determine if either of them reported changes to their income. On May
15 16, 2018, JAREK filed a change report form with DPA. On this change report form,
16 JAREK stated that he began part-time work with Titan Construction on May 8, 2018.
17 JAREK stated that REBECCA was laid off on May 1, 2018 due to lack of work. On June
18 1, 2018, JAREK filed a change report form with DPA. On this change report form
19 JAREK stated that he began part-time work with Titan Construction on May 23, 2018.
20 JAREK reiterated REBECCA was laid off on May 1, 2018 due to lack of work. JAREK
21 and REBECCA never reported JAREK's employment with the ride sharing services.

22 On or about July 24, 2018, Investigator Rogers and Investigator Ken Cramer
23 ("Investigator Cramer") interviewed JAREK and REBECCA. JAREK admitted to
24 completing the January 28, 2018 ERF. JAREK and REBECCA both admitted to signing
25 the January 28, 2018 ERF. Investigator Rogers brought up that the ERF requires the
26 applicants to list all moneys received by the household. Investigator Rogers pointed out
27 that on the January 28, 2018 ERF; they only listed REBECCA's income from the
Business Boutique. JAREK confirmed that was the only income their household
received at that time.

1 At this point, Investigator Rogers confronted REBECCA and JAREK with their
2 Wells Fargo checking and savings account. Investigator Rogers showed REBECCA and
3 JAREK the January 11, 2018 to February 9, 2018 Wells Fargo bank statement.
4 Investigator Rogers called their attention to the deposits from Lyft in Wells Fargo
5 checking account. There was a long, noticeable pause from REBECCA and JAREK, and
6 they did not answer the question. Then Investigator Rogers stated that \$5,071.95 was
7 deposited into the Wells Fargo checking account between January 11, 2018 and February
8 9, 2018. JAREK responded, 'I guess at the time I was working for Lyft too as a driver.'
9 JAREK admitted that he did not report his Lyft income on the January 28, 2018 ERF.
10 Investigator Rogers asked REBECCA if she was aware JAREK was working for Lyft.
11 REBECCA responded that she was aware of JAREK's employment. REBECCA went
12 onto state that she was unaware of the Wells Fargo checking account since she does not
13 'really deal with' the family's finances.

14 Investigator Rogers asked REBECCA and JAREK how many bank accounts
15 they own. REBECCA responded that she just became aware she owned another Wells
16 Fargo bank account. REBECCA stated that she was recently notified by Wells Fargo that
17 the account would be closed due to lack of activity. Investigator Rogers confronted
18 REBECCA that in January of 2018, her personal, non-business, Wells Fargo checking
19 account's balance was \$4,734.26. REBECCA continued to assert that she was not aware
20 of the account. It must be noted, that REBECCA signed the DPA Application and ERF
21 that listed the Wells Fargo checking account.

22 Next, Investigator Rogers asked REBECCA about the 'Bekah's Dance
23 Expressions' Wells Fargo account that was not reported to DPA. REBECCA explained
24 that she was aware of the account. REBECCA stated the account was for a business she
25 owned several years ago. Investigator Rogers confronted REBECCA about the \$4,500
26 balance in the account. REBECCA responded that it was a business account and not for
27 personal use. Investigator Rogers countered by asking REBECCA if she could walk into
Wells Fargo any day and withdraw the money. REBECCA responded, 'I suppose yes.'

1 Investigator Rogers asked REBECCA and JAREK, again, if they owned any
2 other bank accounts. REBECCA mumbled something that could not be understood and
3 JAREK did not respond. Investigator Rogers asked the question again. JAREK
4 responded 'no.' Investigator Cramer asked REBECCA if their only accounts are with
5 Wells Fargo. REBECCA responded 'ya', but also indicated that they have a savings
6 account.

7 At this point, Investigator Rogers confronted JAREK and REBECCA with their
8 AlaskaUSA bank records. Investigator Rogers brought up that the AlaskaUSA records
9 reflected that a balance between \$35,000 and \$40,000 was available to them in January of
10 2018. Investigator Rogers asked if that was correct. REBECCA responded 'it appears
11 so, yes' and JAREK responded in the affirmative.

12 Next, Investigator Rogers asked REBECCA and JAREK why they did not report
13 all of their bank accounts. JAREK stated that one Wells Fargo account is for everyday
14 checking, another Wells Fargo account is for their business and the AlaskaUSA account
15 is for their children's college savings. JAREK says he does not considered the funds in
16 the AlaskaUSA accounts available for them to spend since they do not touch the money
17 in these accounts. Investigator Rogers countered by asking if they were able to walk into
18 the bank and withdraw the funds at any time. Both JAREK and REBECCA responded
19 'yes.' After that, REBECCA admitted they were not truthful on their January 28, 2018
20 ERF.

21 Investigator Rogers asked if all of the bank accounts were open with funds
22 available when they applied for Food Stamps in March 2017. Both JAREK and
23 REBECCA responded 'yes.' After this exchange, JAREK and REBECCA began to ask
24 how they could repay the Food Stamps benefits.

25 However, JAREK began to offer additional information. JAREK claimed that
26 his expenses for Lyft exceeded his income. Investigator Rogers turned to the ET's notes
27 from the January 31, 2018 eligibility interview with JAREK. Investigator Rogers
confronted JAREK that he informed the ET he was no longer worked at Lyft or Uber.
JAREK responded that he was in school and unemployed at that time. Investigator

1 Rogers countered JAREK with the Wells Fargo bank statements which showed JAREK
2 received payments from Lyft and Uber. JAREK then claimed he was not sure if he
3 worked for Lyft after the January 31, 2018 eligibility interview. At that moment,
4 Investigator Rogers read through REBECCA and JAREK's Wells Fargo checking
5 account records. Investigator Rogers pointed out that JAREK was paid by Lyft on a
6 weekly basis from February 2017 through May 2017. Investigator Rogers then
7 confronted JAREK that he drove every month after eligibility interview. JAREK
8 responded that 'it looks that way.' Finally, Investigator Rogers asked JAREK if he was
9 honest on the January 28, 2018 ERF. JAREK responded that he was not.

10 REBECCA and JAREK failed to report all of their bank accounts on the January
11 28, 2018 ERF. REBECCA and JAREK's banks accounts did not qualify for DPA
12 deductions. As such, REBECCA and JAREK were well above the resource limit when
13 they reapplied for Food Stamps on January 28, 2018. In fact, REBECCA and JAREK
14 were well-above the Food Stamps resource limit during the entire time period they
15 received Food Stamps from January 2018 through July 2018. In addition, REBECCA
16 and JAREK were not eligible for Food Stamps from March 2017 through December 2017
17 since they admitted their banks accounts were open and the balances were in excess of
18 \$2,250.00. REBECCA and JAREK received \$6,770 worth of Food Stamps from March
19 2017 through December 2017.

20 Moreover, REBECCA and JAREK failed to report JAREK's employment with
21 ride share services. JAREK's income would have counted towards the household's Food
22 Stamp allotment. Likewise, REBECCA and JAREK never reported his UIB income to
23 DPA after their March 2, 2017 DPA application was approved. JAREK's UIB income
24 would have counted towards the family's Food Stamps allotment. Also, REBECCA and
25 JAREK never reported the cash deposits they received, which would have counted
26 towards their family's Food Stamps allotment. Additionally, REBECCA and JAREK
27 never reported when their income exceed the Food Stamps monthly threshold.

As a result, REBECCA and JAREK fraudulently obtained over \$750 worth of
Food Stamps between January 1, 2018 and July 1, 2018.

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BAIL INFORMATION

JAREK MYRON HALAT

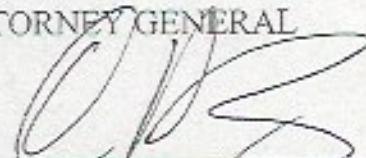
DAN 12/29/09 OPERATING UNDER THE INFLUENCE 3AN-09-13414 Y N 112403007
DAN 01/05/10 VIOLATE CONDITION OF RELEASE FOR M 3AN-09-10474 N N 112362588

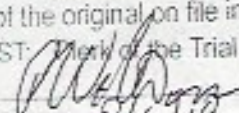
REBECCA KAY HALAT

NONE

Dated at Anchorage, Alaska, this 2nd day of August, 2018.

JAHNA LINDEMUTH
ATTORNEY GENERAL

By: 
Charles D. Agerter
Assistant Attorney General
Alaska Bar No. 1210073

I hereby certify that this is a true and correct
copy of the original on file in my office
ATTEST:  Deputy
By: _____ Deputy
Date: 8/6/18