

establishment and carrying on of an unlawful activity, namely, a violation of 720 ILCS 5/33-1(e) (Bribery), 720 ILCS 5/33-3(a)(4) (Official Misconduct), and 720 ILCS 5/29A-2 (Commercial Bribe Receiving), and thereafter, the defendant did perform and attempt to perform an act to carry on and facilitate the promotion and carrying on of said unlawful activity, in violation of Title 18, United States Code, Sections 1952(a)(3) and 2.

**Racketeering Act 2**  
**(Post Office project)**

Defendant EDWARD M. BURKE committed the following acts, any one of which alone constitutes the commission of Racketeering Act 2.

a. On or about August 7, 2018, at approximately 9:28 a.m. (Session #62645), at Chicago, in the Northern District of Illinois, Eastern Division, and elsewhere, EDWARD M. BURKE, defendant herein, used a facility in interstate commerce, namely, a cellular telephone assigned telephone number (312) XXX-4006, with intent to promote, manage, establish, carry on, and facilitate the promotion, management, establishment and carrying on of an unlawful activity, namely, a violation of 720 ILCS 5/33-3(a)(4) (Official Misconduct), and 720 ILCS 5/29A-2 (Commercial Bribe Receiving), and thereafter, the defendant did perform and attempt to perform an act to carry on and facilitate the promotion and carrying on of said unlawful activity, in violation of Title 18, United States Code, Section 1952(a)(3).

b. On or about August 24, 2018, at Chicago, in the Northern District of Illinois, Eastern Division, and elsewhere, EDWARD M. BURKE, defendant herein, committed an act involving bribery, that is, EDWARD M. BURKE solicited for the

performance of an act, namely acts taken by BURKE concerning tax increment financing for the Post Office project, a fee and reward which he knew was not authorized by law, namely, fees arising from the retention of his law firm, Klafter & Burke, in violation of 720 ILCS 5/33-3(a)(4).

**Racketeering Act 3**  
**(Restaurant Remodeling)**

Defendant EDWARD M. BURKE committed the following acts, any one of which alone constitutes the commission of Racketeering Act 3.

a. Beginning no later than in or around 2017 and continuing through in or around 2018, at Chicago, in the Northern District of Illinois, Eastern Division, and elsewhere, EDWARD M. BURKE, defendant herein, together with PETER J. ANDREWS, did knowingly attempt to commit extortion, which extortion would obstruct, delay and affect commerce, in that defendant attempted to obtain property, namely, fees arising from the retention of his law firm, Klafter & Burke, to be paid by Company B and its affiliate, with the consent of Company B and its affiliate, induced by the wrongful use of actual and threatened fear of economic harm, and under color of official right, in violation of Title 18, United States Code, Sections 1951(a) and 2.

b. Beginning no later than in or around 2017 and continuing through in or around 2018, at Chicago, in the Northern District of Illinois, Eastern Division, and elsewhere, EDWARD M. BURKE, defendant herein, did conspire with PETER J. ANDREWS to obstruct, delay, and affect commerce by extortion, that is, the extortion of fees arising from the retention of his law firm, Klafter & Burke, to be paid by Company

B and its affiliate, with the consent of Company B and its affiliate, induced by the wrongful use of actual and threatened fear of economic harm, and under color of official right, in violation of Title 18, United States Code, Section 1951(a).

c. In or around June 2017, at Chicago, in the Northern District of Illinois, Eastern Division, and elsewhere, EDWARD M. BURKE, defendant herein, committed an act involving bribery, that is, attempted to commit bribery, in that EDWARD M. BURKE attempted to solicit and agreed to accept property and personal advantage, namely, fees arising from the retention of his law firm, Klafter & Burke, pursuant to an understanding that EDWARD M. BURKE would improperly influence the performance of an act related to his employment and function as Alderman and the employment and function of other employees of the City of Chicago, namely, acts taken by BURKE and other employees of the City of Chicago concerning the approval and expediting of one or more building permits, in violation of 720 ILCS 5/33-1(e) and 720 ILCS 5/8-4.

d. In or around June 2017, at Chicago, in the Northern District of Illinois, Eastern Division, and elsewhere, EDWARD M. BURKE, defendant herein, committed an act involving bribery, that is, EDWARD M. BURKE solicited for the performance of an act, namely the approval and expediting of one or more building permits, a fee and reward which he knew was not authorized by law, namely, fees arising from the retention of his law firm, Klafter & Burke, in violation of 720 ILCS 5/33-3(a)(4).

e. On or about October 24, 2017, at approximately 9:57 a.m. (Session #7441), at Chicago, in the Northern District of Illinois, Eastern Division, and elsewhere,

EDWARD M. BURKE, defendant herein, used a facility in interstate commerce, namely, a cellular telephone assigned telephone number (312) XXX-4006, with intent to promote, manage, establish, carry on, and facilitate the promotion, management, establishment and carrying on of an unlawful activity, namely, a violation of 18 U.S.C. § 1951(a) (Extortion), 720 ILCS 5/33-1(e) (Bribery), 720 ILCS 5/33-3(a)(4) (Official Misconduct), and 720 ILCS 5/29A-2 (Commercial Bribe Receiving), and thereafter, the defendant did perform and attempt to perform an act to carry on and facilitate the promotion and carrying on of said unlawful activity, in violation of Title 18, United States Code, Sections 1952(a)(3) and 2.

f. On or about October 25, 2017, at approximately 6:59 p.m. (Session #7537), at Chicago, in the Northern District of Illinois, Eastern Division, and elsewhere, EDWARD M. BURKE, defendant herein, used a facility in interstate commerce, namely, a cellular telephone assigned telephone number (312) XXX-4006, with intent to promote, manage, establish, carry on, and facilitate the promotion, management, establishment and carrying on of an unlawful activity, namely, a violation of 18 U.S.C. § 1951(a) (Extortion), 720 ILCS 5/33-1(e) (Bribery), 720 ILCS 5/33-3(a)(4) (Official Misconduct), and 720 ILCS 5/29A-2 (Commercial Bribe Receiving), and thereafter, the defendant did perform and attempt to perform an act to carry on and facilitate the promotion and carrying on of said unlawful activity, in violation of Title 18, United States Code, Sections 1952(a)(3) and 2.

g. On or about December 13, 2017, at Chicago, in the Northern District of Illinois, Eastern Division, and elsewhere, EDWARD M. BURKE, defendant herein, caused the use of a facility in interstate commerce, namely, an email account and associated communication network operated by the service provider AOL, with intent to promote, manage, establish, carry on, and facilitate the promotion, management, establishment and carrying on of an unlawful activity, namely, a violation of 18 U.S.C. § 1951(a) (Extortion), 720 ILCS 5/33-1(e) (Bribery), 720 ILCS 5/33-3(a)(4) (Official Misconduct), and 720 ILCS 5/29A-2 (Commercial Bribe Receiving), and thereafter, the defendant did perform and attempt to perform an act to carry on and facilitate the promotion and carrying on of said unlawful activity, in violation of Title 18, United States Code, Sections 1952(a)(3) and 2.

**Racketeering Act 4**  
**(Pole Sign Permit)**

Defendant EDWARD M. BURKE committed the following acts, any one of which alone constitutes the commission of Racketeering Act 4.

a. On or about August 30, 2017, at approximately 11:25 a.m., at Chicago, in the Northern District of Illinois, Eastern Division, and elsewhere, EDWARD M. BURKE, defendant herein, caused the use of a facility in interstate commerce, namely, an email account and associated communication network operated by service provider Yahoo!, with intent to promote, manage, establish, carry on, and facilitate the promotion, management, establishment and carrying on of an unlawful activity, namely, a violation of 720 ILCS 5/33-1 (Bribery), 720 ILCS 5/33-3(a)(4) (Official Misconduct), 720 ILCS

5/29A-1 (Commercial Bribery), and 720 ILCS 5/29A-2 (Commercial Bribe Receiving), and thereafter, the defendant did perform and attempt to perform an act to carry on and facilitate the promotion and carrying on of said unlawful activity, in violation of Title 18, United States Code, Sections 1952(a)(3) and 2.

b. On or about August 30, 2017, at approximately 4:27 p.m. (Session #5043), at Chicago, in the Northern District of Illinois, Eastern Division, and elsewhere, EDWARD M. BURKE, defendant herein, used a facility in interstate commerce, namely, a cellular telephone assigned telephone number (312) XXX-4006, with intent to promote, manage, establish, carry on, and facilitate the promotion, management, establishment and carrying on of an unlawful activity, namely, a violation of 720 ILCS 5/33-1 (Bribery), 720 ILCS 5/33-3(a)(4) (Official Misconduct), 720 ILCS 5/29A-1 (Commercial Bribery), and 720 ILCS 5/29A-2 (Commercial Bribe Receiving), and thereafter, the defendant did perform and attempt to perform an act to carry on and facilitate the promotion and carrying on of said unlawful activity, in violation of Title 18, United States Code, Sections 1952(a)(3) and 2.

c. On or about September 5, 2017, at Chicago, in the Northern District of Illinois, Eastern Division, and elsewhere, EDWARD M. BURKE, defendant herein, committed an act involving bribery, that is EDWARD M. BURKE agreed to accept property, namely, fees arising from the retention of his law firm, Klafter & Burke, knowing that the property was promised and tendered with the intent to cause EDWARD M. BURKE to influence the performance of an act related to his employment and function as Alderman and the employment and function of other employees of the

City of Chicago, namely, acts taken by BURKE and other employees of the City of Chicago concerning the issuance of a permit for a pole sign, in violation of 720 ILCS 5/33-1(d).

**Racketeering Act 5**  
**(Museum 1 Job)**

Defendant EDWARD M. BURKE committed the following acts, any one of which alone constitutes the commission of Racketeering Act 5.

a. In or around September 2017, at Chicago, in the Northern District of Illinois, Eastern Division, and elsewhere, EDWARD M. BURKE, defendant herein, did attempt to commit extortion, which extortion would obstruct, delay, and affect commerce, in that the defendant attempted to obtain property, namely, money and other compensation to be provided by Museum 1 to Individual E-1, with the consent of Museum 1, induced by the wrongful use of actual and threatened fear of economic harm, and under color of official right, in violation of Title 18, United States Code, Section 1951(a).

b. On or about September 12, 2017, at approximately 10:16 a.m. (Session #5594), at Chicago, in the Northern District of Illinois, Eastern Division, and elsewhere, EDWARD M. BURKE, defendant herein, used a facility in interstate commerce, namely, a cellular telephone assigned telephone number (312) XXX-4006, with intent to promote, manage, establish, carry on, and facilitate the promotion, management, establishment and carrying on of an unlawful activity, namely, a violation of 18 U.S.C. § 1951(a) (Extortion), and thereafter, the defendant did perform and attempt to perform

an act to carry on and facilitate the promotion and carrying on of said unlawful activity,  
in violation of Title 18, United States Code, Sections 1952(a)(3) and 2.

All in violation of Title 18, United States Code, Section 1962(c).



COUNT TWO

The SPECIAL DECEMBER 2017 GRAND JURY further charges:

1. Paragraphs 1(a)-(l) of Count One of this superseding indictment are hereby realleged and incorporated here.

2. Beginning in or around 2017, and continuing to on or about January 18, 2018, at Chicago, in the Northern District of Illinois, Eastern Division, and elsewhere,

EDWARD M. BURKE,

defendant herein, as an agent of the City of Chicago, corruptly solicited and demanded things of value, namely, fees arising from the retention of his law firm, Klafter & Burke, intending to be influenced and rewarded in connection with a business, transaction, and series of transactions of the City of Chicago involving a thing of value of \$5,000 or more, namely, approvals from the City of Chicago Water Department, a Class L designation, and tax increment financing in connection with the Post Office project;

In violation of Title 18, United States Code, Sections 666(a)(1)(B) and 2.

**COUNT THREE**

The SPECIAL DECEMBER 2017 GRAND JURY further charges:

On or about June 19, 2017, at approximately 2:08 p.m. (Session #1368), at Chicago, in the Northern District of Illinois, Eastern Division, and elsewhere,

EDWARD M. BURKE,

defendant herein, used a facility in interstate commerce, namely, a cellular telephone assigned telephone number (312) XXX-4006, with intent to promote, manage, establish, carry on, and facilitate the promotion, management, establishment and carrying on of an unlawful activity, namely, a violation of 720 ILCS 5/33-1(e) (Bribery), 720 ILCS 5/33-3(a)(4) (Official Misconduct), and 720 ILCS 5/29A-2 (Commercial Bribe Receiving), and thereafter, the defendant did perform and attempt to perform an act to carry on and facilitate the promotion and carrying on of said unlawful activity;

In violation of Title 18, United States Code, Sections 1952(a)(3) and 2.

**COUNT FOUR**

The SPECIAL DECEMBER 2017 GRAND JURY further charges:

On or about June 20, 2017, at Chicago, in the Northern District of Illinois, Eastern Division, and elsewhere,

EDWARD M. BURKE,

defendant herein, caused the use of a facility in interstate commerce, namely, an email account and associated communication network operated by the service provider AOL, with intent to promote, manage, establish, carry on, and facilitate the promotion, management, establishment and carrying on of an unlawful activity, namely, a violation of 720 ILCS 5/33-1(e) (Bribery), 720 ILCS 5/33-3(a)(4) (Official Misconduct), and 720 ILCS 5/29A-2 (Commercial Bribe Receiving), and thereafter, the defendant did perform and attempt to perform an act to carry on and facilitate the promotion and carrying on of said unlawful activity;

In violation of Title 18, United States Code, Sections 1952(a)(3) and 2.

**COUNT FIVE**

The SPECIAL DECEMBER 2017 GRAND JURY further charges:

Beginning no later than in or around 2017 and continuing through in or around 2018, at Chicago, in the Northern District of Illinois, Eastern Division, and elsewhere,

EDWARD M. BURKE, and  
PETER J. ANDREWS,

defendants herein, did knowingly attempt to commit extortion, which extortion would obstruct, delay, and affect commerce, in that the defendants attempted to obtain property, namely, fees arising from the retention of BURKE's law firm, Klafter & Burke, to be paid by Company B and its affiliate, with the consent of Company B and its affiliate, induced by the wrongful use of actual and threatened fear of economic harm, and under color of official right;

In violation of Title 18, United States Code, Sections 1951(a) and 2.

**COUNT SIX**

The SPECIAL DECEMBER 2017 GRAND JURY further charges:

Beginning no later than in or around 2017 and continuing through in or around 2018, at Chicago, in the Northern District of Illinois, Eastern Division, and elsewhere,

EDWARD M. BURKE, and  
PETER J. ANDREWS,

defendants herein, did conspire to obstruct, delay, and affect commerce by extortion, that is, the extortion of fees arising from the retention of BURKE's law firm, Klafter & Burke, to be paid by Company B and its affiliate, with the consent of Company B and its affiliate, induced by the wrongful use of actual and threatened fear of economic harm, and under color of official right;

In violation of Title 18, United States Code, Section 1951(a).

COUNT SEVEN

The SPECIAL DECEMBER 2017 GRAND JURY further charges:

On or about October 24, 2017, at approximately 9:57 a.m. (Session #7441), at Chicago, in the Northern District of Illinois, Eastern Division, and elsewhere,

EDWARD M. BURKE, and  
PETER J. ANDREWS,

defendants herein, used a facility in interstate commerce, namely, a cellular telephone assigned telephone number (312) XXX-4006, with intent to promote, manage, establish, carry on, and facilitate the promotion, management, establishment and carrying on of an unlawful activity, namely, a violation of 18 U.S.C. § 1951(a) (Extortion), 720 ILCS 5/33-1(e) (Bribery), 720 ILCS 5/33-3(a)(4) (Official Misconduct), and 720 ILCS 5/29A-2 (Commercial Bribe Receiving), and thereafter, the defendants did perform and attempt to perform an act to carry on and facilitate the promotion and carrying on of said unlawful activity;

In violation of Title 18, United States Code, Sections 1952(a)(3) and 2.

**COUNT EIGHT**

The SPECIAL DECEMBER 2017 GRAND JURY further charges:

On or about October 25, 2017, at approximately 6:59 p.m. (Session #7537), at Chicago, in the Northern District of Illinois, Eastern Division, and elsewhere,

EDWARD M. BURKE, and  
PETER J. ANDREWS,

defendants herein, used a facility in interstate commerce, namely, a cellular telephone assigned telephone number (312) XXX-4006, with intent to promote, manage, establish, carry on, and facilitate the promotion, management, establishment and carrying on of an unlawful activity, namely, a violation of 18 U.S.C. § 1951(a) (Extortion), 720 ILCS 5/33-1(e) (Bribery), 720 ILCS 5/33-3(a)(4) (Official Misconduct), and 720 ILCS 5/29A-2 (Commercial Bribe Receiving), and thereafter, the defendants did perform and attempt to perform an act to carry on and facilitate the promotion and carrying on of said unlawful activity;

In violation of Title 18, United States Code, Sections 1952(a)(3) and 2.

COUNT NINE

The SPECIAL DECEMBER 2017 GRAND JURY further charges:

On or about December 13, 2017, at Chicago, in the Northern District of Illinois, Eastern Division, and elsewhere,

EDWARD M. BURKE,

defendant herein, caused the use of a facility in interstate commerce, namely, an email account and associated communication network operated by the service provider AOL, with intent to promote, manage, establish, carry on, and facilitate the promotion, management, establishment and carrying on of an unlawful activity, namely, a violation of 18 U.S.C. § 1951(a) (Extortion), 720 ILCS 5/33-1(e) (Bribery), 720 ILCS 5/33-3(a)(4) (Official Misconduct), and 720 ILCS 5/29A-2 (Commercial Bribe Receiving), and thereafter, the defendant did perform and attempt to perform an act to carry on and facilitate the promotion and carrying on of said unlawful activity;

In violation of Title 18, United States Code, Sections 1952(a)(3) and 2.



**COUNT TEN**

The SPECIAL DECEMBER 2017 GRAND JURY further charges:

1. Paragraphs 1(a), 1(b), 1(g), 1(h), 1(m), 1(n), and 34-49 of Count One of this superseding indictment are incorporated here.
2. Prior to on or about November 29, 2018, the Federal Bureau of Investigation had initiated an investigation of BURKE and ANDREWS concerning potential violations of federal criminal law.
3. The scope and nature of BURKE's and ANDREWS's interactions and contacts with Individual B-1 and Individual B-2 were material to the investigation.
4. On or about November 29, 2018, at Chicago, in the Northern District of Illinois, Eastern Division,

PETER J. ANDREWS,

defendant herein, did knowingly and willfully make a materially false, fictitious, and fraudulent statement and representation in a matter within the jurisdiction of the Federal Bureau of Investigation, an agency within the executive branch of the government of the United States, when he stated the following:

- i. ANDREWS denied ever hearing the name of Individual B-1;
- ii. ANDREWS denied ever hearing the name of Individual B-2;
- iii. When asked whether he thought BURKE had ever met Individual B-1 and Individual B-2, ANDREWS said, "I don't know. I don't know."; and
- iv. When asked whether he remembered dealing with Individual B-1 and Individual B-2, ANDREWS replied, "They may have come in to our office or something. .... Maybe, I don't know. I don't recall."

In violation of Title 18, United States Code, Section 1001(a)(2).

**COUNT ELEVEN**

The SPECIAL DECEMBER 2017 GRAND JURY further charges:

1. Paragraphs 1(a)-1(h), 1(o)-1(s), and 51-68 of Count One of this superseding indictment are hereby realleged and incorporated here.

2. Between in or around August 2017, and continuing until in or around 2018, at Chicago, in the Northern District of Illinois, Eastern Division, and elsewhere,

**EDWARD M. BURKE,**

defendant herein, as an agent of the City of Chicago, corruptly accepted and agreed to accept things of value, namely, fees arising from the retention of his law firm, Klafter & Burke, intending to be influenced and rewarded in connection with a business, transaction, and series of transactions of the City of Chicago involving a thing of value of \$5,000 or more, namely, a permit concerning the 4901 Property;

In violation of Title 18, United States Code, Section 666(a)(1)(B).

**COUNT TWELVE**

The SPECIAL DECEMBER 2017 GRAND JURY further charges:

1. Paragraphs 1(a)-1(h), 1(o)-1(s), and 51-68 of Count One of this superseding indictment are hereby realleged and incorporated here.
2. At times material to Count Twelve of this superseding indictment:

**TIF Funding for the 4901 Property**

- a. On or about February 10, 2016, an ordinance was submitted to the City Council seeking approval of a redevelopment agreement between the City of Chicago and Company C that provided for \$2,000,000 in TIF funding for the redevelopment of the 4901 Property (the "Ordinance"). The Ordinance was referred to the Committee on Finance.

- b. On or about March 11, 2016, the Committee on Finance, with BURKE presiding, recommended that the Ordinance pass.

- c. On or about March 16, 2016, on the motion of BURKE, the City Council passed the Ordinance. BURKE voted in favor of the Ordinance.

- d. On or about June 28, 2016, the City of Chicago and Company C signed a redevelopment agreement for the 4901 Property, which gave Company C access to \$2,000,000 in TIF funds for the redevelopment of the 4901 Property. These TIF funds were payable only after the conditions provided in the redevelopment agreement were met, and no TIF funds had been disbursed on or before September 5, 2017.

3. Between in or around August 2017 and continuing until in or around 2018, in the Northern District of Illinois, Eastern Division, and elsewhere,

CHARLES CUI,

defendant herein, corruptly offered and agreed to give things of value, namely, fees arising from the retention of Klafter & Burke, intending to influence and reward BURKE, an agent of the City of Chicago, in connection with a business, transaction, and series of transactions of the City of Chicago involving a thing of value of \$5,000 or more, namely, a permit and tax increment financing concerning the 4901 Property;

In violation of Title 18, United States Code, Section 666(a)(2).

**COUNT THIRTEEN**

The SPECIAL DECEMBER 2017 GRAND JURY further charges:

On or about August 24, 2017, at approximately 12:03 p.m., at Chicago, in the Northern District of Illinois, Eastern Division, and elsewhere,

CHARLES CUI,

defendant herein, caused the use of a facility in interstate commerce, namely, an email account and associated communication network operated by the service provider Yahoo!, with intent to promote, manage, establish, carry on, and facilitate the promotion, management, establishment and carrying on of an unlawful activity, namely, a violation of 720 ILCS 5/33-1 (Bribery), 720 ILCS 5/33-3(a)(4) (Official Misconduct), 720 ILCS 5/29A-1 (Commercial Bribery), and 720 ILCS 5/29A-2 (Commercial Bribe Receiving), and thereafter, the defendant did perform and attempt to perform an act to carry on and facilitate the promotion and carrying on of said unlawful activity;

In violation of Title 18, United States Code, Section 1952(a)(3).

**COUNT FOURTEEN**

The SPECIAL DECEMBER 2017 GRAND JURY further charges:

On or about August 24, 2017, at approximately 12:17 p.m., at Chicago, in the Northern District of Illinois, Eastern Division, and elsewhere,

CHARLES CUI,

defendant herein, caused the use of a facility in interstate commerce, namely, an email account and associated communication network operated by the service provider Yahoo!, with intent to promote, manage, establish, carry on, and facilitate the promotion, management, establishment and carrying on of an unlawful activity, namely, a violation of 720 ILCS 5/33-1 (Bribery), 720 ILCS 5/33-3(a)(4) (Official Misconduct), 720 ILCS 5/29A-1 (Commercial Bribery), and 720 ILCS 5/29A-2 (Commercial Bribe Receiving), and thereafter, the defendant did perform and attempt to perform an act to carry on and facilitate the promotion and carrying on of said unlawful activity;

In violation of Title 18, United States Code, Section 1952(a)(3).

**COUNT FIFTEEN**

The SPECIAL DECEMBER 2017 GRAND JURY further charges:

On or about August 30, 2017, at approximately 11:25 a.m., at Chicago, in the Northern District of Illinois, Eastern Division, and elsewhere,

EDWARD M. BURKE, and  
CHARLES CUI,

defendants herein, used and caused the use of a facility in interstate commerce, namely, an email account and associated communication network operated by service provider Yahoo!, with intent to promote, manage, establish, carry on, and facilitate the promotion, management, establishment and carrying on of an unlawful activity, namely, a violation of 720 ILCS 5/33-1 (Bribery), 720 ILCS 5/33-3(a)(4) (Official Misconduct), 720 ILCS 5/29A-1 (Commercial Bribery), and 720 ILCS 5/29A-2 (Commercial Bribe Receiving), and thereafter, the defendants did perform and attempt to perform an act to carry on and facilitate the promotion and carrying on of said unlawful activity;

In violation of Title 18, United States Code, Sections 1952(a)(3) and 2.



**COUNT SIXTEEN**

The SPECIAL DECEMBER 2017 GRAND JURY further charges:

On or about August 30, 2017, at approximately 4:27 p.m. (Session #5043), at Chicago, in the Northern District of Illinois, Eastern Division, and elsewhere,

EDWARD M. BURKE,

defendant herein, used a facility in interstate commerce, namely, a cellular telephone assigned telephone number (312) XXX-4006, with intent to promote, manage, establish, carry on; and facilitate the promotion, management, establishment and carrying on of an unlawful activity, namely, a violation of 720 ILCS 5/33-1 (Bribery), 720 ILCS 5/33-3(a)(4) (Official Misconduct), and 720 ILCS 5/29A-2 (Commercial Bribe Receiving), and thereafter, the defendant did perform and attempt to perform an act to carry on and facilitate the promotion and carrying on of said unlawful activity;

In violation of Title 18, United States Code, Sections 1952(a)(3) and 2.

**COUNT SEVENTEEN**

The SPECIAL DECEMBER 2017 GRAND JURY further charges:

1. Paragraphs 1(a)-1(h), 1(o)-1(s), and 51-68 of Count One of this superseding indictment are incorporated here.

2. Prior to on or about November 29, 2018, the Federal Bureau of Investigation had initiated an investigation of BURKE and CUI concerning potential violations of federal criminal law.

3. One issue material to the investigation was the reason why CUI offered to hire BURKE as a tax appeal attorney in or around August 2017.

4. On or about November 29, 2018, at Chicago, in the Northern District of Illinois, Eastern Division,

CHARLES CUI,

defendant herein, did knowingly and willfully make a materially false, fictitious, and fraudulent statement and representation in a matter within the jurisdiction of the Federal Bureau of Investigation, an agency within the executive branch of the government of the United States, when he stated the following:

- i. CUI had made no business offers to BURKE during the pole signage matter;
- ii. CUI offered business to BURKE “just because he is a good tax appeal lawyer”; and
- iii. The information CUI provided to federal agents during his interview was accurate to the best of his knowledge.

In violation of Title 18, United States Code, Section 1001(a)(2).

**COUNT EIGHTEEN**

The SPECIAL DECEMBER 2017 GRAND JURY further charges:

In or around September 2017, at Chicago, in the Northern District of Illinois, Eastern Division, and elsewhere,

**EDWARD M. BURKE,**

defendant herein, did attempt to commit extortion, which extortion would obstruct, delay, and affect commerce, in that the defendant attempted to obtain property, namely, money and other employment compensation to be provided by Museum 1 to Individual E-1, with the consent of Museum 1, induced by the wrongful use of actual and threatened fear of economic harm, and under color of official right;

In violation of Title 18, United States Code, Section 1951(a).

COUNT NINETEEN

The SPECIAL DECEMBER 2017 GRAND JURY further charges:

On or about September 12, 2017, at approximately 10:16 a.m. (Session #5594), at Chicago, in the Northern District of Illinois, Eastern Division, and elsewhere,

EDWARD M. BURKE,

defendant herein, used a facility in interstate commerce, namely, a cellular telephone assigned telephone number (312) XXX-4006, with intent to promote, manage, establish, carry on, and facilitate the promotion, management, establishment and carrying on of an unlawful activity, namely, a violation of 18 U.S.C. § 1951(a) (Extortion), and thereafter, the defendant did perform and attempt to perform an act to carry on and facilitate the promotion and carrying on of said unlawful activity;

In violation of Title 18, United States Code, Sections 1952(a)(3) and 2.

A TRUE BILL:

\_\_\_\_\_  
FOREPERSON

\_\_\_\_\_  
UNITED STATES ATTORNEY