

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF MISSISSIPPI

UNITED STATES OF AMERICA

v.

CRIMINAL NO. 1:20-CR- 81

BEN SANFORD

21 U.S.C. §§ 331(c) and 333(a)(2)

INFORMATION

(Upon Waiver of Indictment)

The United States Attorney charges that:

COUNT ONE

From on or about April 2013 to on or about June 2018, in the Northern District of Mississippi, the defendant, Ben Sanford, as owner and operator of Starkville Internal Medicine, with the intent to defraud and mislead, received in interstate commerce various drugs, including but not limited to foreign versions of Prolia and Boniva, that were misbranded within the meaning of Title 21, United States Code, Section 352(f)(1), in that their labeling lacked adequate directions for their intended uses, and Section 352(c) and Title 21, Code of Federal Regulations, Section 201.15(c)(1), in that the information required to be on the labeling was not in the English language, and did deliver and proffer delivery of the misbranded drugs for pay, all in violation of Title 21, United States Code, Sections 331(c) and 333(a)(2).

FORFEITURE ALLEGATION


Upon conviction of the offense charged in Count One of this Bill of Information, Ben Sanford, the defendant herein, shall forfeit to the United States, pursuant to Title 18, United States Code, Section 982(a)(7), any property, real and personal, that constitutes or is derived, directly or

indirectly, from gross proceeds traceable to the commission of the violations of Title 21, United States Code, Section 331(c).

If any of the forfeitable property described above, as a result of any act or omission of the defendant:

- a. cannot be located upon the exercise of due diligence;
- b. has been transferred or sold to, or deposited with, a third party;
- c. has been placed beyond the jurisdiction of the court;
- d. has been substantially diminished in value; or
- e. has been commingled with other property which cannot be divided without difficulty;

it is the intent of the United States, pursuant to Title 21, United States Code, Section 853(p), as incorporated by Title 28, United States Code, Section 2461(c), to seek forfeiture of any other property of the defendant up to the value of the forfeitable property described above.



WILLIAM C. LAMAR
UNITED STATES ATTORNEY

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NOTICE OF PENALTIES

Count One—21 U.S.C. § 331(c)

- not more than 3 years imprisonment—21 U.S.C. § 333(a)(2);
- not more than \$250,000 fine—18 U.S.C. § 3571(b)(3);
- not more than 1 year supervised release—18 U.S.C. § 3583(b)(3);
- \$100 special assessment—18 U.S.C. § 3013.

ROBERT J. MIMS, MS Bar #9913
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Northern District of Mississippi
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CRIMINAL CASE COVER SHEET

U.S. DISTRICT COURT

Complete entire form

Place of Offense:

City Starkville
County Oktibbeha

Related Case Information:

Superseding Indictment _____ Case Number 1:20cr81
Same Defendant _____ New Defendant _____
Magistrate Judge Case Number _____
Search Warrant Case Number _____
R20/R40 from District of _____
Related Criminal Case Number _____

Defendant Information:

Juvenile: Yes No If yes, Matter to be sealed: Yes No

Defendant Name Ben Sanford

Alias Name Benjamin Sanford, M.D.

Address Starkville, MS

DOB 1951 SS# 9561 Sex M Race W Nationality _____

Represented by: _____

Interpreter: Yes No List Language and/or dialect: _____

Location Status:

Arrest Date _____

- Already in Federal Custody as of _____ (Date) in _____ (Location)
- Already in State Custody
- On Pretrial Release

U.S.C. Citations

Total # of Counts 1 Petty Misdemeanor Felony

<u>Title & Section</u>	<u>Description of Offense Charged</u>	<u>Count(s)</u>
Set 1 <u>21.331C.F</u>	<u>Receipt in interstate commerce of any food/drug</u>	<u>1</u>
Set 2 _____	_____	_____
Set 3 _____	_____	_____
Set 4 _____	_____	_____

U.S. Attorney Information: AUSA Robert J. Mims Bar # 9913

Date: 10-19-20 Signature of AUSA 

District Court Case Number:
(To be entered by Clerk) _____