

FILED  
IN CLERK'S OFFICE  
US DISTRICT COURT E.D.N.Y.  
\* AUGUST 2, 2023 \*  
BROOKLYN OFFICE

DMP:AAS/ANR  
F. #2022R00805

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK  
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UNITED STATES OF AMERICA

I N D I C T M E N T

- against -

Cr. No. 23-CR-316

LU JIANWANG (卢建旺),  
also known as "Harry Lu," and  
CHEN JINPING (陈金平)

(T. 18, U.S.C., §§ 371, 981(a)(1)(C),  
1512(c)(1), 2 and 3551 et seq.; T. 21,  
U.S.C., § 853(p); T. 28, U.S.C.,  
§ 2461(c))

Defendants.

**Judge Nina R. Morrison**  
**Magistrate Judge James R. Cho**

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THE GRAND JURY CHARGES:

COUNT ONE

(Conspiracy to Act as Agents of a Foreign Government)

1. In or about and between January 2022 and October 2022, both dates being approximate and inclusive, within the Eastern District of New York and elsewhere, the defendants LU JIANWANG (卢建旺), also known as "Harry Lu," and CHEN JINPING (陈金平), together with others, did knowingly and willfully conspire to act in the United States as agents of a foreign government, to wit: the government of the People's Republic of China ("PRC"), without prior notification to the Attorney General of the United States, as required by law, contrary to Title 18, United States Code, Section 951(a).

2. In furtherance of the conspiracy and to effect its objects, within the Eastern District of New York and elsewhere, the defendants LU JIANWANG, also known as

“Harry Lu,” and CHEN JINPING, together with others, did commit and cause the commission of, among others, the following:

OVERT ACTS

(a) On or about January 10, 2022, LU attended a ceremony in Fuzhou, PRC, at which the PRC government officially launched an initiative with the goal of establishing overseas police service stations worldwide.

(b) On or about and between January 20, 2022 and January 22, 2022, LU attended the Fifth Session of the 12th Fujian Provincial People’s Political Consultative Conference and the Sixth Session of the 13th Fujian Provincial People’s Congress in the PRC.

(c) On or about January 28, 2022, LU invited CHEN to a WeChat group titled “First Batch of Overseas Service Centers.”

(d) On or about February 13, 2022, LU returned to the United States from the PRC, arriving at John F. Kennedy International Airport in Queens, New York.

(e) On or about February 15, 2022, LU and CHEN helped to establish an overseas police service station for the PRC government in Manhattan, New York (the “Overseas Police Station”).

(f) On or about March 24, 2022, LU received an electronic communication from his contact at the PRC’s Ministry of Public Security (“MPS Official-1”), an individual whose identity is known to the Grand Jury, directing him to confirm the location of a PRC dissident and PRC pro-democracy advocate residing in California (“Victim-1”), an individual whose identity is known to the Grand Jury.

(g) On or about March 26, 2022, LU sent an electronic communication to a co-conspirator, an individual whose identity is known to the Grand Jury, asking the co-conspirator to help determine the location of Victim-1.

(h) On or about April 21, 2022, LU and others hosted principals from the PRC Consulate of New York at the Overseas Police Station.

(i) On or about September 24, 2022, MPS Official-1 tasked CHEN with removing an online article on FJSEN.com regarding the PRC government's operation of the Overseas Police Station.

(Title 18, United States Code, Sections 371 and 3551 et seq.)

COUNT TWO  
(Obstruction of Justice)

3. In or about October 2022, within the Eastern District of New York and elsewhere, the defendants LU JIANWANG (卢建旺), also known as "Harry Lu," and CHEN JINPING (陈金平), together with others, did knowingly, intentionally and corruptly alter, destroy, mutilate and conceal a record, document and other object, to wit: one or more electronic messages between the defendants LU and CHEN and representatives of the PRC Ministry of Public Security with the intent to impair the object's integrity and availability for use in an official proceeding, to wit: a Federal Grand Jury investigation in the Eastern District of New York.

(Title 18, United States Code, Sections 1512(c)(1), 2 and 3551 et seq.)

CRIMINAL FORFEITURE ALLEGATION  
AS TO COUNT TWO

4. The United States hereby gives notice to the defendants that, upon their conviction of the offense charged in Count Two, the government will seek forfeiture in accordance with Title 18, United States Code, Section 981(a)(1)(C) and Title 28, United States Code, Section 2461(c), which require any person convicted of such offense to forfeit any property, real or personal, constituting or derived from proceeds obtained directly or indirectly as a result of such offense.

5. If any of the above-described forfeitable property, as a result of any act or omission of the defendants:

- (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),

to seek forfeiture of any other property of the defendants up to the value of the forfeitable property described in this forfeiture allegation.

(Title 18, United States Code, Sections 981(a)(1)(C); Title 21, United States Code, Section 853(p); Title 28, United States Code, Section 2461(c))

A TRUE BILL

  
\_\_\_\_\_  
FOREPERSON

*By Carolyn Pokorny, Assistant U.S. Attorney*

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BREON PEACE  
UNITED STATES ATTORNEY  
EASTERN DISTRICT OF NEW YORK

F.#: 2022R00805  
FORM DBD-34  
JUN. 85

No.

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**UNITED STATES DISTRICT COURT**

EASTERN *District of* NEW YORK

CRIMINAL DIVISION

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THE UNITED STATES OF AMERICA

vs.

LU JIANWANG (卢建旺), ALSO KNOWN AS "HARRY LU," AND  
CHEN JINPING (陈金平)  
Defendants.

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**INDICTMENT**

(T. 18, U.S.C., §§ 371, 981(a)(1)(C), 1512(c)(1), and 3551 et seq.; T.  
21, U.S.C., § 853(p); T. 28, U.S.C., § 2461(c))

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*A true bill.*

*mike z*

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*Foreperson*

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Filed in open court this ----- day,

of ----- A.D. 20 -----

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*Clerk*

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Bail, \$ -----

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*Alexander A. Solomon and Antoinette N. Rangel, Assistant U.S. Attorneys (718) 254-7000*