

THE STATE OF OHIO, MAHONING COUNTY

17 CR

DIRECT INDICTMENT

DOMINIC MARCHIONDA
D.O.B. 10/01/1959
S.S. # 000-00-7217
7886 VIA ATILLIO
YOUNGSTOWN, OH

RUBINO CONSTRUCTION, INC., AN
OHIO FOR PROFIT CORPORATION
(OHIO CHARTER/REG. NO. 975468)
C/O DENISE GLINATSI BAYER, AGENT
26 MARKET STREET, STE. 1200
YOUNGSTOWN, OHIO 44503

U.S. CAMPUS SUITES, LLC, A
OHIO LIMITED LIABILITY COMPANY
(OHIO CHARTER/REG. NO. 1776659)
C/O DOMINIC MARCHIONDA, AGENT
7886 VIA ATTILIO
POLAND, OHIO 44514

ERIE TERMINAL PLACE, LLC, A
OHIO LIMITED LIABILITY COMPANY
(OHIO CHARTER/REG. NO. 2008576)
C/O JACQUELINE MARCHIONDA, AGENT
7886 VIA ATTILIO
POLAND, OHIO 44514

WICK PROPERTIES, LLC, A
OHIO LIMITED LIABILITY COMPANY
(OHIO CHARTER/REG. NO. 1417462)
C/O DOMINIC MARCHIONDA, AGENT
7886 VIA ATTILIO
POLAND, OHIO 44514

VILLA DI TUSCANY, LLC
OHIO LIMITED LIABILITY COMPANY
7886 VIA ATTILIO
POLAND, OHIO 44514

THE COURT OF COMMON PLEAS

INDICTMENT FOR:

COUNTS ONE AND COUNT THREE: AGGRAVATED THEFT, R.C. 2913.02(A)(3) F-1
COUNT TWO: AGGRAVATED THEFT, R.C. 2913.02(A)(3) F-2
COUNT FOUR: AGGRAVATED THEFT, R.C. 2913.02(A)(2) F-2
COUNT FIVE: AGGRAVATED THEFT, R.C. 2913.02(2)(2) F-3
COUNT SIX: THEFT, R.C. 2913.02(A)(3) F-4
COUNTS SEVEN AND EIGHT: RECEIVING STOLEN PROPERTY, R.C. 2913.51(A)(C) F-3
COUNTS NINE THROUGH ELEVEN: RECEIVING STOLEN PROPERTY,
R.C. 2913.51(A)(C) F-4
COUNT TWELVE: ATTEMPTED GRAND THEFT, R.C. 2923.02 & 2913.02(A)(3) F-4
COUNT THIRTEEN: TAMPERING WITH RECORDS, R.C. 2913.42(A)(2)(B)(d) F-3
COUNT FOURTEEN: ATTEMPTED SECURING WRITING BY DECEPTION,
R.C. 2923.02 & 2913.43(A)(1)(2) F-4
COUNT FIFTEEN: FALSIFICATION IN A THEFT OFFENSE, R.C. 2921.13(A)(9)(F)(2) F-3
COUNT SIXTEEN: FALSIFICATION IN A THEFT OFFENSE, R.C. 2921.13(A)(9)(F)(2) F-3
COUNT SEVENTEEN THROUGH COUNTY TWENTY: TAMPERING WITH RECORDS,
R.C. 2913.42(A)(2)(B)(4) F-3
COUNT TWENTY-ONE THROUGH COUNT TWENTY-SIX: TAMPERING WITH RECORDS,
R.C. 2913.42(A)(1)(B)(4) F-3
COUNTS TWENTY-SEVEN THROUGH THIRTY: TAMPERING WITH RECORDS, R.C.
2913.42(A)(2)(B)(4) F-3
COUNTS THIRTY-ONE THROUGH THIRTY-TWO: TELECOMMUNICATIONS FRAUD,
R.C. 2913.05 F-3
COUNTS THIRTY-THREE THROUGH THIRTY-EIGHT: TELECOMMUNICATIONS
FRAUD, R.C. 2913.05 F-2
COUNTS THIRTY-NINE THROUGH ONE HUNDRED THREE: MONEY LAUNDERING,
R.C. 1315.55(A)(1) F-3
COUNT ONE HUNDRED FOUR: ENGAGING IN PATTERN OF CORRUPT ACTIVITY,
R.C. 2923.32 F-1
COUNT ONE HUNDRED FIVE: THEFT, R.C. 2913.02(A)(2) F-5

(September Term in the year Two Thousand and Seventeen)

MAHONING COUNTY, ss.

THEFT COUNTS

FIRST COUNT:

THE GRAND JURORS of the County of Mahoning, in the name, and by the authority of the State of Ohio, upon their oaths do find and present that: **DOMINIC MARCHIONDA** on or between **09/11/2009 through 08/07/2015** in the County of Mahoning, aforesaid, and State of

Ohio, did, with purpose to deprive the City of Youngstown and/or City of Youngstown Water Fund, the owner, of property or services, by deception, knowingly obtain or exert control over either the property or services, said property and/or services being one million dollars or more in value, in violation of Section 2913.02(A)(3) of the Revised Code, a Felony of the First Degree, against the peace and dignity of the State of Ohio. (Theft of Government monies: the City of Youngstown Water fund and/or Float Loan monies during the Flats at Wick (FAW), Erie Terminal and Wick Tower projects.)

SECOND COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA** on or between **09/11/2009 through 08/07/2015** in the County of Mahoning, aforesaid, and State of Ohio, did, with purpose to deprive the City of Youngstown and/or City of Youngstown Water Fund, the owner, of property or services, beyond the scope of the express or implied consent of the owner or person authorized to give consent, knowingly obtain or exert control over either the property or services, said property and/or services being one million dollars or more in value, in violation of Section 2913.02(A)(2) of the Revised Code, a Felony of the First Degree, against the peace and dignity of the State of Ohio. (Theft of Government monies: the City of Youngstown Water fund and/or Float Loan monies during the Flats at Wick (FAW), Erie Terminal and Wick Tower projects.)

THIRD COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA and/or WICK PROPERTIES LLC** on or between **02/22/2015 through 10/22/2015** in the County of Mahoning, aforesaid, and State of Ohio, did, with purpose to deprive the State of Ohio and or United States of America, the owner, of property or services, by deception, knowingly obtain or exert control over either the property or services, said property and/or services being one million dollars or more in value, in violation of Section 2913.02(A)(3) of the Revised Code, a Felony of the First Degree, against the peace and dignity of the State of Ohio. (Wick Tower Project: False records including certified payroll sheets, Affiliation document and other documents to secure a \$5,008,400.00 Energy Loan Fund Loan.)

FOURTH COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that **DOMINIC MARCHIONDA, RUBINO CONSTRUCTION INC. and/or U.S. CAMPUS SUITES LLC** on or about **9/11/11 TO 10/19/2011** in the County of Mahoning, aforesaid, and State of Ohio, did, with purpose to deprive the State of Ohio and/or the United States of America, the owner, of property or services, to wit: U.S. Currency (Brownfield Money), by deception, knowingly obtain or exert control over either

the property or services, said property and/or services being seven hundred fifty thousand dollars or more, but less than one million five hundred thousand dollars, in violation of Section 2913.02(A)(3) of the Revised Code, a Felony of the Second Degree, against the peace and dignity of the State of Ohio.(Erie Terminal Project: False Certified Payroll records)

FIFTH COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **ERIE TERMINAL PLACE LLC** on or between **10/07/2011 through 02/28/2013** in the County of Mahoning, aforesaid, and State of Ohio, did, with purpose to deprive the City of Youngstown, the owner, of property or services, knowingly obtain or exert control over said property or services to wit: money, by deception said property or services being one hundred fifty thousand dollars, or more, but less than seven hundred fifty thousand dollars, in violation of Section 2913.02(A)(2) of the Revised Code, a Felony of the Third Degree, against the peace and dignity of the State of Ohio. (Erie Terminal project: Water Grant money from the City of Youngstown Water Fund)

SIXTH COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **WICK PROPERTIES LLC** on or about **08/22/2014 to 09/25/14** in the County of Mahoning, aforesaid, and State of Ohio, did, with purpose to deprive the City of Youngstown, the owner, of property or services, to wit: U.S. Currency, beyond the scope of the express or implied consent of the owner or person authorized to give consent, knowingly obtain or exert control over either the property or services, said property and/or services being seventy five hundred dollars or more but less than one hundred fifty thousand dollars in violation of Section 2913.02(A)(3) of the Revised Code, a Felony of the Fourth Degree, against the peace and dignity of the State of Ohio. (City of Youngstown money not used for their specific purpose, The Wick Tower proect instead used for another purpose, i.e. the Stambaugh Hotel.)

RECEIVING STOLEN PROPERTY COUNTS

SEVENTH COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that **DOMINIC MARCHIONDA and/or RUBINO CONSTRUCTION INC.** on or between **10/12/2011 through 02/17/2012** in the County of Mahoning, aforesaid, and State of Ohio, did receive, retain or dispose of property of another, the City of Youngstown, and the said **DOMINIC MARCHIONDA and/or RUBINO CONSTRUCTION INC.** at the time knowing or having reasonable cause to believe that said property has been obtained through the commission of a theft offense, and the value of said

property being one hundred fifty thousand dollars or more, in violation of Section 2913.51(A)(C) of the Revised Code, a Felony of the Third Degree, against the peace and dignity of the State of Ohio. (Erie Terminal Project: City of Youngstown Float loan money.)

EIGHTH COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that **DOMINIC MARCHIONDA and/or RUBINO CONSTRUCTION INC.** on or between **03/13/2012 through 02/03/2013** in the County of Mahoning, aforesaid, and State of Ohio, did receive, retain or dispose of property of another, the City of Youngstown, and the said **DOMINIC MARCHIONDA and/or RUBINO CONSTRUCTION INC.** at the time knowing or having reasonable cause to believe that said property has been obtained through the commission of a theft offense, and the value of said property being one hundred fifty thousand dollars or more, in violation of Section 2913.51(A)(C) of the Revised Code, a Felony of the Third Degree, against the peace and dignity of the State of Ohio. (Erie Terminal Project: City of Youngstown Water Grant, \$220,000.00)

NINTH COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that **DOMINIC MARCHIONDA, RUBINO CONSTRUCTION INC, and/or U.S. CAMPUS SUITES LLC** on or between **09/09/2011 through 10/19/2011** in the County of Mahoning, aforesaid, and State of Ohio, did receive, retain or dispose of property, the property of another, the State of Ohio and/or the United States of America (Brownfield Money), and the said **DOMINIC MARCHIONDA, RUBINO CONSTRUCTION INC, and/or U.S. CAMPUS SUITES LLC** at the time knowing or having reasonable cause to believe that said property has been obtained through the commission of a theft offense, and the value of the property involved was seven thousand five hundred dollars, or more, but less than one hundred fifty thousand dollars, in violation of Section 2913.51(A)(C) of the Revised Code, a Felony of the Fourth Degree, against the peace and dignity of the State of Ohio. (Erie Terminal Project: Brownfield Money)

TENTH COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that **U.S. CAMPUS SUITES LLC and/or VILLAS DI TUSCANY LLC**, on or between **10/12/2011 through 02/17/2012** in the County of Mahoning, aforesaid, and State of Ohio, did receive, retain or dispose of property, the property of another, the City of Youngstown, and the said **U.S. CAMPUS SUITES LLC and/or VILLAS DI TUSCANY LLC** at the time knowing or having reasonable cause to believe that said property has been obtained through the commission of a theft offense, and the value of the

property involved was seven thousand five hundred dollars, or more, but less than one hundred fifty thousand dollars, in violation of Section 2913.51(A)(C) of the Revised Code, a Felony of the Fourth Degree, against the peace and dignity of the State of Ohio. (Erie Terminal Project: City of Youngstown Float Loan Money)

ELEVENTH COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that **DOMINIC MARCHIONDA, RUBINO CONSTRUCTION INC. AND VILLAS DI TUSCANY LLC**, on or between **08/25/114** in the County of Mahoning, aforesaid, and State of Ohio, did receive, retain or dispose of property, the property of another, the City of Youngstown, and the said **DOMINIC MARCHIONDA, U.S. CAMPUS SUITES LLC and/or VILLAS DI TUSCANY LLC** at the time knowing or having reasonable cause to believe that said property has been obtained through the commission of a theft offense, and the value of the property involved was seven thousand five hundred dollars, or more, but less than one hundred fifty thousand dollars, in violation of Section 2913.51(A)(C) of the Revised Code, a Felony of the Fourth Degree, against the peace and dignity of the State of Ohio. (Wick Tower project: City of Youngstown Float Loan Money)

KEY BANK ATTEMPTED THEFT COUNTS

TWELFTH COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA** on or between **10/01/2012 through 01/13/2013** in the County of Mahoning, aforesaid, and State of Ohio, did purposely or knowingly, and when purpose or knowledge is sufficient culpability for the commission of an offense, engage in conduct which if successful, would constitute or result in a violation of Section 2903.02 of the Revised Code, Grand Theft, to wit: did, with purpose to deprive the Key Bank, the owner, of property or services, to wit: \$500,000.00, by deception, knowingly attempt to obtain or exert control over either the property or services, said property and/or services being One Hundred Thousand Dollars or more but less than Seven Hundred Fifty Thousand Dollars. in violation of Sections 2923.02 & 2913.02(A)(3) of the Revised Code, a Felony of the Fourth Degree, against the peace and dignity of the State of Ohio. (Attempt to obtain \$500,000.00 from Key Bank buy providing false statements about a refinance lender to Key bank and/or False Information.)

THIRTEENTH COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA** on or between **11/01/2012 through 03/01/2013** in the County of Mahoning, aforesaid, and State of Ohio, without privilege to do, and with purpose to defraud or knowing that he was facilitating a fraud, did knowingly utter any writing or record, to wit: Personal Finance Statement submitted as part of a loan request, knowing it to have been tampered with and the writing, data, computer software, the value of the data or computer software involved in the offense or the loss to the victim is one hundred fifty thousand dollars or more or if the offense is committed for the purpose of devising or executing a scheme to defraud or to obtain property or services and the value of the property or services or the loss to the victim is seven thousand five hundred dollars or more, in violation of Section 2913.42(A)(2)(B)(d) of the Revised Code, a Felony of Third Degree, against the peace and dignity of the State of Ohio.

FOURTEENTH COUNT

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA** on or between **11/01/2012 through 03/01/2013** in the County of Mahoning, aforesaid, and State of Ohio, did purposely or knowingly, and when purpose or knowledge is sufficient culpability for the commission of an offense, engage in conduct which if successful, would constitute or result in a violation of Section 2913.43 of the Revised Code, Securing writing by deception, to wit: did, by deception cause Key Bank to execute any writing that disposes of or encumbers property, or by which a pecuniary obligation is incurred, and the value of the property or the obligation involved is one hundred fifty thousand dollars or more, in violation of Sections 2923.02 & 2913.43(A)(1)(2) of the Revised Code, a Felony of the Fourth Degree, against the peace and dignity of the State of Ohio. (Submitted a finance statement containing false information about assets and providing false statements about a refinance lender)

FIFTEENTH COUNT

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA** on or between **11/01/2012 through 03/01/2013** in the County of Mahoning, aforesaid, and State of Ohio, did knowingly make a false statement, or knowingly swear or affirm the truth of a false statement previously made, when the statement was made with purpose to commit or facilitate the commission of a theft offense, and the value of the property or services stolen is one hundred fifty thousand dollars or more, in violation of Section 2921.13(A)(9)(F)(2) of the Revised Code, a Felony of the Third Degree, against the peace and dignity of the State of Ohio. (Attempt to obtain \$500,000.00 from Key Bank buy submitting a finance statement containing false information about assets and providing false statements about a refinance lender)

SIXTEENTH COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA** on or between **11/01/2012 through 03/01/2013** in the County of Mahoning, aforesaid, and State of Ohio, did knowingly make a false statement, or knowingly swear or affirm the truth of a false statement previously made, when the statement was made with purpose to commit or facilitate the commission of a theft offense, and the value of the property or services stolen is one hundred fifty thousand dollars or more, in violation of Section 2921.13(A)(9)(F)(2) of the Revised Code, a Felony of the Third Degree, against the peace and dignity of the State of Ohio. (Attempt to obtain \$500,000.00 from Key Bank buy submitting a finance statement containing false information about assets and providing false statements about a refinance lender)

**TAMPERING WITH RECORDS THE THREE PROJECTS
FLATS AT WICK (FAW)**

SEVENTEENTH COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA** on or about **08/30/2009 through 01/13/2010** in the County of Mahoning, aforesaid, and State of Ohio, without privilege to do, and with purpose to defraud or knowing that he was facilitating a fraud, did knowingly utter any writing or record, to wit: payroll sheets/reports to secure government money, knowing it to have been tampered with and the writing, data, computer software, or record is kept by or belongs to a local, state, or federal government entity, in violation of Section 2913.42(A)(2)(B)(4) of the Revised Code, a Felony of Third Degree, against the peace and dignity of the State of Ohio. (Flats At Wick Certified Payroll sheets containing false wage and payment information)

ERIE TERMINAL PROJECT

EIGHTEENTH COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA** on or about **10/06/2011** in the County of Mahoning, aforesaid, and State of Ohio, without privilege to do, and with purpose to defraud or knowing that he was facilitating a fraud, did knowingly utter any writing or record, to wit: AIA G 702 First Billing record Erie Terminal Construction, knowing it to have been tampered with and the writing, data, computer software, or record is kept by or belongs to a local, state, or federal government entity, in violation of Section

2913.42(A)(2)(B)(4) of the Revised Code, a Felony of Third Degree, against the peace and dignity of the State of Ohio. (First Billing to the City of Youngstown Erie Terminal Project, Float loan containing false billing and cost information uttered to the City of Youngstown.)

NINETEENTH COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA, and/or ERIE TERMINAL PLACE LLC** on or between **02/27/2012 through 03/15/2012** in the County of Mahoning, aforesaid, and State of Ohio, without privilege to do, and with purpose to defraud or knowing that he was facilitating a fraud, did knowingly utter any writing or record, to wit: AIA G 702 First Billing record #6 Plumbing portion, knowing it to have been tampered with and the writing, data, computer software, or record is kept by or belongs to a local, state, or federal government entity, in violation of Section 2913.42(A)(2)(B)(4) of the Revised Code, a Felony of Third Degree, against the peace and dignity of the State of Ohio. (AIA G 702, Application Six(6) for the Erie Terminal Project containing false billing information regarding Plumbing. The City of Youngstown received an AIA G 702 Application 6 in an email from Dominic Marchionda asserting that 96% of the Plumbing work had been done, while at the same time the architect on the Erie Terminal Project received an AIA G 702 Application 6 in an email from Dominic Marchionda asserting that 59% of the plumbing work had been finished. In fact 59% of the plumbing work had been finished not 96%)

TWENTIETH COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA and/or ERIE TERMINAL PLACE LLC** on or about **10/18/2012** in the County of Mahoning, aforesaid, and State of Ohio, without privilege to do, and with purpose to defraud or knowing that he was facilitating a fraud, did knowingly utter any writing or record, to wit: invoices, knowing it to have been tampered with and the writing, data, computer software, or record is kept by or belongs to a local, state, or federal government entity, in violation of Section 2913.42(A)(2)(B)(4) of the Revised Code, a Felony of Third Degree, against the peace and dignity of the State of Ohio. (False invoices submitted to the City of Youngstown by Dominic Marchionda to secure Water Grant money for the Erie Terminal Project)

WICK TOWER

TWENTY-FIRST COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA and/or WICK**

PROPERTIES LLC on or about **02/10/2015** in the County of Mahoning, aforesaid, and State of Ohio, without privilege to do, and with purpose to defraud or knowing that he was facilitating a fraud, falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record, to wit: Borrower's Certificate, and the writing, data, computer software, or record is kept by or belongs to a local, state, or federal government entity, in violation of Section 2913.42(A)(1)(B)(4) of the Revised Code, a Felony of Third Degree, against the peace and dignity of the State of Ohio. (Energy Loan Fund First disbursement)

TWENTY-SECOND COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA and/or WICK PROPERTIES LLC** on or about **02/10/2015** in the County of Mahoning, aforesaid, and State of Ohio, without privilege to do, and with purpose to defraud or knowing that he/she was facilitating a fraud, falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record, to wit: Disclosure of Use of Affiliated Entities and Certificate of Competitive Price Energy Loan 1, and the writing, data, computer software, or record is kept by or belongs to a local, state, or federal government entity, in violation of Section 2913.42(A)(1)(B)(4) of the Revised Code, a Felony of Third Degree, against the peace and dignity of the State of Ohio. (Energy Loan Fund First disbursement, failing to disclose that Rubino Construction Inc. is a related or affiliated party with Wick Properties Llc.)

TWENTY-THIRD COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA and/or WICK PROPERTIES LLC** on or about **02/10/2015** in the County of Mahoning, aforesaid, and State of Ohio, without privilege to do, and with purpose to defraud or knowing that he was facilitating a fraud, falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record, to wit: Certification accompanying Financial Report, and the writing, data, computer software, or record is kept by or belongs to a local, state, or federal government entity, in violation of Section 2913.42(A)(1)(B)(4) of the Revised Code, a Felony of Third Degree, against the peace and dignity of the State of Ohio. (Energy Loan Fund First disbursement)

TWENTY-FOURTH COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA and/or WICK PROPERTIES LLC** on or about **04/02/2015** in the County of Mahoning, aforesaid, and State of Ohio, without privilege to do, and with purpose to defraud or knowing that he was facilitating a

fraud, falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record, to wit: Borrower's Certificate Energy Loan Fund 2, and the writing, data, computer software, or record is kept by or belongs to a local, state, or federal government entity, in violation of Section 2913.42(A)(1)(B)(4) of the Revised Code, a Felony of Third Degree, against the peace and dignity of the State of Ohio. (Energy Loan Fund Second disbursement)

TWENTY-FIFTH COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA and/or WICK PROPERTIES LLC** on or about **06/16/2015** in the County of Mahoning, aforesaid, and State of Ohio, without privilege to do, and with purpose to defraud or knowing that he was facilitating a fraud, falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record, to wit: Borrower's Certificate, and the writing, data, computer software, or record is kept by or belongs to a local, state, or federal government entity, in violation of Section 2913.42(A)(1)(B)(4) of the Revised Code, a Felony of Third Degree, against the peace and dignity of the State of Ohio. (Energy Loan Fund Third disbursement)

TWENTY-SIXTH COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA and/or WICK PROPERTIES LLC** on or about **07/27/2015** in the County of Mahoning, aforesaid, and State of Ohio, without privilege to do, and with purpose to defraud or knowing that he was facilitating a fraud, falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record, to wit: Borrower's Certificate, and the writing, data, computer software, or record is kept by or belongs to a local, state, or federal government entity, in violation of Section 2913.42(A)(1)(B)(4) of the Revised Code, a Felony of Third Degree, against the peace and dignity of the State of Ohio. (Energy Loan Fund Fourth disbursement)

TWENTY-SEVENTH COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA and/or WICK PROPERTIES LLC** on or about **09/22/2015** in the County of Mahoning, aforesaid, and State of Ohio, without privilege to do, and with purpose to defraud or knowing that he was facilitating a fraud, did knowingly utter any writing or record, to wit: Borrower's Certificate, and the writing, data, computer software, or record is kept by or belongs to a local, state, or federal government entity, in violation of Section 2913.42(A)(2)(B)(4) of the Revised Code, a Felony of Third

Degree, against the peace and dignity of the State of Ohio. (Energy Loan Fund Final disbursement)

TWENTY-EIGHTH COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA and/or WICK PROPERTIES LLC** on or about **09/22/2015** in the County of Mahoning, aforesaid, and State of Ohio, without privilege to do, and with purpose to defraud or knowing that he was facilitating a fraud, did knowingly utter any writing or record, to wit: Completion Certificate, and the writing, data, computer software, or record is kept by or belongs to a local, state, or federal government entity, in violation of Section 2913.42(A)(2)(B)(4) of the Revised Code, a Felony of Third Degree, against the peace and dignity of the State of Ohio. (Energy Loan Fund Final disbursement)

TWENTY-NINTH COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA and/or WICK PROPERTIES LLC** on or between **09/22/2015 through 10/15/2015** in the County of Mahoning, aforesaid, and State of Ohio, without privilege to do, and with purpose to defraud or knowing that he was facilitating a fraud, did knowingly utter any writing or record, to wit: Borrower's Certificate, and the writing, data, computer software, or record is kept by or belongs to a local, state, or federal government entity, in violation of Section 2913.42(A)(2)(B)(4) of the Revised Code, a Felony of Third Degree, against the peace and dignity of the State of Ohio. (Energy Loan Fund Final disbursement)

THIRTIETH COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA and/or RUBINO CONSTRUCTION INC AND/OR ERIE TERMINAL PLACE LLC** on or about **10/19/2011** in the County of Mahoning, and County of Franklin aforesaid, and State of Ohio, without privilege to do, and with purpose to defraud or knowing that he was facilitating a fraud, did knowingly utter any writing or record, to wit: Payroll Reports, and the writing, data, computer software, or record is kept by or belongs to a local, state, or federal government entity, in violation of Section 2913.42(A)(2)(B)(4) of the Revised Code, a Felony of Third Degree, against the peace and dignity of the State of Ohio. (Payroll sheets BRLF loan Erie Terminal Project)

TELECOMMUNICATIONS FRAUD COUNTS

THIRTY-FIRST COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **Dominic Marchionda** on or about **12/14/2011** in the Counties of Mahoning and/or Franklin unlawfully having devised a scheme to defraud, did knowingly disseminate, transmit, or caused to disseminated or transmitted by means of wire, radio, satellite, telecommunication, telecommunications device, or telecommunication services any writing, data, sign, signal, picture, sound, image with purpose to execute or otherwise further the scheme to defraud and the value of the benefit obtained by the offender or of the detriment to the victim of the fraud is one hundred thousand dollars or more in violation of R.C. Section 2913.05(a) being a felony of the third degree. The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio. (Email dated 12/14/2011 to a City of Youngstown Official at 8:41am asserting that the proceeds of the second draw of the City of Youngstown Float loan will be used for Erie Terminal related cost when in fact they were not.)

THIRTY-SECOND COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **Dominic Marchionda** on or about **02/27/12** in the Counties of Mahoning and/or Franklin unlawfully having devised a scheme to defraud, did knowingly disseminate, transmit, or caused to disseminated or transmitted by means of wire, radio, satellite, telecommunication, telecommunications device, or telecommunication services any writing, data, sign, signal, picture, sound, image with purpose to execute or otherwise further the scheme to defraud and the value of the benefit obtained by the offender or of the detriment to the victim of the fraud is one hundred thousand dollars or more in violation of R.C. Section 2913.05(a) being a felony of the third degree. The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio. (Email dated 02/27/2012 to a City of Youngstown Official requesting the proceeds from the City Water Fund Grant and attaching an AIA G702 Billing form containing false data or information about the plumbing work.)

THIRTY-THIRD COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **Dominic Marchionda** on or about **10/08/13** in the Counties of Mahoning and/or Franklin unlawfully having devised a scheme to defraud, did knowingly disseminate, transmit, or caused to disseminated or transmitted by means of wire, radio, satellite, telecommunication, telecommunications device, or telecommunication services any writing, data, sign, signal, picture, sound, image with purpose to execute or otherwise further the scheme to defraud and the violation occurred as part of a course of conduct involving other violations of division (A) of this section or violations of, attempts to violate, conspiracies to violate, or complicity in violations of section 2913.02, 2913.04, 2913.11, 2913.21, 2913.31, 2913.42, 2913.43, or 2921.13 of the Revised Code and the value of the benefit obtained by the

offender or of the detriment to the victim of the fraud is one hundred fifty thousand dollars or more but less than one million dollars in violation of R. C. Section 2013.05 (A) being a felony of the second degree. The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio. (Email: disbursement 1 draw request, Brownfield loan money, Wick Tower Project)

THIRTY-FOURTH COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **Dominic Marchionda** on or about **11/13/13** in the Counties of Mahoning and/or Franklin unlawfully having devised a scheme to defraud, did knowingly disseminate, transmit, or caused to disseminated or transmitted by means of wire, radio, satellite, telecommunication, telecommunications device, or telecommunication services any writing, data, sign, signal, picture, sound, image with purpose to execute or otherwise further the scheme to defraud and the violation occurred as part of a course of conduct involving other violations of division (A) of this section or violations of, attempts to violate, conspiracies to violate, or complicity in violations of section 2913.02, 2913.04, 2913.11, 2913.21, 2913.31, 2913.42, 2913.43, or 2921.13 of the Revise Code and the value of the benefit obtained by the offender or of the detriment to the victim of the fraud is one hundred fifty thousand dollars or more but less than one million dollars in violation of R. C. Section 2013.05 (A) being a felony of the second degree. The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio. (Email: Draw #2 Wick Tower Project, Brownfield Loan Fund)

THIRTY-FIFTH COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **Dominic Marchionda** on or about **12/19/13** in the Counties of Mahoning and/or Franklin unlawfully having devised a scheme to defraud, did knowingly disseminate, transmit, or caused to disseminated or transmitted by means of wire, radio, satellite, telecommunication, telecommunications device, or telecommunication services any writing, data, sign, signal, picture, sound, image with purpose to execute or otherwise further the scheme to defraud and the violation occurred as part of a course of conduct involving other violations of division (A) of this section or violations of, attempts to violate, conspiracies to violate, or complicity in violations of section 2913.02, 2913.04, 2913.11, 2913.21, 2913.31, 2913.42, 2913.43, or 2921.13 of the Revise Code and the value of the benefit obtained by the offender or of the detriment to the victim of the fraud is one hundred fifty thousand dollars or more but less than one million dollars in violation of R. C. Section 2013.05 (A) being a felony of the second degree. The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio. (Draw #3 Wick Tower Project, Brownfield Loan Fund)

THIRTY-SIXTH COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **Dominic Marchionda** on or about **03/17/14** in the Counties of Mahoning and/or Franklin unlawfully having devised a scheme to defraud, did knowingly disseminate, transmit, or caused to disseminated or transmitted by means of wire, radio, satellite, telecommunication, telecommunications device, or telecommunication services any writing, data, sign, signal, picture, sound, image with purpose to execute or otherwise further the scheme to defraud and the violation occurred as part of a course of conduct involving other violations of division (A) of this section or violations of, attempts to violate, conspiracies to violate, or complicity in violations of section 2913.02, 2913.04, 2913.11, 2913.21, 2913.31, 2913.42, 2913.43, or 2921.13 of the Revise Code and the value of the benefit obtained by the offender or of the detriment to the victim of the fraud is one hundred fifty thousand dollars or more but less than one million dollars in violation of R. C. Section 2013.05 (A) being a felony of the second degree. The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio. (Draw #4 Wick Tower Project, Brownfield Loan Fund)

THIRTY-SEVENTH COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **Dominic Marchionda** on or about **10/15/15** in the Counties of Mahoning and/or Franklin unlawfully having devised a scheme to defraud, did knowingly disseminate, transmit, or caused to disseminated or transmitted by means of wire, radio, satellite, telecommunication, telecommunications device, or telecommunication services any writing, data, sign, signal, picture, sound, image with purpose to execute or otherwise further the scheme to defraud and the violation occurred as part of a course of conduct involving other violations of division (A) of this section or violations of, attempts to violate, conspiracies to violate, or complicity in violations of section 2913.02, 2913.04, 2913.11, 2913.21, 2913.31, 2913.42, 2913.43, or 2921.13 of the Revise Code and the value of the benefit obtained by the offender or of the detriment to the victim of the fraud is one hundred fifty thousand dollars or more but less than one million dollars in violation of R. C. Section 2013.05 (A) being a felony of the second degree. (Email: Wick Tower project Energy Loan Fund Completion certificate)

THIRTY-EIGHTH COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **Dominic Marchionda** on or about **07/27/15** in the Counties of Mahoning and/or Franklin unlawfully having devised a scheme to defraud, did knowingly disseminate, transmit, or caused to disseminated or transmitted by means of wire, radio, satellite, telecommunication, telecommunications device, or telecommunication services any writing, data, sign, signal, picture, sound, image with purpose to execute or otherwise further the scheme to defraud and the violation occurred as part of a course of conduct involving other violations of division (A) of this section or violations of, attempts to violate, conspiracies to violate, or complicity in violations of section 2913.02, 2913.04, 2913.11, 2913.21, 2913.31, 2913.42, 2913.43, or 2921.13 of the Revise Code and the value of the benefit obtained by the offender or of the detriment to the victim of the fraud is one hundred fifty thousand dollars or

more but less than one million dollars in violation of R. C. Section 2013.05 (A) being a felony of the second degree.(Email: Wick Tower project Energy Loan Fund Borrower's Certificate)

MONEY LAUNDERING COUNTS

FAW

THIRTY- NINTH COUNT

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA** on or about **12/7/09** in the County of Mahoning, aforesaid, and State of Ohio, did conduct or attempt to conduct a transaction knowing that the property involved in the transaction is the proceeds of some form of unlawful activity with the conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under Section 1315.53 of the Revised Code or federal law, in violation of Section 1315.55(A)(2) of the Revised Code, a Felony of the Third Degree, against the peace and dignity of the State of Ohio. (Water fund grant monies have to be spent on water or sewer related purpose pursuant to every Water Grant Agreement which is the subject of this indictment. Youngstown City Council authorized the Grant for the specific purpose of Water and Sewer related issues) (City of Youngstown Water Fund monies totaling 1,200,000.00 granted to U.S. Campus Suites LLC who then transferred \$45,000.00 to DJM Rental Property Llc's bank account who transferred the full \$45,000.00 to Dominic Marchianda's Bank account where money was spent on personal items by Marchionda)

FORTIETH COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA** on or about **02/02/10** in the County of Mahoning, aforesaid, and State of Ohio, did conduct or attempt to conduct a transaction knowing that the property involved in the transaction is the proceeds of some form of unlawful activity with the conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under Section 1315.53 of the Revised Code or federal law, in violation of Section 1315.55(A)(2) of the Revised Code, a Felony of the Third Degree, against the peace and dignity of the State of Ohio. (City of Youngstown Water Fund monies totaling 1,200,000.00 granted to U.S. Campus Suites LLC who then transferred \$10,000.00 to Dominic Marchianda's bank account where money was spent on personal items by Marchionda)

FORTY- FIRST COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA** on or about **03/09/2010** in the County of Mahoning, aforesaid, and State of Ohio, did conduct or attempt to conduct a transaction knowing that the property involved in the transaction is the proceeds of some form of unlawful activity with the conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under Section 1315.53 of the Revised Code or federal law, in violation of Section 1315.55(A)(2) of the Revised Code, a Felony of the Third Degree, against the peace and dignity of the State of Ohio. (City of Youngstown Water Fund monies totaling 1,200,000.00 granted to U.S. Campus Suites LLC who then transferred \$8,080.32 to Dominic Marchianda's bank account where money was spent on personal items by Marchionda)

FORTY-SECOND COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA** on or about **03/16/2010** in the County of Mahoning, aforesaid, and State of Ohio, did conduct or attempt to conduct a transaction knowing that the property involved in the transaction is the proceeds of some form of unlawful activity with the conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under Section 1315.53 of the Revised Code or federal law, in violation of Section 1315.55(A)(2) of the Revised Code, a Felony of the Third Degree, against the peace and dignity of the State of Ohio. (City of Youngstown Water Fund monies totaling 1,200,000.00 granted to U.S. Campus Suites LLC who then transferred \$7,000.00 to Villas Di Tuscany bank account and DJD& C Development dba Tuscany Estates' bank account where money was spent on Real Property taxes.)

FORTY-THIRD COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA** on or about **09/17/2009** in the County of Mahoning, aforesaid, and State of Ohio, did conduct or attempt to conduct a transaction knowing that the property involved in the transaction is the proceeds of some form of unlawful activity with the conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under Section 1315.53 of the Revised Code or federal law, in violation of Section 1315.55(A)(2) of the Revised Code, a Felony of the Third Degree, against the peace and dignity of the State of Ohio. (First Installment of City of Youngstown Float Loan monies for the Flats at Wick Project transferred to Rubino Construction who then transferred \$10,000.00 of it to Dominic Marchionda who spent it on personal items.)

FORTY-FOURTH COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA** on or about **10/27/09** in the County of Mahoning, aforesaid, and State of Ohio, did conduct or attempt to conduct a transaction knowing that the property involved in the transaction is the proceeds of some form of unlawful activity with the conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under Section 1315.53 of the Revised Code or federal law, in violation of Section 1315.55(A)(2) of the Revised Code, a Felony of the Third Degree, against the peace and dignity of the State of Ohio. (Second Installment of Float Loan for the Flats at Wick project from the City of Youngstown after the float loan transfer to U.S. Campus Suites Llc, U.S. Campus Suites Llc transferred \$300,000.00 to Rubino Construction Inc. then \$15,000.00 transferred to Dominic Marchionda who spent the money.)

FORTY-FIFTH COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA** on or about **10/30/2009** in the County of Mahoning, aforesaid, and State of Ohio, did conduct or attempt to conduct a transaction knowing that the property involved in the transaction is the proceeds of some form of unlawful activity with the conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under Section 1315.53 of the Revised Code or federal law, in violation of Section 1315.55(A)(2) of the Revised Code, a Felony of the Third Degree, against the peace and dignity of the State of Ohio. (Second Installment of Float Loan for the Flats at Wick project from the City of Youngstown after the Float loan transfer \$15,000 was transferred to Dominic Marchionda who then transferred \$1,000.00 transferred to Villas Di Tuscany Llc. and \$1,500.00 to DJD and C Development.)

FORTY-SIXTH COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA** on or about **11/12/2009** in the County of Mahoning, aforesaid, and State of Ohio, did conduct or attempt to conduct a transaction knowing that the property involved in the transaction is the proceeds of some form of unlawful activity with the conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under Section 1315.53 of the Revised Code or federal law, in violation of Section 1315.55(A)(2) of the Revised Code, a Felony of the Third Degree, against the peace and dignity of the State of Ohio. (Second Installment of Float Loan for the Flats at Wick project from the City of

Youngstown who transferred to U.S. Campus Suites the installment. U.S. Campus Suites then transferred \$7,500.00 transferred to Dominic Marchionda who spent the monies on personal item.)

FORTY-SEVENTH COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA** on or about **01/11/2010** in the County of Mahoning, aforesaid, and State of Ohio, did conduct or attempt to conduct a transaction knowing that the property involved in the transaction is the proceeds of some form of unlawful activity with the conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under Section 1315.53 of the Revised Code or federal law, in violation of Section 1315.55(A)(2) of the Revised Code, a Felony of the Third Degree, against the peace and dignity of the State of Ohio. (Third Installment of Float Loan from the City of Youngstown in amount of \$1,500,000.00 transferred to U.S. Campus Suites LLC who transferred \$40,000 Dominic Marchionda who spent the money on personal items and also transferred \$1,000.00 transferred to DJM Rental Properties Llc.)

FORTY-EIGHTH COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA** on or about **01/19/10 to 1/26/10** in the County of Mahoning, aforesaid, and State of Ohio, did conduct or attempt to conduct a transaction knowing that the property involved in the transaction is the proceeds of some form of unlawful activity with the conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under Section 1315.53 of the Revised Code or federal law, in violation of Section 1315.55(A)(2) of the Revised Code, a Felony of the Third Degree, against the peace and dignity of the State of Ohio.(Third Installment of Float Loan from City of Youngstown transferred to U.S. Campus Suites Llc who transferred a portion of said funds to another U.S. Campus Suites Llc. account ending in ..0259, from that account \$50,000 was transferred back to U.S. Campus Suites account ending in 4140 who after it received the \$50,000.00 transfer transferred \$25,000.00 to DJM Rental Properties Llc. who then transferred \$25,000.00 to Dominic Marchionda)

FORTY-NINTH COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA** on or about **02/26/2010** in the County of Mahoning, aforesaid, and State of Ohio, did conduct or attempt to

conduct a transaction knowing that the property involved in the transaction is the proceeds of some form of unlawful activity with the conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under Section 1315.53 of the Revised Code or federal law, in violation of Section 1315.55(A)(2) of the Revised Code, a Felony of the Third Degree, against the peace and dignity of the State of Ohio. (Third Installment of Float Loan from City of Youngstown transferred to U.S. Campus Suites Llc who transferred a portion of said funds to another U.S. Campus Suites Llc. account ending in ..0259, from that account \$50,000 was transferred back to U.S. Campus Suites account ending in 4140 who after it received the \$50,000.00 transfer transferred \$15,000.00 to Rubino Construction Inc., who then transferred \$3,500.00 to Dominic Marchianda's person account where is spent said funds on personal expenses and where he transferred \$1,750.00 to DJD& C Development Company.)

FIFTIETH COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA** on or about **03/03/2010** in the County of Mahoning, aforesaid, and State of Ohio, did conduct or attempt to conduct a transaction knowing that the property involved in the transaction is the proceeds of some form of unlawful activity with the conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under Section 1315.53 of the Revised Code or federal law, in violation of Section 1315.55(A)(2) of the Revised Code, a Felony of the Third Degree, against the peace and dignity of the State of Ohio. (Third Installment of Float Loan from City of Youngstown transferred to U.S. Campus Suites Llc who transferred \$10,000 to Rubino Construction Inc. who transferred \$3,000.00 was transferred to Villas Di Tuscany Llc.)

FIFTY-FIRST COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA** on or about **03/03/2010** in the County of Mahoning, aforesaid, and State of Ohio, did conduct or attempt to conduct a transaction knowing that the property involved in the transaction is the proceeds of some form of unlawful activity with the conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under Section 1315.53 of the Revised Code or federal law, in violation of Section 1315.55(A)(2) of the Revised Code, a Felony of the Third Degree, against the peace and dignity of the State of Ohio. (City of Youngstown Float loan money of which \$450,000 went to U.S. Campus Suits, U.S. Campus Suites then transferred \$10,000.00 to Dominic Marchionda.)

FIFTY-SECOND COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA** on or about **03/16/10** in the County of Mahoning, aforesaid, and State of Ohio, did conduct or attempt to conduct a transaction knowing that the property involved in the transaction is the proceeds of some form of unlawful activity with the conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under Section 1315.53 of the Revised Code or federal law, in violation of Section 1315.55(A)(2) of the Revised Code, a Felony of the Third Degree, against the peace and dignity of the State of Ohio. (City of Youngstown's third installment of Float loan money to U.S. Campus Suites Llc of which \$450,000 was transferred to U.S. Campus Suits Llc who then transferred \$15,000.00 to Dominic Marchionda who spent the money on personal items.)

ERIE TERMINAL TRANSACTIONS

FIFTY-THIRD COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA, RUBINO CONSTRUCTION, AND U.S. CAMPUS SUITES LLC.**, on or about **10/24/2011** in the County of Mahoning, aforesaid, and State of Ohio, did conduct or attempt to conduct a transaction knowing that the property involved in the transaction is the proceeds of some form of unlawful activity with the conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under Section 1315.53 of the Revised Code or federal law, in violation of Section 1315.55(A)(2) of the Revised Code, a Felony of the Third Degree, against the peace and dignity of the State of Ohio.(City of Youngstown Float Loan Draw #1 1,000,00.00 to Erie Terminal Place Llc, then Erie Terminal Transferred \$149,843.50 to Rubino Construction then Rubino Construction transferred \$20,000.00 to U.S. Campus Suites Llc)

FIFTY-FOURTH COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA, RUBINO CONSTRUCTION INC, AND U.S. CAMPUS SUITES LLC.** on or about **10/28/11** in the County of Mahoning, aforesaid, and State of Ohio, did conduct or attempt to conduct a transaction knowing that the property involved in the transaction is the proceeds of some form of unlawful activity with the conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under Section 1315.53 of the Revised Code or federal law, in violation of Section 1315.55(A)(2) of the Revised Code, a

Felony of the Third Degree, against the peace and dignity of the State of Ohio. (City of Youngstown Float Loan Draw #1 1,000,00.00 to Erie Terminal Place Llc, then Erie Terminal Transferred \$149,843.50 to Rubino Construction then Rubino Construction transferred \$5,000.00 to U.S. Campus Suites Llc)

FIFTY-FIFTH COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA AND U.S. CAMPUS SUITES LLC** on or about **11/22/2011** in the County of Mahoning, aforesaid, and State of Ohio, did conduct or attempt to conduct a transaction knowing that the property involved in the transaction is the proceeds of some form of unlawful activity with the conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under Section 1315.53 of the Revised Code or federal law, in violation of Section 1315.55(A)(2) of the Revised Code, a Felony of the Third Degree, against the peace and dignity of the State of Ohio. (City of Youngstown Float Loan Draw #1 1, 000, 00.00 to Erie Terminal Place Llc, then Erie Terminal Transferred \$35,000.00 to U.S. Campus Suites Llc)

FIFTY-SIXTH COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA, RUBINO CONSTRUCTION INC.** on or about **10/12/2011** in the County of Mahoning, aforesaid, and State of Ohio, did conduct or attempt to conduct a transaction knowing that the property involved in the transaction is the proceeds of some form of unlawful activity with the conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under Section 1315.53 of the Revised Code or federal law, in violation of Section 1315.55(A)(2) of the Revised Code, a Felony of the Third Degree, against the peace and dignity of the State of Ohio. (City of Youngstown Float Loan Draw #1 1,000,000.00 to Erie Terminal Place who transferred \$15,000.00 to Rubino Construction who transferred \$8,000.00 to Dominic Marchionda who spent money on personal items.)

FIFTY-SEVENTH COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA, RUBINO CONSTRUCTION INC** on or about **11/16/2011** in the County of Mahoning, aforesaid, and State of Ohio, did conduct or attempt to conduct a transaction knowing that the property involved in the transaction is the proceeds of some form of unlawful activity with the conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a

transaction reporting requirement under Section 1315.53 of the Revised Code or federal law, in violation of Section 1315.55(A)(2) of the Revised Code, a Felony of the Third Degree, against the peace and dignity of the State of Ohio. (City of Youngstown Float Loan Draw #1 1,000,000.00 to Erie Terminal Place who transferred \$195,195.00 to Rubino Construction who transferred \$20,000.00 to Dominic Marchionda who spent money on personal items.)

FIFTY-EIGHTH COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA, RUBINO CONSTRUCTION INC** on or about **12/01/11** in the County of Mahoning, aforesaid, and State of Ohio, did conduct or attempt to conduct a transaction knowing that the property involved in the transaction is the proceeds of some form of unlawful activity with the conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under Section 1315.53 of the Revised Code or federal law, in violation of Section 1315.55(A)(2) of the Revised Code, a Felony of the Third Degree, against the peace and dignity of the State of Ohio. (City of Youngstown Float Loan Draw #1 1,000,000.00 to Erie Terminal Place who transferred \$195,195/00 to Rubino Construction who transferred \$10,000.00 to Dominic Marchionda who spent money on personal items.)

FIFTY-NINTH COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA, RUBINO CONSTRUCTION INC** on or about **01/03/2012** in the County of Mahoning, aforesaid, and State of Ohio, did conduct or attempt to conduct a transaction knowing that the property involved in the transaction is the proceeds of some form of unlawful activity with the conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under Section 1315.53 of the Revised Code or federal law, in violation of Section 1315.55(A)(2) of the Revised Code, a Felony of the Third Degree, against the peace and dignity of the State of Ohio. (City of Youngstown Float Loan Draw #2 1,000,000.00 to Erie Terminal Place who transferred \$349,942.53 to Rubino Construction who transferred \$20,000.00 to Dominic Marchionda who spent money on personal items.)

SIXTIETH COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA, RUBINO CONSTRUCTION INC** on or about **01/30/2011** in the County of Mahoning, aforesaid, and State of Ohio, did conduct or attempt to conduct a transaction knowing that the property involved in the transaction is the proceeds of some form of unlawful activity with the conceal or disguise

the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under Section 1315.53 of the Revised Code or federal law, in violation of Section 1315.55(A)(2) of the Revised Code, a Felony of the Third Degree, against the peace and dignity of the State of Ohio. (City of Youngstown Float Loan Draw #2 1,000,000.00 to Erie Terminal Place who transferred \$349,942.53 to Rubino Construction who transferred \$8,000.00 to Dominic Marchionda who spent money on personal items.)

SIXTY-FIRST COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA, RUBINO CONSTRUCTION INC** on or about **02/08/2011** in the County of Mahoning, aforesaid, and State of Ohio, did conduct or attempt to conduct a transaction knowing that the property involved in the transaction is the proceeds of some form of unlawful activity with the conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under Section 1315.53 of the Revised Code or federal law, in violation of Section 1315.55(A)(2) of the Revised Code, a Felony of the Third Degree, against the peace and dignity of the State of Ohio. (City of Youngstown Float Loan Draw #2 1,000,000.00 to Erie Terminal Place who transferred \$349,942.53 to Rubino Construction who transferred \$15,000.00 to Dominic Marchionda who spent money on personal items.)

SIXTY-SECOND COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA, RUBINO CONSTRUCTION INC** on or about **03/13/2012** in the County of Mahoning, aforesaid, and State of Ohio, did conduct or attempt to conduct a transaction knowing that the property involved in the transaction is the proceeds of some form of unlawful activity with the conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under Section 1315.53 of the Revised Code or federal law, in violation of Section 1315.55(A)(2) of the Revised Code, a Felony of the Third Degree, against the peace and dignity of the State of Ohio. (City of Youngstown first grant from the Water Fund in amount of \$350,000.00. \$264,022 was transferred to Rubino Construction who transferred \$5,000.00 to Dominic Marchionda who spent money on personal items and transferred \$6,500.00 to Villas Di Tuscany Llc who spent the funds on items not related to the Erie Terminal project such as bounced check fees, and other matters.)

SIXTY-THIRD COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA, RUBINO**

CONSTRUCTION INC on or about **02/03/2013** in the County of Mahoning, aforesaid, and State of Ohio, did conduct or attempt to conduct a transaction knowing that the property involved in the transaction is the proceeds of some form of unlawful activity with the conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under Section 1315.53 of the Revised Code or federal law, in violation of Section 1315.55(A)(2) of the Revised Code, a Felony of the Third Degree, against the peace and dignity of the State of Ohio. (City of Youngstown second grant from the Water Fund in amount of \$220,000.00. \$220,000 was transferred to Rubino Construction who transferred \$50,000.00 to Dominic Marchionda who spent money on personal items.)

SIXTY-FOURTH COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA, RUBINO CONSTRUCTION INC** on or about **02/03/2013** in the County of Mahoning, aforesaid, and State of Ohio, did conduct or attempt to conduct a transaction knowing that the property involved in the transaction is the proceeds of some form of unlawful activity with the conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under Section 1315.53 of the Revised Code or federal law, in violation of Section 1315.55(A)(2) of the Revised Code, a Felony of the Third Degree, against the peace and dignity of the State of Ohio. (City of Youngstown second grant from the Water Fund in amount of \$220,000.00. \$220,000 was transferred to Rubino Construction who again transferred \$50,000.00 to Dominic Marchionda who spent money on personal items.)

SIXTY-FIFTH COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA, RUBINO CONSTRUCTION INC** on or about **01/03/2012** in the County of Mahoning, aforesaid, and State of Ohio, did conduct or attempt to conduct a transaction knowing that the property involved in the transaction is the proceeds of some form of unlawful activity with the conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under Section 1315.53 of the Revised Code or federal law, in violation of Section 1315.55(A)(2) of the Revised Code, a Felony of the Third Degree, against the peace and dignity of the State of Ohio. (From the second draw from the City of Youngstown Float loan for the Erie Terminal Project. \$349,942.53 was transferred from Erie Terminal Place Llc to Rubino Construction Inc., who transferred \$2,500.00 to DJD & C Development Company.)

SIXTY-SIXTH COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA, RUBINO CONSTRUCTION INC., AND VILLAS DI TUSCANY LLC** on or about **10/12/2011** in the County of Mahoning, aforesaid, and State of Ohio, did conduct or attempt to conduct a transaction knowing that the property involved in the transaction is the proceeds of some form of unlawful activity with the conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under Section 1315.53 of the Revised Code or federal law, in violation of Section 1315.55(A)(2) of the Revised Code, a Felony of the Third Degree, against the peace and dignity of the State of Ohio. (From the first draw of the City of Youngstown float money of \$1,000,000.00 of which \$15,000.00 was transferred to Rubino Construction who transferred \$4,500.00 to the Villas Di Tuscany Llc.)

SIXTH-SEVENTH COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA, RUBINO CONSTRUCTION INC., AND VILLAS DI TUSCANY LLC** on or about **12/01//2011** in the County of Mahoning, aforesaid, and State of Ohio, did conduct or attempt to conduct a transaction knowing that the property involved in the transaction is the proceeds of some form of unlawful activity with the conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under Section 1315.53 of the Revised Code or federal law, in violation of Section 1315.55(A)(2) of the Revised Code, a Felony of the Third Degree, against the peace and dignity of the State of Ohio. (From the first draw of the City of Youngstown float money of \$1,000,000.00 of which \$195,195.00 as transferred to Rubino Construction who transferred \$3,000.00 to the Villas Di Tuscany Llc.)

SIXTY- EIGHTH COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA RUBINO CONSTRUCTION INC., AND VILLAS DI TUSCANY LLC** on or about **01/03/2012** in the County of Mahoning, aforesaid, and State of Ohio, did conduct or attempt to conduct a transaction knowing that the property involved in the transaction is the proceeds of some form of unlawful activity with the conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under Section 1315.53 of the Revised Code or federal law, in violation of Section 1315.55(A)(2) of the Revised Code, a Felony of the Third Degree, against the peace and dignity of the State of Ohio. (From the second draw of the City of Youngstown float money of \$1,000,000.00 of which \$349,942.53 as transferred to Rubino Construction who transferred \$2,500.00 to the Villas Di Tuscany Llc.)

SIXTY-NINTH COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA RUBINO CONSTRUCTION INC., AND VILLAS DI TUSCANY LLC** on or about **01/10/2012** in the County of Mahoning, aforesaid, and State of Ohio, did conduct or attempt to conduct a transaction knowing that the property involved in the transaction is the proceeds of some form of unlawful activity with the conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under Section 1315.53 of the Revised Code or federal law, in violation of Section 1315.55(A)(2) of the Revised Code, a Felony of the Third Degree, against the peace and dignity of the State of Ohio. (From the second draw of the City of Youngstown float money of \$1,000,000.00 of which \$349,942.53 as transferred to Rubino Construction who transferred \$2,000.00 to the Villas Di Tuscany Llc.)

SEVENTIETH COUNT

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA, RUBINO CONSTRUCTION Inc, and VILLAS DI TUSCANY LLC.,** on or about **03/16/2012** in the County of Mahoning, aforesaid, and State of Ohio, did conduct or attempt to conduct a transaction knowing that the property involved in the transaction is the proceeds of some form of unlawful activity with the conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under Section 1315.53 of the Revised Code or federal law, in violation of Section 1315.55(A)(2) of the Revised Code, a Felony of the Third Degree, against the peace and dignity of the State of Ohio. (This transaction originated from the first water grant from the City of Youngstown in the amount of \$350,000.00 to Erie Terminal Place Llc., after Erie received the funds \$264,028 was transferred to Rubino Construction Inc., who transferred \$6,500.00 to Villas Di Tuscany Llc.)

WICK TOWER MONEY LAUNDERING COUNTS

SEVENTY-FIRST COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA, RUBINO CONSTRUCTION INC. AND WICK PROPERTIES LLC.,** on or about **09/02/2014** in the County of Mahoning, aforesaid, and State of Ohio, did conduct or attempt to conduct a transaction knowing that the property involved in the transaction is the proceeds of some form of unlawful activity with the conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under Section 1315.53

of the Revised Code or federal law, in violation of Section 1315.55(A)(2) of the Revised Code, a Felony of the Third Degree, against the peace and dignity of the State of Ohio. (Transactions originated with the first draw on the Float Loan from the City of Youngtown in amount of \$1,170,950.00 to Wick Properties Llc., who transferred \$16,000.00 to Youngstown Acquisition Holdings Llc)

SEVENTY-SECOND COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA, AND WICK PROPERTIES LLC.**, on or about **09/16/2014** in the County of Mahoning, aforesaid, and State of Ohio, did conduct or attempt to conduct a transaction knowing that the property involved in the transaction is the proceeds of some form of unlawful activity with the conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under Section 1315.53 of the Revised Code or federal law, in violation of Section 1315.55(A)(2) of the Revised Code, a Felony of the Third Degree, against the peace and dignity of the State of Ohio. (Transactions originated with the first draw on the Float Loan from the City of Youngtown in amount of \$1,170,950.00 to Wick Properties Llc., who transferred \$15,000.00 to Youngstown First National Holdings Llc)

SEVENTY-THIRD COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA, AND WICK PROPERTIES LLC.**, on or about **09/25/2014** in the County of Mahoning, aforesaid, and State of Ohio, did conduct or attempt to conduct a transaction knowing that the property involved in the transaction is the proceeds of some form of unlawful activity with the conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under Section 1315.53 of the Revised Code or federal law, in violation of Section 1315.55(A)(2) of the Revised Code, a Felony of the Third Degree, against the peace and dignity of the State of Ohio. (Transactions originated with the first draw on the Float Loan from the City of Youngtown in amount of \$1,170,950.00 to Wick Properties Llc., who transferred \$25,000.00 to Youngstown Stambaugh Holdings Llc)

SEVENTY-FOURTH COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA, AND WICK PROPERTIES LLC.**, on or about **12/22//2014** in the County of Mahoning, aforesaid, and State of Ohio, did conduct or attempt to conduct a transaction knowing that the property involved in

the transaction is the proceeds of some form of unlawful activity with the conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under Section 1315.53 of the Revised Code or federal law, in violation of Section 1315.55(A)(2) of the Revised Code, a Felony of the Third Degree, against the peace and dignity of the State of Ohio. (Transactions originated with the first draw on the Float Loan from the City of Youngtown in amount of \$1,170,950.00 to Wick Properties Llc., who transferred \$80,000.00 to Youngstown Stambaugh Holdings Llc)

SEVENTY-FIFTH COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA, RUBINO CONSTRUCTION INC. AND VILLAS DI TUSCANY LLC** on or about **08/25/14** in the County of Mahoning, aforesaid, and State of Ohio, did conduct or attempt to conduct a transaction knowing that the property involved in the transaction is the proceeds of some form of unlawful activity with the conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under Section 1315.53 of the Revised Code or federal law, in violation of Section 1315.55(A)(2) of the Revised Code, a Felony of the Third Degree, against the peace and dignity of the State of Ohio. (Transactions originated with the first draw on the Float Loan from the City of Youngtown in amount of \$1,170,950.00 to Wick Properties Llc., who transferred \$311,782.75 to Rubino who transferred \$2,000.00 to the Villas Di Tuscany Llc)

SEVENTY-SIXTH COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA, RUBINO CONSTRUCTION INC. AND VILLAS DI TUSCANY LLC.** on or about **08/25/14** in the County of Mahoning, aforesaid, and State of Ohio, did conduct or attempt to conduct a transaction knowing that the property involved in the transaction is the proceeds of some form of unlawful activity with the conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under Section 1315.53 of the Revised Code or federal law, in violation of Section 1315.55(A)(2) of the Revised Code, a Felony of the Third Degree, against the peace and dignity of the State of Ohio. (Transactions originated with the first draw on the Float Loan from the City of Youngtown in amount of \$1,170,950.00 to Wick Properties Llc., who transferred \$311,782.75 to Rubino who transferred \$15,000.00 to the Villas Di Tuscany Llc)

SEVENTY-SEVENTH COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA, RUBINO CONSTRUCTION INC. AND VILLAS DI TUSCANY LLC** on or about **09/09/14** in the County of Mahoning, aforesaid, and State of Ohio, did conduct or attempt to conduct a transaction knowing that the property involved in the transaction is the proceeds of some form of unlawful activity with the conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under Section 1315.53 of the Revised Code or federal law, in violation of Section 1315.55(A)(2) of the Revised Code, a Felony of the Third Degree, against the peace and dignity of the State of Ohio. (Transactions originated with the first draw on the Float Loan from the City of Youngtown in amount of \$1,170,950.00 to Wick Properties Llc., who transferred \$311,782.75 to Rubino who transferred \$1,000.00 to the Villas Di Tuscany Llc)

SEVENTY-EIGHTH COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA, RUBINO CONSTRUCTION INC. AND VILLAS DI TUSCANY LLC.** on or about **10/29/14** in the County of Mahoning, aforesaid, and State of Ohio, did conduct or attempt to conduct a transaction knowing that the property involved in the transaction is the proceeds of some form of unlawful activity with the conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under Section 1315.53 of the Revised Code or federal law, in violation of Section 1315.55(A)(2) of the Revised Code, a Felony of the Third Degree, against the peace and dignity of the State of Ohio. (Transactions originated with the first draw on the Float Loan from the City of Youngtown in amount of \$1,170,950.00 and was co-mingled with the first grant of money to Wick Properties Llc from the City of Youngstown Water fund in the amount of \$249,685.37 to Wick Properties Llc., who transferred \$361,423.86 to Rubino who transferred 5,000.00 to the Villas Di Tuscany Llc)

SEVENTY-NINTH COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA, RUBINO CONSTRUCTION INC. AND VILLAS DI TUSCANY LLC.** on or about **11/12/14** in the County of Mahoning, aforesaid, and State of Ohio, did conduct or attempt to conduct a transaction knowing that the property involved in the transaction is the proceeds of some form of unlawful activity with the conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under Section 1315.53 of the Revised Code or federal law, in violation of Section 1315.55(A)(2) of the Revised Code, a Felony of the Third Degree, against the peace and dignity of the State of Ohio. (Transactions

originated with the first draw on the Float Loan from the City of Youngtown in amount of \$1,170,950.00 and was co-mingled with the first grant of money to Wick Properties Llc from the City of Youngstown Water fund in the amount of \$249,685.37 to Wick Properties Llc., who transferred \$361,423.86 to Rubino who transferred \$4,100.00 to the Villas Di Tuscany Llc)

EIGHTIETH COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA, RUBINO CONSTRUCTION INC. AND VILLAS DI TUSCANY LLC** on or about **11/13/14** in the County of Mahoning, aforesaid, and State of Ohio, did conduct or attempt to conduct a transaction knowing that the property involved in the transaction is the proceeds of some form of unlawful activity with the conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under Section 1315.53 of the Revised Code or federal law, in violation of Section 1315.55(A)(2) of the Revised Code, a Felony of the Third Degree, against the peace and dignity of the State of Ohio. (Transactions originated with the first draw on the Float Loan from the City of Youngtown in amount of \$1,170,950.00 and was co-mingled with the first grant of money to Wick Properties Llc from the City of Youngstown Water fund in the amount of \$249,685.37 to Wick Properties Llc., who transferred \$361,423.86 to Rubino who transferred \$3,500.00 to the Villas Di Tuscany Llc who spent the money on bounced checks fees and personal expenditures)

EIGHTY-FIRST COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA, RUBINO CONSTRUCTION AND VILLAS DI TUSCANY** on or about **12/10/14** in the County of Mahoning, aforesaid, and State of Ohio, did conduct or attempt to conduct a transaction knowing that the property involved in the transaction is the proceeds of some form of unlawful activity with the conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under Section 1315.53 of the Revised Code or federal law, in violation of Section 1315.55(A)(2) of the Revised Code, a Felony of the Third Degree, against the peace and dignity of the State of Ohio. (Transactions originated with the second draw on the Float Loan from the City of Youngtown in amount of \$1,170,950.00 to Wick Properties Llc., who transferred \$532,441.95 to Rubino who transferred \$4,500 to the Villas Di Tuscany Llc.)

EIGHTY-SECOND COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA, RUBINO CONSTRUCTION INC. AND VILLAS DI TUSCANY LLC** on or about **01/08/15** in the County of Mahoning, aforesaid, and State of Ohio, did conduct or attempt to conduct a transaction knowing that the property involved in the transaction is the proceeds of some form of unlawful activity with the conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under Section 1315.53 of the Revised Code or federal law, in violation of Section 1315.55(A)(2) of the Revised Code, a Felony of the Third Degree, against the peace and dignity of the State of Ohio. (Transactions originated with the second draw on the Float Loan from the City of Youngtown in amount of \$1,170,950.00 to Wick Properties Llc., who transferred \$303,029.89 to Rubino who transferred \$5,300 to the Villas Di Tuscany Llc.)

EIGHTY-THIRD COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA, RUBINO CONSTRUCTION INC.** on or about **08/25/14** in the County of Mahoning, aforesaid, and State of Ohio, did conduct or attempt to conduct a transaction knowing that the property involved in the transaction is the proceeds of some form of unlawful activity with the conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under Section 1315.53 of the Revised Code or federal law, in violation of Section 1315.55(A)(2) of the Revised Code, a Felony of the Third Degree, against the peace and dignity of the State of Ohio. (Transactions originated with the first draw on the Float Loan from the City of Youngtown in amount of \$1,170,950.00 to Wick Properties Llc., who transferred \$311,782.75 to Rubino Construction Inc., who transferred \$10,000.00 to Dominic Marchionda who spent the money on personal items.)

EIGHTY-FOURTH COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA, RUBINO CONSTRUCTION INC** on or about **08/26/14** in the County of Mahoning, aforesaid, and State of Ohio, did conduct or attempt to conduct a transaction knowing that the property involved in the transaction is the proceeds of some form of unlawful activity with the conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under Section 1315.53 of the Revised Code or federal law, in violation of Section 1315.55(A)(2) of the Revised Code, a Felony of the Third Degree, against the peace and dignity of the State of Ohio. (Transactions originated with the first draw on the Float Loan from the City of Youngtown in amount of \$1,170,950.00 to Wick Properties Llc., who transferred

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA, RUBINO CONSTRUCTION INC. AND VILLAS DI TUSCANY LLC** on or about **01/08/15** in the County of Mahoning, aforesaid, and State of Ohio, did conduct or attempt to conduct a transaction knowing that the property involved in the transaction is the proceeds of some form of unlawful activity with the conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under Section 1315.53 of the Revised Code or federal law, in violation of Section 1315.55(A)(2) of the Revised Code, a Felony of the Third Degree, against the peace and dignity of the State of Ohio. (Transactions originated with the second draw on the Float Loan from the City of Youngtown in amount of \$1,170,950.00 to Wick Properties Llc., who transferred \$303,029.89 to Rubino who transferred \$5,300 to the Villas Di Tuscany Llc.)

EIGHTY-THIRD COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA, RUBINO CONSTRUCTION INC.** on or about **08/25/14** in the County of Mahoning, aforesaid, and State of Ohio, did conduct or attempt to conduct a transaction knowing that the property involved in the transaction is the proceeds of some form of unlawful activity with the conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under Section 1315.53 of the Revised Code or federal law, in violation of Section 1315.55(A)(2) of the Revised Code, a Felony of the Third Degree, against the peace and dignity of the State of Ohio. (Transactions originated with the first draw on the Float Loan from the City of Youngtown in amount of \$1,170,950.00 to Wick Properties Llc., who transferred \$311,782.75 to Rubino Construction Inc., who transferred \$10,000.00 to Dominic Marchionda who spent the money on personal items.)

EIGHTY-FOURTH COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA, RUBINO CONSTRUCTION INC** on or about **08/26/14** in the County of Mahoning, aforesaid, and State of Ohio, did conduct or attempt to conduct a transaction knowing that the property involved in the transaction is the proceeds of some form of unlawful activity with the conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under Section 1315.53 of the Revised Code or federal law, in violation of Section 1315.55(A)(2) of the Revised Code, a Felony of the Third Degree, against the peace and dignity of the State of Ohio. (Transactions originated with the first draw on the Float Loan from the City of Youngtown in amount of \$1,170,950.00 to Wick Properties Llc., who transferred

\$311,782.75 to Rubino Construction Inc. who transferred \$20,000.00 to Dominic Marchionda who spent the money on personal items.)

EIGHTY-FIFTH COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA, RUBINO CONSTRUCTION INC.** on or about **08/26/14** in the County of Mahoning, aforesaid, and State of Ohio, did conduct or attempt to conduct a transaction knowing that the property involved in the transaction is the proceeds of some form of unlawful activity with the conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under Section 1315.53 of the Revised Code or federal law, in violation of Section 1315.55(A)(2) of the Revised Code, a Felony of the Third Degree, against the peace and dignity of the State of Ohio. (Transactions originated with the first draw on the Float Loan from the City of Youngtown in amount of \$1,170,950.00 to Wick Properties Llc., who transferred \$311,782.75 to Rubino Construction Inc. who transferred \$5,000.00 to Dominic Marchionda who spent the money on personal items.)

EIGHTY-SIXTH COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA, RUBINO CONSTRUCTION INC.** on or about **09/04/14** in the County of Mahoning, aforesaid, and State of Ohio, did conduct or attempt to conduct a transaction knowing that the property involved in the transaction is the proceeds of some form of unlawful activity with the conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under Section 1315.53 of the Revised Code or federal law, in violation of Section 1315.55(A)(2) of the Revised Code, a Felony of the Third Degree, against the peace and dignity of the State of Ohio. (Transactions originated with the first draw on the Float Loan from the City of Youngtown in amount of \$1,170,950.00 to Wick Properties Llc., who transferred \$311,782.75 to Rubino Construction Inc. who transferred \$20,000.00 to Dominic Marchionda who spent the money on personal items.)

EIGHTY-SEVENTH COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA, RUBINO CONSTRUCTION INC** on or about **10/06/14** in the County of Mahoning, aforesaid, and State of Ohio, did conduct or attempt to conduct a transaction knowing that the property involved in the transaction is the proceeds of some form of unlawful activity with the conceal or disguise the

nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under Section 1315.53 of the Revised Code or federal law, in violation of Section 1315.55(A)(2) of the Revised Code, a Felony of the Third Degree, against the peace and dignity of the State of Ohio. (Transactions originated with the first draw on the Float Loan from the City of Youngstown in amount of \$1,170,950.00 and was co-mingled with the first grant of money to Wick Properties Llc from the City of Youngstown Water fund in the amount of \$249,685.37 to Wick Properties Llc., who transferred \$75,000.00 to Rubino Construction Inc. who transferred \$20,000.00 to Dominic Marchionda who spent the money on personal items.)

EIGHTY-EIGHTH COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA, RUBINO CONSTRUCTION INC.** on or about **10/22/14** in the County of Mahoning, aforesaid, and State of Ohio, did conduct or attempt to conduct a transaction knowing that the property involved in the transaction is the proceeds of some form of unlawful activity with the conceal or disguise the nature; location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under Section 1315.53 of the Revised Code or federal law, in violation of Section 1315.55(A)(2) of the Revised Code, a Felony of the Third Degree, against the peace and dignity of the State of Ohio. (Transactions originated with the first draw on the Float Loan from the City of Youngstown in amount of \$1,170,950.00 and was co-mingled with the first grant of money to Wick Properties Llc from the City of Youngstown Water fund in the amount of \$249,685.37 to Wick Properties Llc., who transferred \$100,000.00 to Rubino Construction Inc. who transferred \$12,000.00 to Dominic Marchionda who spent the money on personal items.)

EIGHTY-NINTH COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA, RUBINO CONSTRUCTION INC.** on or about **10/24/14** in the County of Mahoning, aforesaid, and State of Ohio, did conduct or attempt to conduct a transaction knowing that the property involved in the transaction is the proceeds of some form of unlawful activity with the conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under Section 1315.53 of the Revised Code or federal law, in violation of Section 1315.55(A)(2) of the Revised Code, a Felony of the Third Degree, against the peace and dignity of the State of Ohio. (Transactions originated with the first draw on the Float Loan from the City of Youngstown in amount of \$1,170,950.00 and was co-mingled with the first grant of money to Wick Properties Llc from the City of Youngstown Water fund in the amount of \$249,685.37 to Wick Properties Llc., who transferred \$361,423.86 to Rubino Construction Inc. who transferred \$10,000.00 to Dominic Marchionda who spent the money on personal items.)

NINETIETH COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA, RUBINO CONSTRUCTION INC.** on or about **11/03/14** in the County of Mahoning, aforesaid, and State of Ohio, did conduct or attempt to conduct a transaction knowing that the property involved in the transaction is the proceeds of some form of unlawful activity with the conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under Section 1315.53 of the Revised Code or federal law, in violation of Section 1315.55(A)(2) of the Revised Code, a Felony of the Third Degree, against the peace and dignity of the State of Ohio. (Transactions originated with the first draw on the Float Loan from the City of Youngtown in amount of \$1,170,950.00 and was co-mingled with the first grant of money to Wick Properties Llc from the City of Youngstown Water fund in the amount of \$249,685.37 to Wick Properties Llc., who transferred \$361,423.86 to Rubino Construction Inc. who transferred \$5,000.00 to Dominic Marchionda who spent the money on personal items.)

NINETY-FIRST COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA, RUBINO CONSTRUCTION INC.** on or about **11/06/14** in the County of Mahoning, aforesaid, and State of Ohio, did conduct or attempt to conduct a transaction knowing that the property involved in the transaction is the proceeds of some form of unlawful activity with the conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under Section 1315.53 of the Revised Code or federal law, in violation of Section 1315.55(A)(2) of the Revised Code, a Felony of the Third Degree, against the peace and dignity of the State of Ohio. (Transactions originated with the first draw on the Float Loan from the City of Youngtown in amount of \$1,170,950.00 and was co-mingled with the first grant of money to Wick Properties Llc from the City of Youngstown Water fund in the amount of \$249,685.37 to Wick Properties Llc., who transferred \$361,423.86 to Rubino Construction Inc. who transferred \$20,000.00 to Dominic Marchionda who spent the money on personal items and an investment.)

NINETY-SECOND COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA, RUBINO CONSTRUCTION INC** on or about **11/12/14** in the County of Mahoning, aforesaid, and State

of Ohio, did conduct or attempt to conduct a transaction knowing that the property involved in the transaction is the proceeds of some form of unlawful activity with the conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under Section 1315.53 of the Revised Code or federal law, in violation of Section 1315.55(A)(2) of the Revised Code, a Felony of the Third Degree, against the peace and dignity of the State of Ohio. (Transactions originated with the first draw on the Float Loan from the City of Youngstown in amount of \$1,170,950.00 and were co-mingled with the first grant of money to Wick Properties Llc from the City of Youngstown Water fund in the amount of \$249,685.37 to Wick Properties Llc., who transferred \$361,423.86 to Rubino Construction Inc. who transferred \$7,500.00 to Dominic Marchionda who spent the money on personal items.)

NINETY-THIRD COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA, RUBINO CONSTRUCTION INC.** on or about **11/17/14** in the County of Mahoning, aforesaid, and State of Ohio, did conduct or attempt to conduct a transaction knowing that the property involved in the transaction is the proceeds of some form of unlawful activity with the conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under Section 1315.53 of the Revised Code or federal law, in violation of Section 1315.55(A)(2) of the Revised Code, a Felony of the Third Degree, against the peace and dignity of the State of Ohio. (Transactions originated with the first draw on the Float Loan from the City of Youngstown in amount of \$1,170,950.00 and were co-mingled with the first grant of money to Wick Properties Llc from the City of Youngstown Water fund in the amount of \$249,685.37 to Wick Properties Llc., who transferred \$361,423.86 to Rubino Construction Inc. who transferred \$5,000.00 to Dominic Marchionda who spent the money on personal items.)

NINETY-FOURTH COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA, RUBINO CONSTRUCTION INC.** on or about **11/24/14** in the County of Mahoning, aforesaid, and State of Ohio, did conduct or attempt to conduct a transaction knowing that the property involved in the transaction is the proceeds of some form of unlawful activity with the conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under Section 1315.53 of the Revised Code or federal law, in violation of Section 1315.55(A)(2) of the Revised Code, a Felony of the Third Degree, against the peace and dignity of the State of Ohio. (Transactions originated with the second draw on the Float Loan from the City of Youngstown in amount of \$1,170,950.00 to Wick Properties Llc., who transferred

\$532,441.95 to Rubino Construction Inc. who transferred \$15,000 to Dominic Marchionda who spent the money on personal items.)

NINETY-FIFTH COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA, RUBINO CONSTRUCTION INC.** on or about **11/28/14** in the County of Mahoning, aforesaid, and State of Ohio, did conduct or attempt to conduct a transaction knowing that the property involved in the transaction is the proceeds of some form of unlawful activity with the conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under Section 1315.53 of the Revised Code or federal law, in violation of Section 1315.55(A)(2) of the Revised Code, a Felony of the Third Degree, against the peace and dignity of the State of Ohio. (Transactions originated with the second draw on the Float Loan from the City of Youngtown in amount of \$1,170,950.00 to Wick Properties Llc., who transferred \$532,441.95 to Rubino Construction Inc. who transferred \$25,000 to Dominic Marchionda who spent the money on personal items.

NINETY-SIXTH COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA** on or about **12/12/14** in the County of Mahoning, aforesaid, and State of Ohio, did conduct or attempt to conduct a transaction knowing that the property involved in the transaction is the proceeds of some form of unlawful activity with the conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under Section 1315.53 of the Revised Code or federal law, in violation of Section 1315.55(A)(2) of the Revised Code, a Felony of the Third Degree, against the peace and dignity of the State of Ohio. (Transactions originated with the second draw on the Float Loan from the City of Youngtown in amount of \$1,170,950.00 to Wick Properties Llc., who transferred \$10,000 to Dominic Marchionda who transferred the money to NYO Property Group who spent the money on NYO Property Group Payroll.)

NINETY-SEVENTH COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA, RUBINO CONSTRUCTION INC.** on or about **12/26/14** in the County of Mahoning, aforesaid, and State of Ohio, did conduct or attempt to conduct a transaction knowing that the property involved in the transaction is the proceeds of some form of unlawful activity with the conceal or disguise the

nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under Section 1315.53 of the Revised Code or federal law, in violation of Section 1315.55(A)(2) of the Revised Code, a Felony of the Third Degree, against the peace and dignity of the State of Ohio. (Transactions originated with the second draw on the Float Loan from the City of Youngtown in amount of \$1,170,950.00 to Wick Properties Llc., who transferred \$303,029.89 to Rubino Construction Inc. who transferred \$15,000.00 to Dominic Marchionda who spent the money on bounced checks in his personal account and other personal items .)

NINETY-EIGHTH COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA, RUBINO CONSTRUCTION INC** on or about **01/05/15** in the County of Mahoning, aforesaid, and State of Ohio, did conduct or attempt to conduct a transaction knowing that the property involved in the transaction is the proceeds of some form of unlawful activity with the conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under Section 1315.53 of the Revised Code or federal law, in violation of Section 1315.55(A)(2) of the Revised Code, a Felony of the Third Degree, against the peace and dignity of the State of Ohio. (Transactions originated with the second draw on the Float Loan from the City of Youngtown in amount of \$1,170,950.00 to Wick Properties Llc., who transferred \$303,029.89 to Rubino Construction Inc. who transferred \$20,000.00 to Dominic Marchionda who spent the money on personal items.)

NINETY-NINTH COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA, RUBINO CONSTRUCTION INC.** on or about **01/20/15** in the County of Mahoning, aforesaid, and State of Ohio, did conduct or attempt to conduct a transaction knowing that the property involved in the transaction is the proceeds of some form of unlawful activity with the conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under Section 1315.53 of the Revised Code or federal law, in violation of Section 1315.55(A)(2) of the Revised Code, a Felony of the Third Degree, against the peace and dignity of the State of Ohio. (Transactions originated with the second draw on the Float Loan from the City of Youngtown in amount of \$1,170,950.00 to Wick Properties Llc., who transferred \$312,973.78 to Rubino Construction Inc. who transferred \$10,000.00 to Dominic Marchionda who spent the money on personal items including court fees at Mahoning County Court #2.)

ONE HUNDREDTH COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA, RUBINO CONSTRUCTION INC.** on or about **01/23/15** in the County of Mahoning, aforesaid, and State of Ohio, did conduct or attempt to conduct a transaction knowing that the property involved in the transaction is the proceeds of some form of unlawful activity with the conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under Section 1315.53 of the Revised Code or federal law, in violation of Section 1315.55(A)(2) of the Revised Code, a Felony of the Third Degree, against the peace and dignity of the State of Ohio. (Transactions originated with the second draw on the Float Loan from the City of Youngtown in amount of \$1,170,950.00 to Wick Properties Llc., who transferred money to Rubino Construction Inc. who transferred \$10,000.00 to Dominic Marchionda who spent the money on personal items)

ONE HUNDREDTH –FIRST COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA, RUBINO CONSTRUCTION INC.** on or about **01/27/15** in the County of Mahoning, aforesaid, and State of Ohio, did conduct or attempt to conduct a transaction knowing that the property involved in the transaction is the proceeds of some form of unlawful activity with the conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under Section 1315.53 of the Revised Code or federal law, in violation of Section 1315.55(A)(2) of the Revised Code, a Felony of the Third Degree, against the peace and dignity of the State of Ohio. (Transactions originated with the second draw on the Float Loan from the City of Youngtown in amount of \$1,170,950.00 to Wick Properties Llc., who transferred money to Rubino Construction Inc. who transferred \$10,000.00 to Dominic Marchionda who spent the money on personal items including return items fees, Sam's Club, Holy Family fees, and other personal items.)

ONE HUNDREDTH –SECOND COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA, RUBINO CONSTRUCTION** on or about **02/23/15** in the County of Mahoning, aforesaid, and State of Ohio, did conduct or attempt to conduct a transaction knowing that the property involved in the transaction is the proceeds of some form of unlawful activity with the conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under Section 1315.53 of the Revised Code or federal law, in violation of Section 1315.55(A)(2) of the Revised Code, a Felony of the Third Degree, against the peace and

dignity of the State of Ohio. (Transactions originated with the second draw on the Float Loan from the City of Youngtown in amount of \$1,170,950.00 to Wick Properties Llc., who transferred \$20,000.00 money to Rubino Construction who transferred \$10,000.00 to Dominic Marchionda who spent the money on personal items.)

ONE HUNDREDTH –THIRD COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA, RUBINO CONSTRUCTION INC.** on or about **02/27/15** in the County of Mahoning, aforesaid, and State of Ohio, did conduct or attempt to conduct a transaction knowing that the property involved in the transaction is the proceeds of some form of unlawful activity with the conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under Section 1315.53 of the Revised Code or federal law, in violation of Section 1315.55(A)(2) of the Revised Code, a Felony of the Third Degree, against the peace and dignity of the State of Ohio. (Transactions originated with the second installment of a grant from the City of Youngstown Water Fund in the amount of \$200,049.86 which was deposited into the Wick Properties LLC account of which \$50,000.00 was transferred to Rubino Construction Inc. which transferred \$10,000.00 to Dominic Marchionda who spent the money on personal items.)

ONE HUNDREDTH –FOURTH COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA, RUBINO CONSTRUCTION INC., U.S. CAMPUS SUITES LLC, ERIE TERMINAL PLACE LLC, WICK PROPERTIES LLC** on or about **May 1, 2009 to January 1, 2016** in the County of Mahoning, Franklin and Cuyahoga and State of Ohio, did , unlawfully while employed by, or associated with, any enterprise did conduct or participate in, directly or indirectly, the affairs of the enterprise through a pattern of corrupt activity. FURTHERMORE, at least one of the incidents of corrupt activity was a felony of the first, second, or third degree to wit: Bribery, Money Laundering, Theft, Receiving Stolen Property, Telecommunications Fraud and/or Theft in Office AND at least one of the incidents of corrupt activity was a felony of the first degree to with: Theft.

THE ENTERPRISE

This Enterprise is an association and/or organization and/or a group of persons and/or companies associated in fact, although not a legal entity, including but not limited to Dominic Marchionda, John Doe 1, John Dow 2, John Doe 3, John Doe 4, John Doe 5, John Doe 8, Rubino Construction Inc. U.S. Campus Suites, Erie Terminal Place Llc, Wick Properties Llc, and/or other companies or entities owned by or associated with Dominic Marchionda, and others known and unknown, all of whom are persons associated with the Enterprise (collectively, “Persons associated with the Enterprise” or “Persons”).

The enterprise consists of additional businesses, entities and person who are not yet named in this indictment.

This Enterprise existed as an “Association in Fact Enterprise” under Ohio Revised Code Section 2932.32 because it: (1) was an ongoing organization with a commonality of purpose or a guiding mechanism to direct the organization or (2) was a continuing unit with an ascertainable structure. A more detailed description of the Enterprise is stated in below.

THE PARTIES

Dominic Marchionda—Marchionda owns, controls, or is the managing member of Erie Terminal Place Llc., Wick Properties Llc, U.S. Campus Suites Llc, has been the President and in full control of Rubino Construction since at least 2005 and is associated with and or controls scores of other companies including Stambaugh Holding Company Llc, Villas Di Tuscany Llc, DJD& C Development Company and others. Marchionda is affiliated with more than 60 companies in the Youngstown Area.

John Doe 1—ran a business located in Mahoning County, Ohio. Paid John Doe 8 cash so that the Flats at Wick project located at the intersection of Madison Ave and Elm Street in Youngstown, Ohio would receive financial assistance from the City of Youngstown

John Doe 2—worked for a business located in Mahoning County, Ohio.

John Doe 3—Assisted the business run by John Doe 1 and in addition assisted Dominic Marchionda is securing funding for the following projects:

Flats at Wick
Erie Terminal
Wick Tower.

and in other business matters.

John Doe 4—an officer of one of the businesses Dominic Marchionda owns, controls or manages

John Doe 5—owns a business which performed services for Dominic Marchionda Erie Terminal and the Wick Tower.

John Doe 6—a business located in Youngstown, Ohio and throughout the State of Ohio.

John Doe 7—a business located in Youngstown, Ohio.

John Doe 8—a public official who works for the City of Youngstown, Ohio.

ODOD—The Ohio Department of Development an executive Branch agency for the State of Ohio who provided loan funds for the projects which are the subject of this indictment and part of this enterprise.

City of Youngstown-A political subdivision under the State of Ohio organized under the laws of the State of Ohio with a Mayor/City Council for of Government.

Board of Control—the Youngstown, Ohio Board of Control, a Board which is involved in development projects in Youngstown, Ohio.

U.S. Campus Suites Llc—a company managed by Dominic Marchionda which was involved in the Flats at Wick project and the Erie Terminal Project

Erie Terminal Place Llc—a company managed, owned and or controlled by Dominic Marchionda which was/is the owner of the Erie Terminal located on Commerce Street in Youngstown, Ohio.

Wick Properties Llc. -- a company managed, controlled and/or part owned by Dominic Marchionda which was involved in the Wick Tower Project located on West Federal Plaza in Youngstown, Ohio.

Flats at Wick —a project developed, created and run by Dominic Marchionda at the intersection of Madison Ave and Elm Street in Youngstown, Ohio. This project received State of Ohio/Federal Brownfield loan money to clean up certain land located at the intersection of Elm Street and Madison Ave. in the City of Youngstown. It also received a 1.2 million dollar water and sewer grant from the city of Youngstown to be used for Water/ Sewer related purposes. It also received a float loan from the City of Youngstown whose proceeds by the terms of the loan were to be used for the project and project related cost. Key bank provided a construction /permanent loan for the project. The use of all city money was restricted the ordinance authorizing said use and the terms of the agreement.

Erie Terminal—a project which converted a railroad station and office building into student housing. The project was run by Dominic Marchionda who in effect had two general contractors on the project, one being Rubino Construction Llc. This project received \$570,000 in City of Youngtown Water Grant money from the city of Youngstown for Water/Sewer related items and a Float loan from the City of Youngstown which by its terms required all loan proceeds to be spent on the project. The use of all city money was restricted the ordinance authorizing said use and the terms of the agreement. This project also received Brownfield Money from ODOD.

Wick Tower----a project developed, created and run by Dominic Marchionda located on West Federal Plaza in Youngstown, Ohio. This project received City of Youngtown Water Grant money from the city of Youngstown for Water/Sewer related items and a Float loan from the City of Youngstown which by its terms required all loan proceeds to be spent on the project. The use of all city money was restricted the ordinance authorizing said use and the terms of the agreement. This project also received Brownfield Money from ODOD and Energy Loan money f from ODOD passed to it from the United States of America through the American Recovery Act.

Villas Di Tuscany Llc—a company owned, managed and/or controlled by Dominic Marchionda being involved with residential real estate development and sale.

Rubino Construction Inc. —a company managed, partially owned and run by Dominic Marchionda who since 2005 has been its President. Marchionda was the President of Rubino Construction Inc., during all time within this indictment, ran the financial affairs of Rubino Construction and transferred a lot of money out of Rubino Construction Inc. to him for personal use and other entities Marchionda owned or controlled.

DJD & C Development Company--a company managed, owned and or controlled by Dominic Marchionda.

DJM Rental Properties Llc--a company managed, owned and or controlled by Dominic Marchionda

NYO Property Group--a real estate related company managing properties in Youngstown Ohio owned, partially owned and or controlled or partially controlled by Dominic Marchionda along partners.

Youngstown Stambaugh Holdings Llc—A company which received at least \$105,000 of City of Youngstown monies designated for the Wick Tower project.

B. THE SCHEME OR PHASES OF THE ENTERPRISE'S EXISTENCE

Within the scope of this enterprise and to further its affairs, Dominic Marchionda and John Doe 3 lied to Key Bank in an attempted to obtain a \$500,000.00 benefit from Key Bank and submitted false financial records in the process.

Within the Scope of the Enterprise and to further its affairs John Doe 1 paid John Doe 8 cash to ensure that the Flats at Wick project would receive city funding and city assistance. John Doe 1 worked for a company that benefited from the Flats at Wick Project proceeding forward. John Doe 1 was told that “we needed to take care of (John Doe 8)”.

Within the scope of the enterprise and to further its affairs David Bozanich on or about May 7, 2009 declared that property owned by the City of Youngstown which was being used as a fire station was surplus city property and should be sold for economic development purposes to DJM Rental Properties LLC for \$10.00. Youngstown City Council declared such real estate property no longer needed for city purpose and permitted its sale for \$10.00 in May of 2009.

Within the scope of the enterprise and to further its affairs David Bozanich authorize the sale of property no longer needed for a city purpose to DJM Rental Properties Llc for \$1,000,000.00 less than two months after Bozanich and Youngstown City Council declared such property surplus property and had City Council authorize its sale for \$10.00. Youngstown Ohio City Council

authorized the sale of this property for \$1,000,000.00 after it has authorized the sale for \$10.00 6 weeks earlier. A few weeks later the sale terms were amended by ordinance authorizing the sale to U.S. Campus Suites Llc.

A development agreement was entered between the City of Youngstown and U.S. CAMPUS SUITES LLC. for the construction of student apartments at the intersection of Madison Ave. and Elm Street in Youngstown, Ohio where by the city of Youngstown would provide 1,2 million dollars in water /sewer fund monies to Dominic Marchionda and/or a company he owned or controlled to be used for Water/Sewer purposes and an \$2,000,000.00 float loan to be used for construction of the Apartments. The development agreement was properly passed by the appropriate City of Youngstown, Ohio boards. The Terms of the Agreement provided that:

Section 1 - City's Obligations

1.1. Grant: The City agrees to provider to Developer, a One-Million Two Hundred Thousand (\$1,200,000.00) Grant for purposes of assisting in certain site preparation. The Grant shall be used by the Developer for installation of a water line and water-related, a waste water line and water water-related, and any associated site remediation and grading as well as any improvements, enhancements, and/or upgrades to the water system that may be necessary for Developer to complete the project as planned.

Further the City of Youngstown entered into a Float loan agreement with U.S. Campus Suites Llc which provide for a \$2,000.000.00 float loan with an 18 month term. The agreement restricted the use of the funds as follows:

ARTICLE I. Terms of Loan

This Loan is only for commercial purposes and is not a consumer transaction. Borrower has not and is not acquiring from the proceeds of the Loan any property for personal, family or household purposes.

1.01 Promissory Note: On the terms and conditions of this Loan Agreement, Lender agrees to loan to Borrower and Borrower agrees to borrow from Lender the sum of Two Million Dollars and No Cents (\$2,000,000.00) which shall be evidenced by a Cognovit Promissory Note (hereinafter referred to as the "Note") bearing interest at the rate of Zero percent (0.00%) per annum, for a term expiring October 12, 2010, at which time the entire unpaid balance shall be due and payable, or at any extended date that may be agreed to in writing, between Borrower and Lender, or between Borrower and the Assignee of Lender, in the event Lender assigns this note subsequent to the date of issue; provided, however, that Lender, or the Assignee of Lender, may by written notice to Borrower, declare the entire principal, plus accrued interest, if any, payable prior to the expiration date set forth above.

1.02 Use of Funds: Borrower agrees that it shall use the funds received by it under this Agreement in accordance with the use of the loan proceeds as specified above, and under

Borrower's application documenting the use of the loan proceeds which application shall be submitted to the Lender in a form satisfactory to Lender, for Lender's review and approval. Borrower further agrees that no application of any funds received from the Lender hereunder shall be made for any other purpose, other than in accordance with the above described eligible project.

Within the scope of the enterprise and to further its affairs upon receipt of the \$1,200,000 from the city of Youngstown in the form of a water and sewer grant from the City's water fund, Dominic Marchionda sent \$1,000,000.00 of such funds back to the city of Youngstown to buy land described above in complete contravention of the express or implied use of such funds. Once such funds were received by the city such funds were placed into the General Fund of the City of Youngstown in violation of Ohio law under the direction of David Bozanich.

Within the scope of the enterprise and to further its affairs Marchionda took the remaining \$200,000.00 from the 1.2 million water grant money and transferred \$70,000.00 to a company he owned and/or controlled and then transferred such funds to himself and then spent said money on personal expenses like his medical expenses, the Poland Swim Club, personal bounced check fees, the Holy Family Facilities fund, real estate taxes, dental bills and other personal bills, person debt and investment purposes. The funds were not spent on water or sewer related issues.

Within the scope of the enterprise and to further its affairs Marchionda used or caused to be used City Float Loan money provided to him for the Flats at Wick project for personal purposes and or uses not permitted by the loan agreement with the City of Youngstown. This trend continued with float loans received by Erie Terminal Place Llc, and Wick Properties Llc when each

company received its float loan money. Typically monies were deposited into the account of U.S. Campus Suites, Erie Terminal Place Llc, or Wick Properties Llc then transferred by phone call, wire, or email by Dominic Marchionda to Rubino Construction Inc. , who then distributed funds for law full purposes and unlawful purposes transferring hundreds of thousands of dollars to Dominic Marchionda for him to spend on personal items.

Within the Scope of the Enterprise and to further its affairs Dominic Marchionda received in his joint bank account at least \$600,000.00 from City of Youngstown funds and spent it on personal items. This amount does not include State of Ohio/United States Government monies Marchionda also receive and spent or monies that Marchionda wrongfully exercised control over transferring to other companies for the benefit of these other companies.

Within the scope of the enterprise and to further its affairs Marchionda submitted invoices to the City of Youngstown which were false on the Erie Terminal project to receive City Water Fund money and City Float Loan money. Marchionda for example sent a correct billing record, AIA G 702 Application 6 in the Winter of 2012 to First National Bank and the Architect in charge of the Erie Terminal project asserting that 59 % of the plumbing work had been done, but he emailed a fake AIA G 702 Application 6 billing record with elevated plumbing numbers to the City of Youngstown asserting that 96% of the plumbing work had been done, to receive money/ all of the Water Grant monies from the City of Youngstown Water fund. Once the city of Youngstown received the billing record with the false information it unwittingly authorized payment of \$350,000.00 from the City Water Fund to Erie Terminal Place LLC.

Within the Scope of the enterprise and to further its affairs Marchionda concealed his relationship with Rubino Construction Inc. from Lenders.

Within the Scope of the Enterprise and to further its affairs Dominic Marchionda used City of Youngstown monies beyond the express or implied consent to pay personal debt, to pay cost unrelated to the purpose for which the funds were provided to Marchionda and in doing so provided false billing records to City of Youngstown Officials.

Within the Scope of the Enterprise and to further its affairs Dominic Marchionda used Brownfield Loan monies and Energy Fund Loan monies beyond the express or implied consent to pay personal debt, to pay cost unrelated to the purpose for which the funds were provided to Marchionda and in doing so provided false billing records to the State of Ohio /ODOD.

Within the Scope of the Enterprise and to further its affairs Dominic Marchionda, Rubino Construction Inc. and Erie Terminal Place Llc submitted false records to ODOD.

Within the Scope of the Enterprise and to further its affairs Dominic Marchionda, Rubino Construction Inc. and Wick Properties Llc submitted false records to ODOD.

Within the Scope of the Enterprise and to further its affairs Dominic Marchionda and Rubino Construction Inc. upon receipt of the proceeds of theft performed transactions transferring money into Dominic Marchianda's personal bank account and/or other bank accounts Marchionda controlled.

Within the scope of the enterprise and to further its affairs John Doe 6 submitted at least one questionable record so that Marchionda and/or an entity he owned, managed and/or controlled could receive government funding for a project.

Within the scope of the enterprise and to further its affairs Marchionda used subsequent project money to pay the cost of a prior project contrary to the express or implied consent of the owner of the funds.

Dominic Marchionda shared a bank account with his wife. Whenever money is listed as being transferred into a bank account with his name on it the account is actually a joint bank account at First National bank belonging to Dominic Marchionda and his wife.

C. COMMON PURPOSE OF THE ENTERPRISE

This Enterprise functioned as an ongoing organization with commonality of purpose or a guiding mechanism to direct the organization. This is a criminal enterprise which began functioning in the Spring of 2009 with a \$25,000.00 bribe to a city official from a Youngstown based business to ensure that the Flats at Wick project would obtain city approval and to "take care of Dave" and continued to operate until at least January of 2016. The function and common purpose of Enterprise regarding its ongoing illegal conduct was to create sources of money/funds for Dominic Marchionda to maintain and continue the Ponzi Scheme he, Marchionda was involved in running using a number of companies to funnel government money to Marchionda so that Marchionda could continue to live his lavish life style and enrich himself. Further through the concealing of relationships between a number of companies Marchionda owned, managed and/or controlled and Rubino Construction, Marchionda could and did receive government funds to further funnel to himself with Rubino Construction being the conduit to funnel stolen proceeds/government funds to Dominic Marchionda for personal use. Subsequent projects are needed to pay the bills of prior projects.

Persons who acted within this criminal enterprise are John Doe 1 through 8 (whose names are protected to protect their identity at this time) as well as Rubino Construction Inc., U.S. Campus Suites. Llc, Erie Terminal Place Llc., Wick Properties Llc., Villas Di Tuscany Llc, and other companies owned, managed, and/or controlled by Dominic Marchionda.

As stated above, each Person Associated with the Enterprise performed separate acts on behalf of and in furtherance of the Enterprise. The persons associated with this enterprise acted in a structured and organized manner to enable the overall organization to successfully complete

these schemes and to engage in a pattern of corrupt activity. Likewise, this occurred with the knowledge and/or support of other persons associated with the Enterprise so that this Enterprise, as an association in fact, could continue and thrive because of the activities of each of the persons of the Enterprise.

This Enterprise functioned as a continuing unit with an ascertainable structure while it was engaging in the diverse forms of illegal activities. In doing so from the time stated herein, the persons associated with the Enterprise participated in and/or managed the affairs of the Enterprise as previously stated. As such, these persons provided continuity and structure to the Enterprise in order to accomplish its illegal purposes—the pattern of corrupt activity as set forth in this count. This enterprise and the Persons associated with the Enterprise were joined in purpose over a period, with various roles that were different, and with methods that changed in order to accomplish the main purpose of the Enterprise.

D. AFFAIRS OF THE ENTERPRISE

The affairs of the Enterprise involve the jurisdiction of the State of Ohio and took place in Trumbull County and include but are not limited to:

1. BRIBERY, R.C. 2921.02: unlawfully did knowingly solicit or accept for himself or another person any valuable thing or valuable benefit, to wit: cash and or services, to corrupt or improperly influence him or another public servant or party official with respect to the discharge of him or the other public servant's or party official's duty, either before or after he was elected, appointed, qualified, employed, summoned, or sworn as a public servant or party official.
2. THEFT IN OFFICE, R.C. 2921.41: unlawfully did, while being a public or party official, commit any theft offense, as defined in division (K) of section 2913.01 of the Revised Code, when the property or service involved is owned by this state, any other state, the United States, a county, a municipal corporation, a township, or any political subdivision, department, or agency of any of them, or is owned by a political party, or is part of a political campaign fund and the value of property or services stolen was seven thousand five hundred dollars or more.
3. TAMPERING WITH RECORDS, R.C. SECTION 2903.42: (A) No person, knowing the person has no privilege to do so, and with purpose to defraud or knowing that the person is facilitating a fraud, shall do any of the following: (1) Falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record; (2) Utter any writing or record, knowing it to have been tampered with as provided in division (A)(1) of this section when the writing, data, computer software, or record is kept by or belongs to a local, state, or federal governmental entity.
4. THEFT, R.C. 2913.02(A)(3): did, with purpose to deprive the owner, knowingly obtain or exert control over either the property or services by deception when the amount involved exceeded \$1,000,000.00

5. THEFT, R.C. 2013.02(A)(2): did knowingly obtain or exert control over either the property or services beyond the scope of the express or implied consent of the owner or person authorized to give consent when the amount involved exceeded \$1,000,000.00

6. TELECOMMUNICATIONS FRAUD R.C. 2913.05 : did unlawfully having devised a scheme to defraud, did knowingly disseminate, transmit, or caused to disseminated or transmitted by means of wire, radio, satellite, telecommunication, telecommunications device, or telecommunication services any writing, data, sign, signal, picture, sound, image with purpose to execute or otherwise further the scheme to defraud and the violation occurred as part of a course of conduct involving other violations of division (A) of this section or violations of, attempts to violate, conspiracies to violate, or complicity in violations of section 2913.02, 2913.04, 2913.11, 2913.21, 2913.31, 2913.42, 2913.43, or 2921.13 of the Revised Code and the value of the benefit obtained by the offender or of the detriment to the victim of the fraud is one hundred fifty thousand dollars or more but less than one million dollars.

7. MONEY LAUNDERING R.C. 1315.55 (A) (2) unlawfully did conduct or attempt to conduct a transaction knowing that the property involved in the transaction was the proceeds of some form of unlawful activity with the intent to conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under section 1315.53 of the Revised Code or federal law.

8. RECEIVING STOLEN PROPERTY RC 2913.51, unlawfully did receive, retain, or dispose of Money, knowing or having reasonable cause to believe that the property had been obtained through commission of a theft offense and the value of the property involved was one hundred fifty thousand dollars or more.

E. THE PATTERN OF CORRUPT ACTIVITY FROM SPRING OF 2009 TO JANUARY 2016

A "Pattern of corrupt activity" means two or more incidents of corrupt activity, whether or not there has been a prior conviction, that are related to the affairs of the same enterprise, are not isolated, and are not so closely related to each other and connected in time and place that they constitute a single event. On two or more occasions, person associated with the Enterprise directly or indirectly committed one or more of the following:

1. BRIBERY, R.C. 2921.02: unlawfully did knowingly solicit or accept for himself or another person any valuable thing or valuable benefit, to wit: cash and or services, to corrupt or improperly influence him or another public servant or party official with respect to the discharge of him or the other public servant's or party official's duty, either before or after he was elected, appointed, qualified, employed, summoned, or sworn as a public servant or party official.

2. THEFT IN OFFICE, R.C. 2921.41: unlawfully did, while being a public or party official, commit any theft offense, as defined in division (K) of section 2913.01 of the Revised Code, when the property or service involved is owned by this state, any other state, the United States,

a county, a municipal corporation, a township, or any political subdivision, department, or agency of any of them, or is owned by a political party, or is part of a political campaign fund and the value of property or services stolen was seven thousand five hundred dollars or more.

3. TAMPERING WITH RECORDS, R.C. SECTION 2903.42: (A) No person, knowing the person has no privilege to do so, and with purpose to defraud or knowing that the person is facilitating a fraud, shall do any of the following: (1) Falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record; (2) Utter any writing or record, knowing it to have been tampered with as provided in division (A)(1) of this section when the writing, data, computer software, or record is kept by or belongs to a local, state, or federal governmental entity.

4. THEFT, R.C. 2913.02(A)(3): did, with purpose to deprive the owner, knowingly obtain or exert control over either the property or services by deception when the amount involved exceeded \$1,000,000.00

5. THEFT, R.C. 2013.02(A)(2): did knowingly obtain or exert control over either the property or services beyond the scope of the express or implied consent of the owner or person authorized to give consent when the amount involved exceeded \$1,000,000.00

6. TELECOMMUNICATIONS FRAUD R.C. 2913.05 : did unlawfully having devised a scheme to defraud, did knowingly disseminate, transmit, or caused to disseminated or transmitted by means of wire, radio, satellite, telecommunication, telecommunications device, or telecommunication services any writing, data, sign, signal, picture, sound, image with purpose to execute or otherwise further the scheme to defraud and the violation occurred as part of a course of conduct involving other violations of division (A) of this section or violations of, attempts to violate, conspiracies to violate, or complicity in violations of section 2913.02, 2913.04, 2913.11, 2913.21, 2913.31, 2913.42, 2913.43, or 2921.13 of the Revised Code and the value of the benefit obtained by the offender or of the detriment to the victim of the fraud is one hundred fifty thousand dollars or more but less than one million dollars.

7. MONEY LAUNDERING R.C 1315.55 (A) (2) unlawfully did conduct or attempt to conduct a transaction knowing that the property involved in the transaction was the proceeds of some form of unlawful activity with the intent to conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under section 1315.53 of the Revised Code or federal law.

8. RECEIVING STOLEN PROPERTY RC 2913.51, unlawfully did receive, retain, or dispose of Money, knowing or having reasonable cause to believe that the property had been obtained through commission of a theft offense and the value of the property involved was one hundred fifty thousand dollars or more.

F. INCIDENTS OF CORRUPT ACTIVITY

The Grand Jurors find that at least two incidents of corrupt activity occurred involving Dominic Marchionda, Rubino Construction Inc., Erie Terminal Place Llc, U.S. Campus Suites Llc. Wick Properties Llc, and others listed as such is defined by Ohio Law. The grand jurors find that these incidents of corrupt activity include but are not limited to the following conduct occurring on the following dates:

- 1. Aggravated Theft, §2913.02, F1**
Defendants Dominic Marchionda
Date of Offense On or about September 11, 2009 to August 7, 2015

unlawfully did with purpose to deprive the owner, City of Youngstown, of Money or services, knowingly obtain or exert control over either the property or services by deception. FURTHERMORE, the property or services stolen is valued at \$1,000,000 or more.

- 2. Aggravated Theft, §2913.02, F1**
Defendants Dominic Marchionda
Date of Offense On or about September 11, 2009 to August 7, 2015

unlawfully did with purpose to deprive the owner, City of Youngstown, of Money or services, knowingly obtain or exert control over either the property or services beyond the scope of the express or implied consent of the owner or person authorized to give consent. FURTHERMORE, the property or services stolen is valued at \$1,000,000 or more.

- 3. Aggravated Theft, §2913.02, F3**
Defendants Erie Terminal Place Llc
Date of Offense On or about October 7, 2011 to February 28, 2013

unlawfully did with purpose to deprive the owner, City of Youngstown, of property or services, to wit: Money, knowingly obtain or exert control over either the property or services by deception. FURTHERMORE, the property or services stolen is valued at one hundred fifty thousand dollars or more and less than seven hundred fifty thousand dollars.

- 4. Aggravated Theft, §2913.02, F3**
Defendants Wick Properties Llc
Date of Offense On or about August 22, 2014

unlawfully did with purpose to deprive the owner, City of Youngstown, of property or services, to wit: Money, knowingly obtain or exert control over either the property or services beyond the scope of the express or implied consent of the owner or person authorized to give consent. FURTHERMORE, the property or services stolen is valued at one hundred fifty thousand dollars or more and less than seven hundred fifty thousand dollars.

- 5. Aggravated Theft of One Million Five Hundred Thousand Dollars or More, §2913.02, F1**
Defendants Dominic Marchionda, Wick Properties LLC
Date of Offense On or about February 22, 2015 to October 1, 2015

unlawfully did with purpose to deprive the owner, State of Ohio and/or United States of America, of property or services, to wit: Money from and Energy Loan, knowingly obtain or exert control over either the property or services by deception. FURTHERMORE, the property or services stolen is valued at one million five hundred thousand dollars or more.

6 **Aggravated Theft, §2913.02, F2**
Defendants Dominic Marchionda, Rubino Construction Inc., Erie Terminal Place Llc
Date of Offense On or about October 19, 2011

unlawfully did with purpose to deprive the owner, State of Ohio and/or United States of America, of property or services, to wit: Money (Brownfield Money), knowingly obtain or exert control over either the property or services by deception. FURTHERMORE, the property or services stolen is valued at seven hundred fifty thousand dollars or more and less than one million five hundred thousand dollars.

7. **Receiving Stolen Property, §2913.51, F4**
Defendants Dominic Marchionda, Rubino Construction Inc., U.S. Campus Suites Llc
Date of Offense On or about September 9, 2011 to October 19, 2011

unlawfully did receive, retain, or dispose of Money, the property of State of Ohio and or United States of America (Brownfield Money), knowing or having reasonable cause to believe that the property had been obtained through commission of a theft offense and the value of the property involved was \$5,000 or more and was less than \$100,000.

8. **Receiving Stolen Property, §2913.51, F3**
Defendants Dominic Marchionda, Rubino Construction Inc.
Date of Offense On or about October 12, 2011 to February 17, 2012

unlawfully did receive, retain, or dispose of money, the property of City of Youngstown, knowing or having reasonable cause to believe that the property had been obtained through commission of a theft offense and the value of the property involved was one hundred fifty thousand dollars or more.

9 **Receiving Stolen Property, §2913.51, F4**
Defendants U.S. Campus Suites Llc, Villa di Tuscany Llc
Date of Offense On or about October 12, 2011 to February 17, 2012

unlawfully did receive, retain, or dispose of Money, the property of City of Youngstown, knowing or having reasonable cause to believe that the property had been obtained through commission of a theft offense and the value of the property involved was seven thousand five hundred dollars or more and was less than one hundred fifty thousand dollars.

10. **Receiving Stolen Property, §2913.51, F3**
Defendants Dominic Marchionda, Rubino Construction Inc.
Date of Offense On or about March 13, 2012 to February 3, 2013

unlawfully did receive, retain, or dispose of Money, the property of City of Youngstown, knowing or having reasonable cause to believe that the property had been obtained through commission of a theft offense and the value of the property involved was one hundred fifty thousand dollars or more.

- 11. Receiving Stolen Property, §2913.51, F4**
Defendants Dominic Marchionda, Erie Terminal Place Llc, Villa di Tuscany Llc
Date of Offense On or about November 7, 2013 to January 1, 2014

unlawfully did receive, retain, or dispose of Money, the property of State of Ohio and or United States of America, knowing or having reasonable cause to believe that the property had been obtained through commission of a theft offense and the value of the property involved was seven thousand five hundred dollars or more and was less than one hundred fifty thousand dollars.

- 12. Tampering with Records, §2913.42, F3**
Defendants Dominic Marchionda
Date of Offense On or about November 1, 2012 to March 1, 2013

unlawfully did, knowing The Defendant had no privilege to do so, and with purpose to defraud or knowing The Defendant was facilitating a fraud on Key Bank utter a writing or record, to wit: Personal Finance Statement submitted as part of a loan request, knowing it to have been tampered with as provided in division (A)(1) of this section and the value of the data or computer software involved in the offense or the loss to the victim was one hundred fifty thousand dollars or more and/or the offense was committed for the purpose of devising or executing a scheme to defraud or to obtain property or services and the value of the property or services or the loss to the victim was seven thousand five hundred dollars or more.

- 13. Tampering with Records, §2913.42, F3**
Defendants Dominic Marchionda, Rubino Construction
Date of Offense On or about August 30, 2009 to January 13, 2010

unlawfully did, knowing The Defendant had no privilege to do so, and with purpose to defraud or knowing The Defendant was facilitating a fraud on State of Ohio/ODOD, United States of America utter a writing or record, to wit: Payroll sheets/reports to secure government money, knowing it to have been tampered with as provided in division (A)(1) of this section and the writing, data, computer software, or record was kept by or belonged to a local, state, or federal governmental entity.

- 14. Tampering with Records, §2913.42, F3**
Defendants Dominic Marchionda
Date of Offense On or about October 6, 2011

unlawfully did, knowing The Defendant had no privilege to do so, and with purpose to defraud or knowing The Defendant was facilitating a fraud on the City of Youngstown utter a writing or record, to wit: AIA G 702 First Billing record Erie Terminal Construction, knowing it to have been tampered with as provided in division (A)(1) of this section and the writing, data, computer software, or record was kept by or belonged to a local, state, or federal governmental entity.

15. Tampering with Records, §2913.42, F3
Defendants Dominic Marchionda, Rubino Construction, Erie Terminal Place Llc
Date of Offense On or about February 27, 2012 to March 15, 2012

unlawfully did, knowing The Defendant had no privilege to do so, and with purpose to defraud or knowing The Defendant was facilitating a fraud on City of Youngstown utter a writing or record, to wit: AIA G702 Billing record #6 Plumbing portion, knowing it to have been tampered with as provided in division (A)(1) of this section and the writing, data, computer software, or record was kept by or belonged to a local, state, or federal governmental entity.

16. Tampering with Records, §2913.42, F3
Defendants Dominic Marchionda, Erie Terminal Place Llc
Date of Offense On or about October 18, 2012

unlawfully did, knowing The Defendant had no privilege to do so, and with purpose to defraud or knowing The Defendant was facilitating a fraud on the City of Youngstown utter a writing or record, to wit: Invoice totaling \$378,000, knowing it to have been tampered with as provided in division (A) (1) of this section and the writing, data, computer software, or record was kept by or belonged to a local, state, or federal governmental entity.

17. Tampering with Records, §2913.42, F3
Defendants Dominic Marchionda, Wick Properties LLC
Date of Offense On or about February 10, 2015

unlawfully did, knowing The Defendant had no privilege to do so, and with purpose to defraud or knowing The Defendant was facilitating a fraud on State of Ohio/ODOD, United States of America falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record, to wit: Disclosure of Use of Affiliated Entities and Certificate of Competitive Price Energy Loan 1 and the writing, data, computer software, or record was kept by or belonged to a local, state, or federal governmental entity.

18. Tampering with Records, §2913.42, F3
Defendants Dominic Marchionda, Wick Properties LLC
Date of Offense On or about April 2, 2015

unlawfully did, knowing The Defendant had no privilege to do so, and with purpose to defraud or knowing The Defendant was facilitating a fraud on State of Ohio/ODOD, United States of America falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record, to wit: Borrower's Certificate Energy Loan Fund 2 and the writing,

data, computer software, or record was kept by or belonged to a local, state, or federal governmental entity.

19. Tampering with Records, §2913.42, F3
Defendants Dominic Marchionda, Wick Properties LLC
Date of Offense On or about June 16, 2015

unlawfully did, knowing The Defendant had no privilege to do so, and with purpose to defraud or knowing The Defendant was facilitating a fraud on State of Ohio/ODOD, United States of America falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record, to wit: Borrower's Certificate and the writing, data, computer software, or record was kept by or belonged to a local, state, or federal governmental entity.

20. Tampering with Records, §2913.42, F3
Defendants Dominic Marchionda, Wick Properties LLC
Date of Offense On or about July 27, 2015

unlawfully did, knowing The Defendant had no privilege to do so, and with purpose to defraud or knowing The Defendant was facilitating a fraud on State of Ohio/ODOD, United States of America falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record, to wit: Borrower's Certificate and the writing, data, computer software, or record was kept by or belonged to a local, state, or federal governmental entity.

21. Tampering with Records, §2913.42, F3
Defendants Dominic Marchionda, Wick Properties LLC
Date of Offense On or about September 22, 2015

unlawfully did, knowing The Defendant had no privilege to do so, and with purpose to defraud or knowing The Defendant was facilitating a fraud on State of Ohio/ODOD, United States of America falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record, to wit: Borrower's Certificate and the writing, data, computer software, or record was kept by or belonged to a local, state, or federal governmental entity.

22. Tampering with Records, §2913.42, F3
Defendants Dominic Marchionda, Wick Properties LLC
Date of Offense On or about September 22, 2015 to October 15, 2015

unlawfully did, knowing The Defendant had no privilege to do so, and with purpose to defraud or knowing The Defendant was facilitating a fraud on State of Ohio/ODOD, United States of America falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record, to wit: Completion Certificate and the writing, data, computer software, or record was kept by or belonged to a local, state, or federal governmental entity.

23. Money Laundering, §1315.55, F3
Defendants Dominic Marchionda, U.S. Campus Suites Llc,
Date of Offense On or about December 7, 2009

unlawfully did conduct or attempt to conduct a transaction knowing that the property involved in the transaction was the proceeds of some form of unlawful activity with the intent to conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under section 1315.53 of the Revised Code or federal law.

24. Money Laundering, §1315.55, F3
Defendants Dominic Marchionda, U.S. Campus Suites Llc
Date of Offense On or about December 7, 2009

unlawfully did conduct or attempt to conduct a transaction knowing that the property involved in the transaction was the proceeds of some form of unlawful activity with the intent to conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under section 1315.53 of the Revised Code or federal law.

25. Money Laundering, §1315.55, F3
Defendants Dominic Marchionda, U.S. Campus Suites Llc
Date of Offense On or about February 2, 2010

unlawfully did conduct or attempt to conduct a transaction knowing that the property involved in the transaction was the proceeds of some form of unlawful activity with the intent to conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under section 1315.53 of the Revised Code or federal law.

26. Money Laundering, §1315.55, F3
Defendants Dominic Marchionda, U.S. Campus Suites Llc
Date of Offense On or about March 9, 2010

unlawfully did conduct or attempt to conduct a transaction knowing that the property involved in the transaction was the proceeds of some form of unlawful activity with the intent to conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under section 1315.53 of the Revised Code or federal law.

27. Money Laundering, §1315.55, F3
Defendants Dominic Marchionda, U.S. Campus Suites Llc
Date of Offense On or about March 16, 2010

unlawfully did conduct or attempt to conduct a transaction knowing that the property involved in the transaction was the proceeds of some form of unlawful activity with the intent to conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under section 1315.53 of the Revised Code or federal law.

28. Money Laundering, §1315.55, F3
Defendants Dominic Marchionda, U.S. Campus Suites Llc
Date of Offense On or about September 23, 2009

unlawfully did conduct or attempt to conduct a transaction knowing that the property involved in the transaction was the proceeds of some form of unlawful activity with the intent to conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under section 1315.53 of the Revised Code or federal law.

29. Money Laundering, §1315.55, F3
Defendants Dominic Marchionda, U.S. Campus Suites Llc
Date of Offense On or about September 17, 2009

unlawfully did conduct or attempt to conduct a transaction knowing that the property involved in the transaction was the proceeds of some form of unlawful activity with the intent to conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under section 1315.53 of the Revised Code or federal law.

30. Money Laundering, §1315.55, F3
Defendants Dominic Marchionda, U.S. Campus Suites Llc
Date of Offense On or about October 27, 2009

unlawfully did conduct or attempt to conduct a transaction knowing that the property involved in the transaction was the proceeds of some form of unlawful activity with the intent to conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under section 1315.53 of the Revised Code or federal law.

31. Money Laundering, §1315.55, F3
Defendants Dominic Marchionda, U.S. Campus Suites Llc
Date of Offense On or about October 30, 2009

unlawfully did conduct or attempt to conduct a transaction knowing that the property involved in the transaction was the proceeds of some form of unlawful activity with the intent to conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under section 1315.53 of the Revised Code or federal law.

32. Money Laundering, §1315.55, F3
Defendants Dominic Marchionda, U.S. Campus Suites Llc
Date of Offense On or about December 12, 2009

unlawfully did conduct or attempt to conduct a transaction knowing that the property involved in the transaction was the proceeds of some form of unlawful activity with the intent to conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under section 1315.53 of the Revised Code or federal law.

33. Money Laundering, §1315.55, F3
Defendants Dominic Marchionda, U.S. Campus Suites Llc
Date of Offense On or about January 13, 2010

unlawfully did conduct or attempt to conduct a transaction knowing that the property involved in the transaction was the proceeds of some form of unlawful activity with the intent to conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under section 1315.53 of the Revised Code or federal law.

34. Money Laundering, §1315.55, F3
Defendants Dominic Marchionda, U.S. Campus Suites Llc
Date of Offense On or about January 26, 2010

unlawfully did conduct or attempt to conduct a transaction knowing that the property involved in the transaction was the proceeds of some form of unlawful activity with the intent to conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under section 1315.53 of the Revised Code or federal law.

35. Money Laundering, §1315.55, F3
Defendants Dominic Marchionda, U.S. Campus Suites Llc
Date of Offense On or about February 8, 2010

unlawfully did conduct or attempt to conduct a transaction knowing that the property involved in the transaction was the proceeds of some form of unlawful activity with the intent to conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under section 1315.53 of the Revised Code or federal law.

36. Money Laundering, §1315.55, F3
Defendants Dominic Marchionda, U.S. Campus Suites Llc
Date of Offense On or about February 9, 2010

unlawfully did conduct or attempt to conduct a transaction knowing that the property involved in the transaction was the proceeds of some form of unlawful activity with the intent to conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under section 1315.53 of the Revised Code or federal law.

37. Money Laundering, §1315.55, F3
Defendants Dominic Marchionda, U.S. Campus Suites Llc
Date of Offense On or about February 26, 2010

unlawfully did conduct or attempt to conduct a transaction knowing that the property involved in the transaction was the proceeds of some form of unlawful activity with the intent to conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under section 1315.53 of the Revised Code or federal law.

38. Money Laundering, §1315.55, F3
Defendants Dominic Marchionda, U.S. Campus Suites Llc
Date of Offense On or about March 3, 2010

Here is where you would place your prefatory language for the entire indictment
unlawfully did conduct or attempt to conduct a transaction knowing that the property involved in the transaction was the proceeds of some form of unlawful activity with the intent to conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under section 1315.53 of the Revised Code or federal law.

39. Money Laundering, §1315.55, F3
Defendants Dominic Marchionda, U.S. Campus Suites Llc
Date of Offense On or about March 3, 2010

unlawfully did conduct or attempt to conduct a transaction knowing that the property involved in the transaction was the proceeds of some form of unlawful activity with the intent to conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under section 1315.53 of the Revised Code or federal law.

40. Money Laundering, §1315.55, F3
Defendants Dominic Marchionda, U.S. Campus Suites Llc
Date of Offense On or about March 16, 2010

unlawfully did conduct or attempt to conduct a transaction knowing that the property involved in the transaction was the proceeds of some form of unlawful activity with the intent to conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under section 1315.53 of the Revised Code or federal law.

41. Telecommunications Fraud, §2913.05, F3
Defendants Dominic Marchionda
Date of Offense On or about December 14, 2011

unlawfully having devised a scheme to defraud, did knowingly disseminate, transmit, or caused to disseminated or transmitted by means of wire, radio, satellite, telecommunication, telecommunications device, or telecommunication services any writing, data, sign, signal, picture, sound, image with purpose to execute or otherwise further the scheme to defraud and the value of the benefit obtained by the offender or of the detriment to the victim of the fraud is one hundred thousand dollars or more.

42. Telecommunications Fraud, §2913.05, F3

Defendants Dominic Marchionda

Date of Offense On or about February 27, 2012

unlawfully having devised a scheme to defraud, did knowingly disseminate, transmit, or caused to disseminated or transmitted by means of wire, radio, satellite, telecommunication, telecommunications device, or telecommunication services any writing, data, sign, signal, picture, sound, image with purpose to execute or otherwise further the scheme to defraud and the value of the benefit obtained by the offender or of the detriment to the victim of the fraud is one hundred thousand dollars or more.

43. Telecommunications Fraud, §2913.05, F2

Defendants Dominic Marchionda

Date of Offense On or about October 8, 2013

unlawfully having devised a scheme to defraud, did knowingly disseminate, transmit, or caused to disseminated or transmitted by means of wire, radio, satellite, telecommunication, telecommunications device, or telecommunication services any writing, data, sign, signal, picture, sound, image with purpose to execute or otherwise further the scheme to defraud and the violation occurred as part of a course of conduct involving other violations of division (A) of this section or violations of, attempts to violate, conspiracies to violate, or complicity in violations of section 2913.02, 2913.04, 2913.11, 2913.21, 2913.31, 2913.42, 2913.43, or 2921.13 of the Revised Code and the value of the benefit obtained by the offender or of the detriment to the victim of the fraud is one hundred fifty thousand dollars or more but less than one million dollars.

44. Telecommunications Fraud, §2913.05, F2

Defendants Dominic Marchionda

Date of Offense On or about November 13, 2013

unlawfully having devised a scheme to defraud, did knowingly disseminate, transmit, or caused to disseminated or transmitted by means of wire, radio, satellite, telecommunication, telecommunications device, or telecommunication services any writing, data, sign, signal, picture, sound, image with purpose to execute or otherwise further the scheme to defraud and the violation occurred as part of a course of conduct involving other violations of division (A) of this section or violations of, attempts to violate, conspiracies to violate, or complicity in violations of section 2913.02, 2913.04, 2913.11, 2913.21, 2913.31, 2913.42, 2913.43, or 2921.13 of the Revised Code and the value of the benefit obtained by the offender or of the

detriment to the victim of the fraud is one hundred fifty thousand dollars or more but less than one million dollars.

45. Telecommunications Fraud, §2913.05, F2
Defendants Dominic Marchionda
Date of Offense On or about December 16, 2013

unlawfully having devised a scheme to defraud, did knowingly disseminate, transmit, or caused to disseminated or transmitted by means of wire, radio, satellite, telecommunication, telecommunications device, or telecommunication services any writing, data, sign, signal, picture, sound, image with purpose to execute or otherwise further the scheme to defraud and the violation occurred as part of a course of conduct involving other violations of division (A) of this section or violations of, attempts to violate, conspiracies to violate, or complicity in violations of section 2913.02, 2913.04, 2913.11, 2913.21, 2913.31, 2913.42, 2913.43, or 2921.13 of the Revised Code and the value of the benefit obtained by the offender or of the detriment to the victim of the fraud is one hundred fifty thousand dollars or more but less than one million dollars.

46. Telecommunications Fraud, §2913.05, F2
Defendants Dominic Marchionda
Date of Offense On or about March 17, 2014

unlawfully having devised a scheme to defraud, did knowingly disseminate, transmit, or caused to disseminated or transmitted by means of wire, radio, satellite, telecommunication, telecommunications device, or telecommunication services any writing, data, sign, signal, picture, sound, image with purpose to execute or otherwise further the scheme to defraud and the violation occurred as part of a course of conduct involving other violations of division (A) of this section or violations of, attempts to violate, conspiracies to violate, or complicity in violations of section 2913.02, 2913.04, 2913.11, 2913.21, 2913.31, 2913.42, 2913.43, or 2921.13 of the Revised Code and the value of the benefit obtained by the offender or of the detriment to the victim of the fraud is one hundred fifty thousand dollars or more but less than one million dollars.

47. Telecommunications Fraud, §2913.05, F2
Defendants Dominic Marchionda
Date of Offense On or about October 15, 2015

unlawfully having devised a scheme to defraud, did knowingly disseminate, transmit, or caused to disseminated or transmitted by means of wire, radio, satellite, telecommunication, telecommunications device, or telecommunication services any writing, data, sign, signal, picture, sound, image with purpose to execute or otherwise further the scheme to defraud and the violation occurred as part of a course of conduct involving other violations of division (A) of this section or violations of, attempts to violate, conspiracies to violate, or complicity in violations of section 2913.02, 2913.04, 2913.11, 2913.21, 2913.31, 2913.42, 2913.43, or 2921.13 of the Revised Code and the value of the benefit obtained by the offender or of the

detriment to the victim of the fraud is one hundred fifty thousand dollars or more but less than one million dollars.

48. Telecommunications Fraud, §2913.05, F2

Defendants Dominic Marchionda
Date of Offense On or about August 4, 2015

unlawfully having devised a scheme to defraud, did knowingly disseminate, transmit, or caused to disseminated or transmitted by means of wire, radio, satellite, telecommunication, telecommunications device, or telecommunication services any writing, data, sign, signal, picture, sound, image with purpose to execute or otherwise further the scheme to defraud and the violation occurred as part of a course of conduct involving other violations of division (A) of this section or violations of, attempts to violate, conspiracies to violate, or complicity in violations of section 2913.02, 2913.04, 2913.11, 2913.21, 2913.31, 2913.42, 2913.43, or 2921.13 of the Revised Code and the value of the benefit obtained by the offender or of the detriment to the victim of the fraud is one hundred fifty thousand dollars or more but less than one million dollars.

49. Telecommunications Fraud, §2913.05, F2

Defendants Dominic Marchionda
Date of Offense On or about July 27, 2015

unlawfully having devised a scheme to defraud, did knowingly disseminate, transmit, or caused to disseminated or transmitted by means of wire, radio, satellite, telecommunication, telecommunications device, or telecommunication services any writing, data, sign, signal, picture, sound, image with purpose to execute or otherwise further the scheme to defraud and the violation occurred as part of a course of conduct involving other violations of division (A) of this section or violations of, attempts to violate, conspiracies to violate, or complicity in violations of section 2913.02, 2913.04, 2913.11, 2913.21, 2913.31, 2913.42, 2913.43, or 2921.13 of the Revised Code and the value of the benefit obtained by the offender or of the detriment to the victim of the fraud is one hundred fifty thousand dollars or more but less than one million dollars.

50. Money Laundering, §1315.55, F3

Defendants Dominic Marchionda, Rubino Construction Inc., U.S. Campus Suites Llc
Date of Offense On or about October 21, 2011

unlawfully did conduct or attempt to conduct a transaction knowing that the property involved in the transaction was the proceeds of some form of unlawful activity with the intent to conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under section 1315.53 of the Revised Code or federal law.

51. Money Laundering, §1315.55, F3

Defendants Dominic Marchionda, Rubino Construction Inc., U.S. Campus Suites Llc
Date of Offense On or about October 24, 2011

unlawfully did conduct or attempt to conduct a transaction knowing that the property involved in the transaction was the proceeds of some form of unlawful activity with the intent to conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under section 1315.53 of the Revised Code or federal law.

52. Money Laundering, §1315.55, F3
Defendants Dominic Marchionda, Rubino Construction Inc., U.S. Campus Suites Llc
Date of Offense On or about October 28, 2011

unlawfully did conduct or attempt to conduct a transaction knowing that the property involved in the transaction was the proceeds of some form of unlawful activity with the intent to conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under section 1315.53 of the Revised Code or federal law.

53. Money Laundering, §1315.55, F3
Defendants Dominic Marchionda, Rubino Construction Inc., U.S. Campus Suites Llc
Date of Offense On or about November 22, 2011

unlawfully did conduct or attempt to conduct a transaction knowing that the property involved in the transaction was the proceeds of some form of unlawful activity with the intent to conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under section 1315.53 of the Revised Code or federal law.

54. Money Laundering, §1315.55, F3
Defendants Dominic Marchionda, Rubino Construction Inc.
Date of Offense On or about October 12, 2011

unlawfully did conduct or attempt to conduct a transaction knowing that the property involved in the transaction was the proceeds of some form of unlawful activity with the intent to conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under section 1315.53 of the Revised Code or federal law.

55. Money Laundering, §1315.55, F3
Defendants Dominic Marchionda, Rubino Construction Inc.
Date of Offense On or about November 16, 2011

unlawfully did conduct or attempt to conduct a transaction knowing that the property involved in the transaction was the proceeds of some form of unlawful activity with the intent to conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under section 1315.53 of the Revised Code or federal law.

57. Money Laundering, §1315.55, F3
Defendants Dominic Marchionda, Rubino Construction Inc.
Date of Offense On or about December 11, 2011

unlawfully did conduct or attempt to conduct a transaction knowing that the property involved in the transaction was the proceeds of some form of unlawful activity with the intent to conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under section 1315.53 of the Revised Code or federal law.

58. Money Laundering, §1315.55, F3
Defendants Dominic Marchionda, Rubino Construction Inc.
Date of Offense On or about January 3, 2012

unlawfully did conduct or attempt to conduct a transaction knowing that the property involved in the transaction was the proceeds of some form of unlawful activity with the intent to conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under section 1315.53 of the Revised Code or federal law.

59. Money Laundering, §1315.55, F3
Defendants Dominic Marchionda, Rubino Construction Inc.
Date of Offense On or about January 30, 2011

unlawfully did conduct or attempt to conduct a transaction knowing that the property involved in the transaction was the proceeds of some form of unlawful activity with the intent to conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under section 1315.53 of the Revised Code or federal law.

60. Money Laundering, §1315.55, F3
Defendants Dominic Marchionda, Rubino Construction Inc.
Date of Offense On or about February 8, 2011

unlawfully did conduct or attempt to conduct a transaction knowing that the property involved in the transaction was the proceeds of some form of unlawful activity with the intent to conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under section 1315.53 of the Revised Code or federal law.

61. Money Laundering, §1315.55, F3
Defendants Dominic Marchionda, Rubino Construction Inc.
Date of Offense On or about March 13, 2012

unlawfully did conduct or attempt to conduct a transaction knowing that the property involved in the transaction was the proceeds of some form of unlawful activity with the intent to conceal

or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under section 1315.53 of the Revised Code or federal law.

62. Money Laundering, §1315.55, F3
Defendants Dominic Marchionda, Rubino Construction Inc.
Date of Offense On or about February 3, 2013

unlawfully did conduct or attempt to conduct a transaction knowing that the property involved in the transaction was the proceeds of some form of unlawful activity with the intent to conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under section 1315.53 of the Revised Code or federal law.

63. Money Laundering, §1315.55, F3
Defendants Dominic Marchionda, Rubino Construction Inc., Villa di Tuscany Llc
Date of Offense On or about January 10, 2012

unlawfully did conduct or attempt to conduct a transaction knowing that the property involved in the transaction was the proceeds of some form of unlawful activity with the intent to conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under section 1315.53 of the Revised Code or federal law.

64. Money Laundering, §1315.55, F3
Defendants Dominic Marchionda, Rubino Construction Inc., Villa di Tuscany Llc.
Date of Offense On or about March 16, 2012

unlawfully did conduct or attempt to conduct a transaction knowing that the property involved in the transaction was the proceeds of some form of unlawful activity with the intent to conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under section 1315.53 of the Revised Code or federal law.

65. Money Laundering, §1315.55, F3
Defendants Dominic Marchionda, Rubino Construction Inc. and Wick Properties Llc.
Date of Offense On or about September 2, 2014

unlawfully did conduct or attempt to conduct a transaction knowing that the property involved in the transaction was the proceeds of some form of unlawful activity with the intent to conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under section 1315.53 of the Revised Code or federal law.

66. Money Laundering, §1315.55, F3
Defendants Dominic Marchionda, and Wick Properties Llc.
Date of Offense On or about September 16, 2014

unlawfully did conduct or attempt to conduct a transaction knowing that the property involved in the transaction was the proceeds of some form of unlawful activity with the intent to conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under section 1315.53 of the Revised Code or federal law.

67. Money Laundering, §1315.55, F3
Defendants Dominic Marchionda, and Wick Properties Llc.
Date of Offense On or about September 25, 2014

unlawfully did conduct or attempt to conduct a transaction knowing that the property involved in the transaction was the proceeds of some form of unlawful activity with the intent to conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under section 1315.53 of the Revised Code or federal law.

68. Money Laundering, §1315.55, F3
Defendants Dominic Marchionda, Rubino Construction Inc., and Wick Properties Llc.
Date of Offense On or about December 22, 2014

unlawfully did conduct or attempt to conduct a transaction knowing that the property involved in the transaction was the proceeds of some form of unlawful activity with the intent to conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under section 1315.53 of the Revised Code or federal law.

69. Money Laundering, §1315.55, F3
Defendants Dominic Marchionda, Rubino Construction Inc., and Villas Di Tuscany Llc
Date of Offense On or about August 25, 2014

unlawfully did conduct or attempt to conduct a transaction knowing that the property involved in the transaction was the proceeds of some form of unlawful activity with the intent to conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under section 1315.53 of the Revised Code or federal law.

70. Money Laundering, §1315.55, F3
Defendants Dominic Marchionda, Rubino Construction Inc., and Villas Di Tuscany Llc
Date of Offense On or about August 25, 2014

unlawfully did conduct or attempt to conduct a transaction knowing that the property involved in the transaction was the proceeds of some form of unlawful activity with the intent to conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under section 1315.53 of the Revised Code or federal law.

71. Money Laundering, §1315.55, F3
Defendants Dominic Marchionda, Rubino Construction Inc., and Villas Di Tuscany Llc
Date of Offense On or about September 9, 2014

unlawfully did conduct or attempt to conduct a transaction knowing that the property involved in the transaction was the proceeds of some form of unlawful activity with the intent to conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under section 1315.53 of the Revised Code or federal law.

72. Money Laundering, §1315.55, F3
Defendants Dominic Marchionda, Rubino Construction Inc., and Villas Di Tuscany Llc
Date of Offense On or about September 9, 2014

unlawfully did conduct or attempt to conduct a transaction knowing that the property involved in the transaction was the proceeds of some form of unlawful activity with the intent to conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under section 1315.53 of the Revised Code or federal law.

73. Money Laundering, §1315.55, F3
Defendants Dominic Marchionda, Rubino Construction Inc., and Villas Di Tuscany Llc
Date of Offense On or about November 12, 2014

unlawfully did conduct or attempt to conduct a transaction knowing that the property involved in the transaction was the proceeds of some form of unlawful activity with the intent to conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under section 1315.53 of the Revised Code or federal law.

74. Money Laundering, §1315.55, F3
Defendants Dominic Marchionda, Rubino Construction Inc., and Villas Di Tuscany Llc
Date of Offense On or about November 13, 2014

unlawfully did conduct or attempt to conduct a transaction knowing that the property involved in the transaction was the proceeds of some form of unlawful activity with the intent to conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under section 1315.53 of the Revised Code or federal law.

75. Money Laundering, §1315.55, F3
Defendants Dominic Marchionda, Rubino Construction Inc., and Villas Di Tuscany Llc
Date of Offense On or about December 10, 2014

unlawfully did conduct or attempt to conduct a transaction knowing that the property involved in the transaction was the proceeds of some form of unlawful activity with the intent to conceal

or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under section 1315.53 of the Revised Code or federal law.

76. Money Laundering, §1315.55, F3
Defendants Dominic Marchionda, Rubino Construction Inc., and Villas Di Tuscany Llc
Date of Offense On or about January 8, 2015

unlawfully did conduct or attempt to conduct a transaction knowing that the property involved in the transaction was the proceeds of some form of unlawful activity with the intent to conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under section 1315.53 of the Revised Code or federal law.

77. Money Laundering, §1315.55, F3
Defendants Dominic Marchionda, Rubino Construction Inc.,
Date of Offense On or about August 25, 2014

unlawfully did conduct or attempt to conduct a transaction knowing that the property involved in the transaction was the proceeds of some form of unlawful activity with the intent to conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under section 1315.53 of the Revised Code or federal law.

78. Money Laundering, §1315.55, F3
Defendants Dominic Marchionda, Rubino Construction Inc.,
Date of Offense On or about August 26, 2014

unlawfully did conduct or attempt to conduct a transaction knowing that the property involved in the transaction was the proceeds of some form of unlawful activity with the intent to conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under section 1315.53 of the Revised Code or federal law.

79. Money Laundering, §1315.55, F3
Defendants Dominic Marchionda, Rubino Construction Inc.,
Date of Offense On or about August 26, 2014

unlawfully did conduct or attempt to conduct a transaction knowing that the property involved in the transaction was the proceeds of some form of unlawful activity with the intent to conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under section 1315.53 of the Revised Code or federal law.

80. Money Laundering, §1315.55, F3
Defendants Dominic Marchionda, Rubino Construction Inc.,

Date of Offense On or about September 4, 2014

unlawfully did conduct or attempt to conduct a transaction knowing that the property involved in the transaction was the proceeds of some form of unlawful activity with the intent to conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under section 1315.53 of the Revised Code or federal law.

81. Money Laundering, §1315.55, F3
Defendants Dominic Marchionda, Rubino Construction Inc.,
Date of Offense On or about October 6, 2014

unlawfully did conduct or attempt to conduct a transaction knowing that the property involved in the transaction was the proceeds of some form of unlawful activity with the intent to conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under section 1315.53 of the Revised Code or federal law.

82. Money Laundering, §1315.55, F3
Defendants Dominic Marchionda, Rubino Construction Inc.,
Date of Offense On or about October 22, 2014

unlawfully did conduct or attempt to conduct a transaction knowing that the property involved in the transaction was the proceeds of some form of unlawful activity with the intent to conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under section 1315.53 of the Revised Code or federal law.

83. Money Laundering, §1315.55, F3
Defendants Dominic Marchionda, Rubino Construction Inc.,
Date of Offense On or about October 24, 2014

unlawfully did conduct or attempt to conduct a transaction knowing that the property involved in the transaction was the proceeds of some form of unlawful activity with the intent to conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under section 1315.53 of the Revised Code or federal law.

84. Money Laundering, §1315.55, F3
Defendants Dominic Marchionda, Rubino Construction Inc.,
Date of Offense On or about November 3, 2014

unlawfully did conduct or attempt to conduct a transaction knowing that the property involved in the transaction was the proceeds of some form of unlawful activity with the intent to conceal or disguise the nature, location, source, ownership, or control of the property or the intent to

avoid a transaction reporting requirement under section 1315.53 of the Revised Code or federal law.

85. Money Laundering, §1315.55, F3
Defendants Dominic Marchionda, Rubino Construction Inc.,
Date of Offense On or about November 6, 2014

unlawfully did conduct or attempt to conduct a transaction knowing that the property involved in the transaction was the proceeds of some form of unlawful activity with the intent to conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under section 1315.53 of the Revised Code or federal law.

86. Money Laundering, §1315.55, F3
Defendants Dominic Marchionda, Rubino Construction Inc.,
Date of Offense On or about November 12, 2014

unlawfully did conduct or attempt to conduct a transaction knowing that the property involved in the transaction was the proceeds of some form of unlawful activity with the intent to conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under section 1315.53 of the Revised Code or federal law.

87. Money Laundering, §1315.55, F3
Defendants Dominic Marchionda, Rubino Construction Inc.,
Date of Offense On or about November 17, 2014

unlawfully did conduct or attempt to conduct a transaction knowing that the property involved in the transaction was the proceeds of some form of unlawful activity with the intent to conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under section 1315.53 of the Revised Code or federal law.

88. Money Laundering, §1315.55, F3
Defendants Dominic Marchionda, Rubino Construction Inc.,
Date of Offense On or about November 25, 2014

unlawfully did conduct or attempt to conduct a transaction knowing that the property involved in the transaction was the proceeds of some form of unlawful activity with the intent to conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under section 1315.53 of the Revised Code or federal law.

89. Money Laundering, §1315.55, F3
Defendants Dominic Marchionda, Rubino Construction Inc.,
Date of Offense On or about November 28, 2014

unlawfully did conduct or attempt to conduct a transaction knowing that the property involved in the transaction was the proceeds of some form of unlawful activity with the intent to conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under section 1315.53 of the Revised Code or federal law.

90. Money Laundering, §1315.55, F3
Defendants Dominic Marchionda, Rubino Construction Inc.,
Date of Offense On or about December 12, 2014

unlawfully did conduct or attempt to conduct a transaction knowing that the property involved in the transaction was the proceeds of some form of unlawful activity with the intent to conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under section 1315.53 of the Revised Code or federal law.

91. Money Laundering, §1315.55, F3
Defendants Dominic Marchionda, Rubino Construction Inc.,
Date of Offense On or about December 26, 2014

unlawfully did conduct or attempt to conduct a transaction knowing that the property involved in the transaction was the proceeds of some form of unlawful activity with the intent to conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under section 1315.53 of the Revised Code or federal law.

92. Money Laundering, §1315.55, F3
Defendants Dominic Marchionda, Rubino Construction Inc.,
Date of Offense On or about January 5, 2015

unlawfully did conduct or attempt to conduct a transaction knowing that the property involved in the transaction was the proceeds of some form of unlawful activity with the intent to conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under section 1315.53 of the Revised Code or federal law.

93. Money Laundering, §1315.55, F3
Defendants Dominic Marchionda, Rubino Construction Inc.,
Date of Offense On or about January 20, 2015

unlawfully did conduct or attempt to conduct a transaction knowing that the property involved in the transaction was the proceeds of some form of unlawful activity with the intent to conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under section 1315.53 of the Revised Code or federal law.

94. Money Laundering, §1315.55, F3
Defendants Dominic Marchionda, Rubino Construction Inc.,
Date of Offense On or about January 23, 2015

unlawfully did conduct or attempt to conduct a transaction knowing that the property involved in the transaction was the proceeds of some form of unlawful activity with the intent to conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under section 1315.53 of the Revised Code or federal law.

95. Money Laundering, §1315.55, F3
Defendants Dominic Marchionda, Rubino Construction Inc.,
Date of Offense On or about January 27, 2015

unlawfully did conduct or attempt to conduct a transaction knowing that the property involved in the transaction was the proceeds of some form of unlawful activity with the intent to conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under section 1315.53 of the Revised Code or federal law.

96. Money Laundering, §1315.55, F3
Defendants Dominic Marchionda, Rubino Construction Inc.,
Date of Offense On or about February 23, 2015

unlawfully did conduct or attempt to conduct a transaction knowing that the property involved in the transaction was the proceeds of some form of unlawful activity with the intent to conceal or disguise the nature, location, source, ownership, or control of the property or the intent to avoid a transaction reporting requirement under section 1315.53 of the Revised Code or federal law.

FURTHERMORE, at least one of the incidents of corrupt activity was a felony of the first, second, or third degree,

The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.

ONE HUNDRED FIFTH –COUNT:

AND the grand jurors of this County, in the name and by the authority of the State of Ohio, upon their oaths, do find and present that: **DOMINIC MARCHIONDA** on or between **September 30, 2011** in the County of Mahoning, aforesaid, and State of Ohio and Trumbull County, did, with purpose to deprive, The Par Golf Tournament and/ or The Rich Center for Autism, the owner, of property or services to wit: Money , beyond the scope of the express or implied consent of the owner or person authorized to give consent, knowingly obtain or exert

control over either the property or services, said property and/or services being one thousand dollars or more but less than seven thousand five hundred dollar in violation of Section 2913.02(A)(2) of the Revised Code, a Felony of the Fifth Degree, against the peace and dignity of the State of Ohio.

ENDORSED A TRUE BILL:



RAY CARLSON, FOREMAN



PAUL J. GAINS
Prosecuting Attorney