

**IN THE COURT OF COMMON PLEAS  
ROSS COUNTY, OHIO**

COURT OF COMMON PLEAS

STATE OF OHIO,

CASE NO: SECRET

2014 FEB 28 PM 1:34

Plaintiff,

INDICTMENT FOR:

-VS-

COUNT 1: ENGAGING IN A PATTERN OF  
CORRUPT ACTIVITY § 2923.32, FELONY 1

ROSS COUNTY COMMON PLEAS  
CLERK OF COURTS  
T. W. HUNTON

SUSAN DOWLAND,

COUNT 2: THEFT FROM AN ELDERLY  
PERSON, § 2913.02(A)(3), FELONY 1

Defendant

COUNT 3: TELECOMMUNICATIONS FRAUD,  
§ 2913.05(A), FELONY 2

COUNT 4: CONSPIRACY § 2923.01(A)(2),  
FELONY 2

**INDICTMENT**

STATE OF OHIO, COUNTY OF ROSS, SS:

In the Common Pleas Court of Ross County, Ohio, of the 2014 term, first fourth part, in the year of our Lord Two Thousand Fourteen.

The Jurors of the Grand Jury of the State of Ohio, within and for the body of the County aforesaid, being duly impaneled and sworn and charged to inquire of and present all offenses whatever committed within the limits of said County, on their oaths, in the name and by the authority of the State of Ohio, do find and present:

**FIRST COUNT**

That SUSAN DOWLAND, on or about the period beginning the 1st day of March, 2011, through the 13th day of February, 2014, in a continuing course of conduct in Ross, Pickaway, and Hocking Counties, Ohio, or in some manner enumerated in Section 2901.12 of the Ohio Revised Code whereby venue is placed in Ross County, Ohio, while employed by, or associated with, an enterprise, did conduct or participate in, directly or indirectly, the affairs of the enterprise through a pattern of corrupt activity to wit: the criminal acts separately charged in Counts Two through

Four of this indictment, as if fully re-written herein, as well as other related acts of Theft From an Elderly Person, Telecommunications Fraud, and Conspiracy, the total amount of the property involved being in excess of one thousand dollars (\$1000.00), in violation of R.C. 2923.32(A)(1) and (A)(3) of the Ohio Revised Code, a felony of the first degree, and against the peace and dignity of the State of Ohio.

Incidents of Corrupt Activity:

#### SECOND COUNT

On or about March 1, 2011, through February 13, 2014, in Ross County, Ohio and elsewhere in a manner invoking the jurisdiction and venue of Ross County, Ohio, in accordance with Revised Code Sections 2901.11 and 2901.12, through a continuing course of conduct involving two or more occasions, not isolated and not so closely related to each other and connected in time and place that they constitute a single event, SUSAN DOWLAND and other members of the a Criminal Enterprise of which SUSAN DOWLAND was a member, did knowingly obtain control over property, namely \$150,000.00 or more in U.S. currency, of another with purpose to deprive the owners thereof by deception, in violation of Ohio Revised Code Section 2913.02(A)(3), the owners of said currency each being greater than 65 years of age, being a felony of the first degree, in violation of Ohio Revised Code Section 2913.02(A)(3), against the Peace and Dignity of the State of Ohio.

#### THIRD COUNT

On or about March 1, 2011, through February 13, 2014, in Ross County, Ohio and elsewhere in a manner invoking the jurisdiction and venue of Ross County, Ohio, in accordance with Revised Code Sections 2901.11 and 2901.12, the Defendant through a continuing course of conduct involving two or more occasions, not isolated and not so closely related to each other and connected in time and place that they

constitute a single event, having devised a scheme to defraud, knowingly disseminate or transmit by means of telecommunication any writing, data, sound, or image with purpose to execute the scheme to defraud, in violation of Ohio Revised Code Section 2913.05(A), the value of the property obtained to the detriment of the victims of the fraud being greater than \$150,000.00 but less than \$1,000,000.00, being a felony of the second degree.

#### FOURTH COUNT

On or about March 1, 2011 and ending on a date a date not later than February 13, 2014, in Ross County, Ohio and elsewhere in a manner invoking the jurisdiction and venue of Ross County, Ohio, in accordance with Revised Code Sections 2901.11 and 2901.12, the Defendant, SUSAN DOWLAND, did with purpose to commit, promote or facilitate the commission of Engaging in a Pattern of Corrupt Activities, agree with CHARLES E. KUHN JR., JENNIFER PUMMEL, BRAD J. DAVIS, KEVIN M. DUNN, MARK A PEOPLES, CURTIS D. SMITH, and other persons, that one or more of them would engage in conduct which facilitates the commission of such offense, a substantial overt act in furtherance of the said conspiracy having been done by SUSAN DOWLAND, or a person with whom he or she conspired, subsequent to each defendants' entrance into the conspiracy. In violation of Ohio Revised Code Section 2923.01(A)(2), a felony of the second degree, against the Peace and Dignity of the State of Ohio.

Matthew S. Schmidt  
Prosecuting Attorney  
Ross County, Ohio

*J. Bartley Cosgrove*

J. Bartley Cosgrove, #0073319  
Ryan M. Stubenrauch, #0083963  
Special Assistant Prosecuting Attorneys  
Office of the Ohio Attorney General  
30 E. Broad Street, 14<sup>th</sup> Floor  
Columbus, OH 43215

**A True Bill**

*Kathy Smith*  
Foreperson of the Grand Jury

STATE OF OHIO, COUNTY OF ROSS, SS:

I, *Jay D Hinton*, Clerk of the Court of Common Pleas in and for said County, do hereby certify that the foregoing is a full, true and correct copy of the original Indictment, with the endorsements thereon, now on file in my office.

Witness my hand and the seal of said Court, at Chillicothe, Ross County, Ohio, this *28<sup>th</sup>* day of *February*, 2014.

*Jay D Hinton*  
Clerk

*By Ben*  
Deputy