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MIAMI COUNTY
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IN THE COURT OF COMMON PLEAS
MIAMI COUNTY, OHIO
CRIMINAL DIVISION

STATE OF OHIO

: Case No.

JAN A. NOTTINGER
CLERK OF COURTS

v.

: Judge

12CR214

: INDICTMENT

: Charges:

[REDACTED]

KARA N. THOMAS,
ROGER R. VANDOREN III,
CHRIS A. FREGAPANE,
STEPHEN T. GRANNAN,
JUSTIN K. JONES,
COLIN G. HANSFORD,
JESSICA GUTIERREZ,
ASHLEY J. GREENE,
[REDACTED]
MICHAEL D. PERRY,
[REDACTED]
ALTON KESSLER,
QUINCY AUSTIN,
[REDACTED]
[REDACTED]
MICHAEL NORTHCUTT,
ALLEN CANNON

- : Engaging in a Pattern of Corrupt Activities (F1) R.C. 2923.32(A)(1);
- : Engaging in a Pattern of Corrupt Activities (F2) R.C. 2923.32(A)(1);
- : Aggravated Theft (F1), R.C. 2913.02(A)(3);
- : Aggravated Theft (F2), R.C. 2913.02(A)(3);
- : Aggravated Theft (F3), R.C. 2913.02(A)(3);
- : Grand Theft (F4), R.C. 2913.02(A)(3);
- : Conspiracy to Engage in a Pattern of Corrupt Activities (F2), R.C. 2923.01(A);
- : Conspiracy to Engage in a Pattern of Corrupt Activities (F3), R.C. 2923.01(A);
- : Prohibited Acts - Money Laundering (F3), R.C. 315.55(A)(1);
- : Telecommunications Fraud (F3), R.C. 2913.05(A);
- : Prohibited Acts - Telemarketing (F5), R.C. 4719.08(F)

Defendants.

State of Ohio)
Miami County)

THE JURORS OF THE GRAND JURY OF THE STATE OF OHIO, within and for the body of the County aforesaid, on their oaths, in the name and by the authority of the State of Ohio, do find and present:

I. GENERAL ALLEGATIONS

A. OPERATION OF THE ENTERPRISE AND CONSPIRACY

- 1) In the summer of 2007, [REDACTED] moved from Florida to the Dayton, Ohio area and began a telemarketing enterprise with KARA N. THOMAS (f/k/a Kara McCampbell). The enterprise was established with a common purpose to obtain money from owners of inexpensive vacant land around the country by deceiving them over the phone about: (1) the value of the owner's vacant land; (2) the existence of valuable developments — such as a wind energy farm or a nuclear power plant — planned near the owner's vacant land; (3) the existence of a group of investors interested in purchasing the owner's vacant land; (4) the existence of a buyer who had agreed to purchase the owner's vacant land for much more than it was worth; (5) the need for owners of vacant lands to pay money over the phone in order to facilitate a potential sale or pay for "closing costs" related to the sale; and many additional things. The enterprise attempted to disguise its criminal activity by operating as different companies who offered "marketing and advertising services" to owners of vacant land.
- 2) For more than four years, under several different company names and aliases, the enterprise functioned under this basic paradigm:
 - a. [REDACTED] and other members of the enterprise would form a limited liability company or other legal entity and open a checking account with a bank. This would allow the enterprise to deposit checks from victims and move that money after the money had been received.
 - b. A person associated with the enterprise would open merchant accounts with a merchant bank. Merchant banks are the financial institutions that allow businesses to accept customer payments via credit card. The merchant account allowed the enterprise to take a victim's credit card number over the phone and process it for payment immediately.

- c. After legal entities had been created and financial accounts had been secured, the enterprise acquired the names of hundreds of thousands of people around the country who owned vacant, uninhabited land. The names were acquired through public records requests to land assessors in areas like New Mexico, Arizona, Texas, Missouri, and Texas. The enterprise would then pay another company to provide phone numbers for those land owners.
- d. The enterprise then purchased phone services, typically a digital service known as voice over internet protocol ("VOiP"), that would allow the enterprise to make thousands of phone calls to the owners of the vacant land.
- e. The enterprise hired telemarketers and wrote scripts and "rebuttals" that were provided to the telemarketers for use during the calls. Both the scripts and rebuttals contained numerous false statements that were designed to deceive the vacant land owners into paying a fee to the enterprise. Experienced telemarketers and longtime members of the enterprise later made the telemarketing calls without the use of a script or written rebuttals
- f. Owners of vacant land were initially contacted through an unsolicited cold call placed by "Fronters." The Fronter would ask the land owner if he or she was interested in selling the vacant land they owned. If the land owner indicated that they would like to sell the vacant land, the Fronter would terminate the call and pass the information on to a sales person known as a Sales Director who would place a follow-up call to the land owner in an effort to sell the land owner on the enterprise's services.
- g. When the enterprise next spoke to the owner of vacant land, he or she would be told by a Sales Director that his or her vacant land's value had increased by as much as fifteen times due to a non-existent development or a fabricated group of investors. The enterprise falsely led land owners to believe that it held "dinner shows" in large cities like Las Vegas and Reno where these parcels of vacant land were sold to groups of eager buyers. With other victims, the enterprise would simply inform the land owner that a fictitious person had agreed to purchase their vacant land for the inflated value and the owner needed to pay a fee for the closing costs associated with the sale.

- h. The enterprise pushed land owners to provide their credit card or checking account information during the initial call from the Sales Director. After the victim provided the information, the enterprise typically faxed the victim a one page contract they called a "marketing agreement." The agreement differed substantially from what victims had been told on the phone and explained that the money collected by the enterprise was merely a "marketing fee." The enterprise utilized these signed marketing agreements to protect itself when customers eventually demanded a refund or contacted law enforcement agencies.
- i. Lastly, the enterprise would place a phone call to the victim on a recorded telephone line known as "verification." Prior to being sent for these recorded calls, victims were told that the recording was being made strictly for legal purposes. Victims were instructed to simply say yes when asked if they understood the terms and conditions they were agreeing to. When victims would ask why these terms were different than what they had been told during the initial phone call with the Sales Director, the recording was stopped and they were told that this was merely a legal formality. These recorded calls were also used by the enterprise to protect it when customers demanded a refund from their credit card company or bank.
- j. After receiving payment from the vacant land owner, the enterprise would sometimes place an "ad" on its website. The ad consisted of a random photograph of vacant land and a short, often fabricated, description of the vacant land. The enterprise did this to maintain its cover of operating as a "marketing and advertising" company.
- k. The victims of the enterprise include thousands of vacant land owners in 41 states and the District of Columbia who lost between \$500.00 and \$15,792.00 to the Enterprise. Most victims lost about \$2,000.
- l. The Enterprise has several victims across the state of Ohio. Victims were called in Miami County; Montgomery County, Allen County, Lake County, Franklin County and others. Relatively few victims of the Enterprise live in Ohio because the Enterprise attempted to prohibit its members from calling Ohio residents.
- m. The enterprise stole between \$2,000,000 and \$4,000,000 from victims by engaging in a continuous pattern of corrupt activities and deception.

B. THE CORPORATE ENTITIES UTILIZED BY THE ENTERPRISE AND CONSPIRACY

i. United Property Sales, LLC

- 1) UNITED PROPERTY SALES, LLC (hereinafter referred to as "UNITED") is an Ohio Limited Liability Company registered on August 28, 2007, jointly-owned by Defendants [REDACTED] and KARA N. THOMAS, with its principal place of business located most recently in the Troy, Ohio area, within Miami County, Ohio.
- 2) UNITED has utilized various operating locations to conduct its primary business, including (1) 359 Southview Drive Troy, Ohio 45373; (2) 2045 Ridgecrest Drive Dunedin, Florida 34698; (3) 4755 Belmont Place Dayton, Ohio 45424; (4) 6740 Dial Drive Dayton, Ohio 45424; and (5) 8901 N. Dixie Drive Dayton, Ohio 45414.
- 3) UNITED was the first entity in this telemarketing enterprise founded by defendant [REDACTED]

ii. WWLM Enterprise, LLC DBA Worldwide Land Marketing

- 4) WWLM ENTERPRISE, LLC (hereinafter referred to as "WWLM") is a Florida Limited Liability Company legally formed on April 28, 2010, jointly-owned by Defendants STEPHEN T. GRANNAN and JUSTIN K. JONES.
- 5) While WWLM is a separate entity from UNITED, defendant [REDACTED] was intimately involved in the creation and daily enterprises of WWLM and made significant operating decisions. He was responsible for the vast majority of WWLM's criminal conduct.
- 6) Prior to the incorporation of WWLM, [REDACTED] applied for and opened a merchant account on behalf of WWLM. Thomas listed himself as the owner of the company and submitted bank records of UNITED in support of the application.
- 7) [REDACTED] provided payment to the first digital facsimile service used by WWLM to engage in the affairs of the enterprise.
- 8) WWLM has utilized various operating locations to conduct its primary business, including (1) 326 Bay Street Palm Harbor, Florida 34683; (2) 2045 Ridgecrest Drive Dunedin, Florida 34698; and (3) 47 Gulfwinds Drive Palm Harbor, Florida 34683.
- 9) WWLM was the second entity in the telemarketing enterprise. It was begun after UNITED began experiencing problems with account closures, fraud reports, and questions from law enforcement agencies.

10) Through the direction of Defendant [REDACTED] WWLM operated as a continuation and extension of the Enterprise begun by Defendant [REDACTED] in Ohio. Numerous employees of UNITED came to work for this branch of the Enterprise.

iii. Nationwide Advertising and Marketing, LLC

11) NATIONWIDE ADVERTISING AND MARKETING, LLC (hereinafter referred to as "NWAM") is a Florida Limited Liability Company, solely-owned by Defendant STEPHEN T. GRANNAN.

12) NWAM has utilized various operating locations to conduct its primary business, including (1) 326 Bay Street Palm Harbor, Florida 34683; and (2) 2045 Ridgecrest Drive Dunedin, Florida 34698.

13) While NWAM is a separate entity from UNITED and WWLM, defendant [REDACTED] was intimately involved in the creation and daily operations of NWAM and made the vast majority of the operating decisions. He was responsible for making every telemarketing call for NWAM.

14) NWAM was the third entity in the Enterprise. It was begun after WWLM began experiencing problems with account closures, fraud reports, and questions from law enforcement agencies.

C. DEFENDANTS AND COCONSPIRATORS ASSOCIATED WITH THE ENTERPRISE

i. [REDACTED]

15) Defendant [REDACTED] owned and took part in controlling UNITED. During the time period charged in this indictment, defendant [REDACTED] made all significant operating decisions and was actively involved in the daily operations of UNITED. He also oversaw the drafting and creation of sales scripts and rebuttals and often served as a salesperson and telemarketer who gave false and misleading information to victims.

16) Defendant [REDACTED] acted as principal and took part in controlling WWLM. During the time period charged in this indictment, defendant [REDACTED] made significant operating decisions and was actively involved in the daily operations of WWLM. He utilized employees and information accumulated from UNITED to conduct WWLM's business.

17) Defendant [REDACTED] acted as principal and took part in controlling NWAM. During the time period charged in this indictment, defendant [REDACTED] made significant operating decisions and was actively involved in the daily operations of NWAM. He utilized employees and information accumulated from UNITED and WWLM to conduct NWAM's business.

ii. **Kara N. Thomas (F/K/A Kara N. McCampbell)**

18) Defendant **KARA N. THOMAS** owned and took part in controlling United. During the time period charged in this indictment, defendant **KARA N. THOMAS** made all significant operating decisions and was actively involved in the daily operations of **UNITED**. She also oversaw the drafting and creation of sales scripts and rebuttals.

19) Defendant **KARA N. THOMAS** cooperated with her husband [REDACTED] and assisted him with activities relating to the operation of **NWAM** and **WWLM**.

iii. **Roger R. Vandoren III**

20) Defendant **ROGER R. VANDOREN III** held several roles at **UNITED** including serving as a supervisor and/or manager with the company and participating in the drafting and creation of sales scripts. Defendant **ROGER R. VANDOREN III** also served as a salesperson and telemarketer who gave false and misleading information to victims.

21) Defendant **ROGER R. VANDOREN III** also served as a salesperson and telemarketer for **WWLM** who gave false and misleading information to victims.

iv. **Christopher A. Fregapane**

22) Defendant **CHRIS A. FREGAPANE** held several roles at **UNITED** including serving as a supervisor and/or manager with the company. Defendant **CHRIS A. FREGAPANE** also served as a salesperson and telemarketer who gave false and misleading information to victims.

v. **Jessica A. Gutierrez**

23) Defendant **JESSICA GUTIERREZ** held several roles at **UNITED** including serving as a supervisor and/or manager with the company and participated in the drafting and creation of sales scripts. Defendant **JESSICA GUTIERREZ** also served as a salesperson and telemarketer who gave false and misleading information to victims.

vi. Colin G. Hansford

24) Defendant **COLIN G. HANSFORD** served as a telemarketer at **UNITED** and gave false and misleading information to victims.

vii. Allen Cannon

25) Defendant **Allen Cannon** served as a telemarketer at **UNITED** and gave false and misleading information to victims.

viii. Ashley Greene

26) Defendant **ASHLEY GREENE** is the sister of defendant **KARA N. THOMAS** and served as a salesperson and telemarketer at **UNITED** who gave false and misleading information to victims.

27) Defendant **ASHLEY GREENE**, acting on behalf of the enterprise, picked up money transfers sent by victims via Western Union and/or MoneyGram in an effort to conceal the source, identity and destination of the funds.

[REDACTED]

28) Defendant [REDACTED] served as a salesperson and telemarketer at **UNITED** and gave false and misleading information to victims.

29) Defendant [REDACTED] served as a salesperson and telemarketer at **WWLM** and gave false and misleading information to victims.

x. Michael D. Perry

30) Defendant **MICHAEL D. PERRY** served as a salesperson and telemarketer at **UNITED** and gave false and misleading information to victims.

xi. [REDACTED]

31) Defendant [REDACTED] served as a salesperson and telemarketer at **UNITED** and gave false and misleading information to victims.

32) Defendant [REDACTED] served as a salesperson and telemarketer at **WWLM** and gave false and misleading information to victims.

xii. Alton Kessler

- 33) Defendant **ALTON KESSLER** served as a salesperson and telemarketer at **UNITED** and gave false and misleading informationf to victims.

xiii. Quincy Austin

- 34) Defendant **QUINCY AUSTIN** served as a salesperson and telemarketer at **UNITED** and gave false and misleading information to victims.

xiv. Michael Northcutt

- 35) Defendant **MICHAEL NORTHCUTT** served as a salesperson and telemarketer at **UNITED** and gave false and misleading information to victims.

II. CRIMINAL CONDUCT OF THE ENTERPRISE AND CONSPIRACY: DECEPTION, SCHEME TO DEFRAUD, AND MISREPRESENTATIONS

- 1) The goal of the enterprise and associated conspiracy was to obtain large amounts of money from victims who owned inexpensive vacant land across the country through a pattern of deception. To accomplish their goal without attracting the attention of law enforcement and bank fraud investigators, the enterprise billed itself as a “marketing and advertising” company. Throughout the entire operation, the Enterprise deceived victims over the phone to obtain their money. After they had the money, the Enterprise took numerous steps in an effort to conceal its criminal conduct.
- 2) Standard operating procedure for the enterprise consisted of making false and misleading statements to victims on the phone about a number of things, detailed below, in order to get their initial payment. After receiving that payment, the enterprise utilized a number of things in order to further the illusion that it was a merely a “marketing company.”
- 3) First, the enterprise operated a rudimentary website alleged designed to market and list the properties of victims. For each of the company names the enterprise used, a different website was created. For the most part, the websites consisted solely of “listings” of the victims’ vacant land. These listings consisted of little more than a photograph of vacant land—almost never a picture of the victim’s actual land— and a fabricated description. No phone number for a perspective buyer to get in touch with the victim was ever provided. No sales appear to have ever taken place.

- 4) In addition to the websites, the enterprise consistently used other false statements to obtain the victims' money. Most consistently, these were used:

Value of the Victims' Vacant Land

- a. The value the enterprise communicated to victims over the phone is the very heart of the scam. In general, the land owned by victims of the enterprise was worth very little, often less than \$2,000. Generally, the land was located in rural or desert areas of the southwest like Arizona, New Mexico, Texas, and Nevada. In some areas, local and state laws actually prohibited the sale of the property until improvements to it were made.
- b. To accomplish their scheme and entice the victims into paying them, the enterprise had to grossly inflate the property values. The enterprise told victims that their properties were worth between \$25,000 and \$100,000—up to fifteen times their actual value. Persons making telemarketing calls on behalf of the enterprise often told victims that properties surrounding their vacant land had already sold for that inflated figure.

Developments and Constructions Projects

- a. Often, victims who knew the value of their vacant land to be relatively small would question the value given by the enterprise. To rebut this, the enterprise would often explain that a high profile project or other valuable development was being built in the area and driving up prices.
- b. Victims were told about many fictitious developments that were being planned in the area they owned vacant land: wind and solar energy farms, casinos, resort style housing, nuclear power plants, an Olympic training center, a wildlife sanctuary, and many other things.
- c. These developments, none of which actually existed in the area within which the victim's property was located, allowed the enterprise to convince victims that their property was now worth more than fifteen times what it had previously been valued. The enterprise often led victims to believe that it was working on behalf of investors affiliated with the fictitious developments who were looking to buy the victims' vacant land in order to complete construction.

Dinner Shows

- a. The enterprise told victims that it held “promotional dinner showcases” around the country to sell the victims’ land. Victims were told that thousands of people attended these dinner shows around the country to snap up the desirable investment property that was being showcased. Materials suggested that these dinner shows were held in places like Las Vegas, Nevada; Tampa, Florida; St. Louis, Missouri; and Lake Tahoe, Nevada. Video clips were posted on websites purportedly showing members of the enterprise speaking to large crowds of eager buyers at these locations.
- b. While gatherings were held by the enterprise, they were not the dinner shows that the Enterprise described in its materials. Instead of marketing property to potential buyers, members of the enterprise would spend large amounts of money on a lavish party for themselves and their family members. The enterprise spent money buying food and drinks, renting limos, hiring a band and renting out a party hall. The “dinner shows” were attended only by members of the Enterprise and their relatives. No vacant land was actually advertised, marketed, or sold at this event.
- c. The “dinner shows” in Las Vegas, Nevada and Illinois that were posted on the internet by the Enterprise were actually filmed at Brukner Nature Center in Troy, Ohio in 2009. In the videos, members of the enterprise pretended to be speaking to a large crowd and conducting a sales pitch about vacant land to investors. These videos were posted on the enterprise’s website and promoted as footage of “dinner shows” held in Las Vegas and Illinois.
- d. Members of the enterprise repeatedly lied to victims about the success of these “dinner shows.” Victims were told that vacant properties regularly sold for tens of thousands of dollars at these shows. Victims were told that by paying the enterprise its fee, their properties too would be sold at these dinner shows.

Buyers’ Waiting List

- a. The enterprise began something it referred to as the “buyers waiting list.” The enterprise claimed that the list consisted of persons who were waiting in line for the chance to purchase vacant land. In reality, this list consisted of individuals who had been contacted by the enterprise and had declined to pay them money for their own vacant land.
- b. Most of the persons on the buyers waiting list had no idea they were on such a list and denied giving their permission or asking to be placed on such a thing. Reference to this buyers waiting list was a common tactic used by the enterprise to convince a victim to pay for their “services.”

VIP Upgrade

- a. The enterprise engaged in a practice where they would contact previous victims of their scheme and offer them something which they referred to as a "VIP Upgrade." These victims, who had already paid the enterprise a fee before, were told that they could drastically increase their exposure and likelihood of selling their land by paying for this VIP upgrade.
- b. Victims were told that the VIP Upgrade allowed the victims' land to be among the first shown at their dinner shows. Victims were told that it was typical for buyers to lose interest at the dinner shows after the first twenty had been purchased. All of these statements were false.
- c. Members of the enterprise were encouraged to get as much as possible from these repeat victims. The enterprise collected between \$99.00 and \$2,500.00 for these VIP upgrades.

Buyer for the Victim's Vacant Land

- a. The most direct and fraudulent way the enterprise convinced victims to enter into a transaction with the enterprise consisted of telling the victim that an eager buyer had agreed to purchase the victim's land for the inflated value they had already been given. In reality, no buyer ever existed.
- b. Victims were told that they needed to pay the enterprise several thousand dollars in fees in order to complete the sales. Often, victims were told that these fees were for closing costs, title fees, appraisal fees, surveying fees, and many other types of fees commonly associated with the sale of property.
- c. Despite telling victims that their property had been sold, the enterprise still utilized a one page marketing agreement that relabeled the fee as a "marketing and advertising fee." The enterprise took advantage of the age of its victims in order conceal hide this bait and switch tactic.
- d. Victims paid between \$1,000 and \$16,000 for the "closing costs" or other fees associated with the purported sale of their vacant land. Members of the enterprise would keep the victim occupied for weeks with stories explaining the delay in closing. Victims were told that a survey had to be completed, or that the buyer had to leave town for two weeks. These tactics were designed to give the enterprise time to have the victims' payment clear their bank account before questions began to be asked.

Verification Calls

- a. The Sales Directors' initial telemarketing call to victims was riddled with lies and false information. During that call, the victims' payment information was obtained.
 - b. In order to protect themselves from investigators and credit card company enquiries, the enterprise commonly utilized a follow-up call that it referred to as a verification call. Unlike the sales call, the verification call was recorded. The enterprise instructed the victims that the recorded verification was simply for legal purposes and directed them not to pay much attention. Victims were asked a series of questions about whether they understood that the fee they were paying was for marketing services and that there was no buyer. Victims were instructed just to say yes for legal reasons.
 - c. Often, a victim would question what he or she was being told on the verification calls. If a question was asked, the recording was stopped and the person doing the verification call would put the victim back on with the person who had made the first call. The lies would then be repeated to the victim and the importance of just saying yes on the recorded line would be emphasized. The victim would then be transferred back to the verification call.
 - d. This process, which the enterprise referred to as "bucking," was repeated many times until a clean recording of the victim agreeing to the terms was obtained. These recordings were used and referenced whenever a victim would file a complaint with a state attorney general, a financial institution, or a law enforcement agency.
- 5) Throughout its existence, the enterprise operated as a scheme to defraud victims around the country—most of them senior citizens—by misleading and deceiving them as to the value of the inexpensive piece of vacant land they owned and charging them for a service that simply did not exist.

COUNT ONE
ENGAGING IN A PATTERN OF CORRUPT ACTIVITIES
R.C. 2923.32

Defendants: [REDACTED] KARA N. THOMAS, ROGER R. VANDOREN III

Offense Date: During a period of time beginning on or about August 28, 2007, the exact date being unknown, and ending on a date not later than October 18, 2011

Offense Level: First Degree Felony (*carries a mandatory prison term of 10 years pursuant to R.C. 2929.14(B)(3)*)

- Predicate Offenses:**
- Aggravated Theft in excess of \$1,500,000.00 – R.C. 2913.02(A)(3); a felony of the first degree;
 - Telecommunications Fraud in excess of \$100,000.00 – R.C. 2913.05(A); a felony of the third degree;
 - Prohibited Acts, Money Laundering – R.C. 1315.55(A)(1); a felony of the third degree
 - Prohibited Acts, Telemarketing Fraud – R.C. 4719.08(F); a felony of the fifth degree

1) During a period of time beginning on or about August 28, 2007 the exact date being unknown and ending on a date not later than October 18, 2011, in Miami County, Ohio and elsewhere in a manner invoking the jurisdiction and venue of Miami County, Ohio, in accordance with Revised Code Sections 2901.11 and 2901.12, [REDACTED] KARA N. THOMAS, and ROGER R. VANDOREN III, being associated with an enterprise, violated Section 2923.32(A)(1) and (A)(3) of the Ohio Revised Code in that they did, knowingly, conduct and participate directly and indirectly in conduct of such enterprise's affairs in a pattern of corrupt activity, as defined in Ohio Revised Code Section 2923.31(A), a felony of the first degree.

2) The enterprise, as defined in Ohio Revised Code Section 2923.31, consisted of persons known and unknown to the grand jury, including 20 individuals, namely, [REDACTED] KARA N. THOMAS, ROGER R. VANDOREN III, CHRIS A. FREGAPANE, STEPHEN T. GRANNAN, JUSTIN K. JONES, COLIN G. HANSFORD, JESSICA GUTIERREZ, ASHLEY J. GREENE, ALLEN CANNON, [REDACTED] MICHAEL D. PERRY, [REDACTED] ALTON KESSLER, QUINCY AUSTIN, [REDACTED] MICHAEL NORTHCUTT, and corporations known and unknown to the grand jury, including UNITED PROPERTY SALES, LLC; WWLM ENTERPRISE, LLC; INTERNATIONAL PROPERTY EXCHANGE, LLC; and NATIONWIDE ADVERTISING AND MARKETING, LLC.

- 3) The enterprise engaged in illicit enterprises out of Miami County, Ohio and elsewhere, associated in fact with a common purpose to obtain control over property of another with purpose to deprive the owner thereof by deception; to devise a scheme to defraud and knowingly disseminate or transmit by means of telecommunication any writing, data, or image with purpose to execute the scheme to defraud; and to conduct transactions knowing that property involved was the proceeds of unlawful activity for the purpose of committing and furthering corrupt activity; to act as a telephone solicitor and misrepresent a material aspect of the nature or characteristics of services that are the subject of a telephone solicitation, and did commit these acts in violation of Ohio Revised Code Sections 2913.02, 2913.05, 1315.55, and 4719.08, all being felonies.
- 4) [REDACTED] KARA N. THOMAS, and ROGER R. VANDOREN III, conducted and participated directly and indirectly in the conduct of such enterprise's affairs through a pattern of corrupt activity consisting of aggravated theft of \$1,500,000 or more, telecommunications fraud, money laundering, and telemarketing fraud and/or attempts thereof which are punishable under the laws of the State of Ohio through Ohio Revised Code Sections 2913.02, 2913.05, 1315.55, and 4719.08 all being felonies.
- 5) The pattern of corrupt activity referred to in Paragraphs 1-4 above committed by said offenders includes, but is not limited to, two or more incidents of the following corrupt activities, 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 by engaging in, attempting to engage in, conspiring to engage in, soliciting, coercing, or intimidating another to engage in any of the following:
 - A. [REDACTED] KARA N. THOMAS, and ROGER R. VANDOREN III, did knowingly, during a period of time beginning on or about August 28, 2007 the exact date being unknown and ending on a date not later than October 18, 2011, in Miami County, Ohio, and elsewhere, 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, obtain control over property, namely \$1,500,000 or more in currency, of another with purpose to deprive the owners thereof by deception, in violation of Ohio Revised Code Section 2913.02(A)(3), being a felony of the first degree.
 - B. [REDACTED] KARA N. THOMAS, and ROGER R. VANDOREN III, did knowingly, during a period of time beginning on or about August 28, 2007 the exact date being unknown and ending on a date not later than October 18, 2011, in Miami County, Ohio, and elsewhere, 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 disseminated or transmitted by means of telecommunication any writing, data, or image with purpose to execute

the scheme to defraud, in violation of Ohio Revised Code Section 2913.05(A), being a felony of the third degree.

C. [REDACTED] KARA N. THOMAS, and ROGER R. VANDOREN III, did knowingly on 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, during a period of time beginning on or about August 28, 2007 the exact date being unknown and ending on a date not later than October 18, 2011, conduct transactions knowing that property was the proceeds of unlawful activity for the purpose of committing and furthering corrupt activity, each in violation of Ohio Revised Code Section 1315.55(A)(1), each being a felony of the third degree.

D. [REDACTED] KARA N. THOMAS, and ROGER R. VANDOREN III, did knowingly on 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, during a period of time beginning on or about August 28, 2007 the exact date being unknown and ending on a date not later than October 18, 2011, act as a telephone solicitor and misrepresent, directly and by implication, a material aspect of the performance, nature, or characteristics of services that were the subject of a telephone solicitation, each in violation of Ohio Revised Code Section 4719.08(F), each being a felony of the fifth degree.

In violation of Ohio Revised Code Section 2923.32(A)(1), all against the Peace and Dignity of the State of Ohio.

COUNT TWO
ENGAGING IN A PATTERN OF CORRUPT ACTIVITIES
R.C. 2923.32

Defendants: JUSTIN K. JONES, STEPHEN T. GRANNAN

Offense Date: During a period of time, the specific dates of said conduct being unknown, beginning on or about September 9, 2009 and ending on a date not later than October 18, 2011

Offense Level: First Degree Felony

Predicate Offenses: -- Aggravated Theft – R.C. 2913.02(A)(3); a felony of the second degree;
-- Telecommunications Fraud in excess of \$100,000.00 – R.C. 2913.05(A); a felony of the third degree;
-- Prohibited Acts, Money Laundering – R.C. 1315.55(A)(1); a felony of the third degree;

During a period of time, the specific dates of said conduct being unknown, beginning on or about September 9, 2009 and ending on a date not later than October 18, 2011, in Miami County, Ohio and elsewhere in a manner invoking the jurisdiction and venue of Miami County, Ohio, in accordance with Revised Code Sections 2901.11 and 2901.12, JUSTIN K. JONES and STEPHEN T. GRANNAN, after becoming associated with the enterprise, violated Section 2923.32(A)(1) and (A)(3) of the Ohio Revised Code in that they did, knowingly, conduct and participate directly and indirectly in conduct of such enterprise's affairs in a pattern of corrupt activity, as defined in Ohio Revised Code Section 2923.31(A), a felony of the first degree.

- 1) The enterprise, as defined in Ohio Revised Code Section 2923.31, consisted of persons known and unknown to the grand jury, including 20 individuals, namely, [REDACTED] KARA N. THOMAS, ROGER R. VANDOREN III, CHRIS A. FREGAPANE, STEPHEN T. GRANNAN, JUSTIN K. JONES, COLIN G. HANSFORD, JESSICA GUTIERREZ, ASHLEY J. GREENE, ALLEN CANNON, [REDACTED] MICHAEL D. PERRY, [REDACTED] ALTON KESSLER, QUINCY AUSTIN, [REDACTED] MICHAEL NORTHCUTT, and corporations known and unknown to the grand jury, including UNITED PROPERTY SALES, LLC; WWLM ENTERPRISE, LLC; INTERNATIONAL PROPERTY EXCHANGE, LLC; and NATIONWIDE ADVERTISING AND MARKETING, LLC.

- 2) The enterprise engaged in illicit enterprises out of Miami County, Ohio and elsewhere, associated in fact with a common purpose to obtain control over property of another with purpose to deprive the owner thereof by deception; to devise a scheme to defraud and knowingly disseminate or transmit by means of telecommunication any writing, data, or image with purpose to execute the scheme to defraud; and to conduct transactions knowing that property involved was the proceeds of unlawful activity for the purpose of committing and furthering corrupt activity; and did commit these acts in violation of Ohio Revised Code Sections 2913.02, 2913.05, and 1315.55, all being felonies.
- 3) JUSTIN K. JONES and STEPHEN T. GRANNAN conducted and participated directly and indirectly in the conduct of such enterprise's affairs through a pattern of corrupt activity consisting of aggravated theft of \$750,000 or more, telecommunications fraud, money laundering, and telemarketing fraud and/or attempts thereof which are punishable under the laws of the State of Ohio through Ohio Revised Code Sections 2913.02, 2913.05, and 1315.55, all being felonies.
- 4) The pattern of corrupt activity referred to in Paragraphs 1-4 above committed by said offenders includes, but is not limited to, two or more incidents of the following corrupt activities, 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 by engaging in, attempting to engage in, conspiring to engage in, soliciting, coercing, or intimidating another to engage in any of the following:
 - A. JUSTIN K. JONES and STEPHEN T. GRANNAN did knowingly, during a period of time, the specific dates of said conduct being unknown, beginning on or about September 9, 2009 and ending on a date not later than October 18, 2011, in Miami County, Ohio, and elsewhere, 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, obtain control over property, namely \$750,000 or more but less than \$1,500,000 in currency, of another with purpose to deprive the owners thereof by deception, in violation of Ohio Revised Code Section 2913.02(A)(3), being a felony of the second degree.
 - B. JUSTIN K. JONES and STEPHEN T. GRANNAN did knowingly, during a period of time, the specific dates of said conduct being unknown, beginning on or about September 9, 2009 and ending on a date not later than October 18, 2011, in Miami County, Ohio, and elsewhere, 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 disseminated or transmitted by means of telecommunication any writing, data, or

image with purpose to execute the scheme to defraud, in violation of Ohio Revised Code Section 2913.05(A), being a felony of the third degree.

JUSTIN K. JONES and STEPHEN T. GRANNAN did knowingly, during a period of time, the specific dates of said conduct being unknown, beginning on or about September 9, 2009 and ending on a date not later than October 18, 2011, in Miami County, Ohio, and elsewhere on 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 conduct transactions knowing that property was the proceeds of unlawful activity for the purpose of committing and furthering corrupt activity, each in violation of Ohio Revised Code Section 1315.55(A)(1), each being a felony of the third degree.

In violation of Ohio Revised Code Section 2923.32(A)(1), all against the Peace and Dignity of the State of Ohio.

COUNT THREE

ENGAGING IN A PATTERN OF CORRUPT ACTIVITIES

R.C. 2923.32

Defendants: CHRIS A. FREGAPANE; JESSICA GUTIERREZ; COLIN HANSFORD; [REDACTED] and ALTON KESSLER;

Offense Date: During a period of time, the specific dates of said conduct being unknown, beginning on or about August 28, 2007 and ending on a date not later than October 18, 2011

Offense Level: First Degree Felony

Predicate Offenses: -- Aggravated Theft – R.C. 2913.02(A)(3); a felony of the third degree;
-- Telecommunications Fraud in excess of \$100,000.00 – R.C. 2913.05(A); a felony of the third degree;
-- Prohibited Acts, Telemarketing Fraud – R.C. 4719.08(F); a felony of the fifth degree

- 1) During a period of time, the specific dates of said conduct being unknown, beginning on or about August 28, 2007 and ending on a date not later than October 18, 2011 and ending on a date not later , in Miami County, Ohio and elsewhere in a manner invoking the jurisdiction and venue of Miami County, Ohio, in accordance with Revised Code Sections 2901.11 and 2901.12, CHRIS A. FREGAPANE, JESSICA GUTIERREZ, COLIN HANSFORD, [REDACTED] and ALTON KESSLER, being associated with an enterprise, violated Section 2923.32(A)(1) of the Ohio Revised Code in that they did, knowingly, conduct and participate directly and indirectly in conduct of such enterprise's affairs in a pattern of corrupt activity, as defined in Ohio Revised Code Section 2923.31(A), a felony of the first degree.
- 2) The enterprise, as defined in Ohio Revised Code Section 2923.31, consisted of persons known and unknown to the grand jury, including 20 individuals, namely: [REDACTED] KARA N. THOMAS, ROGER R. VANDOREN III, CHRIS A. FREGAPANE, STEPHEN T. GRANNAN, JUSTIN K. JONES, COLIN G. HANSFORD, JESSICA GUTIERREZ, ASHLEY J. GREENE, ALLEN CANNON, [REDACTED] MICHAEL D. PERRY, [REDACTED] ALTON KESSLER, QUINCY AUSTIN, [REDACTED] MICHAEL NORTHCUTT, and corporations known and unknown to the grand jury, including UNITED PROPERTY SALES, LLC; WWLM ENTERPRISE, LLC; INTERNATIONAL PROPERTY EXCHANGE, LLC; and NATIONWIDE ADVERTISING AND MARKETING, LLC.
- 3) The enterprise engaged in illicit enterprises out of Miami County, Ohio and elsewhere, associated in fact with a common purpose to obtain control over property of another with purpose to deprive the owner thereof by deception; to devise a scheme to defraud and knowingly disseminate or transmit by means of telecommunication any writing, data, or image with purpose to execute the scheme to defraud; and to conduct transactions knowing that property involved was the proceeds of unlawful activity for the purpose of committing and furthering corrupt activity; to act as a telephone solicitor and misrepresent a material aspect of the nature or characteristics of services that are the subject of a telephone solicitation, and did commit these acts in violation of Ohio Revised Code Sections 2913.02, 2913.05, and 4719.08, all being felonies.
- 4) CHRIS A. FREGAPANE, JESSICA GUTIERREZ, COLIN HANSFORD, [REDACTED] and ALTON KESSLER, conducted and participated directly and indirectly in the conduct of such enterprise's affairs through a pattern of corrupt activity consisting of aggravated theft, telecommunications fraud, and telemarketing fraud and/or attempts thereof which are punishable under the laws of the State of Ohio through Ohio Revised Code Sections 2913.02, 2913.05, and 4719.08, all being felonies.

- 5) The pattern of corrupt activity referred to in Paragraphs 1-4 above committed by said offenders includes, but is not limited to, two or more incidents of the following corrupt activities, 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 by engaging in, attempting to engage in, conspiring to engage in, soliciting, coercing, or intimidating another to engage in any of the following:
- A. CHRIS A. FREGAPANE, JESSICA GUTIERREZ, COLIN HANSFORD, [REDACTED] and ALTON KESSLER did knowingly, during a period of time, the specific dates of said conduct being unknown, beginning on or about August 28, 2007 and ending on a date not later than October 18, 2011, in Miami County, Ohio, and elsewhere, 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, obtain control over property, namely \$150,000 or more but less than \$750,000 in currency, of another with purpose to deprive the owners thereof by deception, in violation of Ohio Revised Code Section 2913.02(A)(3), being a felony of the third degree.
- B. CHRIS A. FREGAPANE, JESSICA GUTIERREZ, COLIN HANSFORD, [REDACTED] and ALTON KESSLER did knowingly, during a period of time, the specific dates of said conduct being unknown, beginning on or about August 28, 2007 and ending on a date not later than October 18, 2011, in Miami County, Ohio, and elsewhere, 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 disseminated or transmitted by means of telecommunication any writing, data, or image with purpose to execute the scheme to defraud, in violation of Ohio Revised Code Section 2913.05(A), being a felony of the third degree.
- C. CHRIS A. FREGAPANE, JESSICA GUTIERREZ, COLIN HANSFORD, [REDACTED] and ALTON KESSLER did knowingly on 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, during a period of time, the specific dates of said conduct being unknown, beginning on or about August 28, 2007 and ending on a date not later than October 18, 2011, act as a telephone solicitor and misrepresent, directly and by implication, a material aspect of the performance, nature, or characteristics of services that were the subject of a telephone solicitation, each in violation of Ohio Revised Code Section 4719.08(F), each being a felony of the fifth degree.

In violation of Ohio Revised Code Section 2923.32(A)(1), all against the Peace and Dignity of the State of Ohio.

COUNT FOUR
ENGAGING IN A PATTERN OF CORRUPT ACTIVITIES
R.C. 2923.32

Defendants: ASHLEY GREENE

Offense Date: During a period of time, the specific dates of said conduct being unknown, beginning on or about August 28, 2007 and ending on a date not later than October 18, 2011

Offense Level: First Degree Felony

Predicate Offenses: -- Telecommunications Fraud in excess of \$100,000.00 – R.C. 2913.05(A); a felony of the third degree;
-- Prohibited Acts, Money Laundering – R.C. 1315.55(A)(1); a felony of the third degree
-- Prohibited Acts, Telemarketing Fraud – R.C. 4719.08(F); a felony of the fifth degree

- 1) During a period of time, the specific dates of said conduct being unknown, beginning on or about August 28, 2007 and ending on a date not later than October 18, 2011, in Miami County, Ohio and elsewhere in a manner invoking the jurisdiction and venue of Miami County, Ohio, in accordance with Revised Code Sections 2901.11 and 2901.12, ASHLEY GREENE being associated with an enterprise, violated Section 2923.32(A)(1) of the Ohio Revised Code in that they did, knowingly, conduct and participate directly and indirectly in conduct of such enterprise's affairs in a pattern of corrupt activity, as defined in Ohio Revised Code Section 2923.31(A), a felony of the first degree.
- 2) The enterprise, as defined in Ohio Revised Code Section 2923.31, consisted of persons known and unknown to the grand jury, including 19 individuals, namely, [REDACTED] KARA N. THOMAS, ROGER R. VANDOREN III, CHRIS A. FREGAPANE, STEPHEN T. GRANNAN, JUSTIN K. JONES, COLIN G. HANSFORD, JESSICA GUTIERREZ, ASHLEY J. GREENE, [REDACTED] MICHAEL D. PERRY, [REDACTED] ALTON KESSLER, QUINCY AUSTIN, [REDACTED] MICHAEL NORTHCUTT, and corporations known and unknown to the grand jury, including UNITED PROPERTY SALES, LLC; WWLM ENTERPRISE, LLC; INTERNATIONAL PROPERTY EXCHANGE, LLC; and NATIONWIDE ADVERTISING AND MARKETING, LLC.

- 3) The enterprise engaged in illicit enterprises out of Miami County, Ohio and elsewhere, associated in fact with a common purpose to obtain control over property of another with purpose to deprive the owner thereof by deception; to devise a scheme to defraud and knowingly disseminate or transmit by means of telecommunication any writing, data, or image with purpose to execute the scheme to defraud; and to conduct transactions knowing that property involved was the proceeds of unlawful activity for the purpose of committing and furthering corrupt activity; to act as a telephone solicitor and misrepresent a material aspect of the nature or characteristics of services that are the subject of a telephone solicitation, and did commit these acts in violation of Ohio Revised Code Sections 2913.05, 1315.55(A)(1), and 4719.08(F); all being felonies.
- 4) ASHLEY GREENE conducted and participated directly and indirectly in the conduct of such enterprise's affairs through a pattern of corrupt activity consisting of telecommunications fraud, money laundering, and telemarketing fraud and/or attempts thereof which are punishable under the laws of the State of Ohio through Ohio Revised Code Sections 2913.05, 1315.55(A)(1) and 4719.08, all being felonies.
- 5) The pattern of corrupt activity referred to in Paragraphs 1-4 above committed by said offenders includes, but is not limited to, two or more incidents of the following corrupt activities, 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 by engaging in, attempting to engage in, conspiring to engage in, soliciting, coercing, or intimidating another to engage in any of the following:
 - A. ASHLEY GREENE did knowingly, during a period of time, the specific dates of said conduct being unknown, beginning on or about August 28, 2007 and ending on a date not later than October 18, 2011, in Miami County, Ohio, and elsewhere, 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 disseminated or transmitted by means of telecommunication any writing, data, or image with purpose to execute the scheme to defraud, in violation of Ohio Revised Code Section 2913.05(A), being a felony of the third degree.
 - B. ASHLEY GREENE did knowingly on 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, during a period of time, the specific dates of said conduct being unknown, beginning on or about August 28, 2007 and ending on a date a date not later than October 18, 2011, conduct transactions knowing that property was the proceeds of unlawful activity for the purpose of committing and furthering corrupt activity, each in violation of Ohio Revised Code Section 1315.55(A)(1), each being a felony of the third degree.

C. ASHLEY GREENE did knowingly on 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, during a period of time, the specific dates of said conduct being unknown, beginning on or about August 28, 2007 and ending on a date a date not later than October 18, 2011, act as a telephone solicitor and misrepresent, directly and by implication, a material aspect of the performance, nature, or characteristics of services that were the subject of a telephone solicitation, each in violation of Ohio Revised Code Section 4719.08(F), each being a felony of the fifth degree.

In violation of Ohio Revised Code Section 2923.32(A)(1), all against the Peace and Dignity of the State of Ohio.

COUNT FIVE
ENGAGING IN A PATTERN OF CORRUPT ACTIVITIES
R.C. 2923.32

Defendants: MICHAEL D. PERRY, QUINCY AUSTIN [REDACTED]
[REDACTED] MICHAEL NORTHCUTT, ALLEN CANNON

Offense Date: During a period of time, the specific dates of said conduct being unknown, beginning on or about August 28, 2007 and ending on a date not later than October 18, 2011

Offense Level: Second Degree Felony

Predicate Offenses: -- Telecommunications Fraud– R.C. 2913.05(A); a felony of the fourth degree;
-- Prohibited Acts, Telemarketing Fraud – R.C. 4719.08(F); a felony of the fifth degree

1) During a period of time, the specific dates of said conduct being unknown, beginning on or about August 28, 2007 and ending on a date not later than October 18, 2011, in Miami County, Ohio and elsewhere in a manner invoking the jurisdiction and venue of Miami County, Ohio, in accordance with Revised Code Sections 2901.11 and 2901.12, ASHLEY GREENE being associated with an enterprise, violated Section 2923.32(A)(1) of the Ohio Revised Code in that they did, knowingly, conduct and participate directly and indirectly in conduct of such enterprise's affairs in a pattern of corrupt activity, as defined in Ohio Revised Code Section 2923.31(A), a felony of the first degree.

- 2) The enterprise, as defined in Ohio Revised Code Section 2923.31, consisted of persons known and unknown to the grand jury, including 20 individuals, namely, [REDACTED] KARA N. THOMAS, ROGER R. VANDOREN III, CHRIS A. FREGAPANE, STEPHEN T. GRANNAN, JUSTIN K. JONES, COLIN G. HANSFORD, JESSICA GUTIERREZ, ASHLEY J. GREENE, [REDACTED] MICHAEL D. PERRY, [REDACTED] ALTON KESSLER, QUINCY AUSTIN, [REDACTED] MICHAEL NORTHCUTT, ALLEN CANNON, and corporations known and unknown to the grand jury, including UNITED PROPERTY SALES, LLC; WWLM ENTERPRISE, LLC; INTERNATIONAL PROPERTY EXCHANGE, LLC; and NATIONWIDE ADVERTISING AND MARKETING, LLC.
- 3) The enterprise engaged in illicit enterprises out of Miami County, Ohio and elsewhere, associated in fact with a common purpose to obtain control over property of another with purpose to deprive the owner thereof by deception; to devise a scheme to defraud and knowingly disseminate or transmit by means of telecommunication any writing, data, or image with purpose to execute the scheme to defraud; and to conduct transactions knowing that property involved was the proceeds of unlawful activity for the purpose of committing and furthering corrupt activity; to act as a telephone solicitor and misrepresent a material aspect of the nature or characteristics of services that are the subject of a telephone solicitation, and did commit these acts in violation of Ohio Revised Code Sections 2913.05 and 4719.08(F), all being felonies.
- 4) MICHAEL D. PERRY, QUINCY AUSTIN, [REDACTED] MICHAEL NORTHCUTT, and ALLEN CANNON conducted and participated directly and indirectly in the conduct of such enterprise's affairs through a pattern of corrupt activity consisting of telecommunications fraud, money laundering, and telemarketing fraud and/or attempts thereof which are punishable under the laws of the State of Ohio through Ohio Revised Code Sections 2913.05 and 4719.08, all being felonies.
- 5) The pattern of corrupt activity referred to in Paragraphs 1-4 above committed by said offenders includes, but is not limited to, two or more incidents of the following corrupt activities, 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 by engaging in, attempting to engage in, conspiring to engage in, soliciting, coercing, or intimidating another to engage in any of the following:

A. MICHAEL D. PERRY, QUINCY AUSTIN, [REDACTED] [REDACTED] MICHAEL NORTHCUTT, and ALLEN CANNON did knowingly, during a period of time, the specific dates of said conduct being unknown, beginning on or about August 28, 2007 and ending on a date a date not later than October 18, 2011, in Miami County, Ohio, and elsewhere, 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 disseminated or transmitted by means of telecommunication any writing, data, or image with purpose to execute the scheme to defraud, in violation of Ohio Revised Code Section 2913.05(A), being a felony of the fourth degree.

B. MICHAEL D. PERRY, QUINCY AUSTIN, [REDACTED] [REDACTED] MICHAEL NORTHCUTT, and ALLEN CANNON did knowingly on 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, during a period of time, the specific dates of said conduct being unknown, beginning on or about August 28, 2007 and ending on a date a date not later than October 18, 2011, act as a telephone solicitor and misrepresent, directly and by implication, a material aspect of the performance, nature, or characteristics of services that were the subject of a telephone solicitation, each in violation of Ohio Revised Code Section 4719.08(F), each being a felony of the fifth degree.

In violation of Ohio Revised Code Section 2923.32(A)(1), all against the Peace and Dignity of the State of Ohio.

COUNT SIX
CONSPIRACY
R.C. 2923.01

Defendants: [REDACTED] KARA N. THOMAS; ROGER R. VANDOREN III; CHRIS A. FREGAPANE; JUSTIN K. JONES; STEPHEN T. GRANNAN; [REDACTED] COLIN HANSFORD; [REDACTED] ALTON KESSLER; ASHLEY GREENE; and JESSICA GUTIERREZ

Offense Date: During a period of time, the specific dates of said conduct being unknown, beginning on or about August 28, 2007 and ending on a date a date not later than October 18, 2011

Offense Level: Second Degree Felony

1) During a period of time, the specific dates of said conduct being unknown, beginning on or about August 28, 2007 and ending on a date a date not later than October 18, 2011, in Miami County, Ohio and elsewhere in a manner invoking the jurisdiction and venue of Miami County, Ohio, in accordance with Revised Code Sections 2901.11 and 2901.12, [REDACTED] KARA N. THOMAS; ROGER R. VANDOREN III; CHRIS A. FREGAPANE; JUSTIN K. JONES; STEPHEN T. GRANNAN; [REDACTED] COLIN HANSFORD; [REDACTED] ALTON KESSLER; ASHLEY GREENE; and JESSICA GUTIERREZ, did with purpose to commit, promote or facilitate the commission of Engaging in a Pattern of Corrupt Activities, agree with [REDACTED] KARA N. THOMAS; ROGER R. VANDOREN III; CHRIS A. FREGAPANE; JUSTIN K. JONES; STEPHEN T. GRANNAN; [REDACTED] COLIN HANSFORD; [REDACTED] ALTON KESSLER; ASHLEY GREENE; JESSICA GUTIERREZ; MICHAEL D. PERRY, QUINCY AUSTIN, [REDACTED] and MICHAEL NORTHCUTT, 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 [REDACTED] KARA N. THOMAS; ROGER R. VANDOREN III; CHRIS A. FREGAPANE; JUSTIN K. JONES; STEPHEN T. GRANNAN; [REDACTED] COLIN HANSFORD; [REDACTED] ALTON KESSLER; ASHLEY GREENE; and JESSICA GUTIERREZ 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, against the Peace and Dignity of the State of Ohio.

COUNT SEVEN
CONSPIRACY
R.C. 2923.01

Defendants: MICHAEL D. PERRY, QUINCY AUSTIN, [REDACTED]
 [REDACTED] MICHAEL NORTHCUTT, ALLEN CANNON

Offense Date: During a period of time, the specific dates of said conduct being unknown, beginning on or about August 28, 2007 and ending on a date a date not later than October 18, 2011

Offense Level: Third Degree Felony

1) During a period of time, the specific dates of said conduct being unknown, beginning on or about August 28, 2007 and ending on a date a date not later than October 18, 2011, in Miami County, Ohio and elsewhere in a manner invoking the jurisdiction and venue of Miami County, Ohio, in accordance with Revised Code Sections 2901.11 and 2901.12, MICHAEL D. PERRY, QUINCY AUSTIN, [REDACTED] and MICHAEL NORTHCUTT did with purpose to commit, promote or facilitate the commission

of Engaging in a Pattern of Corrupt Activities, agree with [REDACTED] KARA N. THOMAS; ROGER R. VANDOREN III; CHRIS A. FREGAPANE; JUSTIN K. JONES; STEPHEN T. GRANNAN; [REDACTED] COLIN HANSFORD; [REDACTED] ALTON KESSLER; ASHLEY GREENE; ALLEN CANNON; JESSICA GUTIERREZ; MICHAEL D. PERRY, QUINCY AUSTIN, [REDACTED] and MICHAEL NORTHCUTT 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 MICHAEL D. PERRY, QUINCY AUSTIN, [REDACTED] and MICHAEL NORTHCUTT 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, against the Peace and Dignity of the State of Ohio.

COUNT EIGHT
AGGRAVATED THEFT OF \$1,500,000 OR MORE
R.C. 2913.02

Defendants: [REDACTED] KARA N. THOMAS, ROGER R. VANDOREN III

Offense Date: During a period of time, the specific dates of said conduct being unknown, beginning on or about August 28, 2007 and ending on a date a date not later than October 18, 2011

Offense Level: First Degree Felony

- 1) [REDACTED] KARA N. THOMAS, ROGER R. VANDOREN III, did knowingly, during a period of time, the specific dates of said conduct being unknown, beginning on or about August 28, 2007 and ending on a date a date not later than October 18, 2011, in Miami County, Ohio, and elsewhere, 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, obtain control over property, namely \$1,500,000 or more in currency, of another with purpose to deprive the owners thereof by deception, in violation of Ohio Revised Code Section 2913.02(A)(3), being a felony of the first degree.

In violation of Ohio Revised Code Section 2913.02, against the Peace and Dignity of the State of Ohio.

COUNT NINE
AGGRAVATED THEFT
R.C. 2913.02

Defendants: JUSTIN K. JONES, STEPHEN T. GRANNAN

Offense Date: During a period of time, the specific dates of said conduct being unknown, beginning on or about September 9, 2009 and ending on a date a date not later than October 18, 2011

Offense Level: Second Degree Felony

- 1) JUSTIN K. JONES and STEPHEN T. GRANNAN did knowingly, during a period of time, the specific dates of said conduct being unknown, beginning on or about September 9, 2009 and ending on a date a date not later than October 18, 2011, in Miami County, Ohio, and elsewhere, 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, obtain control over property, namely \$750,000 or more but less than \$1,500,000 in currency, of another with purpose to deprive the owners thereof by deception, in violation of Ohio Revised Code Section 2913.02(A)(3), being a felony of the second degree.

In violation of Ohio Revised Code Section 2913.02, against the Peace and Dignity of the State of Ohio.

COUNT TEN
AGGRAVATED THEFT
R.C. 2913.02

Defendants: CHRISTOPHER FREGAPANE

Offense Date: During a period of time, the specific dates of said conduct being unknown, beginning on or about August 28, 2007 and ending on a date a date not later than October 18, 2011

Offense Level: Second Degree Felony

- 1) CHRISTOPHER FREGAPANE did knowingly, during a period of time, the specific dates of said conduct being unknown, beginning on or about August 28, 2007 and ending on a date a date not later than October 18, 2011 August 28, 2007 August 28, 2007 August 28, 2007, in Miami County, Ohio, and elsewhere, 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, obtain control over property, namely \$750,000

or more but less than \$1,500,000 in currency, of another with purpose to deprive the owners thereof by deception, in violation of Ohio Revised Code Section 2913.02(A)(3), being a felony of the second degree.

In violation of Ohio Revised Code Section 2913.02, against the Peace and Dignity of the State of Ohio.

COUNT ELEVEN
AGGRAVATED THEFT
R.C. 2913.02

Defendants: COLIN HANSFORD, JESSICA GUTIERREZ, [REDACTED]
[REDACTED] ALTON KESSLER

Offense Date: During a period of time, the specific dates of said conduct being unknown, beginning on or about August 28, 2007 and ending on a date not later than October 18, 2011

Offense Level: Third Degree Felony

1. COLIN HANSFORD, JESSICA GUTIERREZ, [REDACTED] and ALTON KESSLER did knowingly, August 28, 2007 August 28, 2007 August 28, 2007 during a period of time, the specific dates of said conduct being unknown, beginning on or about August 28, 2007 and ending on a date not later than October 18, 2011, in Miami County, Ohio, and elsewhere, 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, obtain control over property, namely \$150,000 or more but less than \$750,000 in currency, of another with purpose to deprive the owners thereof by deception, in violation of Ohio Revised Code Section 2913.02(A)(3), being a felony of the third degree.

In violation of Ohio Revised Code Section 2913.02, against the Peace and Dignity of the State of Ohio.

COUNT TWELVE
GRAND THEFT
R.C. 2913.02

Defendants: MICHAEL D. PERRY, QUINCY AUSTIN, [REDACTED]
[REDACTED] MICHAEL NORTHCUTT, ALLEN
CANNON

Offense Date: During a period of time, the specific dates of said conduct being unknown, beginning on or about August 28, 2007 and ending on a date not later than October 18, 2011

Offense Level: Fourth Degree Felony

1) MICHAEL D. PERRY, QUINCY AUSTIN, [REDACTED] ALLEN CANNON, [REDACTED] and MICHAEL NORTHCUTT did knowingly, during a period of time, the specific dates of said conduct being unknown, beginning on or about August 28, 2007 and ending on a date not later than October 18, 2011, in Miami County, Ohio, and elsewhere, 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, obtain control over property, namely \$7,500 or more but less than \$150,000 in currency, of another with purpose to deprive the owners thereof by deception, in violation of Ohio Revised Code Section 2913.02(A)(3), being a felony of the fourth degree.

In violation of Ohio Revised Code Section 2913.02, against the Peace and Dignity of the State of Ohio.

COUNT THIRTEEN
TELECOMMUNICATIONS FRAUD
R.C. 2913.05

Defendants: [REDACTED] KARA N. THOMAS; ROGER R. VANDOREN III; CHRIS A. FREGAPANE; JUSTIN K. JONES; STEPHEN T. GRANNAN; [REDACTED] COLIN HANSFORD; [REDACTED] ALTON KESSLER; ASHLEY GREENE; JESSICA GUTIERREZ

Offense Date: During a period of time, the specific dates of said conduct being unknown, beginning on or about August 28, 2007 and ending on a date not later than October 18, 2011

Offense Level: Third Degree Felony

1) [REDACTED] KARA N. THOMAS; ROGER R. VANDOREN III; CHRIS A. FREGAPANE; JUSTIN K. JONES; STEPHEN T. GRANNAN; [REDACTED] COLIN HANSFORD [REDACTED] ALTON KESSLER; ASHLEY GREENE; and JESSICA GUTIERREZ did knowingly, during a period of time, the specific dates of said conduct begin unknown, beginning on or about August 28, 2007 and ending on a date not later than October 18, 2011, in Miami County, Ohio, and elsewhere, 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 disseminated or transmitted by means of telecommunication any writing, data, or image with purpose to execute the scheme to defraud, in violation of Ohio Revised Code Section 2913.05(A), being a felony of the third degree.

In violation of Ohio Revised Code Section 2913.05, against the Peace and Dignity of the State of Ohio.

COUNT FOURTEEN
TELECOMMUNICATIONS FRAUD
R.C. 2913.05

Defendants: MICHAEL D. PERRY; QUINCY AUSTIN; [REDACTED]
 [REDACTED] MICHAEL NORTHCUTT; ALLEN CANNON

Offense Date: During a period of time, the specific dates of said conduct being unknown, beginning on or about August 28, 2007 and ending on a date not later than October 18, 2011

Offense Level: Third Degree Felony

1) MICHAEL D. PERRY; QUINCY AUSTIN; [REDACTED] ALLEN CANNON; [REDACTED] and MICHAEL NORTHCUTT did knowingly, during a period of time, the specific dates of said conduct being unknown, beginning on or about August 28, 2007 and ending on a date not later than October 18, 2011, in Miami County, Ohio, and elsewhere, 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 disseminated or transmitted by means of telecommunication any writing, data, or image with purpose to execute the scheme to defraud, in violation of Ohio Revised Code Section 2913.05(A), being a felony of the fourth degree.

In violation of Ohio Revised Code Section 2913.05, against the Peace and Dignity of the State of Ohio.

COUNT FIFTEEN

*Prohibited Acts – Money Laundering
R.C. 1315.55(A)(1)*

Defendants: [REDACTED] KARA N. THOMAS; ROGER R. VANDOREN III; JUSTIN K. JONES; STEPHEN T. GRANNAN; ASHLEY GREENE

Offense Date: During a period of time, the specific dates of said conduct being unknown, beginning on or about August 28, 2007 and ending on a date not later than October 18, 2011

Offense Level: Third Degree Felony

1) [REDACTED] KARA N. THOMAS; ROGER R. VANDOREN III; JUSTIN K. JONES; STEPHEN T. GRANNAN; and ASHLEY GREENE did knowingly, during a period of time, the specific dates of said conduct being unknown, beginning on or about August 28, 2007 and ending on a date not later than October 18, 2011, in Miami County, Ohio, and elsewhere, conduct a transaction knowing that property was the proceeds of unlawful activity for the purpose of committing and furthering corrupt activity, in violation of Ohio Revised Code Section 1315.55(A)(1), each being a felony of the third degree.

In violation of Ohio Revised Code Section 1315.55, against the Peace and Dignity of the State of Ohio.

COUNT SIXTEEN

*Prohibited Acts – Telemarketing Fraud
R.C. 4719.08(F)*

Defendants: [REDACTED] KARA N. THOMAS; ROGER R. VANDOREN III; CHRIS A. FREGAPANE; JUSTIN K. JONES; STEPHEN T. GRANNAN; [REDACTED] ALLEN CANNON; MICHAEL D. PERRY; QUINCY AUSTIN; COLIN HANSFORD; [REDACTED] ALTON KESSLER; ASHLEY GREENE; JESSICA GUTIERREZ

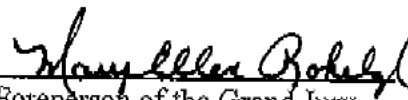
Offense Date: During a period of time, the specific dates of said conduct being unknown, beginning on or about August 28, 2007 and ending on a date not later than October 18, 2011

Offense Level: Fifth Degree Felony

1) [REDACTED] KARA N. THOMAS; ROGER R. VANDOREN III; CHRIS A. FREGAPANE; JUSTIN K. JONES; STEPHEN T. GRANNAN; [REDACTED] [REDACTED] MICHAEL D. PERRY; ALLEN CANNON; QUINCY AUSTIN; COLIN HANSFORD; [REDACTED] ALTON KESSLER; ASHLEY GREENE; and JESSICA GUTIERREZ did knowingly, during a period of time, the specific dates of said conduct being unknown, beginning on or about August 28, 2007 and ending on a date not later than October 18, 2011, in Miami County, Ohio, and elsewhere, act as a telephone solicitor and misrepresent, directly and by implication, a material aspect of the performance, nature, or characteristics of services that were the subject of a telephone solicitation, in violation of Ohio Revised Code Section 4719.08(F), being a felony of the fifth degree.

In violation of Ohio Revised Code Section 4719.08 against the Peace and Dignity of the State of Ohio.

This Bill of Indictment found upon testimony sworn and sent before the Grand Jury at the Request of the Prosecuting Attorney.


 Foreperson of the Grand Jury

GARY A. NASAL
 Miami County Prosecuting Attorney



Gary A. Nasal (0040099)
 William F. Schenck (0015243)
 Jonathan D. Blanton (0070035)
 Ryan M. Stubenrauch (0083963)
 Special Assistant Prosecuting Attorneys
 Office of the Ohio Attorney General
 30 E. Broad Street, 14th Floor
 Telephone – 614-466-7828
 Facsimile – 866-771-4241
ganasal@co.miami.oh.us
ryan.stubenrauch@ohioattorneygeneral.gov