

**Cuyahoga County Court of Common Pleas  
Criminal Court Division**

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| <p align="center">State of Ohio,<br/><br/>Plaintiff</p> <p align="center">VS.</p> <p align="center">John McNally<br/>Michael Sciortino,</p> <p align="center">Martin Yavorcik<br/><br/>Defendants</p> | <p align="center">A True Bill Indictment For</p> <p><b>Engaging In A Pattern Of Corrupt Activity - F1</b><br/>§2923.32(A)(1)</p> <p>72 Additional Count(s)</p> |                    |
| <b>Dates of Offense (on or about)</b><br>01/01/2005 to 05/12/2014   | <b>The Term Of</b><br>May of 2014  | <b>Case Number</b> |

The State of Ohio, }  
Cuyahoga County } SS.

**Count 1**            **Engaging In A Pattern Of Corrupt Activity - F1**  
§2923.32(A)(1)

**Defendants**        John McNally, Michael Sciortino, Martin Yavorcik

**Date of Offense**    On or about January 1, 2005 to January 31, 2014

*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, that the above named Defendant(s), on or about the date of the offense set forth above, in the County of Cuyahoga, 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 or the collection of an unlawful debt and at least one of the incidents of corrupt activity was a felony of the first, second, or third degree, aggravated murder, or murder, or at least one of the incidents was a felony under the law of this state that was committed prior to July 1, 1996, and constituted a felony of the first, second, or third degree, aggravated murder, or murder or was committed on or after July 1, 1996, or one of the incidents of corrupt activity was a felony under the law of the United States or of another state that, if committed in this state on or after July 1, 1996, would have constituted a felony of the first, second, or third degree, aggravated murder, or murder under the law of this state.

**2923.32(A)(1) ENGAGING IN PATTERN OF CORRUPT ACTIVITY.**

On or about January 2005 to January 31, 2014 John McNally, Martin Yavorcik, and Michael Sciortino, did being employed by, or associated with, any enterprise conduct or participate in, directly or indirectly, the affairs of the enterprise through a pattern of corrupt activity when at least one incident of corrupt activity was a felony of the first, second or third degree.

**THE ENTERPRISE**



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Prosecuting Attorney

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 Businessman 1, Business 1, Business 2, Businesswoman 1, Businessman 2, Michael Sciortino, John McNally, Martin Yavorcik, John Zachariah, Law Firm 1, Lisa Antonini, John Doe 1, John Doe 2, Attorney 1, Attorney 2, Attorney 3, Attorney 4, Attorney 5, Richard Goldberg, campaign committees of John Doe 3, Campaign Committees for Lisa Antonini, Martin Yavorcik, John McNally, Michael Sciortino, Law Firm 2, Attorney 6, Attorney 7, Attorney 8, and others known and unknown all of whom are persons associated with the Enterprise (collectively, "Persons associated with the Enterprise" or "Persons"). This Enterprise existed as an "Association in Fact Enterprise" under R.C. 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 and/or (3) had an organizational structure that was distinct from the pattern of predicate acts. As an alternative to point (3), this Enterprise is an illicit enterprise under R.C. 2932.32 because it had an organizational structure distinct from the pattern of predicate acts whether or not this enterprise performed any legal acts. The persons and/or companies associated with the Enterprise performed, from time to time, some lawful acts while working for entities connected with the Enterprise, and as a result, this Enterprise existed separate and apart from the pattern of corrupt activity described in this Indictment. For example and without limitations, members of the enterprise lawfully contributed and lawfully accepted campaign contributions, lawfully in some instances testified under oath, lawfully in some instances met with one another, lawfully entered into a lease, lawfully exercised rights which they possessed and lawfully filed truthful and accurate reports required to be filed by law, however, the persons named herein and others named in this count also performed illegal acts as part of and in furtherance of their association with this Enterprise, as stated in this indictment. A more detailed description of the Enterprise is stated in below.

**A. THE PARTIES**

Businessman 1 — ran a business located in Mahoning County that conducted business in Mahoning County and elsewhere. Businessman 1 made a number of perjured or false statements under oath at a deposition, in what was known as Ohio Valley Mall v. the Mahoning County Commissioners. This person was also involved in the providing of benefit to certain Mahoning County official(s) by being involved in the paying of legal services for such officials or authorizing such payment when such payment was made in Cleveland Cuyahoga County Ohio, and/or Geauga County Ohio for services, advise or research that was done in Cuyahoga County, Geauga County and Mahoning County, Ohio. This person also provided a benefit to Martin Yavorcik from November of 2007 to November of 2008 to run for county prosecutor so that an investigation and/or a prosecution involving him and others could be quashed. He also offered John Doe 1 two thousand dollars (\$2,000.00) cash in 2008 when John Doe 1 was a candidate for election and did provide Lisa Antonini with three thousand

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dollars (\$3,000.00) cash in January of 2008.

Business 1 - owned and operated a plaza in Youngstown, Mahoning County, Ohio.

Business 2 - is a nationwide retail development company headquartered in Youngstown, Ohio with many affiliated companies to include Business 1.

Businesswoman 1 - she provided money to Martin Yavorcik so that he could conduct a poll in March of 2008 for his political campaign for county prosecutor under the guise that the money was for a retainer for legal services rendered, when in fact it was not. Her name is on a check for \$40,000.00 as the Payee negotiated in October of 2008 by Martin Yavorcik and or his campaign as a political contribution when it in fact was an inducement provided to Martin Yavorcik to run for county prosecutor with the understand that if elected he would not investigate or prosecute a matter.

Businessman 2 - contributed money to Martin Yavorcik and or his campaign committee.

Michael Sciortino - in the September of 2005 became the Mahoning County Auditor. He is still the Mahoning County Auditor. The offenses he committed relate to his office or to misconduct in his office. Between September of 2005 and December of 2008 Sciortino made a number of false statements in a legal proceeding to wit: Ohio Valley Mall Company v. Mahoning County Commissioners and in the legal proceeding known as Mahoning County Commissioners v. Mary Taylor Auditor of the State. He also accepted money and services from Businessman 1 and/or the Business 2 for the performances of his duties as Mahoning County Auditor; provided services and benefits to Martin Yavorcik so that in the event Yavorcik became county prosecutor as a result of the November 2008 General Election, Sciortino would not be investigated or prosecuted for wrong doing he may have committed in the above two described lawsuits. In addition, Sciortino filed false ethics disclosure forms.

John McNally - in January of 2005 became a Mahoning County Commissioner. He was a Mahoning County Commissioner until January of 2014. The offenses he committed relate to his office or to misconduct in his office and not to his current position as the Mayor of Youngstown. Between September of 2005 and December of 2008, McNally made a number of false statements in a legal proceeding to wit: Ohio Valley Mall Company v. Mahoning County Commissioners: accepted money and services from Businessman 1 and or the Business 2 in the course of his duties as a County Commissioner, provided Martin Yavorcik with benefits so that in the event Yavorcik became county prosecutor as a result of the November 2008 General Election McNally would not be investigated or prosecuted for wrong doing committed from January of 2005 to August of 2007 during Ohio Valley Mall Company v. Mahoning County Commissioners. McNally filed false ethics disclosure forms and violated the sanctity of confidentiality by providing confidential information to

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others.

Martin Yavorcik - was a candidate to become the Mahoning County Prosecutor running as an independent in the November 2008 election. Yavorcik accepted benefits in the form of money and services from Lisa Antonini, Businessman 1, Michael Sciortino, others and John McNally so that in the event he became county prosecutor in January of 2009 none of these people would be prosecuted or investigated. Former Attorney Richard Goldberg was involved in Yavorcik's attempt to become Mahoning County Prosecutor. Yavorcik further filed false campaign finance reports, created a false receipt, and tampered with records. He has also stated that he would fix cases in two court systems in Mahoning County.

John Zachariah - he was the director of Mahoning County Jobs and Family Services (JFS). He accepted benefits in the form of money and services from Businessman 1, further tampered with governmental records by creating false or misleading records to inflate the cost of moving the Mahoning County Jobs and Family Services from a building called the McGuffey Mall/Plaza to the Oakhill Renaissance Center which was the former South Side Hospital in Youngstown Mahoning County, Ohio. He further perjured himself or made false statements in a civil deposition conducted in Geauga County, Ohio. Businessman 1 and /or the Business 1 paid approximately \$30,000.00 in legal fees for attorneys to represent him as a witness in Ohio Valley Mall v. Mahoning County Commissioners.

Law Firm 1 - was a law firm involved with Ohio Valley Mall v. Mahoning County Commissioners. Its attorneys witnessed Mahoning County officials commit perjury or falsification, failed to provide Judge Markus with scores of records Judge Markus had ordered turned over to him and failed to provide a grand jury with records the grand jury had subpoenaed. Law Firm 1 did accept thousands of dollars in legal fees from Businessman 1 and/or Business 1 and or the Business 2 partially to assist certain Mahoning County public officials, in Ohio Valley Mall v. Mahoning County Commissioners or related lawsuits.

Lisa Antonini - was the Mahoning County Democratic Party Chairperson until April of 2009. She was also the Mahoning County Treasurer from 2007 to 2011. She received a cash contribution from Businessman 1 failing to report the \$3,000.00 donation on her campaign finance report. In exchange for the cash contributions, Antonini, as Democratic Party Chairperson agreed to support Martin Yavorcik, the independent candidate for County Prosecutor, in an effort to stop the investigation into wrongdoing by several Mahoning County Officials.

John Doe 1 - was a candidate of Office in Mahoning County in 2008. Businessman 1 offered to provide John Doe 1 with at least \$2,000.00 in cash. John Doe 1 refused the cash. Businesswoman 1 was also present when additional cash was offered to John Doe 1. John Doe 1 again refused the

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cash.

John Doe 2 - involved in Ohio Valley Mall v. Mahoning County Commissioners. Provided benefits to Martin Yavorcik so that the investigation into wrongdoing by several Mahoning County Officials would be stopped by Yavorcik if Martin Yavorcik had been elected Mahoning County Prosecutor.

Attorney 1 - an attorney for Law Firm 1 who was involved in Ohio Valley Mall v. Mahoning County Commissioners. The law firm through his work with the approval of Businessman 1 provided a benefit to certain Mahoning County Officials. In return, Mahoning County officials provided Businessman 1, Business 1 and Business 2 with support, information and other items. Attorney 1 may have witnessed public officials and or Businessman 1 commit perjury or falsification, knowing Businessman 1 or the public officials were committing perjury or falsification.

Attorney 2 - an attorney for Law Firm 1 who was involved with Ohio Valley Mall in Ohio Valley Mall v. Mahoning County Commissioners. The law firm through his work with the approval of Businessman 1 provided a benefit to certain Mahoning County Officials. In return, Mahoning County officials provided Businessman 1, Business 1, and Business 2, with support, information and other items. Attorney 2 may have witnessed public officials and or Businessman 1 commit perjury or falsification, knowing Businessman 1 or the public officials were committing perjury or falsification.

Attorney 3 - an attorney for Law Firm 1 who was involved in Ohio Valley Mall v. Mahoning County Commissioners. The law firm through his work with the approval of Businessman 1 provided a benefit to certain Mahoning County Officials. In return, Mahoning County officials provided Businessman 1, Business 1 and Business with support, information and other items. Attorney 3 may have witnessed public officials and or Businessman 1 commit perjury or falsification, knowing Businessman 1 or the public officials were committing perjury or falsification.

Attorney 4 - an attorney for Law Firm 1 who was involved in Ohio Valley Mall v. Mahoning County Commissioners. The law firm through his work with the approval of Businessman 1 provided a benefit to certain Mahoning County Officials. In return, Mahoning County officials provided Businessman 1, Business 1 and Business 2 with support, information and other items. Attorney 4 may have witnessed public officials and or Businessman 1 commit perjury or falsification, knowing Businessman 1 or the public officials were committing perjury or falsification.

Attorney 5 - an attorney for Law Firm 1 who was involved in Ohio Valley Mall v. Mahoning County Commissioners. The law firm through his work with the approval of Businessman 1 provided a benefit to certain Mahoning County Officials. In return, Mahoning County officials provided Businessman 1, Business 1 and Business with support, information and other items. Attorney 5 may have witnessed public officials and or Businessman 1 commit perjury or falsification, knowing

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Businessman 1 or the public officials were committing perjury or falsification.

Law Firm 2 - a law firm like Law Firm 1 located in Cleveland, Cuyahoga County, Ohio. This Law Firm 2 did accept hundreds of thousands of dollars in legal fees from Businessman 1 and/or Business 1/ Business 2 to partially to assist certain Mahoning County public officials in Ohio Valley Mall v. Mahoning County Commissioners or related lawsuits.

Law Firm 3 – worked together with Law Firm 2 in preparing an Objection Pleading in Bankruptcy.

Attorney 6 - an attorney for Law Firm 2. Provided a benefit to Mahoning County Officials who in return, provided Businessman 1 with support, information and other items to the detriment of Mahoning County.

Attorney 7 - an attorney for Law Firm 2. Provided a benefit to Mahoning County Officials who in return, provided Businessman 1 with support, information and other items to the detriment of Mahoning County.

Attorney 8 – an attorney for Law Firm 3.

Richard Goldberg - a former attorney at law who was disbarred for stealing hundreds of thousands of dollars from clients, he was involved in recruiting Martin Yavorcik to run for Mahoning County Prosecutor in the fall of 2007 for the November of 2008 election. He is a close friend of Businessman 1.

John Doe 3 - a candidate for an elected office in Mahoning County from 2002-2008. Businessman 1 made contributions to him in the names other people, thereby committing the crime of tampering with records. There is no evidence John Doe 3 knew of such conduct.

John Doe 4 - a resident of Mahoning County.

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

Within the scope of this enterprise and to furthers its affairs, Businessman 1 sought to and did influence elected officials and public employees Mahoning County, Ohio by the lure of money, services and other benefits.

Within the scope of this enterprise and to furthers its affairs, Businessman 1 paid cash to Lisa Antonini, Demetrios "James" Tsagaris and offered to pay \$2,000.00 in cash to John Doe 1 while all were either candidates for office or actual elected officials in Mahoning or Trumbull County, to

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obtain improper influence over these officials.

Within the scope of this enterprise and to further its affairs Businessman 1, paid \$3,000.00 cash to Lisa Antonini, while Antonini was a candidate for the position of Mahoning County Treasurer, or while she was the Mahoning County Treasurer. Antonini then had the cash laundered through someone else's bank account.

Within the scope of this enterprise and to further its affairs Businessman 1 and/or Business 1, and/or Business 2 reimbursed person(s) who made donations to John Doe 3's campaign against a political opponent of Businessman 1. There is no evidence that John Doe 3 knew that these donations did not actually come from the people who provided John Doe 3 with a donation.

Within the scope of this enterprise and to further its affairs Businessman 1, offered to pay John Doe 1 at least \$2,000.00 cash, when he was candidate for an elected position in Mahoning County. John Doe 1 did not accept the cash.

Within the scope of this enterprise and to furthers its affairs, Businessman 1 and/or Business 1 and/or Business 2 paid for or authorized the payment of legal services which were rendered to Michael Sciortino in his capacity as Mahoning County Auditor, while Sciortino was the Mahoning County Auditor, thereby providing Sciortino with a benefit or compensation to improperly influence him.

Within the scope of this enterprise and to further its affairs, Businessman 1 and/or Business 1 and/or Business 2, paid for or authorized the payment of legal services which were rendered to John McNally in his capacity as Mahoning County Commissioners, while McNally was a Mahoning County Commissioner, thereby providing McNally with a benefit or compensation to improperly influence him.

Within the scope of this enterprise and to furthers its affairs, Businessman 1 and or Business 1 and or the Business 2, paid for or authorized the payment of legal services which were rendered to John Zachariah, while Zachariah was a witness in a legal proceeding called Ohio Valley Mall v. Mahoning County Commissioners to obtain or buy improper influence over John Zachariah.

Within the scope of this enterprise and to further its affairs, Businessman 1 committed perjury or made false statements under oath many times in a legal proceeding called Ohio Valley Mall v. Mahoning County Commissioners.

Within the scope of this enterprise and to further its affairs John McNally, committed perjury or made false statements under oath many times in a legal proceeding called Ohio Valley Mall v. Mahoning County Commissioners.

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Within the scope of this enterprise and to further its affairs Michael Sciortino, committed perjury or made false statements under oath many times in a legal proceeding called Ohio Valley Mall v. Mahoning County Commissioners and in Mahoning County Commissioners v. Mary Taylor, Auditor of the State.

Within the scope of this enterprise and to further its affairs John Zachariah, committed perjury or made false statements under oath in a legal proceeding called Ohio Valley Mall v. Mahoning County Commissioners.

Within the scope of this enterprise and to further its affairs, John Zachariah created false governmental records or tampered with governmental records for the benefit of Businessman 1 and to the detriment of his employer Mahoning County, Ohio.

Within the scope of this enterprise and to further its affairs, John Zachariah committed theft in office.

Within the scope of this enterprise and to further, its affairs Attorney 1 and Law Firm 1, tampered with evidence in a legal proceeding entitled Ohio Valley Mall v. Mahoning County Commissioners more than 50 times by concealing documents that Judge Richard Markus had ordered disclosed to Judge Richard Markus. The concealment occurred in Cuyahoga County, Ohio.

Within the scope of this enterprise and to further its affairs, Businessman 1 participated in the filing of a false campaign finance report filed by the committee created by John Doe 3 to raise money for John Doe 3's political campaign.

Within the scope of this enterprise and to furthers its affairs, Businessman 1 and or Business 1 tampered with evidence in two legal proceedings, one entitled Ohio Valley Mall v. Mahoning County Commissioners and one being a grand jury proceeding when it or he failed to disclose or concealed numerous documents that Judge Richard Markus had ordered disclosed to Judge Richard Markus or that a Grand Jury had subpoenaed and ordered disclosed. This conduct occurred in Cuyahoga and/or Mahoning County.

Within the scope of this enterprise and to furthers its affairs John McNally after a scheme to defraud had been established did disseminate by means of wire or any telecommunication system to another in Cuyahoga County Ohio, the confidential offer made by the Mahoning County Commissioners to a bankruptcy trustee with purpose to execute or otherwise further the scheme to defraud Mahoning County of its position in attempting to buy real estate from the bankruptcy trustee.

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Within the scope of this enterprise and to furthers its affairs John McNally after a scheme to defraud had been established did disseminate by means of wire or any telecommunication system to another in Cuyahoga County Ohio, the confidential offer made by the Mahoning County Commissioners to a bankruptcy trustee with purpose to execute or otherwise further the scheme to defraud Mahoning County of its position in attempting to buy real estate from the bankruptcy trustee.

Within the scope of this enterprise and to further, its affairs Law Firm 1 in Cuyahoga County Ohio may have failed to provide a grand jury with important documents which had been subpoenaed by a grand jury.

Within the scope of this enterprise and to further, its affairs Law Firm 1 may have altered at least one document provided to a grand jury from its offices in Cleveland, Ohio.

Within the scope of this enterprise and to further its affairs John McNally committed theft in office on at least two occasions.

Within the scope of this enterprise and to further its affairs Law Firm 1 provided a benefit to McNally, Sciortino and Zachariah in legal services paid by a third party so that these men could assist Business 1/Business 2 in Ohio Valley Mall v. Mahoning County Commissioners and other related matters. The benefit was provided in Cuyahoga and/or Mahoning County.

Within the scope of this enterprise and to further its affairs Law Firm 2 provided a benefit to McNally, Sciortino and Zachariah in legal services paid by a third party so that these men could assist Business 1 / Business 2 in Ohio Valley Mall v. Mahoning County Commissioners and other related matters. The benefit was provided in Cuyahoga and/or Mahoning County.

Within the scope of this enterprise and to further its affairs Businessman 1 promised to pay Martin Yavorcik or his campaign in early 2008 the sum of \$120,000.00, however, the money would be withheld until the end of the campaign so no one would know that the money had been promised and was to be paid until after the election. The bulk of the money that fueled Martin Yavorcik's campaign came from or through Businessman 1, his brother, and Businesswoman 1.

Within the scope of this enterprise and to further its affairs Martin Yavorcik agreed to accept all monies promised by Businessman 1 and agreed to accept any conditions directly or indirectly attached to the receipt of such funds.

Within the scope of this enterprise and to further its affairs, Businesswoman 1 laundered or participated in the laundering of \$15,000.00 to Martin Yavorcik or his political campaign.

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Within the scope of this enterprise and to further, its affairs Businesswoman 1 assisted Martin Yavorcik in Tampering with Records, to wit: campaign finance reports.

Within the scope of this enterprise and to further its affairs, Martin Yavorcik committed tampering with records when he filed false campaign finance reports every year from October of 2008 to January of 2014. The campaign finance reports failed to disclose cash payments to campaign workers, failed to disclose other donations, falsified an in-kind contribution from Martin Yavorcik to the campaign committee, and disclosed that loans were made the campaign committee when in fact they were not loans.

Within the scope of this enterprise and to further its affairs, Lisa Antonini, paid money or provided services to Martin Yavorcik or his campaign committee, while Yavorcik was a candidate for the position of Mahoning County Prosecutor, to obtain or buy improper influence over Martin Yavorcik.

Within the scope of this enterprise and to further its affairs John McNally, paid money or provided services to Martin Yavorcik or his campaign committee while Yavorcik was a candidate for the position of Mahoning County Prosecutor, to obtain or buy improper influence over Martin Yavorcik.

Within the scope of this enterprise and to further its affairs John Doe 2, paid money or provided services to Martin Yavorcik or his campaign committee, while Yavorcik was a candidate for the position of Mahoning County Prosecutor. John Doe 2 knew that had Yavorcik won the 2008 prosecutor race Lisa Antonini, Michael Sciortino, John McNally, Businessman 1 and others would not be prosecuted or investigated for their conduct from January of 2005 to August 2007.

Within the scope of this enterprise and to further its affairs Michael Sciortino, paid money or provided services to Martin Yavorcik or his campaign committee, while Yavorcik was a candidate for the position of Mahoning County Prosecutor, to obtain or buy improper influence over Martin Yavorcik.

Within the scope of this enterprise and to further, its affairs Martin Yavorcik offered to fix two cases in courts in Mahoning County for a person closely associated with one of the elected officials who were supporting him.

The grand jury find that acts committed in furtherance of this enterprise and acts committed within a course of conduct occurred in Cuyahoga County, Mahoning County, Geauga County and Franklin County.

**C. COMMON PURPOSE OF THE ENTERPRISE:**



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This Enterprise functioned as an ongoing organization with commonality of purpose or a guiding mechanism to direct the organization. From January of 2005 to January of 2014 the common purpose of the Enterprise regarding its ongoing illegal conduct was to improperly influence elected officials in Mahoning County with money and legal services which were provided from Cuyahoga County, Ohio, Mahoning County, Ohio and then to cover up, obstruct or illegally hide such conduct from the commission of perjury to bribing a person to improperly dispose of an investigation and or prosecution, and by concealing or falsifying campaign income.

As stated above, each Person Associated with the Enterprise performed separate acts on behalf of an in furtherance of the Enterprise. The persons associated with this enterprise were members of other entities so they needed to act in structured and in an organized manner to enable the overall organization to successfully complete these schemes and an Enterprise engaged in a pattern of corrupt activity. Likewise, this occurred with the knowledge and/or support of other Persons Associated with the Enterprise in order 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.

The structure of the organization, as an Enterprise in fact, starts out with Businessman 1 acting to protect his interest in a number of issues and in particular, in a lease that Mahoning County had with a company he was or is associated with. Several public officials assisted Businessman 1 to support his initiative to keep the Mahoning County Jobs and Family Services agency at a facility owned by a company he was or is a principle in. These officials were provided attorney services from three sets of attorneys by Business 2. When an official resisted Businessman 1, Business 1 attorneys threatened such official with personal legal action. Those officials received checks, cash, free legal services and other benefits or gifts to conduct themselves inconsistent with public trust they were obligated to protect and or serve and then lied about their actions and who they were acting with. Enterprise members carried out a common scheme to obstruct a litigant's defense or to further listed causes of actions in a tax payer lawsuit known as Ohio Valley Mall v. Mahoning County Commissioners when Businessman 1 along with Sciortino, McNally and Zachariah made false statements under oath or made material false statements under oath. Additionally, members further concealed evidence from the judge by concealing documents that the judge had ordered turned over.

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John McNally was organizer and leader of the public officials. McNally breached the sanctity of confidentially on more than one occasion to obstruct Mahoning County from purchasing a building by divulging material to Businessman 1 or his attorneys that by law was confidential knowing it was confidential. The above named officials, tampered with records, lied under oath in a lawsuit, committed theft in office, filed false ethics reports, and committed other crimes to conceal their conduct. Finally, recruited officials, Businessman 1 and others provided benefits to a person to run for Mahoning County Prosecutor so that when elected such person could stop any investigation into any wrongdoing committed by members of the enterprise.

This Enterprise is comprised of the Persons Affiliated with the Enterprise, all of whom acted with the purpose described in this Indictment, and all of whom conducted their activities over a period for a common purpose. This Enterprise as an informal association comprised of the Persons Associated with the Enterprise functioned as a continuing unit, separate from the pattern of activity in which it engaged because one or more person associated with this Enterprise performed legal acts as described herein. The non-exclusive list of lawful activities described herein occurred while this Enterprise functioned as a continuing unit and with an organization structure which engaged in diverse forms of illegal activities as stated in this Indictment.

It also consisted of Companies. While the Persons Associated with the Enterprise may have performed, from time to time, some lawful acts as described above, while working for entities connected with the Enterprise, these Persons, however, also performed illegal acts as part of and in furtherance of this Enterprise, as stated in this Indictment. Based on the foregoing, this Enterprise existed separate and apart from the pattern of corrupt activity in which it was engaged, and this Enterprise functioned as a continuing unit by engaging in the diverse forms of illegal activities, as stated in this Indictment.

In the alternative, this Enterprise is an "illicit enterprise" under R.C. 2932.32 which is one that is unlawful or engaged in prohibited activities. The schemes described in this indictment constitute prohibited activities. This illicit enterprise existed separate and apart from the patter of corrupt activity as described in this Indictment even if it did not do legal transactions during this period.

Because of either one of these two situations, this Enterprise functioned as an organizational structure and as a continuing unit, even though it was engaging in the diverse forms of illegal activities as described in this Indictment. In either situation, the persons associated with the Enterprise participate in and/or managed the affairs of the Enterprise and as such provided continuity and structure to the Enterprise in order to accomplish its illegal purpose—the pattern of corrupt activity explained in the this count. This enterprise and the persons associated with in were joined in purpose over a period, although their various roles were different in order to accomplish the main purpose of the Enterprise. All these schemes were necessary to make the overall organization

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successful as an Enterprise engaged in corrupt activity. These activities occurred with the knowledge and or support of and or were aided or abetted by each of the persons associated with the Enterprise.

**D. AFFAIRS OF THE ENTERPRISE**

The affairs of the Enterprise involve the jurisdiction of the State of Ohio and took place in Cuyahoga County as well as in other counties and in other States and include but are not limited to:

1. MONEY LAUNDERING, R.C. 1355.15(A)(2): No person shall 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 intent to conceal or disguise the nature, location, source, ownership, or control of the property.

2. CONDUCT DEFINED AS "RACKETEERING ACTIVITY" UNDER THE "ORGANIZED CRIME CONTROL ACT OF 1970, R.C. 2923.31(I)(1): did by means engaging in, attempting to engage in, conspiring to engage in, or soliciting, coercing, another person to engage in any conduct defined as: racketeering activity" under the "Organized Crime Control Act of 1970," 84 Stat. 941, 18 U.S.C. 1961(1)(B), (1)(C), (1)(D), and (1)(E), as amended specifically 18 USC 18 USC 1952, 1956 and 1957.

3. MONEY LAUNDERING, R.C. 1315.55(A)(3): No person shall conduct or attempt to conduct a transaction with the purpose to promote, manage, establish, carry on, or facilitate the promotion, management, establishment, or carrying on of corrupt activity.

4. TELECOMMUNICATIONS FRAUD, R.C. 2913.05: No person did having devised a scheme to defraud, shall knowingly disseminate, transmit, or cause to be disseminated or transmitted by means of a wire, radio, satellite, telecommunication, telecommunications device, or telecommunications service any writing, data, sign, signal, picture, sound, or image with purpose to execute or otherwise further the scheme to defraud.

5. TAMPERING WITH RECORDS, R.C. 2913.42(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 2913.42.

6. BRIBERY, R.C. 2921.02:  
(A) No person, with purpose to corrupt a public servant or party official, or improperly to influence a public servant or party official with respect to the discharge of the public servant's or party official's

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duty, whether before or after the public servant or party official is elected, appointed, qualified, employed, summoned, or sworn, shall promise, offer, or give any valuable thing or valuable benefit. (B) No person, either before or after the person is elected, appointed, qualified, employed, summoned, or sworn as a public servant or party official, shall knowingly solicit or accept for self or another person any valuable thing or valuable benefit to corrupt or improperly influence the person or another public servant or party official with respect to the discharge of the person's or the other public servant's or party official's duty.

7. TAMPERING WITH EVIDENCE, R.C. 2921.12(A): No person, knowing that an official proceeding or investigation is in progress, or is about to be or likely to be instituted, shall (1) Alter, conceal, or remove any record, document, or thing, with purpose to impair its value or availability as evidence in such proceeding or investigation.

8. BRIBERY, R.C. 2921.02:

(C) No person, with purpose to corrupt a witness or improperly to influence a witness with respect to the witness's testimony in an official proceeding, either before or after the witness is subpoenaed or sworn, shall promise, offer, or give the witness or another person any valuable thing or valuable benefit

(D) No person, either before or after the person is subpoenaed or sworn as a witness, shall knowingly solicit or accept for self or another person any valuable thing or valuable benefit to corrupt or improperly influence self or another person with respect to testimony given in an official proceeding.

9. PERJURY, R.C. 2921.11(A): No person, in any official proceeding, shall knowingly make a false statement under oath or affirmation, or knowingly swear or affirm the truth of a false statement previously made, when either statement is material.

10. THEFT IN OFFICE, R.C. 2921.41(A): No public official or party official shall commit any theft offense, as defined in division (K) of section 2913.01 of the Revised Code, when (1) The offender uses the offender's office in aid of committing the offense or permits or assents to its use in aid of committing the offense.

**E. THE PATTERN OF CORRUPT ACTIVITY FROM JANUARY 3, 2005 TO JANUARY 31, 2014.**

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:



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1. MONEY LAUNDERING, R.C. 1355.15(A)(2): No person shall 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 intent to conceal or disguise the nature, location, source, ownership, or control of the property.

2. CONDUCT DEFINED AS "RACKETEERING ACTIVITY" UNDER THE "ORGANIZED CRIME CONTROL ACT OF 1970, R.C. 2923.31(I)(1): did by means engaging in, attempting to engage in, conspiring to engage in, or soliciting, coercing, another person to engage in any conduct defined as: racketeering activity" under the "Organized Crime Control Act of 1970," 84 Stat. 941, 18 U.S.C. 1961(1)(B), (1)(C), (1)(D), and (1)(E), as amended specifically 18 USC 18 USC 1952, 1956 and 1957.

3. MONEY LAUNDERING, R.C. 1315.55(A)(3) No person shall conduct or attempt to conduct a transaction with the purpose to promote, manage, establish, carry on, or facilitate the promotion, management, establishment, or carrying on of corrupt activity.

4. TELECOMMUNICATIONS FRAUD, R.C. 2913.05: No person did having devised a scheme to defraud, shall knowingly disseminate, transmit, or cause to be disseminated or transmitted by means of a wire, radio, satellite, telecommunication, telecommunications device, or telecommunications service any writing, data, sign, signal, picture, sound, or image with purpose to execute or otherwise further the scheme to defraud.

5. TAMPERING WITH RECORDS, R.C. 2913.42(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 2913.42.

6. BRIBERY, R.C. 2921.02:

(A) No person, with purpose to corrupt a public servant or party official, or improperly to influence a public servant or party official with respect to the discharge of the public servant's or party official's duty, whether before or after the public servant or party official is elected, appointed, qualified, employed, summoned, or sworn, shall promise, offer, or give any valuable thing or valuable benefit.

(B) No person, either before or after the person is elected, appointed, qualified, employed, summoned, or sworn as a public servant or party official, shall knowingly solicit or accept for self or another person any valuable thing or valuable benefit to corrupt or improperly influence the person or another public servant or party official with respect to the discharge of the person's or the other public servant's or party official's duty.

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7. TAMPERING WITH EVIDENCE, R.C. 2921.12(A): No person, knowing that an official proceeding or investigation is in progress, or is about to be or likely to be instituted, shall (1) Alter, conceal, or remove any record, document, or thing, with purpose to impair its value or availability as evidence in such proceeding or investigation.

8. BRIBERY, R.C. 2921.02:

(C) No person, with purpose to corrupt a witness or improperly to influence a witness with respect to the witness's testimony in an official proceeding, either before or after the witness is subpoenaed or sworn, shall promise, offer, or give the witness or another person any valuable thing or valuable benefit

(D) No person, either before or after the person is subpoenaed or sworn as a witness, shall knowingly solicit or accept for self or another person any valuable thing or valuable benefit to corrupt or improperly influence self or another person with respect to testimony given in an official proceeding.

9. PERJURY, R.C. 2921.11(A): No person, in any official proceeding, shall knowingly make a false statement under oath or affirmation, or knowingly swear or affirm the truth of a false statement previously made, when either statement is material.

10. THEFT IN OFFICE, R.C. 2921.41(A) No public official or party official shall commit any theft offense, as defined in division (K) of section 2913.01 of the Revised Code, when (1) The offender uses the offender's office in aid of committing the offense or permits or assents to its use in aid of committing the offense.

**F. INCIDENTS OF CORRUPT ACTIVITY — predicate acts**

The Grand Jury further finds that this Enterprise and the Persons Associated with the Enterprise were responsible for the above-mentioned pattern of corrupt activity with regard to the following property on the following dates. The Grand Jury further finds that the following incidents directly or indirectly affected the affairs of the Enterprise and occurred in Cuyahoga, Franklin, Geauga and or Mahoning County, Ohio:

**PERJURY**

1. On or about June 6, 2007, Businessman 1 did, in any official proceeding, knowingly make a false statement under oath or affirmation, when the statement is material. (When in Ohio Valley Mall v. Mahoning County Commissioners Case Number 2006 CV 3052 he in summary, testified on pages 22-24 that, he never offered to guarantee the line of credit for Chase Bank to the Bankruptcy Trustee, when such testimony was false. At least two people have confirmed that Businessman 1 offered to

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guarantee a \$100,000.00 line of credit for a loan from Chase Bank to a Bankruptcy Trustee and Businessman 1 himself created and transferred \$100,000.00 into an account at Chase Bank. )

2. On or about June 6, 2007 Businessman 1 did, in any official proceeding, knowingly make a false statement under oath or affirmation when the statement is material. (When in Ohio Valley Mall v. Mahoning County Commissioners Case Number 2006 CV 3052 he, in summary testified on pages 136 that he did not receive a copy of DJFS Director Zachariah's July 18, 2006 letter to Administrator Tablack from anyone other than his lawyers, when such testimony was false according to at a minimum his handwritten notes.)

3. On or about June 6, 2007 Businessman 1 did, in any official proceeding, knowingly make a false statement under oath or affirmation, or knowingly swear or affirm the truth of a false statement previously made, when either statement is material. (When in Ohio Valley Mall v. Mahoning County Commissioners Case Number 2006 CV 3052 he, in summary testified on pages 157, and 160-161 that he knew nothing about Mahoning County Treasury notes, when such testimony was false based upon at least documents obtained from Law Firm 2, based upon the depositions of McNally, John Reardon and Sciortino as well as other evidence.)

4. On or about June 6, 2007 Businessman 1 did, in any official proceeding, knowingly make a false statement under oath or affirmation, or knowingly swear or affirm the truth of a false statement previously made, when either statement is material. (When in Ohio Valley Mall v. Mahoning County Commissioners Case Number 2006 CV 3052 he, in summary testified on pages 160-161 that he was not involved in the taxpayer lawsuit after it was filed on August 7, 2006 when more than 20 pages of his own handwritten notes establish that such testimony was false. )

5. On or about June 6, 2007 Businessman 1 did, in any official proceeding, knowingly make a false statement under oath or affirmation when the statement is material. (When in Ohio Valley Mall v. Mahoning County Commissioners Case Number 2006 CV 3052 he, in summary testified on pages 163-171 that he denied suggesting to a representative of Chase bank that they file a foreclosure action against Mahoning County on a \$100,000.00 chase loan, when such testimony was false.)

6. On or about June 6, 2007 Businessman 1 did, in any official proceeding, knowingly make a false statement under oath or affirmation, when the statement is material. (When in Ohio Valley Mall v. Mahoning County Commissioners Case Number 2006 CV 3052 he, in summary testified on pages 172 denying that he knew that Business 1 or Business 2 was paying the legal fees of Witness John Zachariah, when at a minimum the evidence is that Zachariah emailed Businessman 1 and/or in house counsel for these companies, his attorney bills and when the checks paying Zachariah's attorney bills came from Business 1, when such testimony was false.)

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7. On or about May 16, 2007 John McNally did, in any official proceeding, knowingly make a false statement under oath or affirmation, or knowingly swear or affirm the truth of a false statement previously made, when either statement is material. (When in Ohio Valley Mall v. Mahoning County Commissioners Case Number 2006 CV 3052 he, in summary testified on pages 25 that he did not know attorneys Tom Anastos and Isaac Eddington until February 26, 2007, when such testimony was false based at a minimum, upon emails generated to or from Law Firm 1 in Cuyahoga Country, and/or conversations McNally had with Eddington/Anastos.)

8. On or about May 16, 2007 John McNally did, in any official proceeding, knowingly make a false statement under oath or affirmation, when the statement is material. (When in Ohio Valley Mall v. Mahoning County Commissioners Case Number 2006 CV 3052 he testified in summary that he did not discuss Garland at meetings with Businessman 1, when such testimony according to handwritten notes and /or other evidence establish that this testimony was false.)

9. On or about May 16, 2007 John McNally did, in any official proceeding, knowingly make a false statement under oath or affirmation, when the statement is material. (When in Ohio Valley Mall v. Mahoning County Commissioners Case Number 2006 CV 3052 he testified in summary on page 77 that he didn't meet with Businessman 1 about the Bankruptcy of the owner of the former South Side hospital, when such testimony according to handwritten notes and /or other evidence establish that this testimony was false.)

10. On or about May 16, 2007 John McNally did, in any official proceeding, knowingly make a false statement under oath or affirmation, when the statement is material. (When in Ohio Valley Mall v. Mahoning County Commissioners Case Number 2006 CV 3052 he, in summary testified on pages 101-102 that no one assisted him in drafting a July 6 2006 letter to John Zachariah when such testimony according to emails, notes and/or other evidence, such testimony was false.)

11. On or about May 16, 2007 John McNally did, in any official proceeding, knowingly make a false statement under oath or affirmation, when the statement is material. (When in Ohio Valley Mall v. Mahoning County Commissioners Case Number 2006 CV 3052 he, in summary testified on pages 105-107, 117-118, 168, 206-216 that he never gave or forwarded to anyone a copy of Mahoning County's Confidential offer to purchase the former South Side Hospital when such testimony according to an at least one fax from John McNally's law office faxing the confidential document to Law Firm 2 in Cuyahoga County was false.)

12. On or about May 16, 2007 John McNally did, in any official proceeding, knowingly make a false statement under oath or affirmation, when the statement is material. (When in Ohio Valley Mall v. Mahoning County Commissioners Case Number 2006 CV 3052 he, in summary testified on page 123 denying that he knew Law Firm 2 assisted in preparing an Objection Pleading with Law Firm 3




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in Bankruptcy, when such testimony based at a minimum on emails involving Law Firm 2 in Cuyahoga County, Ohio was false.)

13. On or about May 16, 2007 John McNally did, in any official proceeding, knowingly make a false statement under oath or affirmation, when the statement is material. (When in Ohio Valley Mall v. Mahoning County Commissioners Case Number 2006 CV 3052 he, in summary falsely testified on pages 131-132, and 218 when he denied knowing that a taxpayer's lawsuit was going to be filed against the Mahoning County Commissioners when at a minimum John McNally received an email with a copy of the taxpayer's lawsuit attached to it from Law Firm 2 from Cuyahoga County, Ohio the day before it was filed and when Law Firm 2 had emailed to McNally a draft of the taxpayer's lawsuit showed him, John McNally as the plaintiff.)

14. On or about May 16, 2007 John McNally did, in any official proceeding, knowingly make a false statement under oath or affirmation, when the statement is material. (When in Ohio Valley Mall v. Mahoning County Commissioners Case Number 2006 CV 3052 he, in summary testified on pages 143-146 that he was unaware of Treasurer John Reardon had talked to anyone about Mahoning County's internal notes, when such testimony was false.)

15. On or about May 16, 2007 John McNally did, in any official proceeding, knowingly make a false statement under oath or affirmation, when the statement is material. (When in Ohio Valley Mall v. Mahoning County Commissioners Case Number 2006 CV 3052 he, in summary testified on page 202 that he never obtained any documents other than what Businessman 1 provided the County Commissioners, when such testimony was false.)

16. On or about May 22, 2007 Michael Sciortino did, in any official proceeding, knowingly make a false statement under oath or affirmation, when the statement is material. (When in Ohio Valley Mall v. Mahoning County Commissioners Case Number 2006 CV 3052 he, in summary testified on pages 80-81 that he had no meetings with Businessman 1 between July 1, 2006 and Wednesday July 26, 2006 the day a bankruptcy hearing in U.S. Bankruptcy County when such testimony was false based upon the handwritten notes and/ or other evidence.)

17. On or about May 22, 2007 Michael Sciortino did, in any official proceeding, knowingly make a false statement under oath or affirmation, when the statement is material. (When in Ohio Valley Mall v. Mahoning County Commissioners Case Number 2006 CV 3052 he, in summary testified on pages 131-132 that, he did not with anyone else about the bond sale/bonds or internal notes of Mahoning County, when such testimony was false according to emails from Law Firm 2 and other evidence.)

18. On or about June 4, 2007 Michael Sciortino did, in any official proceeding, knowingly make a

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false statement under oath or affirmation, did in any official proceeding, knowingly make a false statement under oath or affirmation, when the statement is material. (When in Ohio Valley Mall v. Mahoning County Commissioners Case Number 2006 CV 3052 he, in summary testified on Page 11, second day of Sciortino Deposition that he did not have any conversations with representatives of OVM or anyone else before the filing of August 7, 2006 Taxpayer Lawsuit, OVM v. Mahoning County 06 cv 3032, when such testimony was false based upon the handwritten notes, emails from Law Firm 2 from Cuyahoga County, Ohio and/ or other evidence.)

19. On or about June 4, 2007 Michael Sciortino did, in any official proceeding, knowingly make a false statement under oath or affirmation, when the statement is material. (When in Ohio Valley Mall v. Mahoning County Commissioners Case Number 2006 CV 3052 he, in summary testified on Page 25 – 26, day 2 of deposition, that he did not send the August 8, 2006 letter regarding JP Morgan Chase to anyone other than Carol McFall, when such testimony was false, when evidence at a minimum shows that others helped write the letter.)

20. On or about June 23, 2008 Michael Sciortino did, in any official proceeding, knowingly make a false statement under oath or affirmation, when the statement is material. (When in Board of Mahoning County Commissioners v. Mary Taylor, Auditor of the State, Franklin County Case Number Case No. 07 CVH 05 6367 he, in summary testified on Pages 35-38 denying discussions with anyone regarding using the internal note issue to scuttle the Oakhill transaction when such testimony was false.)

21. On or about May 22, 2007 Michael Sciortino did, in any official proceeding, knowingly make a false statement under oath or affirmation, or knowingly swear or affirm the truth of a false statement previously made, when either statement is material. (When in Board of Mahoning County Commissioners v. Mary Taylor, Auditor of the State, Franklin County Case Number Case No. 07 CVH 05 6367 he testified on pages 39-40 he, in summary testified that he had no contact with Businessman 1 or his lawyers between November 2, 2005 and May of 2006 when such testimony was false based upon at a minimum phone records, handwritten notes, and other evidence.)

22. On or about April 5, 2007 John Zachariah did, in any official proceeding, knowingly make a false statement under oath or affirmation, or knowingly swear or affirm the truth of a false statement previously made, when either statement is material. (When in Ohio Valley Mall v. Mahoning County Commissioners Case Number 2006 CV 3052 he, in summary testified on page 54 regarding a conversation he had on February 2, 2006 with Businessman, when such testimony was false based upon handwritten notes.)

23. On or about April 5, 2007 John Zachariah did, in any official proceeding, knowingly make a false statement under oath or affirmation, or knowingly swear or affirm the truth of a false

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statement previously made, when either statement is material. (When in Ohio Valley Mall v. Mahoning County Commissioners Case Number 2006 CV 3052 he, in summary testified on page 85 regarding delaying the move from the McGuffey Plaza to the former South Side hospital, when such testimony was false.)

24. On or about April 5, 2007 John Zachariah did, in any official proceeding, knowingly make a false statement under oath or affirmation, or knowingly swear or affirm the truth of a false statement previously made, when either statement is material. (When in Ohio Valley Mall v. Mahoning County Commissioners Case Number 2006 CV 3052 he, in summary testified on pages 91 and 101 that he did not discuss a July 6, 2006 letter John McNally wrote with Businessman 1, when such testimony was false, based upon handwritten notes, emails and other evidence. )

25. On or about April 5, 2007 John Zachariah did, in any official proceeding, knowingly make a false statement under oath or affirmation, or knowingly swear or affirm the truth of a false statement previously made, when either statement is material. (When in Ohio Valley Mall v. Mahoning County Commissioners Case Number 2006 CV 3052 he, in summary testified on page 100 and 103 that he did not know how Businessman 1 knew about a July 18, 2006 letter he wrote to George Tablack when such testimony was false based on emails involving Law Firm 2 in Cuyahoga County and or other evidence and or the handwritten notes.)

26. On or about April 5, 2007 John Zachariah did, in any official proceeding, knowingly make a false statement under oath or affirmation, or knowingly swear or affirm the truth of a false statement previously made, when either statement is material. (When in Ohio Valley Mall v. Mahoning County Commissioners Case Number 2006 CV 3052 he, in summary testified on pages 100, 103 that he did not discuss the Northwoods computer system with Businessman 1 or his representatives when such testimony was false based on the handwritten notes. and or other evidence.)

**BRIBERY 2921.02 (A) (B) (C) OR (D)**

27. On or about January 3, 2005 to August 2007, in Mahoning or Cuyahoga County, Businessman 1, Business 1, and/or Business 2, did, with purpose to corrupt a public servant or party official, or improperly to influence a public servant or party official with respect to the discharge of the public servant's or party official's duty, whether before or after the public servant or party official is elected, appointed, qualified, employed, summoned, or sworn, promise, offer, or give any valuable thing or valuable benefit.(Providing a valuable benefit of legal services to John McNally, a Mahoning County Commissioner.)

28. On or about January 2005 to August 2007 in Mahoning, or Cuyahoga County Businessman 1, Business 1, and/or Business 2, did with purpose to corrupt a public servant or party official, or

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improperly to influence a public servant or party official with respect to the discharge of the public servant's or party official's duty, whether before or after the public servant or party official is elected, appointed, qualified, employed, summoned, or sworn, promise, offer, or give any valuable thing or valuable benefit. (Providing a valuable benefit of legal services to John McNally A Mahoning County Commissioner.)

29. On or about January, 2005 to June 2007 in Mahoning, or Cuyahoga County, Businessman 1, Business 1, and/or Business 2, did, with purpose to corrupt a public servant or party official, or improperly to influence a public servant or party official with respect to the discharge of the public servant's or party official's duty, whether before or after the public servant or party official is elected, appointed, qualified, employed, summoned, or sworn, promise, offer, or give any valuable thing or valuable benefit. (Providing a valuable benefit of legal services to John Doe 2.)

30. On or about January, 2005 to June 2007 in Mahoning, or Cuyahoga County, Businessman 1, Business 1, and/or Business 2, did, with purpose to corrupt a public servant or party official, or improperly to influence a public servant or party official with respect to the discharge of the public servant's or party official's duty, whether before or after the public servant or party official is elected, appointed, qualified, employed, summoned, or sworn, promise, offer, or give any valuable thing or valuable benefit. (Providing a valuable benefit of legal services to John Doe 2.)

31. On or about January 2006 to August 2007 in Mahoning or Cuyahoga County, Businessman 1, Business 1, and/or Business 2, did, with purpose to corrupt a public servant or party official, or improperly to influence a public servant or party official with respect to the discharge of the public servant's or party official's duty, whether before or after the public servant or party official is elected, appointed, qualified, employed, summoned, or sworn, promise, offer, or give any valuable thing or valuable benefit. (Providing a valuable benefit of legal services to Michael Sciortino, the Mahoning County Auditor).

32. On or about January 2006 to August 2007 in Mahoning or Cuyahoga County, Businessman 1, Business 1, and/or Business 2, did, with purpose to corrupt a public servant or party official, or improperly to influence a public servant or party official with respect to the discharge of the public servant's or party official's duty, whether before or after the public servant or party official is elected, appointed, qualified, employed, summoned, or sworn, promise, offer, or give any valuable thing or valuable benefit. (Providing a valuable benefit of legal services to Michael Sciortino, the Mahoning County Auditor).

33. On or about January 2006 to August 2007 in Mahoning or Cuyahoga County, John McNally, being a Mahoning County Commissioner, did, either before or after the person is elected or sworn as a public servant or party official, did knowingly solicit or accept for self or another person any

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valuable thing or valuable benefit to corrupt or improperly influence the person or another public servant or party official with respect to the discharge of the person's or the other public servant's or party official's duty. (Receipt of the valuable benefit of Legal Services from Law Firm 2).

34. On or about January 2006 to August 2007 in Mahoning or Cuyahoga County, John McNally, being a Mahoning County Commissioner, did, either before or after the person is elected or sworn as a public servant or party official, did knowingly solicit or accept for himself or another person any valuable thing or valuable benefit to corrupt or improperly influence the person or another public servant or party official with respect to the discharge of the person's or the other public servant's or party official's duty. (Receipt of the valuable benefit of Legal Services from Law Firm 1).

35. On or about January 2006 to December 2006 John Doe 2 did, either before or after the person is elected or sworn as a public servant or party official, did knowingly solicit or accept for self or another person any valuable thing or valuable benefit to corrupt or improperly influence the person or another public servant or party official with respect to the discharge of the person's or the other public servant's or party official's duty.

36. On or about January 2006 to December 2006 John Doe 2 did, either before or after the person is elected or sworn as a public servant or party official, did knowingly solicit or accept for self or another person any valuable thing or valuable benefit to corrupt or improperly influence the person or another public servant or party official with respect to the discharge of the person's or the other public servant's or party official's duty.

37. On or about January 2006 to August 2007 Michael Sciortino, being the Mahoning Auditor, did, either before or after the person is elected or sworn as a public servant or party official, did knowingly solicit or accept for self or another person any valuable thing or valuable benefit to corrupt or improperly influence the person or another public servant or party official with respect to the discharge of the person's or the other public servant's or party official's duty. (Receipt of the valuable benefit of Legal Services from Law Firm 2).

38. On or about January 2006 to August 2007 Michael Sciortino, being the Mahoning County Auditor, did, either before or after the person is elected or sworn as a public servant or party official, did knowingly solicit or accept for self or another person any valuable thing or valuable benefit to corrupt or improperly influence the person or another public servant or party official with respect to the discharge of the person's or the other public servant's or party official's duty. (Receipt of the valuable benefit of Legal Services from Law Firm 1).

39. On or about March 2007 to September of 2007 Businessman 1, Business 1, and/or Business 2, did with purpose to corrupt a witness or improperly to influence a witness to wit: John Zachariah,

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with respect to the witness's testimony in an official proceeding, either before or after the witness is subpoenaed or sworn, promise, offer, or give the witness or another person any valuable thing or valuable benefit. (Payment of thousands of dollars to a law firm to represent John Zachariah in a deposition in a civil law suit).

40. On or about March 2007 to September 2007 John Zachariah did, either before or after the person is subpoenaed or sworn as a witness, knowingly solicit or accept for self or another person any valuable thing or valuable benefit to corrupt or improperly influence self or another person with respect to testimony given in an official proceeding. (Money to pay for his attorney fees).

41. On or about March 2008 Businesswoman 1 did, with purpose to corrupt a public servant or party official, or improperly to influence a public servant or party official with respect to the discharge of the public servant's or party official's duty, whether before or after the public servant or party official is elected, appointed, qualified, employed, summoned, or sworn, promise, offer, or give any valuable thing or valuable benefit. (Paying or arranging or assisting in the payment of \$15,000.00 to Martin Yavorcik, a candidate for Mahoning County Prosecutor).

42. On or about March of 2008 to November of 2008 Businessman 1 did, with purpose to corrupt a public servant or party official, or improperly to influence a public servant or party official with respect to the discharge of the public servant's or party official's duty, whether before or after the public servant or party official is elected, appointed, qualified, employed, summoned, or sworn, promise, offer, or give any valuable thing or valuable benefit. (Paying or arranging or assisting in the payment of \$120,000.00 to Martin Yavorcik, a candidate for Mahoning County Prosecutor).

43. On or about March 2008 to November 2008 Lisa Antonini did, with purpose to corrupt a public servant or party official, or improperly to influence a public servant or party official with respect to the discharge of the public servant's or party official's duty, whether before or after the public servant or party official is elected, appointed, qualified, employed, summoned, or sworn, promise, offer, or give any valuable thing or valuable benefit. (Paying or arranging or assisting in the payment of money and other benefits to Martin Yavorcik, a candidate for Mahoning County Prosecutor and/or the providing of services to the same.)

44. On or about March 2008 to November 2008 John Doe 2 did, with purpose to corrupt a public servant or party official, or improperly to influence a public servant or party official with respect to the discharge of the public servant's or party official's duty, whether before or after the public servant or party official is elected, appointed, qualified, employed, summoned, or sworn, promise, offer, or give any valuable thing or valuable benefit. (Paying or arranging or assisting in the payment of money and other benefits to Martin Yavorcik, a candidate for Mahoning County Prosecutor and/or the providing of services to the same.)

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45. On or about March 2008 to November 2008 Michael Sciortino did, with purpose to corrupt a public servant or party official, or improperly to influence a public servant or party official with respect to the discharge of the public servant's or party official's duty, whether before or after the public servant or party official is elected, appointed, qualified, employed, summoned, or sworn, promise, offer, or give any valuable thing or valuable benefit. (Paying or arranging or assisting in the payment of money and other benefits to Martin Yavorcik, a candidate for Mahoning County Prosecutor and /or the providing of services to the same.)

46. On or about March 2008 to November 2008 John McNally did, with purpose to corrupt a public servant or party official, or improperly to influence a public servant or party official with respect to the discharge of the public servant's or party official's duty, whether before or after the public servant or party official is elected, appointed, qualified, employed, summoned, or sworn, promise, offer, or give any valuable thing or valuable benefit. (Paying or arranging or assisting in the payment of money and other benefits to Martin Yavorcik, a candidate for Mahoning County Prosecutor and/or the providing of services to the same.)

47. On or about March 2008 Businesswoman 1 did, with purpose to corrupt a public servant or party official, or improperly to influence a public servant or party official with respect to the discharge of the public servant's or party official's duty, whether before or after the public servant or party official is elected, appointed, qualified, employed, summoned, or sworn, promise, offer, or give any valuable thing or valuable benefit. (Paying or arranging or assisting in the payment of money to Martin Yavorcik, a candidate for Mahoning County Prosecutor).

48. On or about January 2008 Businessman 1 did, with purpose to corrupt a public servant or party official, or improperly to influence a public servant or party official with respect to the discharge of the public servant's or party official's duty, whether before or after the public servant or party official is elected, appointed, qualified, employed, summoned, or sworn, promise, offer, or give any valuable thing or valuable benefit. (Paying Lisa Antonini \$3,000.00).

49. On or about October 2008 Martin Yavorcik did, before the person is elected, appointed, qualified, employed, summoned, or sworn as a public servant or party official, knowingly solicit or accept for self or another person any valuable thing or valuable benefit to corrupt or improperly influence the person or another public servant or party official with respect to the discharge of the person's or the other public servant's or party official's duty. (Promise to fix cases in two court systems in Mahoning County).

**TAMPERING WITH EVIDENCE**



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50. On or about March 2007 Attorney 1 and Law Firm 1 did, knowing that an official proceeding or investigation is in progress, or is about to be or likely to be instituted, conceal or remove any record, document, or thing, with purpose to impair its value or availability as evidence in such proceeding or investigation. (Concealing from Judge Markus in Cuyahoga County evidence or discussions between it and John McNally, with purpose to impair its value or availability as evidenced in such proceeding or investigation in violation of R.C. 2921.12 tampering with evidence.)

51. On or about March 2007 Attorney 1 and Law Firm 1 did, knowing that an official proceeding or investigation is in progress, or is about to be or likely to be instituted, conceal or remove any record, document, or thing, with purpose to impair its value or availability as evidence in such proceeding or investigation. (Concealing Judge Markus in Cuyahoga County evidence of a meeting that occurred on July 12, 2006 between Businessman 1, John McNally and attorneys, with purpose to impair its value or availability as evidenced in such proceeding or investigation in violation of R.C. 2921.12 tampering with evidence.)

52. On or about March 2007 Attorney 1 and Law Firm 1 did, knowing that an official proceeding or investigation is in progress, or is about to be or likely to be instituted, conceal or remove any record, document, or thing, with purpose to impair its value or availability as evidence in such proceeding or investigation. (Concealed from Judge Markus in Cuyahoga County an e-mail dated July 15, 2006 from JFS Director Zachariah to John McNally with a draft of his response to Commissioner McNally's July 6, 2006 letter. John McNally then forwards that response to Law Firm 1 in Cuyahoga County, Ohio.)

53. On or about March 2007 Attorney 1 and Law Firm 1 did, knowing that an official proceeding or investigation is in progress, or is about to be or likely to be instituted, conceal or remove any record, document, or thing, with purpose to impair its value or availability as evidence in such proceeding or investigation. (Concealing an e-mail and attachment dated July 16, 2006 from Judge Markus in Cuyahoga County when Commissioner McNally emails the draft letter sent to him by DJFS Director Zachariah to Law Firm 1/ Attorney 2 in Cuyahoga County, Ohio).

54. On or about March 2007 Attorney 1 and Law Firm 1 did, knowing that an official proceeding or investigation is in progress, or is about to be or likely to be instituted, conceal or remove any record, document, or thing, with purpose to impair its value or availability as evidence in such proceeding or investigation. (Concealing from Judge Markus in Cuyahoga County Commissioner McNally faxing a copy of County Administrator Tablack's July 7, 2006 confidential offer letter to purchase Oak Hill to Attorney 2 and Law Firm 2 at 8:54 a.m. Law Firm 2's attorneys witness John McNally provide false testimony on this subject about this fax at his deposition failing to disclose that McNally had in fact faxed them the confidential document).



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55. On or about March 2007 Attorney 1 and Law Firm 1 did, knowing that an official proceeding or investigation is in progress, or is about to be or likely to be instituted, conceal or remove any record, document, or thing, with purpose to impair its value or availability as evidence in such proceeding or investigation. (Concealing from Judge Markus in Cuyahoga County Commissioner McNally emailing or causing to be emailed a copy of County Administrator Tablack's July 7, 2006 confidential offer letter to purchase Oak Hill to Law Firm 3 through Law Firm 2).

56. On or about March 2007 Attorney 1 and Law Firm 1 did, knowing that an official proceeding or investigation is in progress, or is about to be or likely to be instituted, conceal or remove any record, document, or thing, with purpose to impair its value or availability as evidence in such proceeding or investigation. (Attorney 1 and Law Firm 1 concealed from Judge Markus in Cuyahoga County an email and attachments dated July 24, 2006 sent by John McNally's secretary at the direction of John McNally to Law Firm 2, Attorney 4. The email contains attached documents the Motion for Temporary Restraining Order and Memorandum in Support, Complaint in Injunction and Motion for Temporary Restraining Order, and Attorney's Certification).

57. On or about March 2007 Attorney 1 and Law Firm 1 did, knowing that an official proceeding or investigation is in progress, or is about to be or likely to be instituted, conceal or remove any record, document, or thing, with purpose to impair its value or availability as evidence in such proceeding or investigation. (Law Firm 1 in Cuyahoga County, Ohio concealed from Judge Markus in Cuyahoga County a letter dated July 28, 2006 which was a letter from Law Firm 2/Attorney 4 to Auditor Michael Sciortino outlining his "concerns" regarding county's acquisition of Oak Hill).

58. On or about March 2007 Attorney 3 and Law Firm 1 did, knowing that an official proceeding or investigation is in progress, or is about to be or likely to be instituted, conceal or remove any record, document, or thing, with purpose to impair its value or availability as evidence in such proceeding or investigation. (Lawyer 1 from Law Firm 1 concealed from Judge Markus in Cuyahoga County an email to Attorney 4 with Law Firm 2 discussing a conversation with Commissioner McNally. The email says McNally would like to take a look at the draft of the taxpayer lawsuit).

59. On or about March 2007 Attorney 1 and Law Firm 1 did, knowing that an official proceeding or investigation is in progress, or is about to be or likely to be instituted, conceal or remove any record, document, or thing, with purpose to impair its value or availability as evidence in such proceeding or investigation. (Concealed document from Judge Richard Markus, handwritten notes by failing to mail such notes to Judge Markus from Cuyahoga County to Judge Markus in Cuyahoga County, Ohio).

60. On or about March 2007 Attorney 1 and Law Firm 1 did, knowing that an official proceeding or investigation is in progress, or is about to be or likely to be instituted, conceal or remove any record,

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document, or thing, with purpose to impair its value or availability as evidence in such proceeding or investigation. (Concealed document from Judge Richard Markus, in Cuyahoga County, Ohio an email sent to John McNally where John McNally was proposed to be the lead and sole plaintiff in the taxpayer's law suit, a document apparently drafted by Law Firm 1).

61. On or about March 2007 Attorney 1 and Law Firm 1 did, knowing that an official proceeding or investigation is in progress, or is about to be or likely to be instituted, conceal or remove any record, document, or thing, with purpose to impair its value or availability as evidence in such proceeding or investigation. (Concealed document from Judge Richard Markus, in Cuyahoga County, Ohio handwritten notes).

62. On or about March 2007 Attorney 1 and Law Firm 1 did, knowing that an official proceeding or investigation is in progress, or is about to be or likely to be instituted, conceal or remove any record, document, or thing, with purpose to impair its value or availability as evidence in such proceeding or investigation. (Concealed document from Judge Richard Markus, in Cuyahoga County, Ohio handwritten notes).

63. On or about March 2007 Attorney 1 and Law Firm 1 did, knowing that an official proceeding or investigation is in progress, or is about to be or likely to be instituted, conceal or remove any record, document, or thing, with purpose to impair its value or availability as evidence in such proceeding or investigation. (Concealed document from Judge Richard Markus, in Cuyahoga County, Ohio handwritten notes).

64. On or about March 2007 Attorney 1 and Law Firm 1 did, knowing that an official proceeding or investigation is in progress, or is about to be or likely to be instituted, conceal or remove any record, document, or thing, with purpose to impair its value or availability as evidence in such proceeding or investigation. (Concealed document from Judge Richard Markus, in Cuyahoga County, Ohio handwritten notes).

65. On or about March 2007 Businessman 1 and Ohio Valley Mall did, knowing that an official proceeding or investigation is in progress, or is about to be or likely to be instituted, conceal or remove any record, document, or thing, with purpose to impair its value or availability as evidence in such proceeding or investigation. (Concealed from Judge Markus in an August 3rd letter prepared at least in part by Business 1 or Business 2 employees and emailed to Mike Sciortino County Auditor).

66. On or about March 2007 Businessman 1 and Ohio Valley Mall did, knowing that an official proceeding or investigation is in progress, or is about to be or likely to be instituted, conceal or remove any record, document, or thing, with purpose to impair its value or availability as evidence in such proceeding or investigation. (Concealed from Judge Markus an August 3rd letter prepared at

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least in part by Business 2's employees and emailed to Mike Sciortino County Auditor to be sent to the Mahoning County Commissioners).

67. On or about March 2007 Businessman 1 and Ohio Valley Mall did, knowing that an official proceeding or investigation is in progress, or is about to be or likely to be instituted, conceal or remove any record, document, or thing, with purpose to impair its value or availability as evidence in such proceeding or investigation. (Concealed a document from Judge Richard Markus in Cuyahoga County, Ohio, handwritten notes).

68. On or about March 2007 Businessman 1 and Ohio Valley Mall did, knowing that an official proceeding or investigation is in progress, or is about to be or likely to be instituted, conceal or remove any record, document, or thing, with purpose to impair its value or availability as evidence in such proceeding or investigation. (Concealed a document from Judge Richard Markus in Cuyahoga County, Ohio, handwritten notes).

69. On or about March 2007 Businessman 1 and Ohio Valley Mall did, knowing that an official proceeding or investigation is in progress, or is about to be or likely to be instituted, conceal or remove any record, document, or thing, with purpose to impair its value or availability as evidence in such proceeding or investigation. (Concealed a document from Judge Richard Markus in Cuyahoga County, Ohio, handwritten notes).

70. On or about March 2007 Businessman 1 and Ohio Valley Mall did, knowing that an official proceeding or investigation is in progress, or is about to be or likely to be instituted, conceal or remove any record, document, or thing, with purpose to impair its value or availability as evidence in such proceeding or investigation. (Concealed a document from Judge Richard Markus in Cuyahoga County, Ohio, handwritten notes).

71. On or about March 2007 Businessman 1 and Ohio Valley Mall did, knowing that an official proceeding or investigation is in progress, or is about to be or likely to be instituted, conceal or remove any record, document, or thing, with purpose to impair its value or availability as evidence in such proceeding or investigation. (Concealed a document from Judge Richard Markus in Cuyahoga County, Ohio, handwritten notes).

72. On or about March 2007 Businessman 1 and Ohio Valley Mall did, knowing that an official proceeding or investigation is in progress, or is about to be or likely to be instituted, conceal or remove any record, document, or thing, with purpose to impair its value or availability as evidence in such proceeding or investigation. (Concealed document from Judge Richard Markus in Cuyahoga County, Ohio, handwritten notes which in part stated: "7-13 with Mike Sciortino – he says he will say that funds have not been certified I asked- will you refuse to certify-in future. He says he's

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against project & if reasons are provided to him he can refuse 'I have not been given any plan to show that this is a prudent financial decision'-I said I'll discuss again with him next week).

73. On or about March 2007 Businessman 1, Ohio Valley Mall did knowing that an official proceeding or investigation is in progress, or is about to be or likely to be instituted, did conceal, or remove any record, document, or thing, with purpose to impair its value or availability as evidence in such proceeding or investigation. (Concealed a document from Judge Richard Markus, in Cuyahoga County, Ohio, handwritten notes which in part stated: 7-13 meeting with John McNally met for 1 hour with Dave Detec, Craig Miller & Joe Castrodale > here, Jim>do title search—(check)(1) Certification > when/why/question requiring him to certify (2) how to get copy of bids. Not required to get prior approval for more. What if rental cost higher-Renovation/moving expenses- no extra. Jim [Marmis]- lobbyist > will assist in" ).

74. On or about March 2007 Businessman 1, Ohio Valley Mall did, knowing that an official proceeding or investigation is in progress, or is about to be or likely to be instituted, conceal or remove any record, document, or thing, with purpose to impair its value or availability as evidence in such proceeding or investigation. (Concealed a document from Judge Richard Markus, handwritten notes which in part stated "7-17-06 with John McNally-He's going with Mike Sciortino to Cleveland now to meet with his Cleveland law firm- Manchester backed out-His firm has been in touch with Joe Castrodale & Craig Miller & they will work together on issues-John McNally to keep me advised of status. )

75. On or about May of 2008 to September 2010 Law Firm 1 did, knowing that an official proceeding or investigation is in progress, or is about to be or likely to be instituted, conceal or remove any record, document, or thing, with purpose to impair its value or availability as evidence in such proceeding or investigation. (Concealed from a Grand Jury in Mahoning County from its office in Cuyahoga County, Ohio evidence of a phone call Attorney 3 had with John McNally regarding request for extension on bankruptcy appeal.)

76. On or about May of 2008 to September 2010 Law Firm 1 did knowing that an official proceeding or investigation is in progress, or is about to be or likely to be instituted, did conceal, or remove any record, document, or thing, with purpose to impair its value or availability as evidence in such proceeding or investigation. (Altered an email and its attachments from its offices in Cuyahoga County and concealing from a grand jury the fact that John McNally had emailed or caused to be emailed to the law firm a confidential offer to buy South Side Hospital.)

77. On or about May of 2008 to September 2010 Law Firm 1 did knowing that an official proceeding or investigation is in progress, or is about to be or likely to be instituted, did conceal, or remove any record, document, or thing, with purpose to impair its value or availability as evidence in

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such proceeding or investigation. (Did alter emails dated July 14th and 15th 2006 to that were provided to a Grand Jury thereby concealing what was actually attached to the emails.)

78. On or about May 2008 –September 2010 Businessman 1, Business 2 knowing that an official proceeding or investigation is in progress, or is about to be or likely to be instituted, did conceal, or remove any record, document, or thing, with purpose to impair its value or availability as evidence in such proceeding or investigation. (Concealed from the Grand Jury evidence of a phone call with John McNally regarding filing of Request for Extension on bankruptcy appeal.)

79. On or about May of 2008 to September 2010 Law Firm 1 did knowing that an official proceeding or investigation is in progress, or is about to be or likely to be instituted, did conceal, or remove any record, document, or thing, with purpose to impair its value or availability as evidence in such proceeding or investigation. (Concealed from the Grand Jury evidence of a phone call with John McNally regarding progress of bond issue when such phone call occurred in Mahoning and Cuyahoga County, Ohio.)

80. On or about May 2008 –September 2010 Businessman 1, Ohio Valley Mall did knowing that an official proceeding or investigation is in progress, or is about to be or likely to be instituted, did conceal, or remove any record, document, or thing, with purpose to impair its value or availability as evidence in such proceeding or investigation. (Concealed from the Grand Jury evidence of a phone call with Mahoning County Auditor regarding Oakhill purchase; conferred with Attorney 8 regarding ability of Law Firm 3 to file state court action when such phone call occurred in Mahoning and Cuyahoga County, Ohio.)

81. On or about May of 2008 to September 2010 Law Firm 1 did knowing that an official proceeding or investigation is in progress, or is about to be or likely to be instituted, did conceal, or remove any record, document, or thing, with purpose to impair its value or availability as evidence in such proceeding or investigation. (Concealed document from grand jury, records it subpoenaed)

**TAMPERING WITH RECORDS**

82. On or about July 14, 2006 John Zachariah did knowing he had no privilege to do so, and with purpose to defraud or knowing that the person is facilitating a fraud, falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record when the document is a record kept or belongs to a governmental entity and then did utter any writing or record, knowing it to have been tampered with as provided in division (A) (1) 2913.42, when the document is a record kept or belongs to a governmental entity.( created or had created false or misleading cost estimate to moving the north woods computer system to give the appearance it was more expensive to move than it actually was)

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83. On or about November 3, 2006 John Zachariah did knowing the person has no privilege to do so, and with purpose to defraud or knowing that the person is facilitating a fraud, falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record, when the document is a record kept or belongs to a governmental entity, and then utter any writing or record, knowing it to have been tampered with as provided in division (A) (1) 2913.42. (Created or had created false or misleading records pertaining to staffing numbers to give the appearance it was more expensive to move than it actually was).

84. On or about July 18, 2006 John Zachariah and Businessman 1 did knowing the person has no privilege to do so, and with purpose to defraud or knowing that the person is facilitating a fraud falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record when the document is a record kept or belongs to a governmental entity and then did utter any writing or record, knowing it to have been tampered with as provided in division (A) (1) 2913.42. (A July 18, 2006 letter created by these men containing false or misleading information )

85. On or about October 23, 2008 Martin Yavorcik and Businesswoman 1 did knowing that he has no privilege to do so, and with purpose to defraud or knowing that the person is facilitating a fraud, did falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record, when the document is a record kept or belongs to a governmental entity (2008 pre-election campaign finance report-falsifying \$15,000.00 in-kind contribution)

86. On or about December 12, 2008 Martin Yavorcik did knowing that he has no privilege to do so, and with purpose to defraud or knowing that the person is facilitating a fraud, did falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record, when the document is a record kept or belongs to a governmental entity (2008 post-election campaign finance report—falsifying loans, income reports and expenses )

87. On or about July 31, 2009 Martin Yavorcik did knowing that he has no privilege to do so, and with purpose to defraud or knowing that the person is facilitating a fraud, did falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record, when the document is a record kept or belongs to a governmental entity (2009 semiannual campaign finance report—falsifying loans.)

88. On or about May 23, 2011, Martin Yavorcik did knowing that he has no privilege to do so, and with purpose to defraud or knowing that the person is facilitating a fraud, did falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record, when the document is a record kept or belongs to a governmental entity (2010 annual campaign finance report—falsifying loans.)



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89. On or about May 7, 2012, Martin Yavorcik did knowing that he has no privilege to do so, and with purpose to defraud or knowing that the person is facilitating a fraud, did falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record, when the document is a record kept or belongs to a governmental entity (2011 annual campaign finance report—falsifying loans.)

90. On or about January 16, 2013 Martin Yavorcik did, knowing that he has no privilege to do so, and with purpose to defraud or knowing that the person is facilitating a fraud, falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record, when the document is a record kept or belongs to a governmental entity (2012 annual campaign finance report—falsifying loans.))

91. On or about January 21, 2014, Martin Yavorcik did, knowing that he has no privilege to do so, and with purpose to defraud or knowing that the person is facilitating a fraud, falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record, when the document is a record kept or belongs to a governmental entity (2013 annual campaign finance report—falsifying loans.)

92. On or about March 20, 2008, Martin Yavorcik and Businesswoman 1 did, knowing that he has no privilege to do so, and with purpose to defraud or knowing that the person is facilitating a fraud, falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record, when the value involved was seven thousand five hundred dollars or more and is less than one hundred fifty thousand dollars.

92. On or about April 15, 2006 John McNally did, knowing the person has no privilege to do so, and with purpose to defraud or knowing that the person is facilitating a fraud: (1) falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record; and then did (2) utter any writing or record, knowing it to have been tampered with as provided in division (A)(1) of R.C. 2913.42.when the record is a record kept by the State of Ohio. (2005 ethics report filed by John McNally—failing to report income, or gifts).

93. On or about April 15, 2007 John McNally did, knowing the person has no privilege to do so, and with purpose to defraud or knowing that the person is facilitating a fraud, falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record; and then did (2) utter any writing or record, knowing it to have been tampered with as provided in division (A) (1) of R.C. Section 2913.42, when the record is a record kept by the State of Ohio . (2006 ethics report filed by John McNally—failing to report income, or gifts).

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94. On or about April 15, 2008 John McNally did, knowing the person has no privilege to do so, and with purpose to defraud or knowing that the person is facilitating a fraud, falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record; and then did (2) utter any writing or record, knowing it to have been tampered with as provided in division (A) (1) of R. C. Section 2913.42, when the record is a record kept by the State of Ohio . (2007 ethics report filed by John McNally —failing to report income, or gifts)

95. On or about April 15, 2007, Mike Sciortino did, knowing the person has no privilege to do so, and with purpose to defraud or knowing that the person is facilitating a fraud, falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record; and then did (2) utter any writing or record, knowing it to have been tampered with as provided in division (A) (1) of R.C. 2913.42 when the record is a record kept by the State of Ohio. (2006 ethics report filed by Mike Sciortino—failing to report income, or gifts).

96. On or about April 15, 2008, Mike Sciortino did, knowing the person has no privilege to do so, and with purpose to defraud or knowing that the person is facilitating a fraud, falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record; and then did (2) utter any writing or record, knowing it to have been tampered with as provided in division (A) (1) of R. C. Section 2913.42 when the record is a record kept by the State of Ohio. (2007 ethics report filed by Mike Sciortino—failing to report income, or gifts).

97. On or about March 2008, Lisa Antonini and John Doe 4 did, knowing the person has no privilege to do so, and with purpose to defraud or knowing that the person is facilitating a fraud, falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record; and then did (2) utter any writing or record, knowing it to have been tampered with as provided in division (A) (1) of R. C. Section 2913.42 when the record is a record kept by the Mahoning County Board of Elections . (2008 pre-primary campaign finance report failing to report income, or gifts)

98. On or about April of 2006 to June of 2006 Businessman 1 did aid or abet a person to act having no privilege to do, and with a purpose to defraud or knowing that the person was facilitating a fraud falsify , destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record; and then did (2) utter any writing or record, knowing it to have been tampered with as provided in division (A) (1) of R.C. 2913.42 when the record is a record kept by the Mahoning County Board of Elections . (2006 pre-primary campaign finance report of John Doe 4 when Businessman 1 reimbursed a person(s) who contributed money to John Doe's campaign for county commissioner and when the campaign finance report did not list Businessman 1 as the true donor.)

**MONEY LAUNDERING**

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99. On March 20, 2008 Businesswoman 1 and Martin Yavorcik 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 intent to conceal or disguise the nature, location, source, ownership, or control of the property. (\$15,000 check made payable to Martin Yavorcik)

100. On March 20, 2008, Martin Yavorcik 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 intent to conceal or disguise the nature, location, source, ownership, or control of the property. (\$15,000 check made payable to campaign committee of Martin Yavorcik)

101. On or about July 2006 to January 2007, Businessman 1, Business 1 and/or Business 2 did conduct or attempt to conduct a transaction with the purpose to promote, manage, establish, carry on, or facilitate the promotion, management, establishment, or carrying on of corrupt activity.( attorney fees to Law firm 2 to carry on, facilitate, promote, establish, or carrying on of bribery )

102. On or about July 2006 to January 2007, Businessman 1, Business 1, and/or Business 2 did conduct or attempt to conduct a transaction with the purpose to promote, manage, establish, carry on, or facilitate the promotion, management, establishment, or carrying on of corrupt activity. (Attorney fees to Law Firm 1 to carry on, facilitate, promote, establish, or carrying on of bribery received in Cuyahoga County, Ohio.)

103. On or about January 2007 to April 2007, Businessman 1, Business 1, and/or Business 2 did conduct or attempt to conduct a transaction with the purpose to promote, manage, establish, carry on, or facilitate the promotion, management, establishment, or carrying on of corrupt activity. (Attorney fees to Law firm 2 to carry on, facilitate, promote, establish, or carrying on of bribery received in Cuyahoga County, Ohio.)

104. On or about January 2007 to April 2007, Businessman 1, Business 1, and/or Business 2 did conduct or attempt to conduct a transaction with the purpose to promote, manage, establish, carry on, or facilitate the promotion, management, establishment, or carrying on of corrupt activity. (Attorney fees to Law Firm 1 to carry on, facilitate, promote, establish, or carrying on of bribery received in Cuyahoga County, Ohio.)

105. On or about April 2007 to August 2007, Businessman 1, Business 1, and/or Business 2 did conduct or attempt to conduct a transaction with the purpose to promote, manage, establish, carry on, or facilitate the promotion, management, establishment, or carrying on of corrupt activity. (Attorney fees to Law Firm 1 to carry on, facilitate, promote, establish, or carrying on of bribery received in Cuyahoga County, Ohio.)

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106. On or about April 2007 to August 2007 Businessman 1, Business 1, and/or Business 2 did conduct or attempt to conduct a transaction with the purpose to promote, manage, establish, carry on, or facilitate the promotion, management, establishment, or carrying on of corrupt activity.

107. On or about May 2007 to June 2007, Businessman 1, Business 1, and/or Business 2 did conduct or attempt to conduct a transaction with the purpose to promote, manage, establish, carry on, or facilitate the promotion, management, establishment, or carrying on of corrupt activity. (Attorney fees to law firm representing John Zachariah to carry on, facilitate, promote, establish, or carrying on of bribery received in Geauga County, Ohio.)

108. On or about June 2007 to September 2007, Businessman 1, Business 1, and/or Business 2 did conduct or attempt to conduct a transaction with the purpose to promote, manage, establish, carry on, or facilitate the promotion, management, establishment, or carrying on of corrupt activity. (Attorney fees to law firm representing John Zachariah to carry on, facilitate, promote, establish, or carrying on of bribery received in Geauga County, Ohio.)

109. On January 2008 to March 2008, Businessman 1, and Lisa Antonini 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 intent to conceal or disguise the nature, location, source, ownership, or control of the property. (\$3,000.00 cash to Lisa Antonini to promote, manage, carry on or facilitate or carrying on bribery)

110. On January 2008 to March 2008, Lisa Antonini and John Doe 4 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 intent to conceal or disguise the nature, location, source, ownership, or control of the property. (\$2,500.00 to her own campaign account from to promote, manage, carry on or facilitate or carrying on bribery)

111. On or about October 23, 2008, Businessman 1, Businesswoman 1 and Businessman 2, Business 1, and/or Business 2 did conduct or attempt to conduct a transaction with the purpose to promote, manage, establish, carry on, or facilitate the promotion, management, establishment, or carrying on of corrupt activity.(money to Martin Yavorcik to promote, manage, carry on or facilitate or carrying on bribery)

112. On or about January 2008 to March of 2008 Businessman 1, 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 intent to conceal or disguise the nature, location, source, ownership, or control of the property. .(Offer to pay John Doe 1 \$2,000.00 cash)

**THEFT IN OFFICE**

113. On or about May 2006 to February 2007 John Zachariah did being a public official or party official commit any theft offense, as defined in division (K) of section 2913.01 of the Revised Code, when he used his office in aid of committing the offense or permits or assents to its use in aid of committing the offense.

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(creating false governmental records to make it appear move from McGuffey mall to south side hospital more expensive than it was)

114. On or about July 18, 2006 John McNally did being a public official or party official commit any theft offense, as defined in division (K) of section 2913.01 of the Revised Code, when he used his office in aid of committing the offense or permits or assents to its use in aid of committing the offense. (Being a Mahoning County Commissioner committed a theft offense to wit: telecommunications fraud by faxing confidential letter to Law Firm 2.)

115. On or about July 14-15, 2006 John McNally did being a public official or party official commit any theft offense, as defined in division (K) of section 2913.01 of the Revised Code, when he used his office in aid of committing the offense or permits or assents to its use in aid of committing the offense. (Being a Mahoning County Commissioner committed a theft offense to wit: telecommunications fraud by emailing or causing to be emailed the confidential letter to Law Firm 2 and or the Law Firm 3.)

**TELECOMMUNICATIONS FRAUD**

116. On or about July 18, 2006, John McNally did having devised a scheme to defraud, knowingly disseminate, transmit, or cause to be disseminated or transmitted by means of a wire, telecommunication, telecommunications device, or telecommunications service any writing, data, sign, signal, picture, sound, or image with purpose to execute or otherwise further the scheme to defraud. (Faxing a confidential offer to Law Firm 1 to the detriment of Mahoning County and the benefit of Businessman 1 or himself )

117. On or about July 14-15, 2006, John McNally did having devised a scheme to defraud, knowingly disseminate, transmit, or cause to be disseminated or transmitted by means of a wire, telecommunication, telecommunications device, or telecommunications service any writing, data, sign, signal, picture, sound, or image with purpose to execute or otherwise further the scheme to defraud. (Emailing causing to be emailed a confidential offer to a law firm for the benefit of Businessman 1 or John McNally and to the detriment of Mahoning County )

**CONDUCT DEFINED AS "RACKETEERING ACTIVITY" UNDER THE "ORGANIZED CRIME CONTROL ACT OF 1970: R.C. Section 2923.31 (I)(1)**

118. On or about January 2014, Lisa Antonini was convicted of violating Title 18 Sections 1346 and 1341 – Theft of Honest Services – Mail Fraud a corrupt activity under Ohio law as a result of her receiving \$3,000.00 in cash from Businessman 1

119. Demetrios “James” Tsagaris was convicted of violating Title 18 Sections 1346 and 1341 – Theft of Honest Services – Mail Fraud a corrupt activity under Ohio law as a result of her receiving more than \$30,000.00 from Businessman 1

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*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.*

**Count 2**                    **Conspiracy - F2**  
                                 §2923.01(A)(1)  
**Defendants**             John McNally, Michael Sciortino, Martin Yavorcik  
**Date of Offense**    On or about January 1, 2005 to January 31, 2014

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

did, with purpose to commit or promote or facilitate the commission of Engaging in a Pattern of Corrupt Activity, plan or aid in planning the commission of the specified offense with another person or persons, Businessman 1, John McNally, Marty Yavorcik, John Doe 2, and Michael Sciortino, to wit: plan or aid in planning the commission of Engaging in Pattern of Corrupt Activity, a substantial overt act having been performed by members of the conspiracy when John McNally and Mike Sciortino filed false ethics reports, when John McNally, Mike Sciortino, and John Zachariah committed perjury, when Business 1 / Business 2 provided a benefit to John McNally, Mike Sciortino, John Zachariah to exert improper influence over the same and when Martin Yavorcik accepted benefits from various people to improperly influence him.

FURTHERMORE, and the object of the conspiracy was a felony of the first 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.*

**Count 3**                    **Conspiracy - F2**  
                                 §2923.01(A)(1)  
**Defendants**             John McNally, Michael Sciortino, Martin Yavorcik  
**Date of Offense**    On or about January 1, 2005 to January 31, 2014

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

did, with purpose to commit or promote or facilitate the commission of Engaging in a Pattern of Corrupt Activity, plan or aid in planning the commission of the specified offense with another person or persons, Business 1, Business 2, John Zachariah, Businessman 1, Businesswoman 1, and Lisa Antonini, to wit: did agree with another person or persons that one or more of them will engage in conduct that facilitates the commission of Engaging in Pattern of Corrupt Activity, a substantial overt act having been performed by members of the conspiracy when John McNally and Mike Sciortino filed false ethics reports, when John McNally, Mike Sciortino, and John Zachariah

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committed perjury, when Business 1/Business 2 provided a benefit to John McNally, Mike Sciortino, and John Zachariah to exert improper influence over the same and when Martin Yavorcik accepted benefits from various people to improperly influence him namely money, services or other benefits from Businessman 1, Businesswoman 1, John McNally, Lisa Antonini, Michael Sciortino, and others..

FURTHERMORE, and the object of the conspiracy was a felony of the first 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.*

**Count 4**            **Bribery - F3**  
                         §2921.02(B)

**Defendants**        John McNally

**Date of Offense**    On or about July 1, 2006 to August 31, 2007

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

did knowingly solicit or accept for himself or another person any valuable thing or valuable benefit, to wit: attorney services, to corrupt or improperly influence him or another public servant or party official with respect to the discharge of his 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.

*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.*

**Count 5**            **Bribery - F3**  
                         §2921.02(B)

**Defendants**        John McNally

**Date of Offense**    On or about July 1, 2006 to August 31, 2007

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

did knowingly solicit or accept for himself or another person any valuable thing or valuable benefit, to wit: attorney services, to corrupt or improperly influence him or another public servant or party official with respect to the discharge of his 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.

*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.*

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**Count 6**            **Bribery - F3**  
                          §2921.02(B)

**Defendants**        Michael Sciortino

**Date of Offense**   On or about July 1, 2006 to August 31, 2007

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

did knowingly solicit or accept for himself or another person any valuable thing or valuable benefit, to wit: Attorney Services, to corrupt or improperly influence him or another public servant or party official with respect to the discharge of his 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.

*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.*

**Count 7**            **Bribery - F3**  
                          §2921.02(B)

**Defendants**        Michael Sciortino

**Date of Offense**   On or about July 1, 2006 to August 31, 2007

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

did knowingly solicit or accept for himself or another person any valuable thing or valuable benefit, to wit: Attorney Services, to corrupt or improperly influence him or another public servant or party official with respect to the discharge of his 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.

*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.*



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**Count 8**                    **Bribery - F3**  
                                  §2921.02(B)

**Defendants**                Martin Yavorcik

**Date of Offense**        On or about March 1, 2008 to November 30, 2008

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

did knowingly solicit or accept for himself or another person any valuable thing or valuable benefit, to wit: money, services, and other benefits, to corrupt or improperly influence him or another public servant or party official with respect to the discharge of his 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.

*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.*

**Count 9**                    **Bribery - F3**  
                                  §2921.02(B)

**Defendants**                Martin Yavorcik

**Date of Offense**        On or about March 1, 2008 to November 30, 2008

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

did knowingly solicit or accept for himself or another person any valuable thing or valuable benefit, to wit: \$2,500 campaign contribution from Lisa Antonini, and services, to corrupt or improperly influence him or another public servant or party official with respect to the discharge of his 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.

*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.*

**Count 10**                   **Bribery - F3**  
                                  §2921.02(B)

**Defendants**                Martin Yavorcik

**Date of Offense**        On or about March 1, 2008 to November 30, 2008

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

did knowingly solicit or accept for himself or another person any valuable thing or valuable benefit,



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to wit: \$2,500 campaign contribution from Michael Sciortino, and services, to corrupt or improperly influence him or another public servant or party official with respect to the discharge of his 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.

*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.*

**Count 11 Tampering with Records - F3**

§2913.42(A)(1)

**Defendants** Martin Yavorcik

**Date of Offense** On or about October 23, 2008

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

did, knowing he had no privilege to do so, and with purpose to defraud or knowing he was facilitating a fraud on the Mahoning County Board of Elections, falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record, to wit: 2008 pre-election campaign finance report, and the writing, data, computer software, or record was kept by or belonged to a local, state, or federal governmental entity.

*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.*

**Count 12 Tampering with Records - F3**

§2913.42(A)(1)

**Defendants** Martin Yavorcik

**Date of Offense** On or about October 23, 2008

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

did, knowing he had no privilege to do so, and with purpose to defraud or knowing he was facilitating a fraud on the Mahoning County Board of Elections, falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record, to wit: 2008 pre-election campaign finance report, and the writing, data, computer software, or record was kept by or belonged to a local, state, or federal governmental entity.

*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.*

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**Count 13**            **Tampering with Records - F3**  
                                 §2913.42(A)(1)

**Defendants**            Martin Yavorcik

**Date of Offense**    On or about December 13, 2008

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

did, knowing he had no privilege to do so, and with purpose to defraud or knowing he was facilitating a fraud on the Mahoning County Board of Elections, falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record, to wit: 2008 pre-election campaign finance report, falsely stating loans, failure to report cash expenditures, failure to report cash donations, and the writing, data, computer software, or record was kept by or belonged to a local, state, or federal governmental entity.

*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.*

**Count 14**            **Tampering with Records - F3**  
                                 §2913.42(A)(1)

**Defendants**            Martin Yavorcik

**Date of Offense**    On or about December 13, 2008

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

did, knowing he had no privilege to do so, and with purpose to defraud or knowing he was facilitating a fraud on the Mahoning County Board of Elections, falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record, to wit: 2008 pre-election campaign finance report, falsely stating loans, failure to report cash expenditures, failure to report cash donations, and the writing, data, computer software, or record was kept by or belonged to a local, state, or federal governmental entity.

*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.*

**Count 15**            **Tampering with Records - F3**  
                                 §2913.42(A)(1)

**Defendants**            Martin Yavorcik

**Date of Offense**    On or about October 23, 2008

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

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did, knowing he had no privilege to do so, and with purpose to defraud or knowing he was facilitating a fraud on the Mahoning County Board of Elections, falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record, to wit: false receipt for legal services rendered to Businesswoman 1, and the writing, data, computer software, or record was kept by or belonged to a local, state, or federal governmental entity.

*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.*

**Count 16**            **Tampering with Records - F3**  
                         §2913.42(A)(1)  
**Defendants**        Martin Yavorcik  
**Date of Offense**    On or about July 1, 2009 to July 31, 2009

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

did, knowing he had no privilege to do so, and with purpose to defraud or knowing he was facilitating a fraud on the Mahoning County Board of Elections, falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record, to wit: 2009 semi-annual campaign finance report falsifying loans, and the writing, data, computer software, or record was kept by or belonged to a local, state, or federal governmental entity.

*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.*

**Count 17**            **Tampering with Records - F3**  
                         §2913.42(A)(1)  
**Defendants**        Martin Yavorcik  
**Date of Offense**    On or about July 1, 2009 to July 31, 2009

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

did, knowing he had no privilege to do so, and with purpose to defraud or knowing he was facilitating a fraud on the Mahoning County Board of Elections, falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record, to wit: 2009 semi-annual campaign finance report falsifying loans, and the writing, data, computer software, or record was kept by or belonged to a local, state, or federal governmental entity.

*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.*

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**Count 18**            **Tampering with Records - F3**  
                              §2913.42(A)(1)

**Defendants**         Martin Yavorcik

**Date of Offense**   On or about May 1, 2011 to May 30, 2011

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

did, knowing he had no privilege to do so, and with purpose to defraud or knowing he was facilitating a fraud on the Mahoning County Board of Elections, falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record, to wit: 2010 annual campaign finance report falsifying loans, and the writing, data, computer software, or record was kept by or belonged to a local, state, or federal governmental entity.

*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.*

**Count 19**            **Tampering with Records - F4**  
                              §2913.42(A)(1)

**Defendants**         Martin Yavorcik

**Date of Offense**   On or about May 1, 2011 to May 30, 2011

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

did, knowing he had no privilege to do so, and with purpose to defraud or knowing he was facilitating a fraud on the Mahoning County Board of Elections, falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record, to wit: 2010 annual campaign finance report falsifying loans, and the value of the data or computer software involved in the offense or the loss to the victim was \$5,000 or more and was less than \$100,000.

*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.*


**Count 20**            **Tampering with Records - F3**  
                              §2913.42(A)(1)


**Defendants**         Martin Yavorcik

**Date of Offense**   On or about May 1, 2012 to May 30, 2012

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

did, knowing he had no privilege to do so, and with purpose to defraud or knowing he was

  
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facilitating a fraud on the Mahoning County Board of Elections, falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record, to wit: 2011 annual campaign finance report falsifying loans, and the writing, data, computer software, or record was kept by or belonged to a local, state, or federal governmental entity.

*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.*

**Count 21 Tampering with Records - F3**

§2913.42(A)(2)

**Defendants** Martin Yavorcik

**Date of Offense** On or about May 1, 2012 to May 30, 2012

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

did, knowing he had no privilege to do so, and with purpose to defraud or knowing he was facilitating a fraud on the Mahoning County Board of Elections, utter a writing or record, to wit: 2011 annual campaign finance report, 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.

*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.*

**Count 22 Tampering with Records - F3**

§2913.42(A)(1)

**Defendants** Martin Yavorcik

**Date of Offense** On or about January 1, 2013 to January 31, 2013

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

did, knowing he had no privilege to do so, and with purpose to defraud or knowing he was facilitating a fraud on the Mahoning County Board of Elections, falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record, to wit: 2012 annual campaign finance report, and the writing, data, computer software, or record was kept by or belonged to a local, state, or federal governmental entity.

*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.*

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**Count 23**            **Tampering with Records - F3**  
                              §2913.42(A)(2)

**Defendants**         Martin Yavorcik

**Date of Offense**   On or about January 1, 2013 to January 31, 2013

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

did, knowing he had no privilege to do so, and with purpose to defraud or knowing he was facilitating a fraud on the Mahoning County Board of Elections, utter a writing or record, to wit: 2012 annual campaign finance report, 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.

*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.*

**Count 24**            **Tampering with Records - F3**  
                              §2913.42(A)(1)

**Defendants**         Martin Yavorcik

**Date of Offense**   On or about January 1, 2014 to January 31, 2014

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

did, knowing he had no privilege to do so, and with purpose to defraud or knowing he was facilitating a fraud on the Mahoning County Board of Elections, falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record, to wit: 2013 annual campaign finance report, and the writing, data, computer software, or record was kept by or belonged to a local, state, or federal governmental entity.

*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.*

**Count 25**            **Tampering with Records - F3**  
                              §2913.42(A)(2)

**Defendants**         Martin Yavorcik

**Date of Offense**   On or about January 1, 2014 to January 31, 2014

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

did, knowing he had no privilege to do so, and with purpose to defraud or knowing he was

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facilitating a fraud on the Mahoning County Board of Elections, utter a writing or record, to wit: 2013 annual campaign finance report, 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.

*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.*

**Count 26 Tampering with Records - F3**

§2913.42(A)(1)

**Defendants** Martin Yavorcik

**Date of Offense** On or about January 1, 2014 to January 31, 2014

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

did, knowing he had no privilege to do so, and with purpose to defraud or knowing he was facilitating a fraud on the Mahoning County Board of Elections, falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record, to wit: 2010 annual campaign finance report, and the writing, data, computer software, or record was kept by or belonged to a local, state, or federal governmental entity.

*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.*

**Count 27 Tampering with Records - F3**

§2913.42(A)(2)

**Defendants** Martin Yavorcik

**Date of Offense** On or about January 1, 2014 to January 31, 2014

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

did, knowing he had no privilege to do so, and with purpose to defraud or knowing he was facilitating a fraud on the Mahoning County Board of Elections, utter a writing or record, to wit: 2010 annual campaign finance report, 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.

*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.*

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**Count 28**            **Tampering with Records - F3**  
§2913.42(A)(2)

**Defendants**        John McNally

**Date of Offense**   On or about April 15, 2006

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

did, knowing he had no privilege to do so, and with purpose to defraud or knowing he was facilitating a fraud on the State of Ohio, utter a writing or record, to wit: 2005 Ethics Report, 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.

*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.*

**Count 29**            **Tampering with Records - F3**  
§2913.42(A)(1)

**Defendants**        John McNally

**Date of Offense**   On or about April 1, 2006 to April 30, 2006

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

did, knowing he had no privilege to do so, and with purpose to defraud or knowing he was facilitating a fraud on the State of Ohio, falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record, to wit: 2005 Ethics Report, and the writing, data, computer software, or record was kept by or belonged to a local, state, or federal governmental entity.

*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.*

**Count 30**            **Tampering with Records - F3**  
§2913.42(A)(2)

**Defendants**        John McNally

**Date of Offense**   On or about April 15, 2007

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

did, knowing he had no privilege to do so, and with purpose to defraud or knowing he was

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facilitating a fraud on the State of Ohio, utter a writing or record, to wit: 2006 Ethics Report, 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.

*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.*

**Count 31**            **Tampering with Records - F3**  
                         §2913.42(A)(1)  
**Defendants**        John McNally  
**Date of Offense**   On or about April 15, 2007 to April 30, 2007

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*  
did, knowing he had no privilege to do so, and with purpose to defraud or knowing he was facilitating a fraud on the State of Ohio, falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record, to wit: 2007 Ethics Report, and the writing, data, computer software, or record was kept by or belonged to a local, state, or federal governmental entity.

*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.*

**Count 32**            **Tampering with Records - F3**  
                         §2913.42(A)(2)  
**Defendants**        John McNally  
**Date of Offense**   On or about April 15, 2008

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*  
did, knowing he had no privilege to do so, and with purpose to defraud or knowing he was facilitating a fraud on the State of Ohio, utter a writing or record, to wit: 2007 Ethics Report, 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.

*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.*

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**Count 33**            **Tampering with Records - F3**  
                           §2913.42(A)(1)

**Defendants**        John McNally

**Date of Offense**   On or about April 15, 2008 to April 30, 2008

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

did, knowing he had no privilege to do so, and with purpose to defraud or knowing he was facilitating a fraud on the State of Ohio, falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record, to wit: 2007 Ethics Report, and the writing, data, computer software, or record was kept by or belonged to a local, state, or federal governmental entity.

*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.*

**Count 34**            **Tampering with Records - F3**  
                           §2913.42(A)(2)

**Defendants**        Michael Sciortino

**Date of Offense**   On or about April 15, 2007

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

did, knowing he had no privilege to do so, and with purpose to defraud or knowing he was facilitating a fraud on the State of Ohio, utter a writing or record, to wit: 2006 Ethics Report, 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.

*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.*

**Count 35**            **Tampering with Records - F3**  
                           §2913.42(A)(1)

**Defendants**        Michael Sciortino

**Date of Offense**   On or about April 1, 2007 to April 30, 2007

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

did, knowing he had no privilege to do so, and with purpose to defraud or knowing he was



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facilitating a fraud on the State of Ohio, falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record, to wit: 2006 Ethics Report, and the writing, data, computer software, or record was kept by or belonged to a local, state, or federal governmental entity.

*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.*

**Count 36 Tampering with Records - F3**

§2913.42(A)(2)

**Defendants** Michael Sciortino

**Date of Offense** On or about April 15, 2008

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

did, knowing he had no privilege to do so, and with purpose to defraud or knowing he was facilitating a fraud on the State of Ohio, utter a writing or record, to wit: 2007 Ethics Report, 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.

*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.*

**Count 37 Tampering with Records - F3**

§2913.42(A)(1)

**Defendants** Michael Sciortino

**Date of Offense** On or about April 1, 2008 to April 30, 2008

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

did, knowing he had no privilege to do so, and with purpose to defraud or knowing he was facilitating a fraud on the State of Ohio, falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record, to wit: 2007 Ethics Report, and the writing, data, computer software, or record was kept by or belonged to a local, state, or federal governmental entity.

*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.*

Foreperson of the Grand Jury

Prosecuting Attorney

**Count 38**            **Perjury - F3**  
                          §2921.11(A)

**Defendants**        John McNally

**Date of Offense**   On or about May 16, 2007

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*  
 did, in any official proceeding, knowingly make a false statement under oath or affirmation, or knowingly swear or affirm the truth of a false statement previously made, when either statement was material.

*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.*

**Count 39**            **Perjury - F3**  
                          §2921.11(A)

**Defendants**        John McNally

**Date of Offense**   On or about May 16, 2007

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*  
 did, in any official proceeding, knowingly make a false statement under oath or affirmation, or knowingly swear or affirm the truth of a false statement previously made, when either statement was material.

*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.*

**Count 40**            **Perjury - F3**  
                          §2921.11(A)

**Defendants**        John McNally

**Date of Offense**   On or about May 16, 2007

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*  
 did, in any official proceeding, knowingly make a false statement under oath or affirmation, or knowingly swear or affirm the truth of a false statement previously made, when either statement was material.

*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.*



Foreperson of the Grand Jury



Prosecuting Attorney

**Count 41**            **Perjury - F3**  
                          §2921.11(A)

**Defendants**        John McNally

**Date of Offense**   On or about May 16, 2007

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*  
 did, in any official proceeding, knowingly make a false statement under oath or affirmation, or knowingly swear or affirm the truth of a false statement previously made, when either statement was material.

*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.*

**Count 42**            **Perjury - F3**  
                          §2921.11(A)

**Defendants**        John McNally

**Date of Offense**   On or about May 16, 2007

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*  
 did, in any official proceeding, knowingly make a false statement under oath or affirmation, or knowingly swear or affirm the truth of a false statement previously made, when either statement was material.

*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.*

**Count 43**            **Perjury - F3**  
                          §2921.11(A)

**Defendants**        John McNally

**Date of Offense**   On or about May 16, 2007

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*



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Prosecuting Attorney

did, in any official proceeding, knowingly make a false statement under oath or affirmation, or knowingly swear or affirm the truth of a false statement previously made, when either statement was material.

*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.*

**Count 44**            **Perjury - F3**  
                          §2921.11(A)  
**Defendants**        John McNally  
**Date of Offense**   On or about May 16, 2007

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

did, in any official proceeding, knowingly make a false statement under oath or affirmation, or knowingly swear or affirm the truth of a false statement previously made, when either statement was material.

*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.*

**Count 45**            **Perjury - F3**  
                          §2921.11(A)  
**Defendants**        John McNally  
**Date of Offense**   On or about May 16, 2007

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

did, in any official proceeding, knowingly make a false statement under oath or affirmation, or knowingly swear or affirm the truth of a false statement previously made, when either statement was material.

*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.*

**Count 46**            **Perjury - F3**  
                          §2921.11(A)  
**Defendants**        John McNally  
**Date of Offense**   On or about May 16, 2007

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*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

did, in any official proceeding, knowingly make a false statement under oath or affirmation, or knowingly swear or affirm the truth of a false statement previously made, when either statement was material.

*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.*

**Count 47**            **Perjury - F3**  
                             §2921.11(A)

**Defendants**        Michael Sciortino

**Date of Offense**    On or about May 22, 2007

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

did, in any official proceeding, knowingly make a false statement under oath or affirmation, or knowingly swear or affirm the truth of a false statement previously made, when either statement was material.

*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.*

**Count 48**            **Perjury - F3**  
                             §2921.11(A)

**Defendants**        Michael Sciortino

**Date of Offense**    On or about May 22, 2007

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

did, in any official proceeding, knowingly make a false statement under oath or affirmation, or knowingly swear or affirm the truth of a false statement previously made, when either statement was material.

*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.*

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Prosecuting Attorney



**Count 49**            **Perjury - F3**  
                          §2921.11(A)

**Defendants**        Michael Sciortino

**Date of Offense**   On or about June 4, 2007

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*  
 did, in any official proceeding, knowingly make a false statement under oath or affirmation, or knowingly swear or affirm the truth of a false statement previously made, when either statement was material.

*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.*

**Count 50**            **Perjury - F3**  
                          §2921.11(A)

**Defendants**        Michael Sciortino

**Date of Offense**   On or about June 4, 2007

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*  
 did, in any official proceeding, knowingly make a false statement under oath or affirmation, or knowingly swear or affirm the truth of a false statement previously made, when either statement was material.

*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.*

**Count 51**            **Perjury - F3**  
                          §2921.11(A)

**Defendants**        Michael Sciortino

**Date of Offense**   On or about June 23, 2008

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*  
 did, in any official proceeding, knowingly make a false statement under oath or affirmation, or knowingly swear or affirm the truth of a false statement previously made, when either statement was material.

*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.*



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**Count 52**            **Perjury - F3**  
                          §2921.11(A)

**Defendants**        Michael Sciortino

**Date of Offense**   On or about May 22, 2007

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*  
 did, in any official proceeding, knowingly make a false statement under oath or affirmation, or knowingly swear or affirm the truth of a false statement previously made, when either statement was material.

*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.*

**Count 53**            **Money Laundering - F3**  
                          §1315.55(A)(2)

**Defendants**        Martin Yavorcik

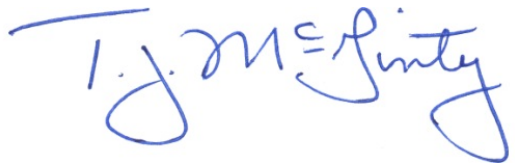
**Date of Offense**   On or about March 20, 2008

*The grand jurors, on their oaths, further find that the Defendant(s) 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.

*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.*



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Prosecuting Attorney

**Count 54**      **Money Laundering - F3**  
§1315.55(A)(3)

**Defendants**      Michael Sciortino, Martin Yavorcik

**Date of Offense**      On or about September 1, 2008 to September 30, 2008

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

did conduct or attempt to conduct a transaction with the purpose to promote, manage, establish, carry on, or facilitate the promotion, management, establishment, or carrying on of corrupt activity.

*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.*

**Count 55**      **Money Laundering - F3**  
§1315.55(A)(3)

**Defendants**      John McNally, Martin Yavorcik

**Date of Offense**      On or about September 1, 2008 to September 30, 2008

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

did conduct or attempt to conduct a transaction with the purpose to promote, manage, establish, carry on, or facilitate the promotion, management, establishment, or carrying on of corrupt activity.

*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.*

**Count 56**      **Money Laundering - F3**  
§1315.55(A)(3)

**Defendants**      Martin Yavorcik

**Date of Offense**      On or about October 23, 2008

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

did conduct or attempt to conduct a transaction with the purpose to promote, manage, establish, carry on, or facilitate the promotion, management, establishment, or carrying on of corrupt activity.

*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.*

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**Count 57**            **Telecommunications Fraud - F4**  
                         §2913.05(A)

**Defendants**        John McNally

**Date of Offense**   On or about July 18, 2006

*The grand jurors, on their oaths, further find that the Defendant(s) 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 five thousand dollars or more but less than one hundred thousand dollars.

faxing the confidential offer to Law Firm 2

*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.*

**Count 58**            **Telecommunications Fraud - F4**  
                         §2913.05(A)

**Defendants**        John McNally

**Date of Offense**   On or about July 14, 2006

*The grand jurors, on their oaths, further find that the Defendant(s) 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 five thousand dollars or more but less than one hundred thousand dollars.

Emailing or causing to be emailed confidential offer to Law Firm 2 and/or another law firm.

*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.*

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**Count 59**            **Theft In Office - F4**  
                              §2921.41(A)(1)

**Defendants**        John McNally

**Date of Offense**   On or about July 18, 2006

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*  
 did, while being a public or party official, commit a theft offense, as defined in division (K) of section 2913.01 of the Revised Code, when the offender used the offender's office in aid of committing the offense or permitted or assented to its use in aid of committing the offense and the value of property or services stolen was five hundred dollars or more and was less than five thousand dollars.

*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.*

**Count 60**            **Theft In Office - F4**  
                              §2921.41(A)(1)

**Defendants**        John McNally

**Date of Offense**   On or about July 14, 2006 to July 15, 2006

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*  
 did, while being a public or party official, commit a theft offense, as defined in division (K) of section 2913.01 of the Revised Code, when the offender used the offender's office in aid of committing the offense or permitted or assented to its use in aid of committing the offense and the value of property or services stolen was five hundred dollars or more and was less than five thousand dollars.

*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.*

**Count 61**            **Soliciting Or Receiving Improper Compensation - M1**  
                              §2921.43(A)(1)

**Defendants**        John McNally, Michael Sciortino

**Date of Offense**   On or about June 1, 2006 to August 31, 2007

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*  
 did while being a public servant knowingly solicit or accept any compensation, other than as allowed



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by divisions (G), (H), and (I) of section 102.03 of the Revised Code, to perform the public servant's official duties, to perform any other act or service in the public servant's public capacity, for the general performance of the duties of the public servant's public office or public employment, or as a supplement to the public servant's public compensation.

the acceptance of legal services provided by or through Businessman 1 from Law Firm 1

*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.*

**Count 62            Soliciting Or Receiving Improper Compensation - M1**

§2921.43(A)(1)

**Defendants**        John McNally, Michael Sciortino

**Date of Offense**    On or about June 1, 2006 to August 31, 2007

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

did while being a public servant knowingly solicit or accept any compensation, other than as allowed by divisions (G), (H), and (I) of section 102.03 of the Revised Code, to perform the public servant's official duties, to perform any other act or service in the public servant's public capacity, for the general performance of the duties of the public servant's public office or public employment, or as a supplement to the public servant's public compensation.

the acceptance of legal services provided by or through Businessman 1 from Law Firm 1

*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.*

**Count 63            Public official or employee's unlawful influence - M1**

§0102.03(B)

**Defendants**        John McNally

**Date of Offense**    On or about July 18, 2007

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

, a present or former public official or employee, did disclose or use, without appropriate authorization, information acquired byhim in the course of his official duties that was confidential because of statutory provisions, or that was clearly designated to John McNally as confidential when the confidential designation was warranted because of the status of the proceedings or the circumstances under which the information was received and preserving its confidentiality was necessary to the proper conduct of government business.

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*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.*

**Count 64**            **Public official or employee's unlawful influence - M1**  
§0102.03(B)

**Defendants**        John McNally

**Date of Offense**    On or about May 1, 2007 to July 18, 2007

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

, a present or former public official or employee, did disclose or use, without appropriate authorization, information acquired by him in the course of his official duties that was confidential because of statutory provisions, or that was clearly designated to John McNally as confidential when the confidential designation was warranted because of the status of the proceedings or the circumstances under which the information was received and preserving its confidentiality was necessary to the proper conduct of government business.

*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.*

**Count 65**            **Public official or employee's unlawful influence - M1**  
§0102.03(B)

**Defendants**        John McNally

**Date of Offense**    On or about July 12, 2007 to July 15, 2007

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

, a present or former public official or employee, did disclose or use, without appropriate authorization, information acquired by him in the course of his official duties that was confidential because of statutory provisions, or that was clearly designated to John McNally as confidential when the confidential designation was warranted because of the status of the proceedings or the circumstances under which the information was received and preserving its confidentiality was necessary to the proper conduct of government business.

*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.*

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Prosecuting Attorney

Ohio.

**Count 66**      **Public official or employee's unlawful influence - M1**  
§0102.03(D)

**Defendants**      John McNally

**Date of Offense**    On or about July 1, 2006 to August 31, 2007

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

, a public official or employee, did recklessly use or authorize the use of the authority or influence of office or employment to secure something of value or the promise or offer of something of value that is of such a character as to manifest a substantial and improper influence upon a public official or employee with respect to that person's duties..

Acceptance of attorney services from Businessman 1 or Business 1 or Business 2

*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.*

**Count 67**      **Public official or employee's unlawful influence - M1**  
§0102.03(D)

**Defendants**      John McNally

**Date of Offense**    On or about July 1, 2006 to August 31, 2007

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

, a public official or employee, did recklessly use or authorize the use of the authority or influence of office or employment to secure something of value or the promise or offer of something of value that is of such a character as to manifest a substantial and improper influence upon a public official or employee with respect to that person's duties..

Acceptance of attorney services from Businessman 1 or Business 1 or Business 2

*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.*

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**Count 68**      **Public official or employee's unlawful influence - M1**  
§0102.03(D)

**Defendants**      Michael Sciortino

**Date of Offense**    On or about July 1, 2006 to August 31, 2007

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

, a public official or employee, did recklessly use or authorize the use of the authority or influence of office or employment to secure something of value or the promise or offer of something of value that is of such a character as to manifest a substantial and improper influence upon a public official or employee with respect to that person's duties..

Acceptance of attorney services from Businessman 1 or Business 1 or Business 2

*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.*

**Count 69**      **Public official or employee's unlawful influence - M1**  
§0102.03(D)

**Defendants**      Michael Sciortino

**Date of Offense**    On or about July 1, 2006 to August 31, 2007

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

, a public official or employee, did recklessly use or authorize the use of the authority or influence of office or employment to secure something of value or the promise or offer of something of value that is of such a character as to manifest a substantial and improper influence upon a public official or employee with respect to that person's duties..

Acceptance of attorney services from Businessman 1 or Business 1 or Business 2

*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.*

**Count 70**      **Public official or employee's unlawful influence - M1**  
§0102.03(E)

**Defendants**      John McNally

**Date of Offense**    On or about July 1, 2006 to August 31, 2007

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

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, a public official or employee, did recklessly solicit or accept something of value that is of such a character as to manifest a substantial and improper influence upon a public official or employee with respect to that person's duties..

*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.*

**Count 71**            **Public official or employee's unlawful influence - M1**  
§0102.03(E)

**Defendants**        John McNally

**Date of Offense**   On or about July 1, 2006 to August 31, 2007

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

, a public official or employee, did recklessly solicit or accept something of value that is of such a character as to manifest a substantial and improper influence upon a public official or employee with respect to that person's duties..

*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.*

**Count 72**            **Public official or employee's unlawful influence - M1**  
§0102.03(E)

**Defendants**        Michael Sciortino

**Date of Offense**   On or about July 1, 2006 to August 31, 2007

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

, a public official or employee, did recklessly solicit or accept something of value that is of such a character as to manifest a substantial and improper influence upon a public official or employee with respect to that person's duties..

*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.*

**Count 73**            **Public official or employee's unlawful influence - M1**  
§0102.03(E)

**Defendants**        Michael Sciortino

**Date of Offense**   On or about July 1, 2006 to August 31, 2007

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*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

, a public official or employee, did recklessly solicit or accept something of value that is of such a character as to manifest a substantial and improper influence upon a public official or employee with respect to that person's duties..

*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.*



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