

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

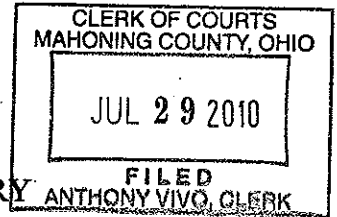
IN THE MATTER OF

REPORT OF THE GRAND JURY

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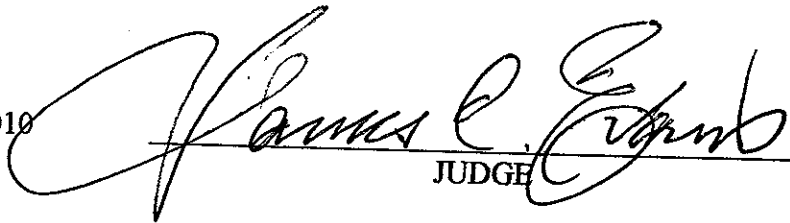
CASE NO. 10 CR

JUDGMENT ENTRY



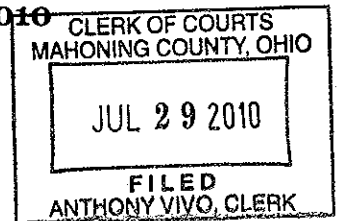
On the 28th day of July, 2010, A Report of the Special Grand Jury Term ending July 30, 2010, together with one case, returning a true bill indictment with respect to ten persons was received by this Court. Pursuant to Rule 6(E) of the Rules of Criminal Procedure, the Indictment document is ordered filed with the Clerk of Court. It is further Ordered that the Indictment designated as a Direct Presentment shall be processed pursuant to Rule 6(F) of the Rules of Criminal Procedure.

Dated: July 29, 2010


JUDGE

REPORT OF THE MAHONING COUNTY GRAND JURY
Proceedings of
Special Grand Jury Term ending July 30, 2010

TO: The Honorable James Evans
Judge of the Court of Common Pleas
Mahoning County, Ohio



The Mahoning County Grand Jury of the Mahoning County Court of Common Pleas, held over and meeting from February, 2010 to July 30, 2010 by order of the Court, hereby makes its report to the Court.

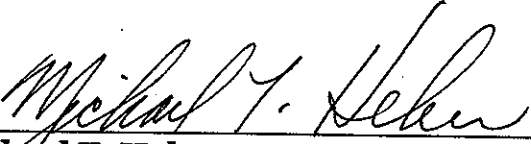
We have been in session meeting from time to time pursuant to Order of Court for the purposes of hearing evidence from witnesses in connection with a certain investigation of the special prosecutors and their assistant prosecutors of matters surrounding the move of certain offices of Mahoning County to a premise commonly referred to as the "Oakhill" site.

We have examined a number of witnesses under oath or affirmation with court reporters designated by the Court keeping record of said proceedings and the identity of such witnesses providing testimony thereat. The Special Grand Jury Term culminated in a single document issuing a True Bill indictment of three (3) organizations and seven (7) individuals on the charges specified therein.

A total of nine (9) Grand Jurors, including the undersigned, were present for the deliberations and vote memorialized herein by your Foreman. No other person was present in the room during said deliberations and final vote which occurred on the 28th day of July, 2010. The vote was unanimous: nine grand jurors (9) voted in favor of a True Bill indictment for each of the seventy-three (73) charges contained in said indictment. An accurate copy of said indictment has been attached hereto and incorporated herein by reference.

Our business has concluded and has been transacted in an expeditious manner.

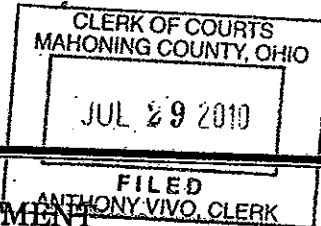
Dated: July 29, 2010



Michael T. Heher
Foreman

IN THE MAHONING COUNTY COURT OF COMMON PLEAS

THE STATE OF OHIO)
) SS:
COUNTY OF MAHONING)



THE STATE OF OHIO

VS.

ANTHONY M. CAFARO, SR.
D.O.B. [REDACTED]
SSN: XXX-XX- [REDACTED]
1374 Warner Road
Hubbard, Ohio 44425

and

THE CAFARO COMPANY, an
Ohio for profit corporation
(Ohio Charter/Reg. No. 428298)
2445 Belmont Avenue
Youngstown, Ohio 44504-0186

and

OHIO VALLEY MALL
COMPANY, an Ohio Limited
Partnership
(Ohio Charter/Reg. No. 906612)
2445 Belmont Avenue
Youngstown, Ohio 44504-0186

and

THE MARION PLAZA, INC., an
Ohio for profit corporation
(Ohio Charter/Reg. No. 266922)
2445 Belmont Avenue
Youngstown, Ohio 44504-0186

and

DIRECT PRESENTMENT

JUDGE

CASE NO. 2010 CR

INDICTMENT FOR:

COUNTS ONE THROUGH SEVEN
Engaging in a Pattern of Corrupt Activity
R.C. 2923.32(A)(1)

COUNTS EIGHT THROUGH TEN
Engaging in a Pattern of Corrupt Activity
R.C. 2923.32(A)(2)

COUNTS 11 THROUGH 17
Conspiracy, R.C. 2923.01(A)(1)

COUNTS 18 THROUGH 24
Conspiracy, R.C. 2923.01(A)(2)

COUNTS 25 through 37
Perjury, R.C. 2921.11(A)

COUNTS 38 THROUGH 46
Bribery, R.C. 2921.02(A)

COUNT 47 THROUGH 49
Bribery, R.C. 2921.02(C)

COUNTS 50 THROUGH 52
Bribery, R.C. 2921.02(B)

COUNT 53
Bribery, R.C. 2921.02(D)

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2010 CR
00800
00034910003

JOHN A. McNALLY, IV

D.O.B. [REDACTED]

SSN: XXX-XX-[REDACTED]

2236 Burma Drive

Youngstown, Ohio 44511

and

JOHN REARDON

D.O.B. [REDACTED]

SSN: XXX-XX-[REDACTED]

7473 Huntington Drive No.6

Boardman, Ohio 44512

and

MICHAEL V. SCIORTINO

D.O.B. [REDACTED]

S.S.N. XXX-XX-[REDACTED]

2170 Woodgate Street

Austintown, Ohio 44515

and

JOHN ZACHARIAH

D.O.B. [REDACTED]

S.S.N. XXX-XX-[REDACTED]

125 Button Bush Circle

Chagrin Falls, Ohio 44022

and

MARTIN YAVORCIK

D.O.B. [REDACTED]

S.S.N. XXX-XX-[REDACTED]

7382 Glenwood Avenue

Boardman, Ohio 44512

and

FLORA CAFARO

D.O.B. [REDACTED]

S.S.N. XXX-XX-[REDACTED]

5752 Stewart Sharon Road

Brookfield, Ohio 44403

COUNTS 54 THROUGH 55

Money Laundering, R.C. 1315.55(A)(1)

COUNTS 56 THROUGH 57

Money Laundering, R.C. 1315.55(A)(2)

COUNTS 58 THROUGH 59

Money Laundering, R.C. 1315.55(A)(3)

COUNT 60

Tampering with Records, R.C. 2913.42(A)(2)

COUNT 61

Disclosure of Confidential Information,
R.C. 102.03(B) & 102.99

COUNT 62 THROUGH 64

Conflict of Interest, R.C. 102.03(D) & 102.99

COUNTS 65 THROUGH 67

Conflict of Interest, R.C. 102.03(E) & 102.99

COUNTS 68 THROUGH 69

Filing False Financial Disclosure Statement,
R.C. 102.02(D) & 102.99

COUNTS 70 THROUGH 71

Soliciting or Accepting Improper Compensation
R.C. 2921.43(A)(1)

COUNTS 72 THROUGH 73

Money Laundering, R.C. 1315.55(A)(2)

COUNT ONE

Engaging in a Pattern of Corrupt Activity, R.C. 2923.32(A)(1)

The Jurors of the Grand Jury, being first duly sworn, within and for the County of Mahoning, State of Ohio, on their oaths and in the name and by the authority of the State of Ohio find and present that defendants, OHIO VALLEY MALL COMPANY, AN OHIO LIMITED PARTNERSHIP AND THE MARION PLAZA, INC., AN OHIO FOR PROFIT CORPORATION, ITS GENERAL PARTNER, on or about 02-01-2004 to 12-12-2008, at Mahoning County, Ohio being 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, including the offenses enumerated in the Counts of this indictment that constitute corrupt activity as defined in Section 2923.31 of the Revised Code, or the collection of an unlawful debt, in violation of Section 2923.32(A)(1) of the Ohio Revised Code, a Felony in the Second Degree, contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.

THE ENTERPRISE

The enterprise, as defined in §2923.31(C) of the Revised Code is an association and/or organization and/or group of persons associated in fact, although not necessarily a legal entity including the persons and entities named as defendants in the caption of this indictment, to wit: ANTHONY M. CAFARO, SR., THE CAFARO COMPANY, OHIO VALLEY MALL COMPANY, THE MARION PLAZA, INC., JOHN A. McNALLY, IV, JOHN REARDON, MICHAEL V. SCIORTINO, JOHN ZACHARIAH, MARTIN YAVORCIK AND FLORA CAFARO as well as persons known but uncharged and/or unknown. Said defendants are persons known and associated with the enterprise. An enterprise includes illicit as well as licit enterprises.

AFFAIRS OF THE ENTERPRISE

The affairs of the enterprise include this jurisdiction and include but are not limited to:

- A. Enriching the defendant members and associates of the enterprise through ongoing criminal activity, including the pattern and incidents of corrupt activity.
- B. Preserving and protecting the power, influence and profits of the enterprise by promoting the affairs of the enterprise through a pattern of corrupt activity.

THE PATTERN AND INCIDENTS OF CORRUPT ACTIVITY

The pattern and incidents of corrupt activity attributed to the defendants named herein and persons known and unknown involve two or more incidents of corrupt activity, as defined in R.C. §2923.31(I), pursuant to R.C. §2923.32(A)(1) wherein said

defendants as principals or in complicity with others known and/or unknown, did engage in, conspire to engage in, or solicit another person or persons to engage in Corrupt Activity, including without limitation, any of the following crimes, as specified in the body of this indictment:

1. Money Laundering, R.C. §1315.55;
2. Tampering with Records, R.C. §2913.42
3. Perjury, R.C. §2921.11;
4. Bribery, R.C. §2921.02; and
5. Soliciting or Receiving Improper Compensation, R.C. §2921.43

FORFEITURE SPECIFICATION

The Grand Jurors further find and specify that the interests of defendants OHIO VALLEY MALL COMPANY, AN OHIO LIMITED PARTNERSHIP and THE MARION PLAZA, INC., AN OHIO FOR PROFIT CORPORATION, its general partner in the real estate commonly known as the Garland Avenue real estate, Mahoning County Parcel ID 530270090000 (Lot 698) and Parcel ID 530270086000 (Lot 698 McGuffey) [individually and collectively referred to herein as the "Garland Properties"] shall be subject to forfeiture, each as an instrumentality used in connection with the commission of the offense set forth hereinabove at this Count.

COUNT TWO

Engaging in a Pattern of Corrupt Activity, R.C. 2923.32(A)(1)

The Jurors of the Grand Jury, being first duly sworn, within and for the County of Mahoning, State of Ohio, on their oaths and in the name and by the authority of the State of Ohio find and present that defendant, THE CAFARO COMPANY, on or about 02-01-2004 to 12-12-2008, at Mahoning County, Ohio being 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, including the offenses enumerated in the Counts of this indictment that constitute corrupt activity as defined in Section 2923.31 of the Revised Code, or the collection of an unlawful debt; in violation of Section 2923.32(A)(1) of the Ohio Revised Code, a Felony in the Second Degree, contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.

THE ENTERPRISE

The enterprise, as defined in §2923.31(C) of the Revised Code is an association and/or organization and/or group of persons associated in fact, although not necessarily a legal entity including the persons and entities named as defendants in the caption of this indictment, to wit: ANTHONY M. CAFARO, SR., THE CAFARO COMPANY, OHIO VALLEY MALL COMPANY, THE MARION PLAZA, INC., JOHN A. McNALLY, IV, JOHN REARDON, MICHAEL V. SCIORTINO, JOHN ZACHARIAH, MARTIN YAVORCIK AND FLORA CAFARO as well as persons known

but uncharged and/or unknown. Said defendants are persons known and associated with the enterprise. An enterprise includes illicit as well as licit enterprises.

AFFAIRS OF THE ENTERPRISE

The affairs of the enterprise include this jurisdiction and include but are not limited to:

- A. Enriching the defendant members and associates of the enterprise through ongoing criminal activity, including the pattern and incidents of corrupt activity.
- B. Preserving and protecting the power, influence and profits of the enterprise by promoting the affairs of the enterprise through a pattern of corrupt activity.

THE PATTERN AND INCIDENTS OF CORRUPT ACTIVITY

The pattern and incidents of corrupt activity attributed to the defendants named herein and persons known and unknown involve two or more incidents of corrupt activity, as defined in R.C. §2923.31(I), pursuant to R.C. §2923.32(A)(1) wherein said defendants as principals or in complicity with others known and/or unknown, did engage in, conspire to engage in, or solicit another person or persons to engage in Corrupt Activity, including without limitation, any of the following crimes, as specified in the body of this indictment:

1. Money Laundering, R.C. §1315.55;
2. Tampering with Records, R.C. §2913.42
3. Perjury, R.C. §2921.11;
4. Bribery, R.C. §2921.02; and
5. Soliciting or Receiving Improper Compensation, R.C. §2921.43

FORFEITURE SPECIFICATION

The Grand Jurors further find and specify that the interests of defendant THE CAFARO COMPANY in the real estate commonly known as the Garland Avenue real estate, Mahoning County Parcel ID 530270090000 (Lot 698) and Parcel ID 530270086000 (Lot 698 McGuffey) [individually and collectively referred to herein as the "Garland Properties"] shall be subject to forfeiture, each as an instrumentality used in connection with the commission of the offense set forth hereinabove at this Count.

COUNT THREE

Engaging in a Pattern of Corrupt Activity, R.C. 2923.32(A)(1)

The Jurors of the Grand Jury, being first duly sworn, within and for the County of Mahoning, State of Ohio, on their oaths and in the name and by the authority of the State of Ohio find and present that defendant ANTHONY M. CAFARO, SR., on or

about 02-01-2004 to 12-12-2008, at Mahoning County, Ohio being 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, including the offenses enumerated in the Counts of this indictment that constitute corrupt activity as defined in Section 2923.31 of the Revised Code, or the collection of an unlawful debt; in violation of Section 2923.32(A)(1) of the Ohio Revised Code, a Felony in the Second Degree, contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.

THE ENTERPRISE

The enterprise, as defined in §2923.31(C) of the Revised Code is an association and/or organization and/or group of persons associated in fact, although not necessarily a legal entity including the persons and entities named as defendants in the caption of this indictment, to wit: ANTHONY M. CAFARO, SR., THE CAFARO COMPANY, OHIO VALLEY MALL COMPANY, THE MARION PLAZA, INC., JOHN A. McNALLY, IV, JOHN REARDON, MICHAEL V. SCIORTINO, JOHN ZACHARIAH, MARTIN YAVORCIK AND FLORA CAFARO as well as persons known but uncharged and/or unknown. Said defendants are persons known and associated with the enterprise. An enterprise includes illicit as well as licit enterprises.

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1. Money Laundering, R.C. §1315.55;
2. Tampering with Records, R.C. §2913.42
3. Perjury, R.C. §2921.11;

4. Bribery, R.C. §2921.02; and
5. Soliciting or Receiving Improper Compensation, R.C. §2921.43

FORFEITURE SPECIFICATION

The Grand Jurors further find and specify that the defendant's interest in:

- (i) any entity owning the real estate commonly known as the Garland Avenue real estate, Mahoning County Parcel ID 530270090000 (Lot 698) and Parcel ID 530270086000 (Lot 698 McGuffey) [individually and collectively referred to herein as the "Garland Properties"]; and
- (ii) any general or limited partnership interest in The Ohio Valley Mall Company, an Ohio limited partnership, being the fee simple owner of record of the forgoing Garland Properties; and
- (iii) any shares of any stock owned by or for the benefit of the defendant, whether outright, in trust or otherwise, of any and all classes, in and to The Cafaro Company, an Ohio corporation, an entity having control over certain of the affairs of the Garland Properties; and
- (iv) any shares of any stock owned by or for the benefit of the defendant, whether outright, in trust or otherwise, of any and all classes, in and to the Marion Plaza Inc., an Ohio corporation, the general partner of record of The Ohio Valley Mall Company, an Ohio limited partnership, the fee simple owner of record of the real estate known as the Garland Properties;

shall be subject to forfeiture, each as an instrumentality used in connection with the commission of the offense set forth hereinabove at this Count

COUNT FOUR

Engaging in a Pattern of Corrupt Activity, R.C. 2923.32(A)(1)

The Jurors of the Grand Jury, being first duly sworn, within and for the County of Mahoning, State of Ohio, on their oaths and in the name and by the authority of the State of Ohio find and present that defendant, JOHN A. McNALLY, IV, on or about 02-01-2004 to 12-12-2008, at Mahoning County, Ohio being 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, including the offenses enumerated in the Counts of this indictment that constitute corrupt activity as defined in Section 2923.31 of the Revised Code, or the collection of an unlawful debt; in violation of Section 2923.32(A)(1) of the Ohio Revised Code, a Felony in the Second Degree, 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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1. Money Laundering, R.C. §1315.55;
2. Tampering with Records, R.C. §2913.42
3. Perjury, R.C. §2921.11;
4. Bribery, R.C. §2921.02; and
5. Soliciting or Receiving Improper Compensation, R.C. §2921.43

COUNT FIVE

Engaging in a Pattern of Corrupt Activity, R.C. 2923.32(A)(1)

The Jurors of the Grand Jury, being first duly sworn, within and for the County of Mahoning, State of Ohio, on their oaths and in the name and by the authority of the State of Ohio find and present that defendant, JOHN REARDON, on or about 02-01-2004 to 12-12-2008, at Mahoning County, Ohio being 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, including the offenses enumerated in the Counts of this indictment that constitute corrupt activity as

defined in Section 2923.31 of the Revised Code, or the collection of an unlawful debt; in violation of Section 2923.32(A)(1) of the Ohio Revised Code, a Felony in the Second Degree, contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.

THE ENTERPRISE

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THE PATTERN AND INCIDENTS OF CORRUPT ACTIVITY

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- 1. Money Laundering, R.C. §1315.55;
- 2. Tampering with Records, R.C. §2913.42
- 3. Perjury, R.C. §2921.11;
- 4. Bribery, R.C. §2921.02; and
- 5. Soliciting or Receiving Improper Compensation, R.C. §2921.43

COUNT SIX
Engaging in a Pattern of Corrupt Activity, R.C. 2923.32(A)(1)

The Jurors of the Grand Jury, being first duly sworn, within and for the County of Mahoning, State of Ohio, on their oaths and in the name and by the authority of the State of Ohio find and present that defendant, JOHN ZACHARIAH, on or about 07-05-05 to 12-12-2008, at Mahoning County, Ohio being 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, including the offenses enumerated in the Counts of this indictment that constitute corrupt activity as defined in Section 2923.31 of the Revised Code, or the collection of an unlawful debt; in violation of Section 2923.32(A)(1) of the Ohio Revised Code, a Felony in the Second Degree, 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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THE PATTERN AND INCIDENTS OF CORRUPT ACTIVITY

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engage in, conspire to engage in, or solicit another person or persons to engage in Corrupt Activity, including without limitation, any of the following crimes, as specified in the body of this indictment:

1. Money Laundering, R.C. §1315.55;
2. Tampering with Records, R.C. §2913.42
3. Perjury, R.C. §2921.11;
4. Bribery, R.C. §2921.02; and
5. Soliciting or Receiving Improper Compensation, R.C. §2921.43

COUNT SEVEN

Engaging in a Pattern of Corrupt Activity, R.C. 2923.32(A)(1)

The Jurors of the Grand Jury, being first duly sworn, within and for the County of Mahoning, State of Ohio, on their oaths and in the name and by the authority of the State of Ohio find and present that defendant, MICHAEL V. SCIORTINO, on or about 09-14-2005 to 12-12-2008, at Mahoning County, Ohio being 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, including the offenses enumerated in the Counts of this indictment that constitute corrupt activity as defined in Section 2923.31 of the Revised Code, or the collection of an unlawful debt; in violation of Section 2923.32(A)(1) of the Ohio Revised Code, a Felony in the Second Degree, contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.

THE ENTERPRISE

The enterprise, as defined in §2923.31(C) of the Revised Code is an association and/or organization and/or group of persons associated in fact, although not necessarily a legal entity including the persons and entities named as defendants in the caption of this indictment, to wit: ANTHONY M. CAFARO, SR., THE CAFARO COMPANY, OHIO VALLEY MALL COMPANY, THE MARION PLAZA, INC., JOHN A. McNALLY, IV, JOHN REARDON, MICHAEL V. SCIORTINO, JOHN ZACHARIAH, MARTIN YAVORCIK AND FLORA CAFARO as well as persons known but uncharged and/or unknown. Said defendants are persons known and associated with the enterprise. An enterprise includes illicit as well as licit enterprises.

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THE PATTERN AND INCIDENTS OF CORRUPT ACTIVITY

The pattern and incidents of corrupt activity attributed to the defendants named herein and persons known and unknown involve two or more incidents of corrupt activity, as defined in R.C. §2923.31(I), pursuant to R.C. §2923.32(A)(1) wherein said defendants as principals or in complicity with others known and/or unknown, did engage in, conspire to engage in, or solicit another person or persons to engage in Corrupt Activity, including without limitation, any of the following crimes, as specified in the body of this indictment:

1. Money Laundering, R.C. §1315.55;
2. Tampering with Records, R.C. §2913.42
3. Perjury, R.C. §2921.11;
4. Bribery, R.C. §2921.02; and
5. Soliciting or Receiving Improper Compensation, R.C. §2921.43

COUNT EIGHT

Engaging in a Pattern of Corrupt Activity, R.C. 2923.32(A)(2);

The Jurors of the Grand Jury, being first duly sworn, within and for the County of Mahoning, State of Ohio, on their oaths and in the name and by the authority of the State of Ohio find and present that defendants, OHIO VALLEY MALL COMPANY, AN OHIO LIMITED PARTNERSHIP AND THE MARION PLAZA, INC., AN OHIO FOR PROFIT CORPORATION, ITS GENERAL PARTNER, at Mahoning County, Ohio, on or about 02-01-2004 to 12-12-2008, through a pattern of corrupt activity, including the offenses enumerated in the Counts of this indictment that constitute corrupt activity as defined in Section 2923.31 of the Revised Code, or the collection of an unlawful debt, did acquire or maintain, directly or indirectly, any interest in, or control of, any enterprise or real property, in violation of Section 2923.32(A)(2) of the Ohio Revised Code, a Felony in the Second Degree, contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.

THE ENTERPRISE

The enterprise, as defined in §2923.31(C) of the Revised Code is an association and/or organization and/or group of persons associated in fact, although not necessarily a legal entity including the persons and entities named as defendants in the caption of this indictment, to wit: ANTHONY M. CAFARO, SR., THE CAFARO COMPANY, OHIO VALLEY MALL COMPANY, THE MARION PLAZA, INC., JOHN A. McNALLY, IV, JOHN REARDON, MICHAEL V. SCIORTINO, JOHN ZACHARIAH, MARTIN YAVORCIK AND FLORA CAFARO as well as persons known

but uncharged and/or unknown. Said defendants are persons known and associated with the enterprise. An enterprise includes illicit as well as licit enterprises.

AFFAIRS OF THE ENTERPRISE

The affairs of the enterprise include this jurisdiction and include but are not limited to:

- A. Enriching the defendant members and associates of the enterprise through ongoing criminal activity, including the pattern and incidents of corrupt activity.
- B. Preserving and protecting the power, influence and profits of the enterprise by promoting the affairs of the enterprise through a pattern of corrupt activity.

THE PATTERN AND INCIDENTS OF CORRUPT ACTIVITY

The pattern and incidents of corrupt activity attributed to the defendants named herein and persons known and unknown involve two or more incidents of corrupt activity, as defined in R.C. §2923.31(I), pursuant to R.C. §2923.32(A)(1) wherein said defendants as principals or in complicity with others known and/or unknown, did engage in, conspire to engage in, or solicit another person or persons to engage in Corrupt Activity, including without limitation, any of the following crimes, as specified in the body of this indictment:

1. Money Laundering, R.C. §1315.55;
2. Tampering with Records, R.C. §2913.42
3. Perjury, R.C. §2921.11;
4. Bribery, R.C. §2921.02; and
5. Soliciting or Receiving Improper Compensation, R.C. §2921.43

FORFEITURE SPECIFICATION

The Grand Jurors further find and specify that the interests of defendants OHIO VALLEY MALL COMPANY, AN OHIO LIMITED PARTNERSHIP and THE MARION PLAZA, INC., AN OHIO FOR PROFIT CORPORATION, its general partner in the real estate commonly known as the Garland Avenue real estate, Mahoning County Parcel ID 530270090000 (Lot 698) and Parcel ID 530270086000 (Lot 698 McGuffey) [individually and collectively referred to herein as the "Garland Properties"] shall be subject to forfeiture, each as an instrumentality used in connection with the commission of the offense set forth hereinabove at this Court.

COUNT NINE

Engaging in a Pattern of Corrupt Activity, R.C. 2923.32(A)(2);

The Jurors of the Grand Jury, being first duly sworn, within and for the County of Mahoning, State of Ohio, on their oaths and in the name and by the authority of the State of Ohio find and present that defendant THE CAFARO COMPANY, AN OHIO FOR PROFIT CORPORATION, at Mahoning County, Ohio, on or about 02-01-2004 to 12-12-2008, through a pattern of corrupt activity, including the offenses enumerated in the Counts of this indictment that constitute corrupt activity as defined in Section 2923.31 of the Revised Code, or the collection of an unlawful debt, did acquire or maintain, directly or indirectly, any interest in, or control of, any enterprise or real property, in violation of Section 2923.32(A)(2) of the Ohio Revised Code, a Felony in the Second Degree, contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.

THE ENTERPRISE

The enterprise, as defined in §2923.31(C) of the Revised Code is an association and/or organization and/or group of persons associated in fact, although not necessarily a legal entity including the persons and entities named as defendants in the caption of this indictment, to wit: ANTHONY M. CAFARO, SR., THE CAFARO COMPANY, OHIO VALLEY MALL COMPANY, THE MARION PLAZA, INC., JOHN A. McNALLY, IV, JOHN REARDON, MICHAEL V. SCIORTINO, JOHN ZACHARIAH, MARTIN YAVORCIK AND FLORA CAFARO as well as persons known but uncharged and/or unknown. Said defendants are persons known and associated with the enterprise. An enterprise includes illicit as well as licit enterprises.

AFFAIRS OF THE ENTERPRISE

The affairs of the enterprise include this jurisdiction and include but are not limited to:

- A. Enriching the defendant members and associates of the enterprise through ongoing criminal activity, including the pattern and incidents of corrupt activity.
- B. Preserving and protecting the power, influence and profits of the enterprise by promoting the affairs of the enterprise through a pattern of corrupt activity.

THE PATTERN AND INCIDENTS OF CORRUPT ACTIVITY

The pattern and incidents of corrupt activity attributed to the defendants named herein and persons known and unknown involve two or more incidents of corrupt activity, as defined in R.C. §2923.31(I), pursuant to R.C. §2923.32(A)(1) wherein said defendants as principals or in complicity with others known and/or unknown, did

engage in, conspire to engage in, or solicit another person or persons to engage in Corrupt Activity, including without limitation, any of the following crimes, as specified in the body of this indictment:

1. Money Laundering, R.C. §1315.55;
2. Tampering with Records, R.C. §2913.42
3. Perjury, R.C. §2921.11;
4. Bribery, R.C. §2921.02; and
5. Soliciting or Receiving Improper Compensation, R.C. §2921.43

FORFEITURE SPECIFICATION

The Grand Jurors further find and specify that the interests of defendant THE CAFARO COMPANY in the real estate commonly known as the Garland Avenue real estate, Mahoning County Parcel ID 530270090000 (Lot 698) and Parcel ID 530270086000 (Lot 698 McGuffey) [individually and collectively referred to herein as the "Garland Properties"] shall be subject to forfeiture, each as an instrumentality used in connection with the commission of the offense set forth hereinabove at this Count.

COUNT TEN

Engaging in a Pattern of Corrupt Activity, R.C. 2923.32(A)(2);

The Jurors of the Grand Jury, being first duly sworn, within and for the County of Mahoning, State of Ohio, on their oaths and in the name and by the authority of the State of Ohio find and present that defendant ANTHONY M. CAFARO, SR., at Mahoning County, Ohio, on or about 02-01-2004 to 12-12-2008, through a pattern of corrupt activity, including the offenses enumerated in the Counts of this indictment that constitute corrupt activity as defined in Section 2923.31 of the Revised Code, or the collection of an unlawful debt, did acquire or maintain, directly or indirectly, any interest in, or control of, any enterprise or real property, in violation of Section 2923.32(A)(2) of the Ohio Revised Code, a Felony in the Second Degree, contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.

THE ENTERPRISE

The enterprise, as defined in §2923.31(C) of the Revised Code is an association and/or organization and/or group of persons associated in fact, although not necessarily a legal entity including the persons and entities named as defendants in the caption of this indictment, to wit: ANTHONY M. CAFARO, SR., THE CAFARO COMPANY, OHIO VALLEY MALL COMPANY, THE MARION PLAZA, INC., JOHN A. McNALLY, IV, JOHN REARDON, MICHAEL V. SCIORTINO, JOHN ZACHARIAH, MARTIN YAVORCIK AND FLORA CAFARO as well as persons known but uncharged and/or unknown. Said defendants are persons known and associated with the enterprise. An enterprise includes illicit as well as licit enterprises.

AFFAIRS OF THE ENTERPRISE

The affairs of the enterprise include this jurisdiction and include but are not limited to:

- A. Enriching the defendant members and associates of the enterprise through ongoing criminal activity, including the pattern and incidents of corrupt activity.
- B. Preserving and protecting the power, influence and profits of the enterprise by promoting the affairs of the enterprise through a pattern of corrupt activity.

THE PATTERN AND INCIDENTS OF CORRUPT ACTIVITY

The pattern and incidents of corrupt activity attributed to the defendants named herein and persons known and unknown involve two or more incidents of corrupt activity, as defined in R.C. §2923.31(I), pursuant to R.C. §2923.32(A)(1) wherein said defendants as principals or in complicity with others known and/or unknown, did engage in, conspire to engage in, or solicit another person or persons to engage in Corrupt Activity, including without limitation, any of the following crimes, as specified in the body of this indictment:

1. Money Laundering, R.C. §1315.55;
2. Tampering with Records, R.C. §2913.42
3. Perjury, R.C. §2921.11;
4. Bribery, R.C. §2921.02; and
5. Soliciting or Receiving Improper Compensation, R.C. §2921.43

FORFEITURE SPECIFICATION

The Grand Jurors further find and specify that the defendant's interest in:

- (i) any entity owning the real estate commonly known as the Garland Avenue real estate, Mahoning County Parcel ID 530270090000 (Lot 698) and Parcel ID 530270086000 (Lot 698 McGuffey) [individually and collectively referred to herein as the "Garland Properties"]; and
- (ii) any general or limited partnership interest in The Ohio Valley Mall Company, an Ohio limited partnership, being the fee simple owner of record of the forgoing Garland Properties; and
- (iii) any shares of any stock owned by or for the benefit of the defendant, whether outright, in trust or otherwise, of any and all classes, in and to The Cafaro Company, an Ohio corporation, an entity having control over certain of the affairs of the Garland Properties; and
- (iv) any shares of any stock owned by or for the benefit of the defendant, whether outright, in trust or otherwise, of any and all classes, in and to

the Marion Plaza Inc., an Ohio corporation, the general partner of record of The Ohio Valley Mall Company, an Ohio limited partnership, the fee simple owner of record of the real estate known as the Garland Properties;

shall be subject to forfeiture, each as an instrumentality used in connection with the commission of the offense set forth hereinabove at this Court

COUNT 11

Conspiracy, R.C. 2923.01(A)(1)

The Jurors of the Grand Jury, being first duly sworn, within and for the County of Mahoning, State of Ohio, on their oaths and in the name and by the authority of the State of Ohio find and present that defendants, OHIO VALLEY MALL COMPANY, AN OHIO LIMITED PARTNERSHIP AND THE MARION PLAZA, INC., AN OHIO FOR PROFIT CORPORATION, ITS GENERAL PARTNER, on or about 02-01-2004 to 12-12-2008, at Mahoning County, Ohio, with the purpose to commit or to promote or facilitate the commission of engaging in a pattern of corrupt activity in violation of section 2923.32 of the Revised Code, did, with another person or persons, plan or aid in planning the commission of any of the specified offenses, to wit: engaging in a pattern of corrupt activity in violation of section 2923.32 of the Revised Code, whereby a substantial overt act or acts in furtherance of the conspiracy have been done by the defendants or a person with whom said defendants conspired, subsequent to said defendants' entrance into the conspiracy and include clandestine meetings with one or more of the persons with whom said defendants have conspired; commission and/or complicity in the commission of one or more offense(s) of Money Laundering, R.C. §1315.55, Tampering with Records, R.C. §2913.42, Perjury, R.C. §2921.11, Bribery, R.C. §2921.02, and Soliciting or Receiving Improper Compensation, R.C. §2921.43; the tender of or complicity in the tender of money with respect to any one or more of the crimes set forth in the body of this Indictment, the provision of or complicity in the provision of free legal services to public servants; the provision of or complicity in the provision of monies to or for the benefit of public servant(s); the offer to purchase or complicity in the offer to purchase and/or guaranty a loan made by a national bank in connection with an effort to block the proposed relocation of Mahoning County offices to a premises commonly referred to as "Oak Hill", in violation of Section 2923.01(A)(1) of the Revised Code, a Felony of the Third Degree, 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

Conspiracy, R.C. 2923.01(A)(1)

The Jurors of the Grand Jury, being first duly sworn, within and for the County of Mahoning, State of Ohio, on their oaths and in the name and by the authority of the State of Ohio find and present that defendant, THE CAFARO COMPANY, on or about 02-01-2004 to 12-12-2008, at Mahoning County, Ohio, with the purpose to commit or to promote or facilitate the commission of engaging in a pattern of corrupt

activity in violation of section 2923.32 of the Revised Code, did, with another person or persons, plan or aid in planning the commission of any of the specified offenses, to wit: engaging in a pattern of corrupt activity in violation of section 2923.32 of the Revised Code, whereby a substantial overt act or acts in furtherance of the conspiracy have been done by the defendant or a person with whom said defendant conspired, subsequent to said defendant's entrance into the conspiracy and include clandestine meetings with one or more of the persons with whom said defendant has conspired; commission and/or complicity in the commission of one or more offense(s) of Money Laundering, R.C. §1315.55, Tampering with Records, R.C. §2913.42, Perjury, R.C. §2921.11, Bribery, R.C. §2921.02, and Soliciting or Receiving Improper Compensation, R.C. §2921.43; the tender of or complicity in the tender of money with respect to any one or more of the crimes set forth in the body of this Indictment, the provision of or complicity in the provision of free legal services to public servants; the provision of or complicity in the provision of monies to or for the benefit of public servant(s); the offer to purchase or complicity in the offer to purchase and/or guaranty a loan made by a national bank in connection with an effort to block the proposed relocation of Mahoning County offices to a premises commonly referred to as "Oak Hill", in violation of Section 2923.01(A)(1) of the Revised Code, a Felony of the Third Degree, 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 13

Conspiracy, R.C. 2923.01(A)(1)

The Jurors of the Grand Jury, being first duly sworn, within and for the County of Mahoning, State of Ohio, on their oaths and in the name and by the authority of the State of Ohio find and present that defendant, ANTHONY M. CAFARO, SR., on or about 02-01-2004 to 12-12-2008, at Mahoning County, Ohio, with the purpose to commit or to promote or facilitate the commission of engaging in a pattern of corrupt activity in violation of section 2923.32 of the Revised Code, did, with another person or persons, plan or aid in planning the commission of any of the specified offenses, to wit: engaging in a pattern of corrupt activity in violation of section 2923.32 of the Revised Code, whereby a substantial overt act or acts in furtherance of the conspiracy have been done by the defendant or a person with whom said defendant conspired, subsequent to said defendant's entrance into the conspiracy and include clandestine meetings with one or more of the persons with whom said defendant has conspired; commission and/or complicity in the commission of one or more offense(s) of Money Laundering, R.C. §1315.55, Tampering with Records, R.C. §2913.42, Perjury, R.C. §2921.11, Bribery, R.C. §2921.02, and Soliciting or Receiving Improper Compensation, R.C. §2921.43; the tender of or complicity in the tender of money with respect to any one or more of the crimes set forth in the body of this Indictment, the provision of or complicity in the provision of free legal services to public servants; the provision of or complicity in the provision of monies to or for the benefit of public servant(s); the offer to purchase or complicity in the offer to purchase and/or guaranty a loan made by a national bank in connection with an effort to block the proposed relocation of Mahoning County offices to a premises commonly referred to as "Oak Hill", in violation of Section 2923.01(A)(1) of the Revised Code, a Felony of

the Third Degree, 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
Conspiracy, R.C. 2923.01(A)(1)

The Jurors of the Grand Jury, being first duly sworn, within and for the County of Mahoning, State of Ohio, on their oaths and in the name and by the authority of the State of Ohio find and present that defendant, JOHN A. McNALLY, IV, on or about 02-01-2004 to 12-12-2008, at Mahoning County, Ohio, with the purpose to commit or to promote or facilitate the commission of engaging in a pattern of corrupt activity in violation of section 2923.32 of the Revised Code, did, with another person or persons, plan or aid in planning the commission of any of the specified offenses, to wit: engaging in a pattern of corrupt activity in violation of section 2923.32 of the Revised Code, whereby a substantial overt act or acts in furtherance of the conspiracy have been done by the defendant or a person with whom said defendant conspired, subsequent to said defendant's entrance into the conspiracy and include clandestine meetings with one or more of the persons with whom said defendant has conspired; commission and/or complicity in the commission of one or more offense(s) of Perjury, R.C. §2921.11, Bribery, R.C. §2921.02, violations of ethics laws pursuant to R.C. §102.02 and/or R.C. §102.03; the receipt of or complicity in the receipt of monies with respect to any one or more of the crimes set forth in the body of this Indictment including the receipt of or complicity in the receipt of free legal services, all in connection with an effort to block the proposed relocation of Mahoning County offices to a premises commonly referred to as "Oak Hill", in violation of Section 2923.01(A)(1) of the Revised Code, a Felony of the Third Degree, 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
Conspiracy, R.C. 2923.01(A)(1)

The Jurors of the Grand Jury, being first duly sworn, within and for the County of Mahoning, State of Ohio, on their oaths and in the name and by the authority of the State of Ohio find and present that defendant, JOHN REARDON, on or about 02-01-2004 to 12-12-2008, at Mahoning County, Ohio, with the purpose to commit or to promote or facilitate the commission of engaging in a pattern of corrupt activity in violation of section 2923.32 of the Revised Code, did, with another person or persons, plan or aid in planning the commission of any of the specified offenses, to wit: engaging in a pattern of corrupt activity in violation of section 2923.32 of the Revised Code, whereby a substantial overt act or acts in furtherance of the conspiracy have been done by the defendant or a person with whom said defendant conspired, subsequent to said defendant's entrance into the conspiracy and include clandestine meetings with one or more of the persons with whom said defendant has conspired; commission and/or complicity in the commission of one or more offense(s) of Perjury, R.C. §2921.11, Bribery, R.C. §2921.02; violations of ethics laws pursuant to R.C. §102.02 and/or R.C. §102.03; the receipt of or complicity in the receipt of monies with respect to any one or more of the crimes set forth in the body of this

Indictment including the receipt of or complicity in the receipt of free legal services, all in connection with an effort to block the proposed relocation of Mahoning County offices to a premises commonly referred to as "Oak Hill", in violation of Section 2923.01(A)(1) of the Revised Code, a Felony of the Third Degree, 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

Conspiracy, R.C. 2923.01(A)(1)

The Jurors of the Grand Jury, being first duly sworn, within and for the County of Mahoning, State of Ohio, on their oaths and in the name and by the authority of the State of Ohio find and present that defendant, JOHN ZACHARIAH, on or about 07-05-2005 to 12-12-2008, at Mahoning County, Ohio, with the purpose to commit or to promote or facilitate the commission of engaging in a pattern of corrupt activity in violation of section 2923.32 of the Revised Code, did, with another person or persons, plan or aid in planning the commission of any of the specified offenses, to wit: engaging in a pattern of corrupt activity in violation of section 2923.32 of the Revised Code, whereby a substantial overt act or acts in furtherance of the conspiracy have been done by the defendant or a person with whom said defendant conspired, subsequent to said defendant's entrance into the conspiracy and include clandestine meetings with one or more of the persons with whom said defendant has conspired; commission and/or complicity in the commission of one or more offense(s) of Tampering with Records, R.C. §2013.42, Perjury, R.C. §2921.11 and Bribery, R.C. §2921.02; the receipt of or complicity in the receipt of monies with respect to any one or more of the crimes set forth in the body of this Indictment including the receipt of or complicity in the receipt of free legal services, all in connection with an effort to block the proposed relocation of Mahoning County offices to a premises commonly referred to as "Oak Hill", in violation of Section 2923.01(A)(1) of the Revised Code, a Felony of the Third Degree, 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

Conspiracy, R.C. 2923.01(A)(1)

The Jurors of the Grand Jury, being first duly sworn, within and for the County of Mahoning, State of Ohio, on their oaths and in the name and by the authority of the State of Ohio find and present that defendant, MICHAEL V. SCIORTINO, on or about 09-14-2005 to 12-12-2008, at Mahoning County, Ohio, with the purpose to commit or to promote or facilitate the commission of engaging in a pattern of corrupt activity in violation of section 2923.32 of the Revised Code, did, with another person or persons, plan or aid in planning the commission of any of the specified offenses, to wit: engaging in a pattern of corrupt activity in violation of section 2923.32 of the Revised Code, whereby a substantial overt act or acts in furtherance of the conspiracy have been done by the defendant or a person with whom said defendant conspired, subsequent to said defendant's entrance into the conspiracy and include clandestine meetings with one or more of the persons with whom said defendant has conspired; commission and/or complicity in the commission of one or more offense(s) of

Perjury, R.C. §2921.11, Bribery, R.C. §2921.02; violations of ethics laws pursuant to R.C. §102.02 and/or R.C. §102.03; the receipt of or complicity in the receipt of monies with respect to any one or more of the crimes set forth in the body of this Indictment including the receipt of or complicity in the receipt of free legal services, all in connection with an effort to block the proposed relocation of Mahoning County offices to a premises commonly referred to as "Oak Hill", in violation of Section 2923.01(A)(1) of the Revised Code, a Felony of the Third Degree, 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 18

Conspiracy, R.C. 2923.01(A)(2)

The Jurors of the Grand Jury, being first duly sworn, within and for the County of Mahoning, State of Ohio, on their oaths and in the name and by the authority of the State of Ohio find and present that defendants, OHIO VALLEY MALL COMPANY, AN OHIO LIMITED PARTNERSHIP AND THE MARION PLAZA, INC., AN OHIO FOR PROFIT CORPORATION, ITS GENERAL PARTNER, at Mahoning County, Ohio, on or about 02-01-2004 to 12-12-2008, with the purpose to commit or to promote or facilitate the commission of engaging in a pattern of corrupt activity in violation of section 2923.32 of the Revised Code, did agree with another person or persons that one or more of them will engage in conduct that facilitates the commission of any of the specified offenses, to wit: engaging in a pattern of corrupt activity in violation of section 2923.32 of the Revised Code, whereby a substantial overt act or acts in furtherance of the conspiracy have been done by the defendants or a person with whom said defendants conspired, subsequent to said defendants' entrance into the conspiracy and include clandestine meetings with one or more of the persons with whom said defendants have conspired; commission and/or complicity in the commission of one or more offense(s) of Money Laundering, R.C. §1315.55, Tampering with Records, R.C. §2913.42, Perjury, R.C. §2921.11, Bribery, R.C. §2921.02, and Soliciting or Receiving Improper Compensation, R.C. §2921.43; the tender of or complicity in the tender of money with respect to any one or more of the crimes set forth in the body of this Indictment, the provision of or complicity in the provision of free legal services to public servants; the provision of or complicity in the provision of monies to or for the benefit of public servant(s); the offer to purchase or complicity in the offer to purchase and/or guaranty a loan made by a national bank in connection with an effort to block the proposed relocation of Mahoning County offices to a premises commonly referred to as "Oak Hill", in violation of Section 2923.01(A)(2) of the Revised Code, a Felony of the Third Degree, 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

Conspiracy, R.C. 2923.01(A)(2)

The Jurors of the Grand Jury, being first duly sworn, within and for the County of Mahoning, State of Ohio, on their oaths and in the name and by the authority of the State of Ohio find and present that defendant, THE CAFARO COMPANY, at

Mahoning County, Ohio, on or about 02-01-2004 to 12-12-2008, with the purpose to commit or to promote or facilitate the commission of engaging in a pattern of corrupt activity in violation of section 2923.32 of the Revised Code, did agree with another person or persons that one or more of them will engage in conduct that facilitates the commission of any of the specified offenses, to wit: engaging in a pattern of corrupt activity in violation of section 2923.32 of the Revised Code, whereby a substantial overt act or acts in furtherance of the conspiracy have been done by the defendant or a person with whom said defendant conspired, subsequent to said defendant's entrance into the conspiracy and include clandestine meetings with one or more of the persons with whom said defendant has conspired; commission and/or complicity in the commission of one or more offense(s) of Money Laundering, R.C. §1315.55, Tampering with Records, R.C. §2913.42, Perjury, R.C. §2921.11, Bribery, R.C. §2921.02, and Soliciting or Receiving Improper Compensation, R.C. §2921.43; the tender of or complicity in the tender of money with respect to any one or more of the crimes set forth in the body of this Indictment, the provision of or complicity in the provision of free legal services to public servants; the provision of or complicity in the provision of monies to or for the benefit of public servant(s); the offer to purchase or complicity in the offer to purchase and/or guaranty a loan made by a national bank in connection with an effort to block the proposed relocation of Mahoning County offices to a premises commonly referred to as "Oak Hill", in violation of Section 2923.01(A)(2) of the Revised Code, a Felony of the Third Degree, 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

Conspiracy, R.C. 2923.01(A)(2)

The Jurors of the Grand Jury, being first duly sworn, within and for the County of Mahoning, State of Ohio, on their oaths and in the name and by the authority of the State of Ohio find and present that defendant, ANTHONY M. CAFARO, SR. at Mahoning County, Ohio, on or about 02-01-2004 to 12-12-2008, with the purpose to commit or to promote or facilitate the commission of engaging in a pattern of corrupt activity in violation of section 2923.32 of the Revised Code, did agree with another person or persons that one or more of them will engage in conduct that facilitates the commission of any of the specified offenses, to wit: engaging in a pattern of corrupt activity in violation of section 2923.32 of the Revised Code, whereby a substantial overt act or acts in furtherance of the conspiracy have been done by the defendant or a person with whom said defendant conspired, subsequent to said defendant's entrance into the conspiracy and include clandestine meetings with one or more of the persons with whom said defendant has conspired; commission and/or complicity in the commission of one or more offense(s) of Money Laundering, R.C. §1315.55, Tampering with Records, R.C. §2913.42, Perjury, R.C. §2921.11, Bribery, R.C. §2921.02, and Soliciting or Receiving Improper Compensation, R.C. §2921.43; the tender of or complicity in the tender of money with respect to any one or more of the crimes set forth in the body of this Indictment, the provision of or complicity in the provision of free legal services to public servants; the provision of or complicity in the provision of monies to or for the benefit of public servant(s); the offer to purchase or complicity in the offer to purchase and/or guaranty a loan made by a national bank in

connection with an effort to block the proposed relocation of Mahoning County offices to a premises commonly referred to as "Oak Hill", in violation of Section 2923.01(A)(2) of the Revised Code, a Felony of the Third Degree, 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

Conspiracy, R.C. 2923.01(A)(2)

The Jurors of the Grand Jury, being first duly sworn, within and for the County of Mahoning, State of Ohio, on their oaths and in the name and by the authority of the State of Ohio find and present that defendant, JOHN A. McNALLY, IV, at Mahoning County, Ohio, on or about 02-01-2004 to 12-12-2008, with the purpose to commit or to promote or facilitate the commission of engaging in a pattern of corrupt activity in violation of section 2923.32 of the Revised Code, did agree with another person or persons that one or more of them will engage in conduct that facilitates the commission of any of the specified offenses, to wit: engaging in a pattern of corrupt activity in violation of section 2923.32 of the Revised Code, whereby a substantial overt act or acts in furtherance of the conspiracy have been done by the defendant or a person with whom said defendant conspired, subsequent to said defendant's entrance into the conspiracy and include clandestine meetings with one or more of the persons with whom said defendant has conspired; commission and/or complicity in the commission of one or more offense(s) of Perjury, R.C. §2921.11, Bribery, R.C. §2921.02, violations of ethics laws pursuant to R.C. §102.02 and/or R.C. §102.03; the receipt of or complicity in the receipt of monies with respect to any one or more of the crimes set forth in the body of this Indictment including the receipt of or complicity in the receipt of free legal services, all in connection with an effort to block the proposed relocation of Mahoning County offices to a premises commonly referred to as "Oak Hill", in violation of Section 2923.01(A)(2) of the Revised Code, a Felony of the Third Degree, 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

Conspiracy, R.C. 2923.01(A)(2)

The Jurors of the Grand Jury, being first duly sworn, within and for the County of Mahoning, State of Ohio, on their oaths and in the name and by the authority of the State of Ohio find and present that defendant, JOHN REARDON, at Mahoning County, Ohio, on or about 02-01-2004 to 12-12-2008, with the purpose to commit or to promote or facilitate the commission of engaging in a pattern of corrupt activity in violation of section 2923.32 of the Revised Code, did agree with another person or persons that one or more of them will engage in conduct that facilitates the commission of any of the specified offenses, to wit: engaging in a pattern of corrupt activity in violation of section 2923.32 of the Revised Code, whereby a substantial overt act or acts in furtherance of the conspiracy have been done by the defendant or a person with whom said defendant conspired, subsequent to said defendant's entrance into the conspiracy and include clandestine meetings with one or more of the persons with whom said defendant has conspired; commission and/or complicity

in the commission of one or more offense(s) of Perjury, R.C. §2921.11, Bribery, R.C. §2921.02; violations of ethics laws pursuant to R.C. §102.02 and/or R.C. §102.03; the receipt of or complicity in the receipt of monies with respect to any one or more of the crimes set forth in the body of this Indictment including the receipt of or complicity in the receipt of free legal services, all in connection with an effort to block the proposed relocation of Mahoning County offices to a premises commonly referred to as "Oak Hill", in violation of Section 2923.01(A)(2) of the Revised Code, a Felony of the Third Degree, 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 23

Conspiracy, R.C. 2923.01(A)(2)

The Jurors of the Grand Jury, being first duly sworn, within and for the County of Mahoning, State of Ohio, on their oaths and in the name and by the authority of the State of Ohio find and present that defendant, JOHN ZACHARIAH, at Mahoning County, Ohio, on or about 07-05-2005 to 12-12-2008, with the purpose to commit or to promote or facilitate the commission of engaging in a pattern of corrupt activity in violation of section 2923.32 of the Revised Code, did agree with another person or persons that one or more of them will engage in conduct that facilitates the commission of any of the specified offenses, to wit: engaging in a pattern of corrupt activity in violation of section 2923.32 of the Revised Code, whereby a substantial overt act or acts in furtherance of the conspiracy have been done by the defendant or a person with whom said defendant conspired, subsequent to said defendant's entrance into the conspiracy and include clandestine meetings with one or more of the persons with whom said defendant has conspired; commission and/or complicity in the commission of one or more offense(s) of Tampering with Records, R.C. §2013.42, Perjury, R.C. §2921.11 and Bribery, R.C. §2921.02; the receipt of or complicity in the receipt of monies with respect to any one or more of the crimes set forth in the body of this Indictment including the receipt of or complicity in the receipt of free legal services, all in connection with an effort to block the proposed relocation of Mahoning County offices to a premises commonly referred to as "Oak Hill", in violation of Section 2923.01(A)(2) of the Revised Code, a Felony of the Third Degree, 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

Conspiracy, R.C. 2923.01(A)(2)

The Jurors of the Grand Jury, being first duly sworn, within and for the County of Mahoning, State of Ohio, on their oaths and in the name and by the authority of the State of Ohio find and present that defendant, MICHAEL V. SCIORTINO, at Mahoning County, Ohio, on or about 09-14-05 to 12-12-2008, with the purpose to commit or to promote or facilitate the commission of engaging in a pattern of corrupt activity in violation of section 2923.32 of the Revised Code, did agree with another person or persons that one or more of them will engage in conduct that facilitates the commission of any of the specified offenses, to wit: engaging in a pattern of corrupt

activity in violation of section 2923.32 of the Revised Code, whereby a substantial overt act or acts in furtherance of the conspiracy have been done by the defendant or a person with whom said defendant conspired, subsequent to said defendant's entrance into the conspiracy and include clandestine meetings with one or more of the persons with whom said defendant has conspired; commission and/or complicity in the commission of one or more offense(s) of Perjury, R.C. §2921.11, Bribery, R.C. §2921.02; violations of ethics laws pursuant to R.C. §102.02 and/or R.C. §102.03; the receipt of or complicity in the receipt of monies with respect to any one or more of the crimes set forth in the body of this Indictment including the receipt of or complicity in the receipt of free legal services, all in connection with an effort to block the proposed relocation of Mahoning County offices to a premises commonly referred to as "Oak Hill", in violation of Section 2923.01(A)(2) of the Revised Code, a Felony of the Third Degree, 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

Perjury, R.C. 2921.11(A)

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 ANTHONY M. CAFARO, SR., in the County of Mahoning, unlawfully on or about June 6, 2007 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, in violation of §2921.11(A) of the Ohio Revised Code, a Felony of the Third Degree, 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

Perjury, R.C. 2921.11(A)

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 ANTHONY M. CAFARO, SR., in the County of Mahoning, unlawfully on or about June 6, 2007 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, in violation of §2921.11(A) of the Ohio Revised Code, a Felony of the Third Degree, 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

Perjury, R.C. 2921.11(A)

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 ANTHONY M. CAFARO, SR., in

the County of Mahoning, unlawfully on or about June 6, 2007 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, in violation of §2921.11(A) of the Ohio Revised Code, a Felony of the Third Degree, 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 28

Perjury, 2921.11(A)

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, JOHN A. McNALLY, IV in the County of Mahoning, unlawfully on or about May 16, 2007 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, in violation of §2921.11(A) of the Ohio Revised Code, a Felony of the Third Degree, 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

Perjury, 2921.11(A)

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, JOHN A. McNALLY, IV in the County of Mahoning, unlawfully on or about May 16, 2007 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, in violation of §2921.11(A) of the Ohio Revised Code, a Felony of the Third Degree, 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

Perjury, 2921.11(A)

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, JOHN A. McNALLY, IV in the County of Mahoning, unlawfully on or about May 16, 2007 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, in violation of §2921.11(A) of the Ohio Revised Code, a Felony of the Third Degree, 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
Perjury, 2921.11(A)

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, **JOHN REARDON**, in the County of Mahoning, unlawfully on or about June 16, 2007 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, in violation of §2921.11(A) of the Ohio Revised Code, a Felony of the Third Degree, 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
Perjury, 2921.11(A)

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, **JOHN REARDON**, in the County of Mahoning, unlawfully on or about June 16, 2007 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, in violation of §2921.11(A) of the Ohio Revised Code, a Felony of the Third Degree, 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 33
Perjury, 2921.11(A)

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, **MICHAEL V. SCIORTINO**, in the County of Mahoning, unlawfully on or about 05-22-2007 to 06-04-2007 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, in violation of §2921.11(A) of the Ohio Revised Code, a Felony of the Third Degree, 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
Perjury, 2921.11(A)

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, **MICHAEL V. SCIORTINO**, in the County of Mahoning, unlawfully on or about 05-22-

2007 to 06-04-2007 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, in violation of §2921.11(A) of the Ohio Revised Code, a Felony of the Third Degree, 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
Perjury, 2921.11(A)

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, JOHN ZACHARIAH, in the County of Mahoning, unlawfully on or about April 5, 2007 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, in violation of §2921.11(A) of the Ohio Revised Code, a Felony of the Third Degree, 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
Perjury, 2921.11(A)

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, JOHN ZACHARIAH, in the County of Mahoning, unlawfully on or about April 5, 2007 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, in violation of §2921.11(A) of the Ohio Revised Code, a Felony of the Third Degree, 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
Perjury, 2921.11(A)

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, JOHN ZACHARIAH, in the County of Mahoning, unlawfully on or about April 5, 2007 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, in violation of §2921.11(A) of the Ohio Revised Code, a Felony of the Third Degree, 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 38
Bribery, 2921.02(A)
of McNally

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 OHIO VALLEY MALL COMPANY, AN OHIO LIMITED PARTNERSHIP AND THE MARION PLAZA, INC., AN OHIO FOR PROFIT CORPORATION, ITS GENERAL PARTNER, in the County of Mahoning, unlawfully on or about 02-01-04 to 12-12-2008, did, with purpose to corrupt a public servant or party official, or improperly to influence him with respect to the discharge of his duty, whether before or after he is elected, appointed, qualified, employed, summoned, or sworn, promise, offer, or give any valuable thing or valuable benefit, in violation of §2921.02(A) of the Ohio Revised Code, a Felony of the Third Degree, 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
Bribery, 2921.02(A)
of Reardon

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 OHIO VALLEY MALL COMPANY, AN OHIO LIMITED PARTNERSHIP AND THE MARION PLAZA, INC., AN OHIO FOR PROFIT CORPORATION, ITS GENERAL PARTNER, in the County of Mahoning, unlawfully on or about 02-01-04 to 12-12-2008, did, with purpose to corrupt a public servant or party official, or improperly to influence him with respect to the discharge of his duty, whether before or after he is elected, appointed, qualified, employed, summoned, or sworn, promise, offer, or give any valuable thing or valuable benefit, in violation of §2921.02(A) of the Ohio Revised Code, a Felony of the Third Degree, 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
Bribery, 2921.02(A)
of Sciortino

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 OHIO VALLEY MALL COMPANY, AN OHIO LIMITED PARTNERSHIP AND THE MARION PLAZA, INC., AN OHIO FOR PROFIT CORPORATION, ITS GENERAL PARTNER, in the County of Mahoning, unlawfully on or about 09-14-05 to 12-12-2008, did, with purpose to corrupt a public servant or party official, or improperly to influence him with respect to the discharge of his duty, whether before or after he is elected, appointed,

qualified, employed, summoned, or sworn, promise, offer, or give any valuable thing or valuable benefit, in violation of §2921.02(A) of the Ohio Revised Code, a Felony of the Third Degree, 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 41
Bribery, 2921.02(A)
of McNally

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 CAFARO COMPANY**, in the County of Mahoning, unlawfully on or about 02-01-04 to 12-12-2008, did, with purpose to corrupt a public servant or party official, or improperly to influence him with respect to the discharge of his duty, whether before or after he is elected, appointed, qualified, employed, summoned, or sworn, promise, offer, or give any valuable thing or valuable benefit, in violation of §2921.02(A) of the Ohio Revised Code, a Felony of the Third Degree, 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
Bribery, 2921.02(A)
of Reardon

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 CAFARO COMPANY**, in the County of Mahoning, unlawfully on or about 02-01-04 to 12-12-2008, did, with purpose to corrupt a public servant or party official, or improperly to influence him with respect to the discharge of his duty, whether before or after he is elected, appointed, qualified, employed, summoned, or sworn, promise, offer, or give any valuable thing or valuable benefit, in violation of §2921.02(A) of the Ohio Revised Code, a Felony of the Third Degree, 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
Bribery, 2921.02(A)
of Sciortino

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 CAFARO COMPANY**, in the County of Mahoning, unlawfully on or about 09-14-05 to 12-12-2008, did, with purpose to corrupt a public servant or party official, or improperly to influence him with respect to the discharge of his duty, whether before or after he is elected, appointed, qualified, employed, summoned, or sworn, promise, offer, or give any valuable thing or valuable benefit, in violation of §2921.02(A) of the Ohio Revised

Code, a Felony of the Third Degree, 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

*Bribery, 2921.02(A)
of McNally*

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 ANTHONY M. CAFARO, SR., in the County of Mahoning, unlawfully on or about 02-01-04 to 12-12-2008, did, with purpose to corrupt a public servant or party official, or improperly to influence him with respect to the discharge of his duty, whether before or after he is elected, appointed, qualified, employed, summoned, or sworn; promise, offer, or give any valuable thing or valuable benefit, in violation of §2921.02(A) of the Ohio Revised Code, a Felony of the Third Degree, 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

*Bribery, 2921.02(A)
of Reardon*

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 ANTHONY M. CAFARO, SR., in the County of Mahoning, unlawfully on or about 02-01-04 to 12-12-2008, did, with purpose to corrupt a public servant or party official, or improperly to influence him with respect to the discharge of his duty, whether before or after he is elected, appointed, qualified, employed, summoned, or sworn; promise, offer, or give any valuable thing or valuable benefit, in violation of §2921.02(A) of the Ohio Revised Code, a Felony of the Third Degree, 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

*Bribery, 2921.02(A)
of Sciortino*

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 ANTHONY M. CAFARO, SR., in the County of Mahoning, unlawfully on or about 09-14-05 to 12-12-2008, did, with purpose to corrupt a public servant or party official, or improperly to influence him with respect to the discharge of his duty, whether before or after he is elected, appointed, qualified, employed, summoned, or sworn; promise, offer, or give any valuable thing or valuable benefit, in violation of §2921.02(A) of the Ohio Revised Code, a Felony of the Third Degree, 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
Bribery, 2921.02(C)
of Zachariah

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 OHIO VALLEY MALL COMPANY, AN OHIO LIMITED PARTNERSHIP AND THE MARION PLAZA, INC., AN OHIO FOR PROFIT CORPORATION, ITS GENERAL PARTNER, in the County of Mahoning, unlawfully on or about 07-05-2005 to 12-12-2008, did, with purpose to corrupt a witness or improperly to influence him with respect to his testimony in an official proceeding, either before or after he is subpoenaed or sworn, promise, offer, or give him or another person any valuable thing or valuable benefit., in violation of §2921.02(C) of the Ohio Revised Code, a Felony of the Third Degree, 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
Bribery, 2921.02(C)
of Zachariah

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 CAFARO COMPANY, in the County of Mahoning, unlawfully on or about 07-05-2005 to 12-12-2008, did, with purpose to corrupt a witness or improperly to influence him with respect to his testimony in an official proceeding, either before or after he is subpoenaed or sworn, promise, offer, or give him or another person any valuable thing or valuable benefit., in violation of §2921.02(C) of the Ohio Revised Code, a Felony of the Third Degree, 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 49
Bribery, 2921.02(C)
of Zachariah

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 ANTHONY M. CAFARO, SR., in the County of Mahoning, unlawfully on or about 07-05-2005 to 12-12-2008, did, with purpose to corrupt a witness or improperly to influence him with respect to his testimony in an official proceeding, either before or after he is subpoenaed or sworn, promise, offer, or give him or another person any valuable thing or valuable benefit., in violation of §2921.02(C) of the Ohio Revised Code, a Felony of the Third Degree, 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
Bribery, 2921.02(B)

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 JOHN A. McNALLY, IV, in the County of Mahoning, unlawfully on or about 02-01-04 to 12-12-2008, did either before or after he was elected, appointed, qualified, employed, summoned, or sworn as a public servant or party official, knowingly solicit or accept for himself or another person any valuable thing or valuable benefit 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, in violation of §2921.02(B) of the Ohio Revised Code, a Felony of the Third Degree, 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
Bribery, 2921.02(B)

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 JOHN REARDON, in the County of Mahoning, unlawfully on or about 02-01-04 to 12-12-2008, did either before or after he was elected, appointed, qualified, employed, summoned, or sworn as a public servant or party official, knowingly solicit or accept for himself or another person any valuable thing or valuable benefit 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, in violation of §2921.02(B) of the Ohio Revised Code, a Felony of the Third Degree, 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 52
Bribery, 2921.02(B)

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 MICHAEL V. SCIORTINO, in the County of Mahoning, unlawfully on or about 09-14-2005 to 12-12-2008, did either before or after he was elected, appointed, qualified, employed, summoned, or sworn as a public servant or party official, knowingly solicit or accept for himself or another person any valuable thing or valuable benefit 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, in violation of §2921.02(B) of the Ohio Revised Code, a Felony of the Third Degree, 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
Bribery, 2921.02(D)

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 JOHN ZACHARIAH, in the County of Mahoning, unlawfully on or about 07-05-2005 to 12-12-2008, did either before or after he was subpoenaed or sworn as a witness, knowingly solicit or accept for himself or another person any valuable thing or valuable benefit to corrupt or improperly influence him with respect to his testimony in an official proceeding, in violation of §2921.02(D) of the Ohio Revised Code, a Felony of the Third Degree, 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 54
Money Laundering, 1315.55(A)(1)

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 CAFARO COMPANY, in the County of Mahoning, unlawfully on or about 01-01-2008 to 12-31-2008, 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 purpose of committing or furthering the commission of corrupt activity, in violation of §1315.55(A)(1) of the Ohio Revised Code, a Felony of the Third Degree, 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, 1315.55(A)(1)

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 ANTHONY M. CAFARO, SR., in the County of Mahoning, unlawfully on or about 01-01-2008 to 12-31-2008, 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 purpose of committing or furthering the commission of corrupt activity, in violation of §1315.55(A)(1) of the Ohio Revised Code, a Felony of the Third Degree, 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, 1315.55(A)(2)

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 CAFARO COMPANY, in the County of Mahoning, unlawfully on or about 01-01-2008 to 12-31-2008, 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 or the intent to avoid a transaction reporting requirement under § 1315.53 of the Ohio Revised Code or federal law, in violation of §1315.55(A)(2) of the Ohio Revised Code, a Felony of the Third Degree, 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 57

Money Laundering, 1315.55(A)(2)

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 ANTHONY M. CAFARO, SR., in the County of Mahoning, unlawfully on or about 01-01-2008 to 12-31-2008, 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 or the intent to avoid a transaction reporting requirement under § 1315.53 of the Ohio Revised Code or federal law, in violation of §1315.55(A)(2) of the Ohio Revised Code, a Felony of the Third Degree, 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

Money Laundering, 1315.55(A)(3)

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 CAFARO COMPANY, in the County of Mahoning, unlawfully on or about 01-01-2008 to 12-31-2008, 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, in violation of §1315.55(A)(3) of the Ohio Revised Code, a Felony of the Third Degree, 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 59

Money Laundering, 1315.55(A)(3)

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 ANTHONY M. CAFARO, SR., in the County of Mahoning, unlawfully on or about 01-01-2008 to 12-31-2008, 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, in violation of §1315.55(A)(3) of the Ohio Revised Code, a Felony of the Third Degree, 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

Tampering with Records, 2913.42(A)(2)

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 JOHN ZACHARIAH, in the County of Mahoning, unlawfully on or about 11-16-2005 to 2-28-2007, did utter any writing or record, knowing it to have been tampered with as provided in division (A)(1) of §2913.42 of the Ohio Revised Code, where the writing, data, computer software, or record is kept by or belongs to a local, state, or federal governmental entity, in violation of §2913.42(A)(2) of the Ohio Revised Code, a Felony of the Third Degree, 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

Disclosure of Confidential Information, 102.03(B) & 102.99

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 JOHN A. McNALLY IV, in the County of Mahoning, unlawfully on or about 05-25-2006 to 07-18-2006 did, being a present or former public official or employee, disclose or use, without appropriate authorization, any information acquired by the public official or employee in the course of the public official's or employee's official duties that is confidential because of statutory provisions, or that has been clearly designated to the public official or employee as confidential when that confidential designation is warranted because of the status of the proceedings or the circumstances under which the information was received and preserving its confidentiality is necessary to the proper conduct of government business, a misdemeanor of the first degree pursuant to §102.99 of the Ohio Revised Code, in violation of §102.03(B) of the Ohio Revised Code, contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio. Pursuant to §2901.21(B), when the section defining an offense does not specify any degree of culpability, and plainly indicates a purpose to impose strict criminal liability for the conduct described in the section, then culpability is not required for a person to be guilty of the offense and when the section neither specifies culpability nor plainly indicates a purpose to impose strict liability, recklessness is sufficient culpability to commit the offense.

COUNT 62

Conflict of Interest, 102.03(D) & 102.99

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 JOHN A. McNALLY IV, in the County of Mahoning, unlawfully on or about 01-03-2005 to 12-12-2008, did, being a public official or employee, use or authorize the use of the authority or influence of office or employment to secure anything of value or the promise or offer of anything of value that is of such a character as to manifest a substantial and improper influence upon the public official or employee with respect to that person's duties, a misdemeanor of the first degree pursuant to §102.99 of the Ohio Revised Code, in violation of §102.03(D) of the Ohio Revised Code, contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio. Pursuant to §2901.21(B), when the section defining an offense does not specify any degree of culpability, and plainly indicates a purpose to impose strict criminal liability for the conduct described in the section, then culpability is not required for a person to be guilty of the offense and when the section neither specifies culpability nor plainly indicates a purpose to impose strict liability, recklessness is sufficient culpability to commit the offense.

COUNT 63

Conflict of Interest, 102.03(D) & 102.99

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 JOHN REARDON, in the County of Mahoning, unlawfully on or about 01-03-2005 to 12-12-2008, did, being a public official or employee, use or authorize the use of the authority or influence of office or employment to secure anything of value or the promise or offer of anything of value that is of such a character as to manifest a substantial and improper influence upon the public official or employee with respect to that person's duties, a misdemeanor of the first degree pursuant to §102.99 of the Ohio Revised Code, in violation of §102.03(D) of the Ohio Revised Code, contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio. Pursuant to §2901.21(B), when the section defining an offense does not specify any degree of culpability, and plainly indicates a purpose to impose strict criminal liability for the conduct described in the section, then culpability is not required for a person to be guilty of the offense and when the section neither specifies culpability nor plainly indicates a purpose to impose strict liability, recklessness is sufficient culpability to commit the offense.

COUNT 64

Conflict of Interest, 102.03(D) & 102.99

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 MICHAEL V. SCIORTINO, in the County of Mahoning, unlawfully on or about 09-14-2005 to 12-12-2008, did, being a public official or employee, use or authorize the use of the authority or influence of office or employment to secure anything of value or the promise or offer of anything of value that is of such a character as to manifest a substantial and improper influence upon the public official or employee with respect to that person's duties, a misdemeanor of the first degree pursuant to §102.99 of the Ohio Revised Code, in

violation of §102.03(D) of the Ohio Revised Code, contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio. Pursuant to §2901.21(B), when the section defining an offense does not specify any degree of culpability, and plainly indicates a purpose to impose strict criminal liability for the conduct described in the section, then culpability is not required for a person to be guilty of the offense and when the section neither specifies culpability nor plainly indicates a purpose to impose strict liability, recklessness is sufficient culpability to commit the offense.

COUNT 65

Conflict of Interest, 102.03(E) & 102.99

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 JOHN A. McNALLY IV, in the County of Mahoning, unlawfully on or about 01-03-2005 to 12-12-2008, did, being a public official or employee, solicit or accept anything of value that is of such a character as to manifest a substantial and improper influence upon the public official or employee with respect to that person's duties, a misdemeanor of the first degree pursuant to §102.99 of the Ohio Revised Code, in violation of §102.03(E) of the Ohio Revised Code, contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio. Pursuant to §2901.21(B), when the section defining an offense does not specify any degree of culpability, and plainly indicates a purpose to impose strict criminal liability for the conduct described in the section, then culpability is not required for a person to be guilty of the offense and when the section neither specifies culpability nor plainly indicates a purpose to impose strict liability, recklessness is sufficient culpability to commit the offense.

COUNT 66

Conflict of Interest, 102.03(E) & 102.99

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 JOHN REARDON, in the County of Mahoning, unlawfully on or about 01-03-2005 to 12-12-2008, did, being a public official or employee, solicit or accept anything of value that is of such a character as to manifest a substantial and improper influence upon the public official or employee with respect to that person's duties, a misdemeanor of the first degree pursuant to §102.99 of the Ohio Revised Code, in violation of §102.03(E) of the Ohio Revised Code, contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio. Pursuant to §2901.21(B), when the section defining an offense does not specify any degree of culpability, and plainly indicates a purpose to impose strict criminal liability for the conduct described in the section, then culpability is not required for a person to be guilty of the offense and when the section neither specifies culpability nor plainly indicates a purpose to impose strict liability, recklessness is sufficient culpability to commit the offense.

COUNT 67

Conflict of Interest, 102.03(E) & 102.99

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 MICHAEL V. SCIORTINO, in the County of Mahoning, unlawfully on or about 09-14-2005 to 12-12-2008, did, being a public official or employee, solicit or accept anything of value that is of such a character as to manifest a substantial and improper influence upon the public official or employee with respect to that person's duties, a misdemeanor of the first degree pursuant to §102.99 of the Ohio Revised Code, in violation of §102.03(E) of the Ohio Revised Code, contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio. Pursuant to §2901.21(B), when the section defining an offense does not specify any degree of culpability, and plainly indicates a purpose to impose strict criminal liability for the conduct described in the section, then culpability is not required for a person to be guilty of the offense and when the section neither specifies culpability nor plainly indicates a purpose to impose strict liability, recklessness is sufficient culpability to commit the offense.

COUNT 68

Filing False Financial Disclosure Statement, 102.02(D) & 102.99

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 JOHN REARDON, in the County of Mahoning, unlawfully on or about April 2, 2007 did knowingly file a false statement that is required to be filed under §102.02 of the Ohio Revised Code, a misdemeanor of the first degree pursuant to §102.99 of the Ohio Revised Code, in violation of §102.02(D) of the Ohio Revised Code, 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

Filing False Financial Disclosure Statement, 102.02(D) & 102.99

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 MICHAEL V. SCIORTINO, in the County of Mahoning, unlawfully on or about May 1, 2007 did knowingly file a false statement that is required to be filed under §102.02 of the Ohio Revised Code, a misdemeanor of the first degree pursuant to §102.99 of the Ohio Revised Code, in violation of §102.02(D) of the Ohio Revised Code, 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

Soliciting or accepting improper compensation, 2921.43(A)(1)

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 JOHN A. McNALLY IV, in the County of Mahoning, unlawfully on or about 02-01-2004 to 12-12-2008, did, being a public servant, knowingly solicit or accept any compensation, other than as allowed by divisions (G), (H), and (I) of §102.03 of the Revised Code or other provisions of law, 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, a misdemeanor of the first degree, in violation of §2921.43(A)(1) of the Ohio Revised Code, 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

Soliciting or accepting improper compensation, 2921.43(A)(1)

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 MICHAEL V. SCIORTINO, in the County of Mahoning, unlawfully on or about 09-14-2005 to 12-12-2008, did, being a public servant, knowingly solicit or accept any compensation, other than as allowed by divisions (G), (H), and (I) of §102.03 of the Revised Code or other provisions of law, 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, a misdemeanor of the first degree, in violation of §2921.43(A)(1) of the Ohio Revised Code, 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

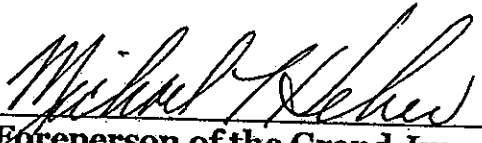
Money Laundering, 1315.55(A)(2)


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 MARTIN YAVORCIK, in the County of Mahoning, unlawfully on or about 03-20-2008 to 10-15-2009, 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 or the intent to avoid a transaction reporting requirement under § 1315.53 of the Ohio Revised Code or federal law, in violation of §1315.55(A)(2) of the Ohio Revised Code, a Felony of the Third Degree, 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
Money Laundering, 1315.55(A)(2)

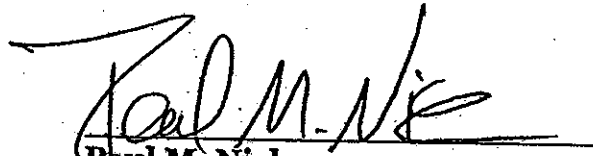
The Jurors of the Grand Jury of the State of Ohio, within and for the body of the County aforesaid, on their oaths, **IN THE NAME AND BY THE AUTHORITY OF THE STATE OF OHIO**, Do find and present, that **FLORA CAFARO**, in the County of Mahoning, unlawfully on or about March 20, 2008 did conduct or attempt 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 or the intent to avoid a transaction reporting requirement under §1315.53 of the Ohio Revised Code or federal law, in violation of §1315.55(A)(2) of the Ohio Revised Code, a Felony of the Third Degree, contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.

ENDORSED A TRUE BILL:


Foreperson of the Grand Jury


Dennis P. Will,
Lorain County Prosecuting Attorney.

and


Paul M. Nick
Chief Investigative Attorney
Ohio Ethics Commission.

Appointed As: Special Prosecuting Attorneys
Mahoning County, Ohio