

ORIGINAL

IN THE COURT OF COMMON PLEAS  
GENERAL DIVISION  
TRUMBULL COUNTY, OHIO

STATE OF OHIO	)	CASE NUMBER: 2016 CR 00781 A
PLAINTIFF	)	
	)	
VS.	)	Response to the defendant's
Ralph Infante	)	request for a Bill of Particulars
	)	
	)	
Defendants	)	

Now comes the State of Ohio by and through its attorney, Special Prosecutor, The Ohio Attorney General, Mike Dewine and does hereby respond to the defendant's request for a Bill Of Particulars as follows:

KAREN INFANTE ALLEN  
CLERK OF COURTS  
TRUMBULL COUNTY  
DEC 22 PM 1 29

**TAMPERING WITH RECORDS COUNTS GENERALLY**

**THESE COUNTS PERTAINING TO FALSIFYING GOVERNMENT RECORDS BY FAILING TO DISCLOSE THE FOLLOWING INFORMATION:**

1. Between 2007-2014 on a frequent basis during every month of each year, cash was deposited into the Citizens Bank account of Ralph and Judith Infante, by deposits slips, some of which were signed by Ralph Infante totaling nearly \$200,000.00 as follows:

- 2007: 7,556.00
- 2008: 18,509.00
- 2009: 18,949.00
- 2010: 17,010.00
- 2011: 14,912.00
- 2012: 41,099.70
- 2013: 28,283.27
- 2014: 6,025.00

For the years in question, neither the source of this income was reported or the income. In addition, Ralph Infante ran a gambling operation throughout each of the above years for profit. Ralph Infante profited from gambling every year on the Super Bowl, and in some years March Madness (the NCAA Basketball Championship) and College Bowl games. The



profits collected by Ralph Infante were not reported on any income tax form to any taxing authority, nor was the source of the revenue reported on any of his income tax forms or annual ethics disclosure filed with the Ohio Ethics Commission.

2. \$8,000.00 worth of Football tickets to the 2007 NCAA Football championships game involving The Ohio State University provided to him by a local businessman (involved or formerly involved with Business 1 listed in the indictment) or the local businessman's family.

**COUNT 1: TAMPERING WITH RECORDS (F3)**

**DATE/LOCATION:** The 29<sup>th</sup> day of February, 2008, at Trumbull County, Ohio and/or in Franklin County, Ohio at the Ohio Ethics Commission.

**RALPH INFANTE**, unlawfully did, knowing he had no privilege to do so, and with purpose to defraud or knowing he was facilitating a fraud on the State of Ohio, the Ohio Ethics Commission, and the residents of Ohio falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record, to wit: the 2007 Ethics Disclosure form by failing to:

1. report the gift of free NCAA Championship tickets gifted to him by a businessman (involved or formerly involved with Business 1 listed in the indictment) and/or his family for the 2007 NCAA championship game and/or
2. disclose \$7,556.00 in cash income and/or the source thereof, and/or
3. disclose income/profits derived from gambling
4. disclose a gift of \$ 500.00 provided to him by a city employee in cash in a Christmas card in an envelope at the ITAM #39.

The writing, data, computer software, or record was kept by or belonged to a State governmental entity, the Ohio Ethics Commission. In addition, please see the above general description for crimes in falling under this subject.

**COUNT 2: TAMPERING WITH RECORDS (F3)**

**DATE/LOCATION:** The 16<sup>th</sup> day of April, 2009, at Trumbull County, Ohio, and/or in Franklin County, Ohio at the Ohio Ethics Commission.

**SPECIFICALLY: RALPH INFANTE**, unlawfully did, knowing he had no privilege to do so, and with purpose to defraud or knowing he was facilitating a fraud on the State of Ohio, the residents of the State of Ohio, and the Ohio Ethics Commission falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record, to wit: the 2008 ethics disclosure form by failing to:

1. disclose \$18,509.00 in cash income and/or the source thereof, and/or
2. disclose a gift of at least \$500.00 provided to him by a city employee in cash in a Christmas card, in an envelope at Niles City Hall or ITAM #39 and/or
3. disclose a gift of between \$300.00 and \$500.00 provided to him in cash by a then Niles Department head (John Doe 2 in the Indictment) in November of 2008 and/or
4. disclose income from gambling

The writing, data, computer software, or record was kept by or belonged to a state governmental entity. In addition, please see the above general description for crimes in falling under this subject.

**COUNT 3: TAMPERING WITH RECORDS (F3)**

**DATE/LOCATION:** The 24<sup>th</sup> day of March, 2010, at Trumbull County, Ohio and/or in Franklin County, Ohio at the Ohio Ethics Commission.

**SPECIFICALLY: RALPH INFANTE**, unlawfully did, knowing he had no privilege to do so, and with purpose to defraud or knowing he was facilitating a fraud on the State of Ohio, and the Ohio Ethics

Commission, the residents of the State of Ohio falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record, to wit: 2009 ethics disclosure form by failing to:

1. disclose \$18,949.00 in cash income and the source thereof and/or
2. disclose a gift of \$1,000.00 provided to him by a city employee(Jane Doe 1 in the Indictment) in cash in a Christmas card, in an envelope at Niles City Hall and/or
3. disclose a gift of between \$300.00 and \$500.00 provided to him in cash by a former Niles department head (John Doe 2 in the Indictment) in November of 2009 and/or
4. disclose income from gambling

The writing, data, computer software, or record was kept by or belonged to a State governmental entity. In addition, please see the above general description for crimes in falling under this subject.

**COUNT 4: TAMPERING WITH RECORDS (F3)**

**DATE/LOCATION:** The 18<sup>th</sup> day of March, 2011, at Trumbull County, Ohio, and/or in Franklin County, Ohio at the Ohio Ethics Commission.

**SPECIFICALLY: RALPH INFANTE**, unlawfully did, knowing he had no privilege to do so, and with purpose to defraud or knowing he was facilitating a fraud on the State of Ohio, the Ohio Ethics Commission, the residents of the State of Ohio falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record, to wit: 2010 ethics disclosure form by failing to:

1. disclose \$17,010.00 in cash income and /or the source thereof and/or
2. disclose a gift of \$1,000.00 provided to him by a city employee(Jane Doe 1 in the Indictment) in cash in a Christmas card, in an envelope at Niles City Hall and/or
3. disclose a gift of between \$300.00 and \$500.00 provided to him in cash by a then Niles department head (John Doe 2 in the Indictment) in November of 2010 and/or
4. disclose income from gambling

The writing, data, computer software, or record was kept by or belonged to a State governmental entity. In addition, please see the above general description for crimes in falling under this subject.

**COUNT 5: TAMPERING WITH RECORDS (F3)**

**DATE/LOCATION:** The 24<sup>th</sup> day of March, 2012, at Trumbull County, Ohio, and/or in Franklin County, Ohio at the Ohio Ethics Commission.

**SPECIFICALLY: RALPH INFANTE**, unlawfully did, knowing he had no privilege to do so, and with purpose to defraud or knowing he was facilitating a fraud on the State of Ohio, the Ohio Ethics Commission, and the residents of the State of Ohio falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record, to wit: 2011 ethics disclosure form by failing to:

1. disclose \$14,912.00 in cash income and/or the source thereof and/or
2. disclose a gift of \$1,000.00 provided to him by a city employee(Jane Doe 1 in the Indictment) in cash in a Christmas card, in an envelope at Niles City Hall and/or
3. disclose a gift of between \$300.00 and \$500.00 provided to him in cash by a then Niles department head(John Doe 2 in the Indictment) in November of 2011 and/or
4. disclose income from gambling

The writing, data, computer software, or record was kept by or belonged to a State governmental entity. In addition, please see the above general description for crimes in falling under this subject.

**COUNT 6: TAMPERING WITH RECORDS (F3)**

**DATE/LOCATION:** The 20<sup>th</sup> day of April, 2013, at Trumbull County, Ohio, and/or in Franklin County, Ohio at the Ohio Ethics Commission.

**SPECIFICALLY: RALPH INFANTE**, unlawfully did, knowing he had no privilege to do so, and with purpose to defraud or knowing he was facilitating a fraud on the State of Ohio, the Ohio Ethics

Commission, and the residents of the State of Ohio falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record, to wit: 2012 ethics disclosure form by failing to:

1. disclose \$41,099.70 in cash income and or the source thereof and/or
2. disclose a gift of \$1,000.00 provided to him by a city employee(Jane Doe 1 in the Indictment) in cash in a Christmas card, in an envelope at Niles City Hall and/or
3. disclose a gift of between \$300.00 and \$500.00 provided to him in cash by a then Niles department head(John Doe 2 in the Indictment) in November of 2012 and/or
4. disclose income from gambling
5. disclose gifts in the form of gift cards from a City Employee

The writing, data, computer software, or record was kept by or belonged to a State governmental entity. In addition, please see the above general description for crimes in falling under this subject.

**COUNT 7: TAMPERING WITH RECORDS (F3)**

**DATE/LOCATION:** The 1<sup>st</sup> day of March, 2014, at Trumbull County, Ohio, and/or in Franklin County, Ohio at the Ohio Ethics Commission.

**SPECIFICALLY: RALPH INFANTE**, unlawfully did, knowing he had no privilege to do so, and with purpose to defraud or knowing he was facilitating a fraud on the State of Ohio, the Ohio Ethics Commission, and the residents of the State of Ohio falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record, to wit: 2013 ethics disclosure form by failing to:

1. disclose \$28,283.27 in cash income and the source thereof and/or
2. disclose a gift of \$1,000.00 provided to him by a city employee (Jane Doe 1 in the Indictment)in cash in a Christmas card, in an envelope at Niles City Hall and/or
3. disclose a gift of between \$300.00 and \$500.00 provided to him in cash by a then Niles department head in November of 2013 and/or
4. disclose income from gambling
5. disclose gifts in the form of gift cards from a City Employee

The writing, data, computer software, or record was kept by or belonged to a State governmental entity. In addition, please see the above general description for crimes in falling under this subject.

**COUNT 8: TAMPERING WITH RECORDS (F3)**

**DATE/LOCATION:** The 8<sup>th</sup> day of April, 2015, at Trumbull County, Ohio, and/or in Franklin County, Ohio at the Ohio Ethics Commission.

**SPECIFICALLY: RALPH INFANTE**, unlawfully did, knowing he had no privilege to do so, and with purpose to defraud or knowing he was facilitating a fraud on the State of Ohio, the Ohio Ethics Commission, and the residents of the State of Ohio falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record, to wit: 2014 ethics disclosure form by failing to:

1. disclose \$6,025.00 in cash income and/or the source thereof and/or
2. disclose a gift of \$1,000.00 provided to him by a city employee(Jane Doe 1 in the Indictment) in cash in a Christmas card, in an envelope at Niles City Hall and/or
3. disclose a gift of between \$300.00 and \$500.00 provided to him in cash by a then Niles department head(John Doe 2 in the Indictment) in November of 2013 and/or
4. disclose income from gambling
5. disclose gifts in the form of gift cards from a City Employee

The writing, data, computer software, or record was kept by or belonged to a State governmental entity.

In addition please see the above general description for crimes in falling under this subject. The city employee, who had been providing cash to Ralph Infante in a card in an envelope at Christmas time, as described here, ceased providing Ralph Infante with \$1,000.00 in cash in 2015 because he lost the election in May of 2015 and was no long going to be Mayor of Niles and the then Niles department head

who has known Ralph Infante most of his life never provided Infante with \$300-500 cash in an envelope during November of each year prior to becoming a department head.

### Summary

The State subpoenaed the income tax returns of the Infante's from the tax preparer. The State received Federal, State and Local tax returns. The tax returns did not include a declaration of income for any of the cash deposited into the joint bank account of Ralph and Judy Infante as stated above. Cash deposits were made by Ralph Infante because he signed the deposits slips. He denied having any knowledge of the cash deposits referring law enforcement to his wife. In addition Ralph Infante conducted gambling on sporting events for profit since the 1987 Super bowl earning income which was also not declared. In Infante's own handwriting, Infante kept track of the income coming in and the amount of money he was paying out from \$10.00 dollar bets to \$300.00 bets. Using his own handwriting auditors subtracted what was paid out from what Infante received. Every year from 1992 to 2016, Ralph Infante conducted an illegal gambling on the Super Bowl. In other years, he also conducted illegal gambling for the NCAA basketball tournament and the NCAA Football Bowl games. In Infante's own handwriting, found at his home in cigar boxes investigators located the records of these events. Infante's profit for a one time Super Bowl event from 1992 to 2016 is as follows:

Year	Type	Profit
Unknown	\$10 *1	\$ 25.00
1992	\$300*2	\$ 1,300.00
1992	\$30 *2	\$ 600.00
1993	\$300 *2	\$ 1,300.00
1993	\$30 *2	\$ 600.00
1994	\$300 *2	\$ 1,300.00
1994	\$30 *2	\$ 600.00
1995	\$300 *1	\$ 1,800.00
1995	\$30 *2	\$ 600.00
1995	\$10 *1	\$ 25.00
1996	\$300 *1	\$ 1,800.00
1996	\$30 *1	\$ 700.00
1996	\$10 *1	\$ 25.00
1996	\$10 *1	\$ 25.00
1997	\$300 *1	\$ 1,800.00
1997	\$30 *2	\$ 600.00
1997	\$10 *1	\$ 25.00
1998	\$300 *2	\$ 1,300.00
1998	\$30 *2	\$ 600.00
1999	\$300 *2	\$ 1,300.00
1999	\$30 *1	\$ 700.00
1999	\$10 *1	\$ 25.00
1999	\$10 *1	\$ 25.00
2000	\$300 *1	\$ 1,800.00
2000	\$30 *1	\$ 700.00
2000	\$10 *1	\$ 25.00

2000	\$10 *1	\$ 25.00
2001	\$300 *2	\$ 1,300.00
2001	\$30 *2	\$ 600.00
2002	\$300 *2	\$ 1,300.00
2002	\$30 *2	\$ 600.00
2003	\$300 *2	\$ 1,300.00
2003	\$30 *2	\$ 600.00
2004	\$300 *2	\$ 1,300.00
2004	\$30 *2	\$ 600.00
2005	\$300 *2	\$ 1,300.00
2005	\$30 *2	\$ 600.00
2006	\$300 *2	\$ 1,300.00
2006	\$30 *2	\$ 600.00
2007	\$300 *2	\$ 1,300.00
2007	\$30 *2	\$ 600.00
2008	\$300 *2	\$ 1,300.00
2008	\$30 *2	\$ 600.00
2009	\$300 *2	\$ 1,300.00
2009	\$30 *2	\$ 600.00
2010	\$300 *2	\$ 1,300.00
2010	\$30 *2	\$ 600.00
2011	\$300 *1	\$ 1,800.00
2011	\$300 *1	\$ 1,800.00
2011	\$30 *1	\$ 700.00
2011	\$20	\$ 25.00
2011	\$20	\$ 25.00
2012	\$300 *2	\$ 1,300.00
2012	\$300 *2	\$ 1,300.00
2012	\$30 *2	\$ 600.00
2013	\$300 *2	\$ 1,300.00
2013	\$300 *2	\$ 1,300.00
2013	\$30 *1	\$ 700.00
2013	NCAA Coverall	\$ 2,720.00
2014	\$300 *2	\$ 1,300.00
2014	\$300 *2	\$ 1,300.00
2014	\$30 *2	\$ 600.00
2015	\$20	\$ 25.00
2015	\$300 *1	\$ 1,800.00
2015	\$300 *1	\$ 1,800.00
2015	\$30 *2	\$ 600.00
	<b>Total</b>	<b>\$ 59,620.00</b>

In 2016 agents raided Infante's home finding a cash stash in a cigar box just prior to the Super Bowl.

COUNT 9: TAMPERING WITH RECORDS (F3)

**DATE/LOCATION:** On or about the 15<sup>th</sup> day of April, 2011, at Trumbull County, Ohio.

**SPECIFICALLY:** RALPH INFANTE and JUDY INFANTE unlawfully did, knowing he/she had no privilege to do so, and with purpose to defraud or knowing he/she was facilitating a fraud on the United States of America falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record, to wit: Federal Income tax form (failing to report cash income and/or other income from gambling and other sources) and the writing, data, computer software, or record was kept by or belonged to a federal governmental entity. Specifically, please see the summary above.

**COUNT 10: TAMPERING WITH RECORDS (F3)**

**DATE/LOCATION:** On or about the 15<sup>th</sup> day of April, 2012, at Trumbull County, Ohio.

**SPECIFICALLY:** RALPH INFANTE and JUDY INFANTE, unlawfully did, knowing he/she had no privilege to do so, and with purpose to defraud or knowing he/she was facilitating a fraud on the United States of America falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record, to wit: Federal Income tax form (failing to report cash income and/or other income from gambling and other sources) and the writing, data, computer software, or record was kept by or belonged to a federal governmental entity. Specifically, please see the summary above.

**COUNT 11: TAMPERING WITH RECORDS (F3)**

**DATE/LOCATION:** On or about the 15<sup>th</sup> day of April, 2013, at Trumbull County, Ohio.

**SPECIFICALLY:** RALPH INFANTE and JUDY INFANTE unlawfully did, knowing he/she had no privilege to do so, and with purpose to defraud or knowing he/she was facilitating a fraud on the United States of America falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record, to wit: Federal Income tax form (failure to report cash income and/or other income from gambling and other sources) and the writing, data, computer software, or record was kept by or belonged to a federal governmental entity. Specifically, please see the summary above.

**COUNT 12: TAMPERING WITH RECORDS (F3)**

**DATE/LOCATION:** On or about the 15<sup>th</sup> day of April, 2014, at Trumbull County, Ohio.

**SPECIFICALLY:** RALPH INFANTE and JUDY INFANTE, unlawfully did, knowing he/she had no privilege to do so, and with purpose to defraud or knowing he/she was facilitating a fraud on the United States of America falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record, to wit: Federal Income tax form (failing to report cash income and/or other income from gambling and other sources) and the writing, data, computer software, or record was kept by or belonged to a federal governmental entity. Specifically, please see the summary above.

**COUNT 13: TAMPERING WITH RECORDS (F3)**

**DATE/LOCATION:** On or about the 15<sup>th</sup> day of April, 2015, at Trumbull County, Ohio.

**SPECIFICALLY:** RALPH INFANTE and JUDY INFANTE unlawfully did, knowing he/she had no privilege to do so, and with purpose to defraud or knowing he/she was facilitating a fraud on the United States of America falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record, to wit: Federal Income tax form (failing to report cash income and/or other income from gambling and other sources) and the writing, data, computer software, or record was kept by or belonged to a federal governmental entity. Specifically, please see the summary above.

**COUNT 14: TAMPERING WITH RECORDS (F3)**

**DATE/LOCATION:** On or about the 15<sup>th</sup> day of April, 2016, at Trumbull County, Ohio.

**SPECIFICALLY:** RALPH INFANTE and JUDY INFANTE, unlawfully did, knowing he/she had no privilege to do so, and with purpose to defraud or knowing he/she was facilitating a fraud on the City of Niles falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or

record, to wit: City Income tax form (failing to report cash income and/or other income from gambling and other sources) and the writing, data, computer software, or record was kept by or belonged to a local governmental entity. Specifically, please see the summary above.

**COUNT 15: TAMPERING WITH RECORDS (F3)**

**DATE/LOCATION:** On or about the 15<sup>th</sup> day of April, 2013, at Trumbull County, Ohio.

**SPECIFICALLY: RALPH INFANTE and JUDY INFANTE** unlawfully did, knowing he/she had no privilege to do so, and with purpose to defraud or knowing he/she was facilitating a fraud on the City of Niles falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record, to wit: City Income tax form (failing to report cash income and/or other income from gambling and other sources) and the writing, data, computer software, or record was kept by or belonged to a local governmental entity. Specifically, please see the summary above.

**COUNT 16: TAMPERING WITH RECORDS (F3)**

**DATE/LOCATION:** On or about the 15<sup>th</sup> day of April, 2014, at Trumbull County, Ohio.

**SPECIFICALLY: RALPH INFANTE and JUDY INFANTE**, unlawfully did, knowing he/she had no privilege to do so, and with purpose to defraud or knowing he/she was facilitating a fraud on the City of Niles falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record, to wit: City Income tax form (failing to report cash income and/or other income from gambling and other sources) and the writing, data, computer software, or record was kept by or belonged to a local governmental entity. Specifically, please see the summary above.

**COUNT 17: TAMPERING WITH RECORDS (F3)**

**DATE/LOCATION:** On or about the 15<sup>th</sup> day of April, 2015, at Trumbull County, Ohio.

**SPECIFICALLY: RALPH INFANTE and JUDY INFANTE**, unlawfully did, knowing he/she had no privilege to do so, and with purpose to defraud or knowing he/she was facilitating a fraud on the City of Niles falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record, to wit: City Income tax form (failing to report cash income and/or other income from gambling and other sources) and the writing, data, computer software, or record was kept by or belonged to a local governmental entity. Specifically, please see the summary above.

**GAMBLING**

The following counts relate to an illegal gambling operation run by Ralph Infante at the ITAM#39 in Girard, Trumbull County, Ohio and at Niles City Hall and at his home in Niles, Ohio. The gambling was illegal because it was conducted for profit. Please see the summary for Tampering with Records for a Summary on this subject. The Criminal Tools were the boards, papers, and other paraphernalia used by Infante to engage in the corrupt activity of Gambling thereby laundering the gambling proceeds. Gambling activity occurred at the Infante home, at Niles City Hall and at the ITAM #39 on Route 422 in Girard, Ohio and places unknown to the State but known by the defendant. The money which the State is seeking to forfeit was found along with the gambling evidence at the home of Ralph Infante in a cigar box.

**COUNT 18: GAMBLING (M1)**

**DATE/LOCATION:** The 1<sup>st</sup> day of February, 2015, at Trumbull County, Ohio in Niles Ohio and Girard, Ohio.

**RALPH INFANTE and ITAM #39**, unlawfully did establish, promote, or operate or knowingly engage in conduct that facilitates any game of chance conducted for profit or any scheme of chance. Specifically,



please see above and the summary for Tampering with Records, income taxes. The event was the Super Bowl.

**COUNT 19: GAMBLING (M1)**

**DATE/LOCATION:** The 1<sup>st</sup> day of February, 2016, at Trumbull County, Ohio in Niles Ohio and Girard, Ohio.

**SPECIFICALLY: RALPH INFANTE and ITAM #39**, unlawfully did establish, promote, or operate or knowingly engage in conduct that facilitates any game of chance conducted for profit or any scheme of chance. Specifically, please see above and the summary for Tampering with Records, income taxes. The event was the Super Bowl.

**COUNT 20: OPERATING A GAMBLING HOUSE (M1)**

**DATE/LOCATION:** The 1<sup>st</sup> day of February, 2015, at Trumbull County, Ohio in Niles Ohio and Girard, Ohio.

**SPECIFICALLY: RALPH INFANTE and ITAM #39**, unlawfully, being the owner or lessee, or having custody, control, or supervision of premises, did recklessly permit such premises to be used or occupied for gambling in violation of Section 2915.02 of the Revised Code. Specifically, please see above the Super bowl. Ralph Infante was a person in custody, control or supervision of the ITAM #39 located on Route 422 in Girard, Ohio. Specifically, please see above and the summary for Tampering with Records, income taxes. The event was the Super Bowl.

**COUNT 21: OPERATING A GAMBLING HOUSE (M1)**

**DATE/LOCATION:** The 1<sup>st</sup> day of February, 2016, at Trumbull County, Ohio in Niles Ohio and Girard, Ohio.

**SPECIFICALLY: RALPH INFANTE and ITAM #39** unlawfully, being the owner or lessee, or having custody, control, or supervision of premises, did recklessly permit such premises to be used or occupied for gambling in violation of Section 2915.02 of the Revised Code. Ralph Infante was a person in custody, control or supervision of the ITAM #39 located on Route 422 in Girard, Ohio. Specifically, please see above and the summary for Tampering with Records, income taxes. The event was the Super Bowl.

**COUNT 22: POSSESSING CRIMINAL TOOLS (F5)**

**DATE/LOCATION:** THE 1<sup>st</sup> day of February, 2015, at Trumbull County, Ohio at Niles, Ohio and Girard, Ohio.

**SPECIFICALLY: RALPH INFANTE and ITAM #39**, unlawfully did possess or have under the person's control any substance, device, instrument, or article, to wit: gambling boards and/or betting slips with purpose to use it criminally when the circumstances indicate that the substance, device, instrument, or article involved in the offense, to wit: betting boards, envelopes, and gambling items were intended for use in the commission of a felony (Money Laundering). Specifically, please see the summary above. The event was the Super Bowl.

**COUNT 23: POSSESSING CRIMINAL TOOLS (F5)**

**DATE/LOCATION:** THE 1<sup>st</sup> day of February, 2016, at Trumbull County, Ohio at Niles, Ohio and Girard, Ohio.

**SPECIFICALLY: RALPH INFANTE and ITAM #39**, unlawfully did possess or have under the person's control any substance, device, instrument, or article, to wit: gambling boards and/or betting slips with purpose to use it criminally when the circumstances indicate that the substance, device, instrument, or article involved in the offense, to wit: betting boards, envelopes, and gambling items were intended for use in the commission of a felony (Money Laundering). Specifically, please see the summary above. The event was the Super Bowl.

**CRIMES AGAINST PUBLIC ADMINISTRATION  
IMPROPER COMPENSATION SUMMARY**

**1. Jane Doe 1:** Commencing after Ralph Infante became Mayor of Niles, Ohio a City Employee, Jane Doe 1 and her Husband began to provide Infante with \$500.00 cash every December in a Christmas card in an envelope at the ITAM #39. Commencing in 2009 that amount doubled and location of the transaction became the Mayor's office at Niles City Hall Niles, Trumbull, County, Ohio. According to Jane Doe 1 the cash was provided to Ralph Infante by her as "Homage payments" because he was Mayor. When ask if this city employee, Jane Doe 1 in the indictment provided Ralph Infante with \$1,000.00 in cash in December of 2015 she exclaimed: "Why would I, he lost the election this year" he is no longer Mayor. These transactions were hidden from the public and not disclosed on any Ethics Disclosure form. Found in the trash at Ralph Infante's home in February of 2016 by a BCI Agent, was a torn up Christmas card from this person.

**2. John Doe 2:** A second employee of the City of Niles and a then department head for the City of Niles and a longtime friend of Ralph Infante who began paying Ralph Infante between \$300.00 and \$500.00 cash every year in November once he became a department head. This longtime friend never paid Ralph Infante such monies prior to become a city department head.

**3. A third and fourth employee together provided Ralph Infante with \$100.00 gift cards in December of 2013, 2014 and 2015. In addition evidence suggests that one of the employees mentioned herein secured employment for a friend of his by paying Ralph Infante and doing various jobs for Infante at his residence and at the ITAM #39. Found in the trash at Ralph Infante's home in February of 2016 by a BCI Agent, was a torn up Christmas card from this person with evidence that the gift cards were in the Christmas card.**

**COUNT 24: SOLICITING IMPROPER COMPENSATION (M1) JANE DOE 1 in the indictment.**  
**DATE/LOCATION:** The 15<sup>th</sup> day of December, 2009, to the 25<sup>th</sup> day of December 2009, at Trumbull County, Ohio.

**SPECIFICALLY: RALPH INFANTE,** unlawfully did while being a public servant knowingly solicit or accept any compensation, other than as allowed by divisions (G), (H), and (I) of section 102.03 of the Revised Code, to perform the public servant's official duties, to perform any other act or service in the public servant's public capacity, for the general performance of the duties of the public servant's public office or public employment, or as a supplement to the public servant's public compensation. The defendant accepted One Thousand Dollars as an "homage" payment in cash in a Christmas card in an envelope in his office as outlined above.

**COUNT 25: SOLICITING IMPROPER COMPENSATION (M1) JANE DOE 1 in the indictment.**  
**DATE/LOCATION:** The 15<sup>th</sup> day of December, 2010, to the 25<sup>th</sup> day of December 2010, at Trumbull County, Ohio.

**SPECIFICALLY: RALPH INFANTE,** unlawfully did while being a public servant knowingly solicit or accept any compensation, other than as allowed by divisions (G), (H), and (I) of section 102.03 of the Revised Code, to perform the public servant's official duties, to perform any other act or service in the public servant's public capacity, for the general performance of the duties of the public servant's public office or public employment, or as a supplement to the public servant's public compensation. The defendant accepted One Thousand Dollars as an "homage" payment in cash in a Christmas card in an envelope in his office as outlined above.

**COUNT 26: SOLICITING IMPROPER COMPENSATION (M1) JANE DOE 1 in the indictment.**

**DATE/LOCATION:** The 15<sup>th</sup> day of December, 2011, to the 25<sup>th</sup> day of December 2011, at Trumbull County, Ohio.

**SPECIFICALLY: RALPH INFANTE**, unlawfully did while being a public servant knowingly solicit or accept any compensation, other than as allowed by divisions (G), (H), and (I) of section 102.03 of the Revised Code, to perform the public servant's official duties, to perform any other act or service in the public servant's public capacity, for the general performance of the duties of the public servant's public office or public employment, or as a supplement to the public servant's public compensation. The defendant accepted One Thousand Dollars as an "homage" payment in cash in a Christmas card in an envelope in his office as outlined above.

**COUNT 27: SOLICITING IMPROPER COMPENSATION (M1) JANE DOE 1 in the indictment.**

**DATE/LOCATION:** The 15<sup>th</sup> day of December, 2012, to the 25<sup>th</sup> day of December 2012, at Trumbull County, Ohio.

**SPECIFICALLY: RALPH INFANTE**, did while being a public servant knowingly solicit or accept any compensation, other than as allowed by divisions (G), (H), and (I) of section 102.03 of the Revised Code, to perform the public servant's official duties, to perform any other act or service in the public servant's public capacity, for the general performance of the duties of the public servant's public office or public employment, or as a supplement to the public servant's public compensation. The defendant accepted One Thousand Dollars as an "homage" payment in cash in a Christmas card in an envelope in his office as outlined above.

**COUNT 28: SOLICITING IMPROPER COMPENSATION (M1) JANE DOE 1 in the indictment.**

**DATE/LOCATION:** The 15<sup>th</sup> day of December, 2013, to the 25<sup>th</sup> day of December 2013, at Trumbull County, Ohio.

**SPECIFICALLY: RALPH INFANTE**, unlawfully did while being a public servant knowingly solicit or accept any compensation, other than as allowed by divisions (G), (H), and (I) of section 102.03 of the Revised Code, to perform the public servant's official duties, to perform any other act or service in the public servant's public capacity, for the general performance of the duties of the public servant's public office or public employment, or as a supplement to the public servant's public compensation. The defendant accepted One Thousand Dollars as an "homage" payment in cash in a Christmas card in an envelope in his office as outlined above.

**COUNT 29: SOLICITING IMPROPER COMPENSATION (M1) JANE DOE 1 in the indictment.**

**DATE/LOCATION:** The 15<sup>th</sup> day of December, 2014, to the 25<sup>th</sup> day of December 2014, at Trumbull County, Ohio.

**SPECIFICALLY: RALPH INFANTE**, unlawfully did while being a public servant knowingly solicit or accept any compensation, other than as allowed by divisions (G), (H), and (I) of section 102.03 of the Revised Code, to perform the public servant's official duties, to perform any other act or service in the public servant's public capacity, for the general performance of the duties of the public servant's public office or public employment, or as a supplement to the public servant's public compensation. The defendant accepted One Thousand Dollars as an "homage" payment in cash in a Christmas card in an envelope in his office as outlined above.

**COUNT 30: SOLICITING IMPROPER COMPENSATION (M1) John Doe 2 in the indictment and employee 2 mentioned in the summary to this subject.**

**DATE/LOCATION:** November 2010 through November 2013, at Trumbull County, Ohio.

**SPECIFICALLY: RALPH INFANTE**, unlawfully did while being a public servant knowingly solicit or accept any compensation, other than as allowed by divisions (G), (H), and (I) of section 102.03 of the

Revised Code, to perform the public servant's official duties, to perform any other act or service in the public servant's public capacity, for the general performance of the duties of the public servant's public office or public employment, or as a supplement to the public servant's public compensation. Every year during this period of time in November of the particular year from 2010 to 2013 Ralph Infante accepted Three to Five Hundred Dollars in cash from a city employee/a then department in a card, in an envelope.

**COUNT 31: SOLICITING IMPROPER COMPENSATION (M1) City Employee mentioned in #3 in this summary to this section.**

**DATE/LOCATION:** December 15 to December 25, 2012 at Niles, Trumbull County, Ohio.

**SPECIFICALLY: RALPH INFANTE**, unlawfully did while being a public servant knowingly solicit or accept any compensation, other than as allowed by divisions (G), (H), and (I) of section 102.03 of the Revised Code, to perform the public servant's official duties, to perform any other act or service in the public servant's public capacity, for the general performance of the duties of the public servant's public office or public employment, or as a supplement to the public servant's public compensation. Please see the summary to this section #3.

**COUNT 32: SOLICITING IMPROPER COMPENSATION (M1) City Employee mentioned in #3 in this summary to this section.**

**DATE/LOCATION:** December 15 to December 25, 2013 at Niles, Trumbull County, Ohio.

**SPECIFICALLY: RALPH INFANTE**, unlawfully did while being a public servant knowingly solicit or accept any compensation, other than as allowed by divisions (G), (H), and (I) of section 102.03 of the Revised Code, to perform the public servant's official duties, to perform any other act or service in the public servant's public capacity, for the general performance of the duties of the public servant's public office or public employment, or as a supplement to the public servant's public compensation. Please see the summary to this section #3.

**COUNT 33: SOLICITING IMPROPER COMPENSATION (M1) City Employee mentioned in #3 in this summary to this section.**

**DATE/LOCATION:** December 15 to December 25, 2014 at Niles, Trumbull County, Ohio.

**SPECIFICALLY: RALPH INFANTE**, unlawfully did while being a public servant knowingly solicit or accept any compensation, other than as allowed by divisions (G), (H), and (I) of section 102.03 of the Revised Code, to perform the public servant's official duties, to perform any other act or service in the public servant's public capacity, for the general performance of the duties of the public servant's public office or public employment, or as a supplement to the public servant's public compensation. Please see the summary to this section #3.

**THEFT IN OFFICE  
SUMMARY**

**As Mayor of the City of Niles and from June of 2006 until January of 2016 Ralph Infante used and or permitted to be used or sold property owned by the City of Niles a Municipal Corporation beyond the scope of what the property should be or can be used for and/or by deception. The theft offence involved in the theft in offices counts is theft beyond the express or implied consent and/or theft by deception. Government property may only be used for a governmental purpose and not for a personal or non-governmental purpose. The theft in office counts include the following conduct involving property owned by the City of Niles:**

- 1. The sale of city scrap metals. Infante permitted employees to keep the money/cash from city owned scrap which was sold or permitted the money/cash to be used for a non-governmental purpose.**
- 2. The use of city of Niles owned equipment and manpower time for use of said equipment and time on private property for example:**

- a. having or ordering a City of Niles employee on City of Niles time using City of Niles equipment landscape a former city councilman's property.
  - b. using a City of Niles owned back hoe and other equipment to dig up over 50 stumps on a relative of an employee's property then dumping the stumps on City of Niles owned property.
  - c. permitting a City employee, while being paid by the City of Niles to run an auto mechanic service in a city owned garage using city owned property and in fact taking his car and telling friends of his to take their car to this mechanic so that the vehicle could be worked on by said employee in the City mechanic garage using city equipment. This employee is referred to as John Doe 8 in the indictment.
  - d. permitting a relative and others to receive compensation not entitled to receive.
  - e. gifting city owned property without the approval of city council to a local business operating on Route 422 in the City of Niles (Business 1 in the indictment)
  - f. voting to and having others voting on the City of Niles Board of Control to waive permit fees in the amount in excess of \$40,000.00 for a Business 1 listed in the indictment which operates on Route 422 in the City of Niles.
  - g. permitting City employees to use city equipment for the personal use of the employee, including landscaping, mechanic work and excavating work.
3. The use of city of Niles employees on Niles time while being paid a government salary for circulating Ralph Infante's re-election nominating petitions and the use of a city computer for Ralph Infante's political purposes such as fundraiser letters, flyers and other re-election material, such as this document:



*Democrats Do It Better*

**Ralph A. Infante / Mayor**

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*Enclosed are tickets for Mayor Ralph Infante's  
20th Annual Barbecue Chicken Roast*

*This year it will be held on  
Saturday, August 14, 2010,  
(2pm to 6pm)  
1869 Warren Ave. Niles, Ohio*

*We are hoping you & your families can join us For a Day of Fun.*

*We thank you in for all you support during the past years, and hope you will continue to support Mayor Ralph Infante in the future.*

*Thank you,  
The Committee to Retain Mayor Ralph A. Infante*

P.S. No corporate checks please.

Printed in black

**4. Was aware of and permitted the Lessee of the minor league baseball stadium in Niles, Ohio to receive City of Niles owned water to water the baseball field for fourteen (14) years without paying he City of Niles and did nothing to recover the nearly \$60,000.00 in monies owed to the City of Niles for said water usage. When he was informed about the fact that there was no meter calculating water use for the baseball field in the stadium but there was however a meter installed for the concession stands and the club houses he told a supervisor to let it go. In total this company ( the lessee) and/or its affiliates received nearly \$100,000.00 in city services or property free, without the approval of city council.**

**COUNT 34: THEFT IN OFFICE (F3)**

**DATE/LOCATION:** The 1<sup>st</sup> day of June, 2006 to the 1<sup>st</sup> day of January, 2016, at Trumbull County, Ohio.

**SPECIFICALLY: RALPH INFANTE**, unlawfully did, while being a public or party official, commit any theft offense, as defined in division (K) of section 2913.01 of the Revised Code, when the property or service involved is owned by a municipal corporation, or any political subdivision, department, or agency of any of them, and the value of property or services stolen was seven thousand five hundred dollars or more. Please see the summary for this subject.

**COUNT 35: THEFT IN OFFICE (F3)**

**DATE/LOCATION:** The 1<sup>st</sup> day of June, 2006 to the 1<sup>st</sup> day of January, 2016, at Trumbull County, Ohio.

**SPECIFICALLY: RALPH INFANTE**, unlawfully did, while being a public or party official, commit any theft offense, as defined in division (K) of section 2913.01 of the Revised Code, when the offender used the offender's office in aid of committing the offense or permitted or assented to its use in aid of committing the offense and the value of property or services stolen was seven thousand five hundred dollars or more. Please see the summary for this subject. In addition, the defendant was a public official, Mayor of the City of Niles. The defendant used his office in the aid of committing the offense of theft, or permitted or assented to its use in aid of committing the offense.

**COUNT 36: HAVING AN UNLAWFUL INTEREST IN A PUBLIC CONTRACT (F4)**

**DATE/LOCATION:** The 1<sup>st</sup> day of January, 2010, at Trumbull County, Ohio.

**SPECIFICALLY: RALPH INFANTE**, unlawfully did while being a public official knowingly authorize or employ the authority or influence of his office to secure authorization of any public contract in which he, a member of his family, or any of his business associates had an interest. Specifically, Ralph Infante rehired his brother Joseph Infante after Joseph Infante retired. Public employment is a public contract. Ralph Infante had a history of hiring relatives while he was Mayor of Niles. This offense and this statute applied to the hiring authority not to the person being hired. Ralph Infante as the Mayor of the City of Niles was the hiring authority and on the above date rehired his brother as a City of Niles employee after his brother had retired. In addition Ralph Infante sought to provide his brother with compensation he was not entitled to receive. Ralph Infante was advised by John Doc 10 another elected

City Official not to compensate his brother in the manner Ralph Infante sought to. Ralph Infante ignored the advice.

### **BRIBERY**

#### **COUNT 37: BRIBERY (F3)**

**DATE/LOCATION:** On or about the 21<sup>st</sup> day of September, 1993, at Trumbull County, Ohio at the ITAM #39 in Girard Trumbull County, Ohio and/or in Niles Trumbull County, Ohio.

**SPECIFICALLY:** RALPH INFANTE unlawfully did knowingly solicit or accept for himself or another person any valuable thing or valuable benefit, to wit: cash and or services, to corrupt or improperly influence him or another public servant or party official with respect to the discharge of him or the other public servant's or party official's duty, either before or after he was elected, appointed, qualified, employed, summoned, or sworn as a public servant or party official. On or about the above date Mayor Ralph Infante being a public official at the ITAM in the kitchen area and/or in an area outside of public view accepted \$500-\$1000.00 in cash from John Doe 3 because Ralph Infante hired a relative of John Doe 3 to be an employee of the City of Niles. Ralph Infante as the hiring authority had hired a relative of John Doe 3. When asked why he paid Ralph Infante money for the hiring of his relative, John Doe 3 said it's a way of life.

#### **COUNT 38: BRIBERY (F3)**

**DATE/LOCATION:** On or about the 13<sup>th</sup> day of November, 1995, at Trumbull County, Niles Ohio.

**SPECIFICALLY:** RALPH INFANTE, unlawfully did knowingly solicit or accept for himself or another person any valuable thing or valuable benefit, to wit: cash and or services, to corrupt or improperly influence him or another public servant or party official with respect to the discharge of him or the other public servant's or party official's duty, either before or after he was elected, appointed, qualified, employed, summoned, or sworn as a public servant or party official. Specifically, on or about the above date a contractor ( a city employee performing his side business and known as John Doe 4 in the Indictment) performed between \$7,000.00 and \$8,000.00 worth of work on the property of Ralph Infante. The specific work was landscaping work and/or tree removal. The contractor instead of asking for money for the work he had performed asked Ralph Infante to hire a friend of his as an employee of the City of Niles. Infante, Mayor of the City of Niles accepted the offer and hired the friend as an employee of the City of Niles. Ralph Infante never otherwise paid for the work which was done on the real estate owned by Ralph Infante.

#### **COUNT 39: BRIBERY (F3)**

**DATE/LOCATION:** On or about the 8<sup>th</sup> day of September, 1997, at Trumbull County, Ohio at the ITAM #39 in Girard Trumbull County, Ohio and/or in Niles Trumbull County, Ohio

**SPECIFICALLY:** RALPH INFANTE unlawfully did knowingly solicit or accept for himself or another person any valuable thing or valuable benefit, to wit: cash and or services, to corrupt or improperly influence him or another public servant or party official with respect to the discharge of him or the other public servant's or party official's duty, either before or after he was elected, appointed, qualified, employed, summoned, or sworn as a public servant or party official. Specifically, on or about the above date Ralph Infante, Mayor of the City of Niles and a public official at the ITAM in the kitchen area and/or in an area outside of public view, accepted \$500-\$1000.00 in cash from John Doe 3, because he had hired a relative of John Doe 3 as an employee of the City of Niles. Ralph Infante as the hiring authority had hired a relative of John Doe 3. When asked why he paid Ralph Infante money for the hiring of his relative, John Doe 3 said it's a way of life.

#### **COUNT 40: BRIBERY (F3)**

**DATE/LOCATION:** On or about the 6<sup>th</sup> day of December, 1995, at Trumbull County, Niles Ohio,

**SPECIFICALLY: RALPH INFANTE**, unlawfully did knowingly solicit or accept for himself or another person any valuable thing or valuable benefit, to wit: cash and or services, to corrupt or improperly influence him or another public servant or party official with respect to the discharge of him or the other public servant's or party official's duty, either before or after he was elected, appointed, qualified, employed, summoned, or sworn as a public servant or party official. A contractor, different than the contractor described in Count 38 performed work inside of the defendant's home. Like the conduct described in Count 38 instead of paying the contractor for the work, the defendant, a public official agreed to hire a person to work for the City of Niles, this time a relative of the contractor instead of paying the contractor money for the work he had performed.

COUNT 41: N/A

COUNT 42: N/A

**COUNT 43: ENGAGING IN A PATTERN OF CORRUPT ACTIVITY (F1)**

**DATE /LOCATION:** January 1993 to January 2016, at Trumbull County, Ohio, in the City of Girard, the City of Niles, the Township of Wethersfield, and other places known or unknown.

**SPECIFICALLY: RALPH INFANTE, ITAM #39, and JUDY INFANTE**, unlawfully while employed by, or associated with, any enterprise did conduct or participate in, directly or indirectly, the affairs of the enterprise through a pattern of corrupt activity. The Tampering with Records, Bribery, and Money Laundering incidents of Corrupt Activity incidents are felonies of the third degree.

**THE ENTERPRISE**

The enterprise was described in the Indictment specifically as was its existence and activity as was its common purpose. The enterprise affairs were adequately listed and described as was the Pattern of Corrupt Activity.

**INCIDENTS OF CORRUPT ACTIVITY**

**Incident One: Bribery F3**

**Defendants: Ralph Infante**

**Date of offense: On or about September 21, 1993**

did knowingly solicit or accept for himself or another person any valuable thing or valuable benefit, to wit: cash and or services, to corrupt or improperly influence him or another public servant or party official with respect to the discharge of him or the other public servant's or party official's duty, either before or after he was elected, appointed, qualified, employed, summoned, or sworn as a public servant or party official. Specifically see Count 37.

**Incident Two: Bribery F3**

**Defendants: Ralph Infante**

**Date of Offense: November 13, 1995**

did knowingly solicit or accept for himself or another person any valuable thing or valuable benefit, to wit: cash and or services, to corrupt or improperly influence him or another public servant or party official with respect to the discharge of him or the other public servant's or party official's duty, either before or after he was elected, appointed, qualified, employed, summoned, or sworn as a public servant or party official. Specifically see Count 38.

**Incident Three: Bribery F3**

**Defendants: Ralph Infante**

**Date of Offense: December 6, 1995**



did knowingly solicit or accept for himself or another person any valuable thing or valuable benefit, to wit: cash and or services, to corrupt or improperly influence him or another public servant or party official with respect to the discharge of him or the other public servant's or party official's duty, either before or after he was elected, appointed, qualified, employed, summoned, or sworn as a public servant or party official. Specifically see Count 40.

**Incident Four      Bribery F3**  
**Defendants          Ralph Infante**  
**Date of Offense    On or about September 8, 1997**

did knowingly solicit or accept for himself or another person any valuable thing or valuable benefit, to wit: cash and or services, to corrupt or improperly influence him or another public servant or party official with respect to the discharge of him or the other public servant's or party official's duty, either before or after he was elected, appointed, qualified, employed, summoned, or sworn as a public servant or party official. Specifically see Count 39.

**Incident Five: Theft in Office**  
**Defendants: Ralph Infante**  
**Date of Offense: January 2000 to January 2016**

did, while being a public official, commit any theft offense, as defined in division (K) of section 2913.01 of the Revised Code, when the property or service involved is owned by this state, any other state, the United States, a county, a municipal corporation, a township, or any political subdivision, department, or agency of any of them. Specifically see Count 34.

**Incident Six: Theft in Office**  
**Defendants: Ralph Infante**  
**Date of Offense: January 2000 to January 2016**

unlawfully, while being a public official, commit any theft offense, as defined in division (K) of section 2913.01 of the Revised Code, when the offender used the offender's office in aid of committing the offense or permitted or assented to its use in aid of committing the offense. Specifically see Count 35.

**Incident Seven: Theft**  
**Defendants; Ralph Infante, Judith Infante**  
**Date of offense: January 2009-April 2015**  
**Location: Niles Trumbull County, Ohio**

did, with purpose to deprive the owner, the United States Internal Revenue Service and/or the United States of America, knowingly obtain or exert control over either the property or services of another by deception when the amount involved is one thousand dollars or more. Specifically during the years stated herein Ralph and Judith Infante deposited approximately \$200,000.00 in cash into their joint bank account. Ralph Infante signed many of the deposit tickets himself. There were other deposit tickets that were not signed. Ralph and Judith Infante did not declare any of this money as income on any tax return filed with United States Of America, Internal Revenue Service when the amount involved was \$1,000.00 or more.

**Incident Eight: Theft**  
**Defendants; Ralph Infante, Judith Infante**  
**Date of offense: January 2009-April 2015**

did, with purpose to deprive the owner, the City of Niles knowingly obtain or exert control over either the property or services of another by deception when the amount involved is in excess of one thousand dollars or more. Specifically during the years stated herein Ralph and Judith Infante deposited

approximately \$200,000.00 in cash into their joint bank account. Ralph Infante signed many of the deposit tickets himself. There were other deposit tickets that were not signed. Ralph and Judith Infante did not declare any of this money as income on any tax return filed with City of Niles, Ohio, when the amount involved was \$1,000.00 or more.

### OPERATING A GAMBLING HOUSE/GAMBLING Summary

ITAM #39 is located in Girard, Trumbull County Ohio on State Route 422. Ralph Infante operated or participated in the operation of or had custody or control of the ITAM #39. He paid employees in cash and did not withhold income taxes. He also ordered goods and supplies and managed the establishment. During the time frame below Ralph Infante and ITAM #39 conducted gambling on sporting events for profit and permitted slot machines to be operated within the structure. In Infante's own handwriting, Infante kept track of the income coming in from betting on sports and the amount of money he was paying out on \$10.00 dollar bets to \$300.00 bets on sporting events. Using his own handwriting auditors subtracted what was paid out from what Infante received. Every year from 1992 to 2016 Ralph Infante conducted an illegal gambling on the Super Bowl. In other years he also conducted illegal gambling for the NCAA basketball tournament and the NCAA Football Bowl games. In Infante's own handwriting, found at his home in cigar boxes, investigators located the records of these events. The records are in the form of writings on charts and envelopes. The spreadsheet which follows lists the year, the type of gambling and profit. The type of gambling listed on the spreadsheet is either a board with a \$10.00 bet, a \$30.00 bet, a \$300.00 bet, as well as the number of such gambling boards. Infante's profit for a one time Super Bowl event each year from 1992 to 2016 is as follows:

Year	Type	Profit
Unknown	\$10 *1	\$ 25.00
1992	\$300*2	\$ 1,300.00
1992	\$30 *2	\$ 600.00
1993	\$300 *2	\$ 1,300.00
1993	\$30 *2	\$ 600.00
1994	\$300 *2	\$ 1,300.00
1994	\$30 *2	\$ 600.00
1995	\$300 *1	\$ 1,800.00
1995	\$30 *2	\$ 600.00
1995	\$10 *1	\$ 25.00
1996	\$300 *1	\$ 1,800.00
1996	\$30 *1	\$ 700.00
1996	\$10 *1	\$ 25.00
1996	\$10 *1	\$ 25.00
1997	\$300 *1	\$ 1,800.00
1997	\$30 *2	\$ 600.00
1997	\$10 *1	\$ 25.00
1998	\$300 *2	\$ 1,300.00
1998	\$30 *2	\$ 600.00
1999	\$300 *2	\$ 1,300.00
1999	\$30 *1	\$ 700.00
1999	\$10 *1	\$ 25.00

1999	\$10 *1	\$ 25.00
2000	\$300 *1	\$ 1,800.00
2000	\$30 *1	\$ 700.00
2000	\$10 *1	\$ 25.00
2000	\$10 *1	\$ 25.00
2001	\$300 *2	\$ 1,300.00
2001	\$30 *2	\$ 600.00
2002	\$300 *2	\$ 1,300.00
2002	\$30 *2	\$ 600.00
2003	\$300 *2	\$ 1,300.00
2003	\$30 *2	\$ 600.00
2004	\$300 *2	\$ 1,300.00
2004	\$30 *2	\$ 600.00
2005	\$300 *2	\$ 1,300.00
2005	\$30 *2	\$ 600.00
2006	\$300 *2	\$ 1,300.00
2006	\$30 *2	\$ 600.00
2007	\$300 *2	\$ 1,300.00
2007	\$30 *2	\$ 600.00
2008	\$300 *2	\$ 1,300.00
2008	\$30 *2	\$ 600.00
2009	\$300 *2	\$ 1,300.00
2009	\$30 *2	\$ 600.00
2010	\$300 *2	\$ 1,300.00
2010	\$30 *2	\$ 600.00
2011	\$300 *1	\$ 1,800.00
2011	\$300 *1	\$ 1,800.00
2011	\$30 *1	\$ 700.00
2011	\$20	\$ 25.00
2011	\$20	\$ 25.00
2012	\$300 *2	\$ 1,300.00
2012	\$300 *2	\$ 1,300.00
2012	\$30 *2	\$ 600.00
2013	\$300 *2	\$ 1,300.00
2013	\$300 *2	\$ 1,300.00
2013	\$30 *1	\$ 700.00
2013	NCAA Coverall	\$ 2,720.00
2014	\$300 *2	\$ 1,300.00
2014	\$300 *2	\$ 1,300.00
2014	\$30 *2	\$ 600.00
2015	\$20	\$ 25.00
2015	\$300 *1	\$ 1,800.00
2015	\$300 *1	\$ 1,800.00
2015	\$30 *2	\$ 600.00
	<b>Total</b>	<b>\$ 59,620.00</b>

In February of 2016 agents executed a Search Warrant on Ralph Infante's home. In the home in cigar boxes agents discovered gambling records from 1987-2016 and a cash stash in a cigar box just prior to the Super Bowl. Witness stated that Ralph Infante conducted gambling for these events at the ITAM #39 while he was in custody and/or control of the ITAM #39. Witness identified Ralph Infante's handwriting on the records. The writings established the Ralph Infante took a profit for events. In addition slot machines were discovered in the ITAM #39 when agents searched he ITAM #39 in February of 2016.

**Incident Nine: Operating a Gambling House**

**Defendants: Ralph Infante, ITAM #39**

**Date of Offense: January –February 2016**

unlawfully, being the owner or lessee, or having custody, control, or supervision of premises, did recklessly permit such premises to be used or occupied for gambling in violation of Section 2915.02 of the Revised Code. Specifically please see Count 21. Please see the summary within this subject above immediately prior to Incident 9.

**Incident Ten Operating a Gambling House**

**Defendants: Ralph Infante, ITAM #39**

**Date of Offense: January –April 2015**

unlawfully, being the owner or lessee, or having custody, control, or supervision of premises, did recklessly permit such premises to be used or occupied for gambling in violation of Section 2915.02 of the Revised Code. Specifically please see Count 20. Please see the summary within this subject above immediately prior to Incident 9.

**Incident Eleven Operating a Gambling House**

**Defendants: Ralph Infante, ITAM #39**

**Date of Offense: January –April 2014**

unlawfully, being the owner or lessee, or having custody, control, or supervision of premises, did recklessly permit such premises to be used or occupied for gambling in violation of Section 2915.02 of the Revised Code. Please see the summary within this subject above immediately prior to Incident 9.

**Incident Twelve Operating a Gambling House**

**Defendants: Ralph Infante, ITAM #39**

**Date of Offense: January –April 2013**

unlawfully, being the owner or lessee, or having custody, control, or supervision of premises, did recklessly permit such premises to be used or occupied for gambling in violation of Section 2915.02 of the Revised Code. Please see the summary within this subject above immediately prior to Incident 9.

**Incident Thirteen Operating a Gambling House**

**Defendants: Ralph Infante, ITAM #39**

**Date of Offense: January –April 2012**

unlawfully, being the owner or lessee, or having custody, control, or supervision of premises, did recklessly permit such premises to be used or occupied for gambling in violation of Section 2915.02 of the Revised Code. Please see the summary within this subject above immediately prior to Incident 9.

**Incident Fourteen Operating a Gambling House**

**Defendants: Ralph Infante, ITAM #39**

**Date of Offense: January –April 2011**

unlawfully, being the owner or lessee, or having custody, control, or supervision of premises, did recklessly permit such premises to be used or occupied for gambling in violation of Section 2915.02 of the Revised Code. Please see the summary within this subject above immediately prior to Incident 9.

**Incident Fifteen Operating a Gambling House**

**Defendants: Ralph Infante, ITAM #39**

**Date of Offense: January –April 2010**

unlawfully, being the owner or lessee, or having custody, control, or supervision of premises, did recklessly permit such premises to be used or occupied for gambling in violation of Section 2915.02 of the Revised Code. Please see the summary within this subject above immediately prior to Incident 9.

**Incident Sixteen: Gambling**

**Defendants: Ralph Infante, ITAM #39**

**Date of Offense: January-April 2015**

unlawfully did establish, promote, or operate or knowingly engage in conduct that facilitates any game of chance conducted for profit or any scheme of chance. Specifically please see Count 18. Please see the summary within this subject above immediately prior to Incident 9.

**Incident Seventeen: Gambling**

**Defendants: Ralph Infante, ITAM #39**

**Date of Offense: January-April 2013**

unlawfully did establish, promote, or operate or knowingly engage in conduct that facilitates any game of chance conducted for profit or any scheme of chance. Please see the summary within this subject above immediately prior to Incident 9.

**Incident Eighteen: Gambling**

**Defendants: Ralph Infante, ITAM #39**

**Date of Offense: January-April 2012**

unlawfully did establish, promote, or operate or knowingly engage in conduct that facilitates any game of chance conducted for profit or any scheme of chance. Please see the summary within this subject above immediately prior to Incident 9.

**Incident Nineteen: Gambling**

**Defendants: Ralph Infante, ITAM #39**

**Date of Offense: January 1992 to March 2011**

unlawfully did establish, promote, or operate or knowingly engage in conduct that facilitates any game of chance conducted for profit or any scheme of chance. Please see the summary within this subject above immediately prior to Incident 9.

**TAMPERING WITH RECORDS  
INCIDENT SUMMARY**

The State subpoenaed the income tax returns of the Infante's from the tax preparer. The State received Ralph and Judy Infante's Federal, State and Local tax returns. The tax returns did not include a declaration of income for any of the cash deposited into the joint bank account of Ralph and Judy Infante. Cash deposits were made by Ralph Infante because he signed deposits slips. He denied having any knowledge of the cash deposits referring law enforcement to his wife. In addition Ralph Infante conducted gambling on sporting events for profit since the 1987 Super bowl earning income, which was also not declared. In Infante's own handwriting, Infante kept track of the income coming in and the amount of money he was paying out from \$10.00 dollar bets to

\$300.00 bets. Using his own handwriting, auditors subtracted what was paid out from what Infante received. Every year from 1992 to 2016, Ralph Infante conducted an illegal gambling on the Super Bowl. In other years he also conducted illegal gambling for the NCAA basketball tournament and the NCAA Football Bowl games. In Infante's own handwriting, found at his home in cigar boxes investigators located the records of these events. Infante's profit for a one time Super Bowl event from 1992 to 2016 has been previously laid out herein. The ITAM #39 failed to report any gambling proceeds, which were generated by it on its Federal Tax return

**Incident Twenty: Tampering With Records F3**

**Defendants: Ralph Infante, Judy Infante, Itam #39**

**Date of Offense January-April 2008**

**Location: Cities of Girard and Niles, Trumbull, County, Ohio**

unlawfully did (A) knowing the person has no privilege to do so, and with purpose to defraud or knowing that the person is facilitating a fraud, (1) Falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record; (2) Utter any writing or record, knowing it to have been tampered with as provided in division (A)(1) of this section when the writing, data, computer software, or record is kept by or belongs to a federal governmental entity. (United States Federal income tax return.) Specifically, please see the summary to this subject immediately prior to Incident 20.

**Incident Twenty-One: Tampering With Records F3**

**Defendants: Ralph Infante, Judy Infante**

**Date of Offense: January-April 2008**

**Location: Niles, Trumbull, County, Ohio**

unlawfully did (A) knowing the person has no privilege to do so, and with purpose to defraud or knowing that the person is facilitating a fraud, (1) Falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record; (2) Utter any writing or record, knowing it to have been tampered with as provided in division (A)(1) of this section when the writing, data, computer software, or record is kept by or belongs to a local governmental entity. (City of Niles income tax return) Specifically, please see the summary to this subject immediately prior to Incident 20.

**Incident Twenty Two: Tampering With Records F3**

**Defendants: Ralph Infante, Judy Infante, ITAM #39**

**Date of Offense: January-April 2009**

**Location: Cities of Girard and Niles, Trumbull, County, Ohio**

unlawfully did (A) knowing the person has no privilege to do so, and with purpose to defraud or knowing that the person is facilitating a fraud, (1) Falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record; (2) Utter any writing or record, knowing it to have been tampered with as provided in division (A)(1) of this section when the writing, data, computer software, or record is kept by or belongs to a federal governmental entity. (United States Federal income tax return) Specifically, please see the summary to this subject immediately prior to Incident 20.

**Incident Twenty Three: Tampering With Records F3**

**Defendants: Ralph Infante, Judy Infante**

**Date of Offense January-April 2009**

**Location: Niles, Trumbull, County, Ohio**

unlawfully did (A) knowing the person has no privilege to do so, and with purpose to defraud or knowing that the person is facilitating a fraud, (1) Falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record; (2) Utter any writing or record, knowing it to have been tampered with as provided in division (A)(1) of this section when the writing, data, computer software, or

record is kept by or belongs to a local governmental entity.(City of Niles income tax return) Specifically, please see the summary to this subject immediately prior to Incident 20.

**Incident Twenty Four: Tampering With Records F3**

**Defendants: Ralph Infante, Judy Infante, ITAM #39**

**Date of Offense January-April 2010**

**Location: Cities of Girard and Niles, Trumbull, County, Ohio**

unlawfully did (A) knowing the person has no privilege to do so, and with purpose to defraud or knowing that the person is facilitating a fraud, (1) Falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record; (2) Utter any writing or record, knowing it to have been tampered with as provided in division (A)(1) of this section when the writing, data, computer software, or record is kept by or belongs to a federal governmental entity. (United States Federal income tax return) Specifically, please see the summary to this subject immediately prior to Incident 20.

**Incident Twenty Five: Tampering With Records F3**

**Defendants: Ralph Infante, Judy Infante**

**Date of Offense January-April 2010**

**Location: Niles, Trumbull, County, Ohio**

unlawfully did (A) knowing the person has no privilege to do so, and with purpose to defraud or knowing that the person is facilitating a fraud, (1) Falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record; (2) Utter any writing or record, knowing it to have been tampered with as provided in division (A)(1) of this section when the writing, data, computer software, or record is kept by or belongs to a local governmental entity. (City of Niles income tax return) Specifically, please see the summary to this subject immediately prior to Incident 20.

**Incident Twenty Six: Tampering With Records F3**

**Defendants: Ralph Infante, Judy Infante, ITAM #39**

**Date of Offense January-April 2011**

**Location: Cities of Girard and Niles, Trumbull, County, Ohio**

unlawfully did (A) knowing the person has no privilege to do so, and with purpose to defraud or knowing that the person is facilitating a fraud, (1) Falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record; (2) Utter any writing or record, knowing it to have been tampered with as provided in division (A)(1) of this section when the writing, data, computer software, or record is kept by or belongs to a federal governmental entity. (United States Federal income tax return) Specifically, please see the summary to this subject immediately prior to Incident 20 and Count 9.

**Incident Twenty Seven: Tampering With Records F3**

**Defendants: Ralph Infante, Judy Infante**

**Date of Offense January-April 2011**

**Location: Niles, Trumbull, County, Ohio**

unlawfully did (A) knowing the person has no privilege to do so, and with purpose to defraud or knowing that the person is facilitating a fraud, (1) Falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record; (2) Utter any writing or record, knowing it to have been tampered with as provided in division (A)(1) of this section when the writing, data, computer software, or record is kept by or belongs to a local governmental entity. (City of Niles income tax return) Specifically, please see the summary to this subject immediately prior to Incident 20.

**Incident Twenty Eight: Tampering With Records F3**

**Defendants: Ralph Infante, Judy Infante, ITAM #39**

**Date of Offense January-April 2012**

**Location: Cities of Girard and Niles, Trumbull, County, Ohio**

unlawfully did (A) knowing the person has no privilege to do so, and with purpose to defraud or knowing that the person is facilitating a fraud, (1) Falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record; (2) Utter any writing or record, knowing it to have been tampered with as provided in division (A)(1) of this section when the writing, data, computer software, or record is kept by or belongs to a federal governmental entity. (United States Federal income tax return) Specifically, please see the summary to this subject immediately prior to Incident 20 and Count 10.

**Incident Twenty Nine: Tampering With Records F3**

**Defendants: Ralph Infante, Judy Infante**

**Date of Offense January-April 2012**

**Location: Niles, Trumbull, County, Ohio**

unlawfully did (A) knowing the person has no privilege to do so, and with purpose to defraud or knowing that the person is facilitating a fraud, (1) Falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record; (2) Utter any writing or record, knowing it to have been tampered with as provided in division (A)(1) of this section when the writing, data, computer software, or record is kept by or belongs to a local governmental entity. (City of Niles income tax return) Specifically, please see the summary to this subject immediately prior to Incident 20.

**Incident Thirty Tampering With Records F3**

**Defendants: Ralph Infante, Judy Infante, ITAM #39**

**Date of Offense January-April 2013**

**Location: Cities of Girard and Niles, Trumbull, County, Ohio**

unlawfully did (A) knowing the person has no privilege to do so, and with purpose to defraud or knowing that the person is facilitating a fraud, (1) Falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record; (2) Utter any writing or record, knowing it to have been tampered with as provided in division (A)(1) of this section when the writing, data, computer software, or record is kept by or belongs to a federal governmental entity. (United States Federal income tax return) Specifically, please see the summary to this subject immediately prior to Incident 20 and Count 11.

**Incident Thirty One: Tampering With Records F3**

**Defendants: Ralph Infante, Judy Infante**

**Date of Offense January-April 2013**

**Location: Niles, Trumbull, County, Ohio**

unlawfully did (A) knowing the person has no privilege to do so, and with purpose to defraud or knowing that the person is facilitating a fraud, (1) Falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record; (2) Utter any writing or record, knowing it to have been tampered with as provided in division (A)(1) of this section when the writing, data, computer software, or record is kept by or belongs to a local governmental entity. (City of Niles income tax return) Specifically, please see the summary to this subject immediately prior to Incident 20 and Count 15.

**Incident Thirty Two: Tampering With Records F3**

**Defendants: Ralph Infante, Judy Infante, ITAM #39**

**Date of Offense January-April 2014**

**Location: Cities of Girard and Niles, Trumbull, County, Ohio**

unlawfully did (A) knowing the person has no privilege to do so, and with purpose to defraud or knowing that the person is facilitating a fraud, (1) Falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record; (2) Utter any writing or record, knowing it to have been



tampered with as provided in division (A)(1) of this section when the writing, data, computer software, or record is kept by or belongs to a federal governmental entity. (United States Federal income tax return) Specifically, please see the summary to this subject immediately prior to Incident 20 and Count 12.

**Incident Thirty Three: Tampering With Records F3**

**Defendants: Ralph Infante, Judy Infante**

**Date of Offense January-April 2014**

**Location: Niles, Trumbull, County, Ohio**

unlawfully did (A) knowing the person has no privilege to do so, and with purpose to defraud or knowing that the person is facilitating a fraud, (1) Falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record; (2) Utter any writing or record, knowing it to have been tampered with as provided in division (A)(1) of this section when the writing, data, computer software, or record is kept by or belongs to a local governmental entity.(City of Niles income tax return) Specifically, please see the summary to this subject immediately prior to Incident 20 and Count 16.

**Incident Thirty Four: Tampering With Records F3**

**Defendants: Ralph Infante, Judy Infante, ITAM #39**

**Date of Offense January-April 2015**

**Location: Cities of Girard and Niles, Trumbull, County, Ohio**

unlawfully did (A) knowing the person has no privilege to do so, and with purpose to defraud or knowing that the person is facilitating a fraud, (1) Falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record; (2) Utter any writing or record, knowing it to have been tampered with as provided in division (A)(1) of this section when the writing, data, computer software, or record is kept by or belongs to a federal governmental entity. (United States Federal income tax return) Specifically, please see the summary to this subject immediately prior to Incident 20 and Count 13.

**Incident Thirty Five: Tampering With Records F3**

**Defendants: Ralph Infante, Judy Infante**

**Date of Offense January-April 2015**

**Location: Niles, Trumbull, County, Ohio**

unlawfully did (A) knowing the person has no privilege to do so, and with purpose to defraud or knowing that the person is facilitating a fraud, (1) Falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record; (2) Utter any writing or record, knowing it to have been tampered with as provided in division (A)(1) of this section when the writing, data, computer software, or record is kept by or belongs to a local governmental entity. (City of Niles income tax return) Specifically, please see the summary to this subject immediately prior to Incident 20 and Count 17.

**Incident Thirty Six: Having An Unlawful Interest In A Public Contract F3**

**Defendants: Ralph Infante**

**Date of Offense: January 2013 to January 2016**

**Location: City of Niles, Niles City Hall, Trumbull County, Ohio.**

unlawfully did while being a public official knowingly authorize or employ the authority or influence of his office to secure authorization of any public contract in which he, a member of his family, or any of his business associates had an interest. Specifically please see Count 37.

**Incident Thirty Seven: Tampering With Records F3**

**Defendants: Ralph Infante**

**Date of Offense On or about April 16, 2008**

**Location: City of Niles Trumbull County, Ohio and City of Columbus Franklin County, Ohio.**

unlawfully did (A) knowing the person has no privilege to do so, and with purpose to defraud or knowing that the person is facilitating a fraud, (1) Falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record; (2) Utter any writing or record, knowing it to have been tampered with as provided in division (A)(1) of this section when the writing, data, computer software, or record is kept by or belongs to a local governmental entity. (2007 Ethics disclosure form) Specifically, please see the summary prior to Count 1 and Count 1

**Incident Thirty Eight: Tampering With Records F3**

**Defendants: Ralph Infante**

**Date of Offense On or about April 16, 2009**

**Location: City of Niles Trumbull County, Ohio and City of Columbus Franklin County, Ohio.** unlawfully did (A) knowing the person has no privilege to do so, and with purpose to defraud or knowing that the person is facilitating a fraud, (1) Falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record; (2) Utter any writing or record, knowing it to have been tampered with as provided in division (A)(1) of this section when the writing, data, computer software, or record is kept by or belongs to a local governmental entity. (2008 Ethics disclosure form) Specifically, please see the summary prior to Count 1 and Count 2.

**Incident Thirty Nine: Tampering With Records F3**

**Defendants: Ralph Infante**

**Date of Offense On or about March 24, 2010**

**Location: City of Niles Trumbull County, Ohio and City of Columbus Franklin County, Ohio.** unlawfully did (A) knowing the person has no privilege to do so, and with purpose to defraud or knowing that the person is facilitating a fraud, (1) Falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record; (2) Utter any writing or record, knowing it to have been tampered with as provided in division (A)(1) of this section when the writing, data, computer software, or record is kept by or belongs to a local governmental entity. (2009 Ethics disclosure form) Specifically, please see the summary prior to Count 1 and Count 3.

**Incident Forty: Tampering With Records F3**

**Defendants: Ralph Infante**

**Date of Offense On or about March 18, 2011**

**Location: City of Niles Trumbull County, Ohio and City of Columbus Franklin County, Ohio.** unlawfully did (A) knowing the person has no privilege to do so, and with purpose to defraud or knowing that the person is facilitating a fraud, (1) Falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record; (2) Utter any writing or record, knowing it to have been tampered with as provided in division (A)(1) of this section when the writing, data, computer software, or record is kept by or belongs to a local governmental entity. (2010 Ethics disclosure form) Specifically, please see the summary prior to Count 1 and Count 4.

**Incident Forty One: Tampering With Records F3**

**Defendants: Ralph Infante**

**Date of Offense On or about March 24, 2012**

**Location: City of Niles Trumbull County, Ohio and City of Columbus Franklin County, Ohio.** unlawfully did (A) knowing the person has no privilege to do so, and with purpose to defraud or knowing that the person is facilitating a fraud, (1) Falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record; (2) Utter any writing or record, knowing it to have been tampered with as provided in division (A)(1) of this section when the writing, data, computer software, or

record is kept by or belongs to a local governmental entity. (2011 Ethics disclosure form) Specifically, please see the summary prior to Count 1 and Count 5.

**Incident Forty Two: Tampering With Records F3**

**Defendants: Ralph Infante**

**Date of Offense On or about April 20, 2013**

**Location: City of Niles Trumbull County, Ohio and City of Columbus Franklin County, Ohio.** unlawfully did (A) knowing the person has no privilege to do so, and with purpose to defraud or knowing that the person is facilitating a fraud, (1) Falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record; (2) Utter any writing or record, knowing it to have been tampered with as provided in division (A)(1) of this section when the writing, data, computer software, or record is kept by or belongs to a local governmental entity. (2012 Ethics disclosure form) Specifically, please see the summary prior to Count 1 and Count 6.

**Incident Forty Three: Tampering With Records F3**

**Defendants: Ralph Infante**

**Date of Offense On or about March 1, 2014**

**Location: City of Niles Trumbull County, Ohio and City of Columbus Franklin County, Ohio.** unlawfully did (A) knowing the person has no privilege to do so, and with purpose to defraud or knowing that the person is facilitating a fraud, (1) Falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record; (2) Utter any writing or record, knowing it to have been tampered with as provided in division (A)(1) of this section when the writing, data, computer software, or record is kept by or belongs to a local governmental entity. (2013 Ethics disclosure form) Specifically, please see the summary prior to Count 1 and Count 7.

**Incident Forty Four: Tampering With Records F3**

**Defendants: Ralph Infante**

**Date of Offense On or about April 8, 2015**

**Location: City of Niles Trumbull County, Ohio and City of Columbus Franklin County, Ohio.** unlawfully did (A) knowing the person has no privilege to do so, and with purpose to defraud or knowing that the person is facilitating a fraud, (1) Falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record; (2) Utter any writing or record, knowing it to have been tampered with as provided in division (A)(1) of this section when the writing, data, computer software, or record is kept by or belongs to a local governmental entity. (2014 Ethics disclosure form) Specifically, please see the summary prior to Count 1 and Count 8.

**Incident: Forty Five: Tampering With Records F3**

**Defendants: The Board of Control and Jane Doe 2**

**Date of Offense: September 2012-November 2012**

**Location of Offense: City of Niles, Trumbull County, Ohio and places unknown.**

unlawfully did (A) knowing the person has no privilege to do so, and with purpose to defraud or knowing that the person is facilitating a fraud, (1) Falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record; (2) Utter any writing or record, knowing it to have been tampered with as provided in division (A)(1) of this section when the writing, data, computer software, or record is kept by or belongs to a local, state, or federal governmental entity. Ralph Infante and John Doe 9 are and have been long time good friends. John Doe 9 worked for and was part owner of a printing company. Ralph Infante sought to outsource the City of Niles utility billing and was advised by City Council it would be proper to solicit bids. Bids were advertised for and accepted by the Board of Control consistent with an ordinance passed by Niles City Council. When bids were solicited two companies bid

on the proposal. Company A partially owned by John Doe 9 and Company X. Company X was the clear low bidder, however, Company X's bid was altered by persons unknown and Jane Doe's 2 name was affixed to the document and the document was stamped Board of Control becoming a Board of Control record. Company X's bid was raised by persons unknown on a bid summary so that Company X's bid would appear to be higher than Company A when in fact it was not. When the bids were discussed with Niles City Council members, City Council members refused to award any bid telling the Mayor at a City Council caucus that the Ohio Auditor of State had advised that it would be cost effective (cheaper) to do the billing in house. Ralph Infante as President of the Board of Control and as witnesses described as the undisputed leader of the Board of Control ignored the instructions and acting without the authority of Niles City Council or any statute or ordinance voted to and had the contract awarded the Company A, the company owned by John Doe 9 and for which John Doe 9 was also a salesman for. The Board of Control had no authority to award the contract. The tampered document which served as the basis for awarding the work to the "lowest and best bidder" is a record kept by a government entity, the City of Niles Board of Control. In addition the City of Niles which is required to maintain records of these bids does not possess any record of Company X's bid. All records of Company X's bid other than the tampered with document mentioned herein have been apparently destroyed or taken from possession of the City of Niles. The State received Company X's bid and paperwork from Company X.

**Incident Forty Six: Money Laundering F3**

**Defendants: Ralph Infante**

**Date of Offense; January- February 2011**

**Location: Cities of Niles and Girard, Trumbull County, Ohio.**

unlawfully did conduct or attempt to conduct a transaction with the purpose to promote, manage, establish, carry on, or facilitate the promotion, management, establishment, or carrying on of corrupt activity. Specifically, please see Count 52.

**Incident Forty Seven: Money Laundering F3**

**Defendants: Ralph Infante**

**Date of Offense; January- February 2012**

**Location: Cities of Niles and Girard, Trumbull County, Ohio.**

unlawfully did conduct or attempt to conduct a transaction with the purpose to promote, manage, establish, carry on, or facilitate the promotion, management, establishment, or carrying on of corrupt activity. Specifically, please see Count 53.

**Incident Forty Eight: Money Laundering F3**

**Defendants: Ralph Infante**

**Date of Offense; January- February 2013**

**Location: Cities of Niles and Girard, Trumbull County, Ohio.**

unlawfully did conduct or attempt to conduct a transaction with the purpose to promote, manage, establish, carry on, or facilitate the promotion, management, establishment, or carrying on of corrupt activity. Specifically, please see Count 54.

**Incident Forty Nine: Money Laundering F3**

**Defendants: Ralph Infante**

**Date of Offense; January- February 2014**

**Location: Cities of Niles and Girard, Trumbull County, Ohio.**

unlawfully did conduct or attempt to conduct a transaction with the purpose to promote, manage, establish, carry on, or facilitate the promotion, management, establishment, or carrying on of corrupt activity. Specifically, please see Count 55.

**Incident Fifty; Money Laundering F3**

**Defendants: Ralph Infante**

**Date of Offense; January- February 2016**

**Location: Cities of Niles and Girard, Trumbull County, Ohio.**

unlawfully did conduct or attempt to conduct a transaction with the purpose to promote, manage, establish, carry on, or facilitate the promotion, management, establishment, or carrying on of corrupt activity. Specifically, please see Count 56.

**FALSE DISCLOSURE FILED**

**THESE COUNTS PERTAINING TO FALSIFYING ETHICS DISCLOSURE FORMS BY FAILING TO DISCLOSE THE FOLLOWING INFORMATION:**

1. Between 2007-2014 on a frequent basis during every month of each year, cash was deposited into the Citizens Bank account of Ralph and Judith Infante, by deposits slips, some of which were signed by Ralph Infante totaling nearly \$200,000.00 as follows:

2007: 7,556.00  
2008: 18,509.00  
2009: 18,949.00  
2010: 17,010.00  
2011: 14,912.00  
2012: 41,099.70  
2013: 28,283.27  
2014: 6,025.00

For the years in question, neither the source of this income was reported or the income itself on any ethics disclosure form. In addition, Ralph Infante ran a gambling operation throughout each of the above years for profit. Ralph Infante profited from gambling every year on the Super Bowl, and in some years March Madness (the NCAA Basketball Championship) and College Bowl games. The source of the revenue was never reported on any annual ethics disclosure forms filed with the Ohio Ethics Commission.

2. \$8,000.00 worth of Football tickets to the 2007 NCAA Football championships game involving The Ohio State University provided to him by a local businessman (involved or formerly involved with Business 1 listed in the indictment) or the local businessman's family.

For this offense, the Bribery Offenses, the Theft in Office offenses, the Unlawful Compensation of Public Official offenses, the Unlawful Interest in a Public Contract offense and the Tampering with Records offenses involving the Ethics Disclosure forms Ralph Infante 2901.13 was in office as a public official within the meaning of R. C. Section 2901.13 (C) (1) meaning that if the period of limitation provided in division (A)(1) or (3) of 2901.13 section had expired, prosecution shall be commenced for the following offenses during the following specified periods of time: (a) For an offense involving misconduct in office by a public servant, at any time while the accused remains a public servant, or within two years thereafter. Ralph Infante remained in office uninterrupted from January of 1992 to January of 2016.

**COUNT 44: FILING A FALSE DISCLOSURE STATEMENT (M1)**

**DATE/LOCATION:** The 16<sup>th</sup> day of April, 2009, at Niles Trumbull County, Ohio,

**SPECIFICALLY:** RALPH INFANTE unlawfully did knowingly file a false statement that is required to be filed under this section. Please see the summary to this subject directly above this subject and please see Count 2.

**COUNT 45: FILING A FALSE DISCLOSURE STATEMENT (M1)**

**DATE/LOCATION:** The 24<sup>th</sup> day of March, 2010, at Niles Trumbull County, Ohio,

**SPECIFICALLY:** RALPH INFANTE unlawfully did knowingly file a false statement that is required to be filed under this section. Please see the summary to this subject directly above this subject and please see Count 3.

**COUNT 46: FILING A FALSE DISCLOSURE STATEMENT (M1)**

**DATE/LOCATION:** The 18<sup>th</sup> day of March, 2011, at Niles Trumbull County, Ohio,

**SPECIFICALLY:** RALPH INFANTE unlawfully did knowingly file a false statement that is required to be filed under this section. Please see the summary to this subject directly and please see Count 4.

**COUNT 47: FILING A FALSE DISCLOSURE STATEMENT (M1)**

**DATE/LOCATION:** The 24<sup>th</sup> day of March, 2012, at Niles Trumbull County, Ohio,

**SPECIFICALLY:** RALPH INFANTE unlawfully did knowingly file a false statement that is required to be filed under this section. Please see the summary to this subject directly above this subject and please see Count 5.

**COUNT 48: FILING A FALSE DISCLOSURE STATEMENT (M1)**

**DATE/LOCATION:** The 20<sup>th</sup> day of April 2013, at Niles Trumbull County, Ohio,

**SPECIFICALLY:** RALPH INFANTE unlawfully did knowingly file a false statement that is required to be filed under this section. Please see the summary to this subject directly above this subject and please see Count 6.

**COUNT 49: FILING A FALSE DISCLOSURE STATEMENT (M1)**

**DATE/LOCATION:** The 1<sup>st</sup> day of March 2014, at Niles Trumbull County, Ohio,

**SPECIFICALLY:** RALPH INFANTE unlawfully did knowingly file a false statement that is required to be filed under this section. Please see the summary to this subject directly above this subject and please see Count 7.

**COUNT 50: FILING A FALSE DISCLOSURE STATEMENT (M1)**

**DATE/LOCATION:** The 8<sup>th</sup> day of April, at Niles Trumbull County, Ohio,

**SPECIFICALLY:** RALPH INFANTE unlawfully did knowingly file a false statement that is required to be filed under this section. Please see the summary to this subject directly above this subject and please see Count 8.

**COUNT 51: OBSTRUCTION OF JUSTICE (F5)**

**DATE/LOCATION:** The 1st day of January, 2013 to the 5th day of August, 2016, at Trumbull County, Ohio,

**SPECIFICALLY:** RALPH INFANTE unlawfully did, with purpose to hinder the discovery, apprehension, prosecution, conviction, or punishment of another for crime or to assist another to benefit from the commission of a crime, (5) Communicate false information to any person when the underlying crime was a felony but was not aggravated murder, murder, or a felony of the first or second degree.

Ralph Infante met with John Doe 3. Upon learning the law enforcement and /or State agents had spoken with John Doe 3, Ralph Infante instructed John Doe 3 to lie to police officers about the amount of money John Doe 3 had provided Ralph Infante with.

### **MONEY LAUNDERING COUNTS SUMMARY**

**The money laundering counts pertain to Ralph Infante taking the proceeds of a corrupt activity, illegal gambling and using the profits to promote, carry on, establish or managing the illegal gambling. The date ranges in each count are the dates near the Super Bowl for that particular year.**

**COUNT 52: MONEY LAUNDERING (F3)**

**DATE/LOCATION:** January 2011 through February 2011, at Niles and/or Girard, Trumbull County, Ohio,

**SPECIFICALLY: RALPH INFANTE** unlawfully did conduct or attempt to conduct a transaction with the purpose to promote, manage, establish, carry on, or facilitate the promotion, management, establishment, or carrying on of corrupt activity (gambling). Please see the summary above.

**COUNT 53: MONEY LAUNDERING (F3)**

**DATE/LOCATION:** January 2012 through February 2012, at Niles and/or Girard, Trumbull County, Ohio,

**SPECIFICALLY: RALPH INFANTE** unlawfully did conduct or attempt to conduct a transaction with the purpose to promote, manage, establish, carry on, or facilitate the promotion, management, establishment, or carrying on of corrupt activity (gambling). Please see the summary above.

**COUNT 54: MONEY LAUNDERING (F3)**

**DATE/LOCATION:** January 2013 through February 2013, at Niles and/or Girard, Trumbull County, Ohio,

**SPECIFICALLY: RALPH INFANTE** unlawfully did conduct or attempt to conduct a transaction with the purpose to promote, manage, establish, carry on, or facilitate the promotion, management, establishment, or carrying on of corrupt activity (gambling). Please see the summary above.

**COUNT 55: MONEY LAUNDERING (F3)**

**DATE/LOCATION:** January 2014 through February 2014, at Niles and/or Girard, Trumbull County, Ohio,

**SPECIFICALLY: RALPH INFANTE** unlawfully did conduct or attempt to conduct a transaction with the purpose to promote, manage, establish, carry on, or facilitate the promotion, management, establishment, or carrying on of corrupt activity (gambling). Please see the summary above.

**COUNT 56: MONEY LAUNDERING (F3)**

**DATE/LOCATION:** January 2016 through February 2016 at Niles and/or Girard, Trumbull County, Ohio,

**SPECIFICALLY: RALPH INFANTE** unlawfully did conduct or attempt to conduct a transaction with the purpose to promote, manage, establish, carry on, or facilitate the promotion, management, establishment, or carrying on of corrupt activity (gambling). Please see the summary above.

**COUNT 57: THEFT (F5)**

**DATE/LOCATION:** January 2009 to April 2015, at Niles, Trumbull County, Ohio,

**SPECIFICALLY: RALPH INFANTE and JUDY INFANTE** unlawfully did, with purpose to deprive the owner, the City of Niles knowingly obtain or exert control over either the property or services by

deception when the amount involved was one thousand dollars or more but less than seven thousand five hundred dollars. Specifically, during the years stated herein Ralph and Judith Infante deposited approximately \$200,000.00 in cash into their joint bank account. Ralph Infante signed many of the deposit tickets himself. There were other deposit tickets that were not signed. Ralph and Judith Infante did not declare any of this money as income on any tax return filed with City of Niles, Ohio.

**COUNT 58: FALSIFICATION (M1)**

**DATE/LOCATION:** December 3, 2015 at Niles City Hall, Niles, Trumbull County, Ohio,

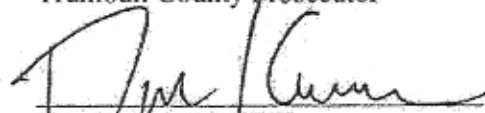
**SPECIFICALLY: RALPH INFANTE** did knowingly make a false statement when the statement is made with purpose to mislead a public official, to wit: Auditor of the State Agent Roy Speer, in performing the public official's official function. Specifically, on May 15, 2009 Ralph Infante was interviewed by FBI Agent Deane Hassman in the office of the Mayor, City Hall, and Niles Trumbull County, Ohio. Infante was asked about attending the 2007 NCAA Championship game which he admitted to attending. Infante was asked who provided him with the tickets to the event. Infante stated that the tickets were provided to him for free by a businessman (a local businessman involved with Business 1 mentioned in the indictment) and/or the businessman's son. Infante stated that he and his group went out to the Bowl game to tailgate and did not have tickets to the event. He further stated that he ran into the son of the businessman who indicated to him that his father had extra tickets for the actual game and that Infante could have two of the tickets. Infante stated he agreed to take the tickets. Infante stated that he picked the tickets up at the Venetian hotel from either the businessman or his son at the hotel. Infante then went to the football game. In addition, the City of Niles does business with Business 1 or companies affiliated with it, and with the businessman who is affiliated with such business and /or his son. Statements from the Businessman and a second local businessman who was involved in the ticket purchase confirm that the statement Ralph Infante provided to Agent Hassman in May of 2009 was accurate.

On December 3, 2015 Ralph Infante was interviewed by Roy Speer an Agent with the Ohio Auditor of the State, a public official, and FBI Agent Deane Hassman. Infante told Agent Speer and FBI Agent Hassman that his wife purchased the tickets for him as a birthday present. His birthday is in November and the Championship game was played in January, nearly two months after his birthday. Infante continued to state that his wife purchased the tickets for him. The truth of the matter is that the tickets were a gift worth \$8,000.00 provided to him by a local businessman who is affiliated with business 1 and/or by his son.

Respectfully Submitted

Mike DeWine  
Ohio Attorney General, Special  
Trumbull County Prosecutor

By:

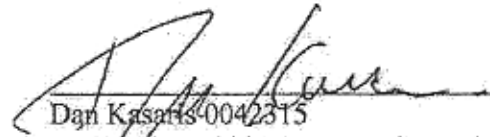


Dan Kasaris 0042315  
Sr. Assistant Ohio Attorney General  
Special Trumbull County Prosecutor  
6145 Superior Ave. 11<sup>th</sup> Fl  
Cleveland, Ohio 44113



Service

A copy of this Bill of Particulars has been served upon John Juhasz via email this 23<sup>rd</sup> day of December 2016.



Dan Kasatis-0042315  
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Special Trumbull County Prosecutor  
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