

STATE OF MICHIGAN 58GH JUDICIAL DISTRICT 20TH JUDICIAL CIRCUIT	<b>COMPLAINT FELONY</b>	DISTRICT: CIRCUIT: CTN: 96-16900404-01 AG#: 2014-0084914-A
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District Court ORI: MI700015J

Circuit Court ORI: MI700025J

AG ORI: MI330025A

<b>THE PEOPLE OF THE STATE OF MICHIGAN</b> v		Victim or complainant: Richard Brill, Rodger DeVries, Jerry Glashower, Ed Heethuis, Paul and/or Lois Hendrickson, Sherri Ponstein, Charles Vandelaare, Betty Wesolek
<b>SCOTT RICHARD ROOKUS</b> <b>1043 CORVETTE DRIVE</b> <b>JENISON, MI 49428</b>		Complaining Witness S/A MARTIN MAY
Co-defendant(s)		Date: On or about 06/01/2010-03/31/2015
City/Twp./Village Jenison	County in Michigan Ottawa	Defendant SID Defendant DOB 03/30/1971
Charge(s) See Below		Maximum Penalty See Below
[ ] A sample for chemical testing for DNA identification profiling is on file with the Michigan State Police from a previous case.		

**STATE OF MICHIGAN, COUNTY OF OTTAWA**

The complaining witness says that on the date and at 1043 Corvette Drive, the defendant, contrary to law,

Between June 2010 and December 2013 Scott Rookus solicited and obtained investments totaling approximately \$1.5 million dollars, primarily from senior citizens who entrusted him with retirement accounts and other funds. Rookus obtained their investments through offering, selling and issuing New Haven Holdings, LLC securities. Rookus made material false statements, omitted to state material facts, and engaged in fraudulent and deceitful acts, all of which engendered false trust and confidence in his offerings as being safe and secure investments. His clients believed that earnings from their investments would come out of the profits of his enterprise, in particular, the Delafield Hotel, a New Haven Holdings, LLC investment, which was operated by Rookus. However, the money Rookus took from his investors resulted in a Ponzi-scheme through which he was the primary beneficiary.

At the outset, and at his suggestion, Rookus helped clients liquidate substantial retirement accounts, and ultimately converted them into accounts controlled and used by him. Rookus reported on his Securities and Exchange Commission Form D filing in connection with his investment offering that no one would be paid directly or indirectly in connection to sales of his New Haven securities. In reality, Rookus routinely paid himself and employees using investor funds. Rookus also utilized investor funds to pay for his expenses, his children's private school education and tax obligations or liens against him, contrary to his Form D representation.

To disguise his deceptive scheme, on occasions investors were fraudulently paid returns on their notes through Ponzi monies obtained from newly issued New Haven securities. This made it appear that profits were being turned from their investments. Rookus told investors their money was secured by equity in the Delafield hotel. However there was no equity in the Delafield hotel as Rookus assumed possession on a no money down land contract. Rookus also told investors and others that the Delafield Hotel was a \$10 million dollar property. It was appraised at only 40% of that figure.

Rookus did not tell his investors he was not licensed to sell securities. He did not tell his investors that he himself had a significant and consistent history of failure, and that he had pending difficulties in other investment ventures. Rookus did not tell investors that he had recently lost several property investments just prior to offering New Haven securities. Investors were not advised that Rookus' own office from which he sold securities in Jenison, Michigan was sold at a Sheriff's sale because he defaulted on payments. Rookus' investors were misled from start to finish into thinking and believing their investments were safe and secure. On March 26, 2015 Rookus filed personal bankruptcy. Before New Haven investors' notes reached maturity they had lost everything.

**COUNT 1: CRIMINAL ENTERPRISES - CONDUCTING**

being a person employed by or associated with an enterprise, to wit: New Haven Capital Holdings, LLC, did knowingly conduct or participate in the affairs of the enterprise directly or indirectly through a pattern of racketeering activity, consisting of two or more of the following incidents of racketeering, to wit:

on or about June 1, 2010 through March 31, 2015, in Ottawa County, Michigan, defendant did commit the following offense for financial gain, to wit: EMBEZZLEMENT - \$100,000.00 OR MORE; (Betty Wesolek)

and on or about June 1, 2010 through March 31, 2015, in Ottawa County, Michigan, defendant did commit the following offense for financial gain, to wit: EMBEZZLEMENT - \$100,000.00 OR MORE; (Richard Brill)

on or about June 1, 2010 through March 31, 2015, in Ottawa County, Michigan, defendant did commit the following offense for financial gain, to wit: EMBEZZLEMENT - \$100,000.00 OR MORE; (Jerry Glashower)

and on or about June 1, 2010 through March 31, 2015, in Ottawa County, Michigan, defendant did commit the following offense for financial gain, to wit: EMBEZZLEMENT - \$100,000.00 OR MORE; (Charles Vandelaare)

and on or about June 1, 2010 through March 31, 2015, in Ottawa County, Michigan, defendant did commit the following offense for financial gain, to wit: EMBEZZLEMENT - \$50,000.00 OR MORE BUT LESS THAN \$100,000.00; (Paul and/or Lois Hendrickson)

and on or about June 1, 2010 through March 31, 2015, in Ottawa County, Michigan, defendant did commit the following offense for financial gain, to wit: EMBEZZLEMENT - \$50,000.00 OR MORE BUT LESS THAN \$100,000.00; (Sherri Ponstein)

and on or about June 1, 2010 through March 31, 2015, in Ottawa County, Michigan, defendant did commit the following offense for financial gain, to wit: EMBEZZLEMENT - \$20,000.00 OR MORE BUT LESS THAN \$50,000.00; (Rodger DeVries and/or Jerry Glashower)

and on or about June 1, 2010 through March 31, 2015, in Ottawa County, Michigan, defendant did commit the following offense for financial gain, to wit: EMBEZZLEMENT - \$20,000.00 OR MORE BUT LESS THAN \$50,000.00; (Ed Heethius)

and on or about June 1, 2010 through March 31, 2015, in Ottawa County, Michigan, defendant did commit the following offense for financial gain, to wit: FALSE PRETENSES - \$20,000.00 OR MORE; (Betty Wesolek)

and on or about June 1, 2010 through March 31, 2015, in Ottawa County, Michigan, defendant did commit the following offense for financial gain, to wit: FALSE PRETENSES - \$20,000.00 OR MORE; (Richard Brill)

and on or about June 1, 2010 through March 31, 2015, in Ottawa County, Michigan, defendant did commit the following offense for financial gain, to wit: FALSE PRETENSES - \$100,000.00 OR MORE; (Jerry Glashower)

and on or about June 1, 2010 through March 31, 2015, in Ottawa County, Michigan, defendant did commit the following offense for financial gain, to wit: FALSE PRETENSES - \$100,000.00 OR MORE; (Charles Vandelaare)

and on or about June 1, 2010 through March 31, 2015, in Ottawa County, Michigan, defendant did commit the following offense for financial gain, to wit: FALSE PRETENSES - \$20,000.00 OR MORE; (Paul and/or Lois Hendrickson)

and on or about June 1, 2010 through March 31, 2015, in Ottawa County, Michigan, defendant did commit the following offense for financial gain, to wit: FALSE PRETENSES - \$20,000.00 OR MORE; (Sherri Ponstein)

and on or about June 1, 2010 through March 31, 2015, in Ottawa County, Michigan, defendant did commit the following offense for financial gain, to wit: FALSE PRETENSES - \$20,000.00 OR MORE; (Rodger DeVries and/or Jerry Glashower)

and on or about June 1, 2010 through March 31, 2015, in Ottawa County, Michigan, defendant did commit the following offense for financial gain, to wit: FALSE PRETENSES - \$20,000.00 OR MORE; (Ed Heethius)

and on or about June 1, 2010 through March 31, 2015, in Ottawa County, Michigan, defendant did commit the following offense for financial gain, to wit: LARCENY BY CONVERSION - \$20,000.00 MORE; (Betty Wesolek)

and on or about June 1, 2010 through March 31, 2015, in Ottawa County, Michigan, defendant did commit the following offense for financial gain, to wit: LARCENY BY CONVERSION - \$20,000.00 OR MORE; (Richard Brill)

and on or about June 1, 2010 through March 31, 2015, in Ottawa County, Michigan, defendant did commit the following offense for financial gain, to wit: LARCENY BY CONVERSION - \$20,000.00 OR MORE; (Jerry Glashower)

and on or about June 1, 2010 through March 31, 2015, in Ottawa County, Michigan, defendant did commit the following offense for financial gain, to wit: LARCENY BY CONVERSION - \$20,000.00 OR MORE; (Charles Vandelaare)

and on or about June 1, 2010 through March 31, 2015, in Ottawa County, Michigan, defendant did commit the following offense for financial gain, to wit: LARCENY BY CONVERSION - \$20,000.00 OR MORE; (Paul and/or Lois Hendrickson)

and on or about June 1, 2010 through March 31, 2015, in Ottawa County, Michigan, defendant did commit the following offense for financial gain, to wit: LARCENY BY CONVERSION - \$20,000.00 OR MORE; (Sherri Ponstein)

and on or about June 1, 2010 through March 31, 2015, in Ottawa County, Michigan, defendant did commit the following offense for financial gain, to wit: LARCENY BY CONVERSION - \$20,000.00 OR MORE; (Rodger DeVries and/or Jerry Glashower)

and on or about June 1, 2010 through March 31, 2015, in Ottawa County, Michigan, defendant did commit the following offense for financial gain, to wit: LARCENY BY CONVERSION - \$20,000.00 OR MORE; (Ed Heethius)

and on or about June 1, 2010 through March 31, 2015, in Ottawa County, Michigan, defendant did commit the following offense for financial gain, to wit: SECURITIES - FRAUDULENT SALES; (Betty Wesolek)

and on or about June 1, 2010 through March 31, 2015, in Ottawa County, Michigan, defendant did commit the following offense for financial gain, to wit: SECURITIES - FRAUDULENT SALES; (Richard Brill)

and on or about June 1, 2010 through March 31, 2015, in Ottawa County, Michigan, defendant did commit the following offense for financial gain, to wit: SECURITIES - FRAUDULENT SALES; (Jerry Glashower)

and on or about June 1, 2010 through March 31, 2015, in Ottawa County, Michigan, defendant did commit the following offense for financial gain, to wit: SECURITIES - FRAUDULENT SALES; (Charles Vandelaare)

and on or about June 1, 2010 through March 31, 2015, in Ottawa County, Michigan, defendant did commit the following offense for financial gain, to wit: SECURITIES - FRAUDULENT SALES; (Paul and/or Lois Hendrickson)

and on or about June 1, 2010 through March 31, 2015, in Ottawa County, Michigan, defendant did commit the following offense for financial gain, to wit: SECURITIES - FRAUDULENT SALES; (Sherri Ponstein)

and on or about June 1, 2010 through March 31, 2015, in Ottawa County, Michigan, defendant did commit the following offense for financial gain, to wit: SECURITIES - FRAUDULENT SALES; (Rodger DeVries and/or Jerry Glashower)

and on or about June 1, 2010 through March 31, 2015, in Ottawa County, Michigan, defendant did commit the following offense for financial gain, to wit: SECURITIES - FRAUDULENT SALES; (Ed Heethius) which had the same or a substantially similar purpose, and/or result, and/or participant, and/or method of commission, and which amount to or pose a threat of continued criminal activity; contrary to MCL 750.159i(1). [750.159i1]

FELONY: 20 Years and/or \$100,000.00; criminal forfeiture of proceeds, substituted proceeds, and instrumentalities of racketeering listed on attached notification (see MCL 750.159j(4)); court may order court costs, costs of investigation, and/or costs of prosecution

## **COUNT 2: EMBEZZLEMENT - \$100,000.00 OR MORE**

being an agent, servant, or employee of Betty Wesolek, did fraudulently dispose of and/or convert to his/her own use, without the consent of his/her principal, money, or personal property of his/her principal, having a value of \$100,000.00 or more, that came into the defendant's possession or under the defendant's charge or control by virtue of his/her relationship with the principal; contrary to MCL 750.174(7). [750.1747]

FELONY: 20 Years and/or a fine up to \$50,000.00, or 3 times the amount embezzled, whichever is greater. To impose a fine of 3 times the value, the defendant must admit the amount, or it must be determined by the trier of fact at trial. See *Southern Union Co. v United States* 567 U.S. \_\_\_\_; No. 11-94 (2012).

**COUNT 3: EMBEZZLEMENT -\$100,000.00 OR MORE**

being an agent, servant, or employee of Richard Brill, did fraudulently dispose of and/or convert to his/her own use, without the consent of his/her principal, money, or personal property of his/her principal, having a value of \$100,000.00 or more, that came into the defendant's possession or under the defendant's charge or control by virtue of his/her relationship with the principal; contrary to MCL 750.174(7). [750.1747]

FELONY: 20 Years and/or a fine up to \$50,000.00, or 3 times the amount embezzled, whichever is greater. To impose a fine of 3 times the value, the defendant must admit the amount, or it must be determined by the trier of fact at trial. See *Southern Union Co. v United States* 567 U.S. \_\_\_\_; No. 11-94 (2012).

**COUNT 4: EMBEZZLEMENT -\$100,000.00 OR MORE**

being an agent, servant, or employee of Jerry Glashower, did fraudulently dispose of and/or convert to his/her own use, without the consent of his/her principal, money, or personal property of his/her principal, having a value of \$100,000.00 or more, that came into the defendant's possession or under the defendant's charge or control by virtue of his/her relationship with the principal; contrary to MCL 750.174(7). [750.1747]

FELONY: 20 Years and/or a fine up to \$50,000.00, or 3 times the amount embezzled, whichever is greater. To impose a fine of 3 times the value, the defendant must admit the amount, or it must be determined by the trier of fact at trial. See *Southern Union Co. v United States* 567 U.S. \_\_\_\_; No. 11-94 (2012).

**COUNT 5: EMBEZZLEMENT -\$100,000.00 OR MORE**

being an agent, servant, or employee of Charles Vandelaare, did fraudulently dispose of and/or convert to his/her own use, without the consent of his/her principal, money, or personal property of his/her principal, having a value of \$100,000.00 or more, that came into the defendant's possession or under the defendant's charge or control by virtue of his/her relationship with the principal; contrary to MCL 750.174(7). [750.1747]

FELONY: 20 Years and/or a fine up to \$50,000.00, or 3 times the amount embezzled, whichever is greater. To impose a fine of 3 times the value, the defendant must admit the amount, or it must be determined by the trier of fact at trial. See *Southern Union Co. v United States* 567 U.S. \_\_\_\_; No. 11-94 (2012).

**COUNT 6: EMBEZZLEMENT -\$50,000.00 OR MORE BUT LESS THAN \$100,000.00**

being an agent, servant, or employee of Paul and/or Lois Hendrickson, did fraudulently dispose of and/or convert to his/her own use, without the consent of his/her principal, money, money, or personal property of his/her principal, having a value of more than \$50,000.00 but less than \$100,000.00, that came into the defendant's possession or under the defendant's charge or control by virtue of his/her relationship with the principal; contrary to MCL 750.174(6). [750.1746]

FELONY: 15 Years and/or \$25,000.00, or 3 times the amount embezzled, whichever is greater. To impose a fine of 3 times the value, the defendant must admit the amount, or it must be determined by the trier of fact at trial. See *Southern Union Co. v United States* 567 U.S. \_\_\_\_; No. 11-94 (2012)

**COUNT 7: EMBEZZLEMENT -\$50,000.00 OR MORE BUT LESS THAN \$100,000.00**

being an agent, servant, or employee of Sherri Ponstein, did fraudulently dispose of and/or convert to his/her own use, without the consent of his/her principal, money, or personal property of his/her principal, having a value of more than \$50,000.00 but less than \$100,000.00, that came into the defendant's possession or under the defendant's charge or control by virtue of his/her relationship with the principal; contrary to MCL 750.174(6). [750.1746]

FELONY: 15 Years and/or \$25,000.00, or 3 times the amount embezzled, whichever is greater. To impose a fine of 3 times the value, the defendant must admit the amount, or it must be determined by the trier of fact at trial. See *Southern Union Co. v United States* 567 U.S. \_\_\_\_; No. 11-94 (2012)

**COUNT 8: EMBEZZLEMENT - AGENT OR TRUSTEE \$20,000.00 OR MORE BUT LESS THAN \$50,000.00**

being, an agent, servant, or employee of Rodger DeVries and/or Jerry Glashower, did fraudulently dispose of and/or convert to his/her own use, without the consent of his/her principal, money, money, or personal property of his/her principal, having a value of \$20,000.00 or more but less than \$50,000.00, that came into the defendant's possession or under the defendant's charge or control by virtue of his/her relationship with the principal; contrary to MCL 750.174(5)(a). [750.1745A]

FELONY: 10 Years and/or \$15,000.00, or 3 times the amount embezzled, whichever is greater.

**COUNT 9: EMBEZZLEMENT - AGENT OR TRUSTEE \$20,000.00 OR MORE BUT LESS THAN \$50,000.00** being, an agent, servant, or employee of Ed Heethuis, did fraudulently dispose of and/or convert to his/her own use, without the consent of his/her principal, money, or personal property of his/her principal, having a value of \$20,000.00 or more but less than \$50,000.00, that came into the defendant's possession or under the defendant's charge or control by virtue of his/her relationship with the principal; contrary to MCL 750.174(5)(a). [750.1745A]

**FELONY:** 10 Years and/or \$15,000.00, or 3 times the amount embezzled, whichever is greater.

**COUNT 10: FALSE PRETENSES - \$100,000.00 OR MORE**

did, with the intent to defraud or cheat, make or use a false pretense to obtain from a person money, personal property, or the use of an instrument, facility, article, or other valuable thing or service, having a value of \$100,000.00 or more; contrary to MCL 750.218(7)(a). [750.2187A]. (Betty Wesolek)

**FELONY:** 10 Years and/or \$35,000.00, or 3 times the value of the money or property involved, whichever is greater. To impose a fine of 3 times the value, the defendant must admit the amount, or it must be determined by the trier of fact at trial. See *Southern Union Co. v United States* 567 U.S. \_\_\_\_; No. 11-94 (2012)

**COUNT 11: FALSE PRETENSES - \$20,000.00 OR MORE**

did, with the intent to defraud or cheat, make or use a false pretense to obtain from a person money, personal property, or the use of an instrument, facility, article, or other valuable thing or service, having a value of \$100,000.00 or more; contrary to MCL 750.218(7)(a). [750.2187A]. (Richard Brill)

**FELONY:** 10 Years and/or \$15,000.00, or 3 times the value of the money or property involved, whichever is greater. To impose a fine of 3 times the value, the defendant must admit the amount, or it must be determined by the trier of fact at trial. See *Southern Union Co. v United States* 567 U.S. \_\_\_\_; No. 11-94 (2012)

**COUNT 12: FALSE PRETENSES - \$100,000.00 OR MORE**

did, with the intent to defraud or cheat, make or use a false pretense to obtain from a person money, personal property, or the use of an instrument, facility, article, or other valuable thing or service, having a value of \$100,000.00 or more; contrary to MCL 750.218(7)(a). [750.2187A]. (Jerry Glashower)

**FELONY:** 10 Years and/or \$15,000.00, or 3 times the value of the money or property involved, whichever is greater. To impose a fine of 3 times the value, the defendant must admit the amount, or it must be determined by the trier of fact at trial. See *Southern Union Co. v United States* 567 U.S. \_\_\_\_; No. 11-94 (2012)

**COUNT 13: FALSE PRETENSES - \$100,000.00 OR MORE**

did, with the intent to defraud or cheat, make or use a false pretense to obtain from a person money, personal property, or the use of an instrument, facility, article, or other valuable thing or service, having a value of \$20,000.00; contrary to MCL 750.218(5)(a). [750.2185A]. (Charles Vandelaare)

**FELONY:** 15 Years and/or \$15,000.00, or 3 times the value of the money or property involved, whichever is greater. To impose a fine of 3 times the value, the defendant must admit the amount, or it must be determined by the trier of fact at trial. See *Southern Union Co. v United States* 567 U.S. \_\_\_\_; No. 11-94 (2012)

**COUNT 14: FALSE PRETENSES - \$20,000.00 OR MORE**

did, with the intent to defraud or cheat, make or use a false pretense to obtain from a person money, personal property, or the use of an instrument, facility, article, or other valuable thing or service, having a value of \$20,000.00; contrary to MCL 750.218(5)(a). [750.2185A]. (Paul and/or Lois Hendrickson)

**FELONY:** 10 Years and/or \$15,000.00, or 3 times the value of the money or property involved, whichever is greater. To impose a fine of 3 times the value, the defendant must admit the amount, or it must be determined by the trier of fact at trial. See *Southern Union Co. v United States* 567 U.S. \_\_\_\_; No. 11-94 (2012)

**COUNT 15: FALSE PRETENSES - \$20,000.00 OR MORE**

did, with the intent to defraud or cheat, make or use a false pretense to obtain from a person money, personal property, or the use of an instrument, facility, article, or other valuable thing or service, having a value of \$20,000.00; contrary to MCL 750.218(5)(a). [750.2185A]. (Sherri Ponstein)

FELONY: 10 Years and/or \$15,000.00, or 3 times the value of the money or property involved, whichever is greater. To impose a fine of 3 times the value, the defendant must admit the amount, or it must be determined by the trier of fact at trial. See *Southern Union Co. v United States* 567 U.S. \_\_\_\_; No. 11-94 (2012)

**COUNT 16: FALSE PRETENSES - \$20,000.00 OR MORE**

did, with the intent to defraud or cheat, make or use a false pretense to obtain from a person money, personal property, or the use of an instrument, facility, article, or other valuable thing or service, having a value of \$20,000.00; contrary to MCL 750.218(5)(a). [750.2185A]. (Rodger DeVries and/or Jerry Glashower)

FELONY: 10 Years and/or \$15,000.00, or 3 times the value of the money or property involved, whichever is greater. To impose a fine of 3 times the value, the defendant must admit the amount, or it must be determined by the trier of fact at trial. See *Southern Union Co. v United States* 567 U.S. \_\_\_\_; No. 11-94 (2012)

**COUNT 17: FALSE PRETENSES - \$20,000.00 OR MORE**

did, with the intent to defraud or cheat, make or use a false pretense to obtain from a person money, personal property, or the use of an instrument, facility, article, or other valuable thing or service, having a value of \$20,000.00; contrary to MCL 750.218(5)(a). [750.2185A]. (Ed Heethius)

FELONY: 10 Years and/or \$15,000.00, or 3 times the value of the money or property involved, whichever is greater. To impose a fine of 3 times the value, the defendant must admit the amount, or it must be determined by the trier of fact at trial. See *Southern Union Co. v United States* 567 U.S. \_\_\_\_; No. 11-94 (2012)

**COUNT 18: LARCENY BY CONVERSION - \$20,000.00 OR MORE**

did, being a person to whom money had been delivered, embezzle or fraudulently convert to his/her own use and/or fraudulently use that property, which belonged to Betty Wesolek, the value of the property was \$20,000.00 or more; contrary to MCL 750.362. [750.3622A]

FELONY: 10 Years and/or \$15,000.00, or 3 times the value of the property stolen, whichever is greater (see MCL 750.356(2)(a)). To impose a fine of 3 times the value, the defendant must admit the amount, or it must be determined by the trier of fact at trial. See *Southern Union Co. v United States* 567 U.S. \_\_\_\_; No. 11-94 (2012)

**COUNT 19: LARCENY BY CONVERSION - \$20,000.00 OR MORE**

did, being a person to whom money had been delivered, embezzle or fraudulently convert to his/her own use and/or fraudulently use that property, which belonged to Richard Brill, the value of the property was \$20,000.00 or more; contrary to MCL 750.362. [750.3622A]

FELONY: 10 Years and/or \$15,000.00, or 3 times the value of the property stolen, whichever is greater (see MCL 750.356(2)(a)). To impose a fine of 3 times the value, the defendant must admit the amount, or it must be determined by the trier of fact at trial. See *Southern Union Co. v United States* 567 U.S. \_\_\_\_; No. 11-94 (2012)

**COUNT 20: LARCENY BY CONVERSION - \$20,000.00 OR MORE**

did, being a person to whom money had been delivered, embezzle or fraudulently convert to his/her own use and/or fraudulently use that property, which belonged to Jerry Glashower, the value of the property was \$20,000.00 or more; contrary to MCL 750.362. [750.3622A]

FELONY: 10 Years and/or \$15,000.00, or 3 times the value of the property stolen; whichever is greater (see MCL 750.356(2)(a)). To impose a fine of 3 times the value, the defendant must admit the amount, or it must be determined by the trier of fact at trial. See *Southern Union Co. v United States* 567 U.S. \_\_\_\_; No. 11-94 (2012)

**COUNT 21: LARCENY BY CONVERSION - \$20,000.00 OR MORE**

did, being a person to whom money had been delivered, embezzle or fraudulently convert to his/her own use and/or fraudulently use that property, which belonged to Charles Vandelaare, the value of the property was \$20,000.00 or more; contrary to MCL 750.362. [750.3622A]

FELONY: 10 Years and/or \$15,000.00, or 3 times the value of the property stolen, whichever is greater (see MCL 750.356(2)(a)). To impose a fine of 3 times the value, the defendant must admit the amount, or it must be determined by the trier of fact at trial. See *Southern Union Co. v United States* 567 U.S. \_\_\_\_; No. 11-94 (2012)

**COUNT 22: LARCENY BY CONVERSION - \$20,000.00 OR MORE**

did, being a person to whom money had been delivered, embezzle or fraudulently convert to his/her own use and/or fraudulently use that property, which belonged to Paul and/or Lois Hendrickson, the value of the property was \$20,000.00 or more; contrary to MCL 750.362. [750.3622A]

FELONY: 10 Years and/or \$15,000.00, or 3 times the value of the property stolen, whichever is greater (see MCL 750.356(2)(a)). To impose a fine of 3 times the value, the defendant must admit the amount, or it must be determined by the trier of fact at trial. See *Southern Union Co. v United States* 567 U.S. \_\_\_\_; No. 11-94 (2012)

**COUNT 23: LARCENY BY CONVERSION - \$20,000.00 OR MORE**

did, being a person to whom money had been delivered, embezzle or fraudulently convert to his/her own use and/or fraudulently use that property, which belonged to Sherri Ponstein, the value of the property was \$20,000.00 or more; contrary to MCL 750.362. [750.3622A]

FELONY: 10 Years and/or \$15,000.00, or 3 times the value of the property stolen, whichever is greater (see MCL 750.356(2)(a)). To impose a fine of 3 times the value, the defendant must admit the amount, or it must be determined by the trier of fact at trial. See *Southern Union Co. v United States* 567 U.S. \_\_\_\_; No. 11-94 (2012)

**COUNT 24: LARCENY BY CONVERSION - \$20,000.00 OR MORE**

did, being a person to whom money had been delivered, embezzle or fraudulently convert to his/her own use and/or fraudulently use that property, which belonged to Rodger DeVries and/or Jerry Glashower, the value of the property was \$20,000.00 or more; contrary to MCL 750.362. [750.3622A]

FELONY: 10 Years and/or \$15,000.00, or 3 times the value of the property stolen, whichever is greater (see MCL 750.356(2)(a)). To impose a fine of 3 times the value, the defendant must admit the amount, or it must be determined by the trier of fact at trial. See *Southern Union Co. v United States* 567 U.S. \_\_\_\_; No. 11-94 (2012)

**COUNT 25: LARCENY BY CONVERSION - \$20,000.00 OR MORE**

did, being a person to whom money had been delivered, embezzle or fraudulently convert to his/her own use and/or fraudulently use that property, which belonged to Ed Heethuis, the value of the property was \$20,000.00 or more; contrary to MCL 750.362. [750.3622A]

FELONY: 10 Years and/or \$15,000.00, or 3 times the value of the property stolen, whichever is greater (see MCL 750.356(2)(a)). To impose a fine of 3 times the value, the defendant must admit the amount, or it must be determined by the trier of fact at trial. See *Southern Union Co. v United States* 567 U.S. \_\_\_\_; No. 11-94 (2012)

**COUNT 26: SECURITIES - FRAUDULENT SALES**

in connection with the offer, sale or purchase of a security, did willfully make an untrue statement of a material fact and/or omit to state a material fact necessary in order to make the statements made, in light of the circumstances under which they were made, not misleading, and/or engage in an act, practice, or course of business that operates or would operate as a fraud or deceit on another person; contrary to MCL 451.2501 and 451.2508. [451.2501] (Betty Wesolek)

FELONY: 10 Years and/or \$500,000.00

**COUNT 27: SECURITIES - FRAUDULENT SALES**

in connection with the offer, sale or purchase of a security, did willfully make an untrue statement of a material fact, or omit to state a material fact necessary in order to make the statements made, in the light of the circumstances under which they were made, not misleading, or engage in an act, practice, or course of business that operates or would operate as a fraud or deceit on another person; contrary to MCL 451.2501 and 451.2508. [451.2501] (Richard Brill)

FELONY: 10 Years and/or \$500,000.00

**COUNT 28: SECURITIES - FRAUDULENT SALES**

in connection with the offer, sale or purchase of a security, did willfully make an untrue statement of a material fact, or omit to state a material fact necessary in order to make the statements made, in the light of the circumstances under which they were made, not misleading, or engage in an act, practice, or course of business that operates or would operate as a fraud or deceit on another person; contrary to MCL 451.2501 and 451.2508. [451.2501] (Jerry Glashower)

FELONY: 10 Years and/or \$500,000.00

**COUNT 29: SECURITIES - FRAUDULENT SALES**

in connection with the offer, sale or purchase of a security, did willfully make an untrue statement of a material fact, or omit to state a material fact necessary in order to make the statements made, in the light of the circumstances under which they were made, not misleading, or engage in an act, practice, or course of business that operates or would operate as a fraud or deceit on another person; contrary to MCL 451.2501 and 451.2508. [451.2501] (Charles Vandelaare)

FELONY: 10 Years and/or \$500,000.00

**COUNT 30: SECURITIES - FRAUDULENT SALES**

in connection with the offer, sale or purchase of a security, did willfully make an untrue statement of a material fact, or omit to state a material fact necessary in order to make the statements made, in the light of the circumstances under which they were made, not misleading, or engage in an act, practice, or course of business that operates or would operate as a fraud or deceit on another person; contrary to MCL 451.2501 and 451.2508. [451.2501] (Paul and/or Lois Hendrickson)

FELONY: 10 Years and/or \$500,000.00

**COUNT 31: SECURITIES - FRAUDULENT SALES**

in connection with the offer, sale or purchase of a security, did willfully make an untrue statement of a material fact, or omit to state a material fact necessary in order to make the statements made, in the light of the circumstances under which they were made, not misleading, or engage in an act, practice, or course of business that operates or would operate as a fraud or deceit on another person; contrary to MCL 451.2501 and 451.2508. [451.2501] (Sherri Ponstein)

FELONY: 10 Years and/or \$500,000.00

**COUNT 32: SECURITIES - FRAUDULENT SALES**

in connection with the offer, sale or purchase of a security, did willfully make an untrue statement of a material fact, or omit to state a material fact necessary in order to make the statements made, in the light of the circumstances under which they were made, not misleading, or engage in an act, practice, or course of business that operates or would operate as a fraud or deceit on another person; contrary to MCL 451.2501 and 451.2508. [451.2501] (Rodger DeVries and/or Jerry Glashower)

FELONY: 10 Years and/or \$500,000.00

**COUNT 33: SECURITIES - FRAUDULENT SALES**

in connection with the offer, sale or purchase of a security, did willfully make an untrue statement of a material fact, or omit to state a material fact necessary in order to make the statements made, in the light of the circumstances under which they were made, not misleading, or engage in an act, practice, or course of business that operates or would operate as a fraud or deceit on another person; contrary to MCL 451.2501 and 451.2508. [451.2501] (Ed Heethuis)

FELONY: 10 Years and/or \$500,000.00

Upon conviction of a felony or an attempted felony court shall order law enforcement to collect DNA identification profiling samples.

The complaining witness asks that defendant be apprehended and dealt with according to law.

Warrant authorized on _____ by: _____	5-31-2016 Date	Complaining witness signature _____ Subscribed and sworn to before me on _____ Date
Kevin D. Hayes (P38740) Assistant Attorney General Corporate Oversight Division P.O. Box 30755 Lansing, MI 48909 (517) 373-1160 <input type="checkbox"/> Security for costs posted	Judge/Magistrate/Clerk _____ Bar no. _____	