

*unapp

DEFENDANT Kelly Gordon Rogers
ID 652428 2012-4651

CHARGE Theft PC 31.03 F1

ADDRESS 18 Stonebriar Way, Frisco, Texas 75034-5943

CAUSE# 380-81036-2012

DESCRIPTION W/M; DOB: 09/21/1958

AGENCY/# Texas State Securities Board

ARREST INFORMATION GJR

C/C Witness: Rani Sabban

TRUE BILL OF INDICTMENT

IN THE NAME AND BY AUTHORITY OF THE STATE OF TEXAS: The Grand Jury of Collin County, State of Texas, duly organized at the January Term, A.D., 2012 of the 219th

District Court of said county, in said court at said term, do present that

KELLY GORDON ROGERS, hereinafter "defendant"

on or about the dates listed below, and before the presentment of this indictment, in Collin County, Texas, did then and there unlawfully appropriate, to wit: acquire and exercise control over property, other than real property, to wit: current money of the United States of America, from the following owners, and in the following amounts:

<u>Owner</u>	<u>Date of Appropriation</u>	<u>Amount of Appropriation</u>
LMC Financing, L.L.C.	October 10, 2008	\$10,000.00
LMC Financing, L.L.C.	October 10, 2008	\$9,000.00
LMC Financing, L.L.C.	October 24, 2008	\$8,000.00
LMC Financing, L.L.C.	October 31, 2008	\$59,000.00
LMC Financing, L.L.C.	October 31, 2008	\$1,000.00
LMC Financing, L.L.C.	November 5, 2008	\$43,000.00
LMC Financing, L.L.C.	November 12, 2008	\$50,000.00
LMC Financing, L.L.C.	November 18, 2008	\$12,500.00
LMC Financing, L.L.C.	January 22, 2009	\$500.00
Bradley Dean	February 10, 2009	\$102,000.00

Clifford Fischer February 10, 2009 \$102,000.00

Basin Management Group, Inc. October 28, 2011 \$950,000.00

And said appropriations were without the effective consent of said owners in that consent was induced by deception, to wit: said defendant created and confirmed by words and conduct false impressions of fact that were likely to affect the judgment of said owners in the transactions and that the defendant did not believe to be true; and said defendant failed to correct false impressions of fact that were likely to affect the judgment of said owners in the transactions, that said defendant previously created and confirmed by words and conduct, and that said defendant did not at the time believe to be true; and said defendant promised performance that affected the judgment of said owners in said transactions that said defendant did not intend to perform and knew would not be performed; And said defendant acted with the intent to deprive said owners of said property by withholding said property permanently and for so extended a period of time that a major portion of the value and enjoyment of said property was lost to said owners, and by disposing of said property in a manner that made recovery of said property by said owners unlikely;

And all of said amounts were obtained, as alleged, as part of one scheme and continuing course of conduct, and the aggregate value of the property so appropriated was \$200,000.00 or more;

against the peace and dignity of the State.

FILED

12 MAY -1 PM 3: 25

ANDREA STROH THOMPSON
DISTRICT CLERK
TARRANT COUNTY TEXAS

[Signature]
DEPUTY

[Signature]
FOREMAN OF THE GRAND JURY