

DEFENDANT Kelly Gordon Rogers
ID 652428 2012-4652

CHARGE Theft PC 31.03 F1

ADDRESS 18 Stonebriar Way, Frisco, Texas 75034-5943

CAUSE# 380-81033-2012

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>
DFG L.P.	August 22, 2007	\$78,500.00
DFG L.P.	August 22, 2007	\$78,500.00
Nick Diguseppe	August 22, 2007	\$78,500.00
Nick Diguseppe	August 22, 2007	\$78,500.00
Darryl Tyson	February 12, 2008	\$50,000.00
Glenn Walser	April 7, 2008	\$50,000.00
Matthew Brown	April 11, 2008	\$50,000.00
Harris Block	April 11, 2008	\$20,000.00
Territories Unlimited, L.L.C.	April 17, 2008	\$50,000.00
CR 591 Investments, L.L.C.	April 18, 2008	\$50,000.00

Frederick Brodsky	April 18, 2008	\$75,000.00
Millie McDonald	April 21, 2008	\$50,000.00
Taft Energy Partners, L.P.	April 21, 2008	\$100,000.00
Territories Unlimited, L.L.C.	April 22, 2008	\$50,000.00
Millie McDonald	April 25, 2008	\$50,000.00
Langhorne Reid, III	April 25, 2008	\$50,000.00
William Grant	April 25, 2008	\$50,000.00
Thomas Matter	April 25, 2008	\$50,000.00
Larry Boerder	April 25, 2008	\$50,000.00
CR 591 Investments, L.L.C.	April 25, 2008	\$25,000.00
Thomas Matter	May 1, 2008	\$25,000.00
Jerry Kaul	May 1, 2008	\$50,000.00
Wayne Johnson	May 1, 2008	\$50,000.00
James Evans, Jr.	May 5, 2008	\$30,000.00
William Noble	May 5, 2008	\$50,000.00
Roy Washburn	May 6, 2008	\$50,000.00
Stuart Reynolds	May 15, 2008	\$50,000.00
Domain Investments, Inc.	May 15, 2008	\$50,000.00
Glenn Walser	June 12, 2008	\$50,000.00

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: 24

ANDREA STROH THOMPSON
DISTRICT CLERK
COLLIN COUNTY, TEXAS
BY [Signature] DEPUTY

[Signature]
FOREMAN OF THE GRAND JURY

DEFENDANT Kelly Gordon Rogers
ID 652428 2012-4650

CHARGE Securities Fraud; Art. 581,
Section 29C.(1), Texas
Securities Act

*unapp

ADDRESS 18 Stonebriar Way, Frisco, Texas 75034-5943

CAUSE# 380-81034-2012

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, directly and through agents, sell and offer for sale preferred units of interest in the Falcon Energy, L.L.C., Buck Hamilton Series, being securities to wit: investment contracts, to each of the persons listed below, and in the following amounts:

<u>PERSON</u>	<u>DATE</u>	<u>AMOUNT</u>
DFG L.P.	August 22, 2007	\$78,500.00
DFG L.P.	August 22, 2007	\$78,500.00
Nick Diguseppe	August 22, 2007	\$78,500.00
Nick Diguseppe	August 22, 2007	\$78,500.00
Darryl Tyson	February 12, 2008	\$50,000.00
Glenn Walser	April 7, 2008	\$50,000.00
Matthew Brown	April 11, 2008	\$50,000.00
Harris Block	April 11, 2008	\$20,000.00
Territories Unlimited, L.L.C.	April 17, 2008	\$50,000.00

CR 591 Investments, L.L.C.	April 18, 2008	\$50,000.00
Frederick Brodsky	April 18, 2008	\$75,000.00
Millie McDonald	April 21, 2008	\$50,000.00
Taft Energy Partners, L.P.	April 21, 2008	\$100,000.00
Territories Unlimited, L.L.C.	April 22, 2008	\$50,000.00
Millie McDonald	April 25, 2008	\$50,000.00
Langhorne Reid, III	April 25, 2008	\$50,000.00
William Grant	April 25, 2008	\$50,000.00
Thomas Matter	April 25, 2008	\$50,000.00
Larry Boerder	April 25, 2008	\$50,000.00
CR 591 Investments, L.L.C.	April 25, 2008	\$25,000.00
Thomas Matter	May 1, 2008	\$25,000.00
Jerry Kaul	May 1, 2008	\$50,000.00
Wayne Johnson	May 1, 2008	\$50,000.00
James Evans, Jr.	May 5, 2008	\$30,000.00
William Noble	May 5, 2008	\$50,000.00
Roy Washburn	May 6, 2008	\$50,000.00
Stuart Reynolds	May 15, 2008	\$50,000.00
Domain Investments, Inc.	May 15, 2008	\$50,000.00
Glenn Walser	June 12, 2008	\$50,000.00

and said defendant committed fraud in connection with the sales and offers for sale of said securities by:

PARAGRAPH ONE

Intentionally failing to disclose that on or about February 16, 2007, a lawsuit was filed in the 95th Judicial District Court of Dallas County, Texas, in Cause Number DC-07-01-01420 styled *DK Joint Venture 1, et al vs. Richard Weyand, et al*, in which Kelly G. Rogers was named as a defendant and where it was alleged in the plaintiffs petition that Kelly G. Rogers committed violations of the federal securities act, the Securities Act of the State of Texas, common law fraud and breach of his fiduciary duties to the petitioners in connection with the sale by the defendant of investments in an oil and gas venture located in the Vinton Dome in the state of Louisiana, said information being material facts; and

PARAGRAPH TWO

Intentionally failing to disclose that on or about July 18, 2007, a lawsuit was filed in the United States District Court for the Eastern District of Texas in Case Number 4:07-cv-00346-RAS styled *Securities and Exchange Commission, Plaintiff, vs. Global Finance & Investments, Inc.; Charles R. Davis, William Dippolito; Lucre Fund, LLC, JTA Enterprises, Inc.; William H. Clark; Level Par Investments, LLC; Kelly G. Rogers; Sterling Meridian, LLC; Ronald J. Linn; and Glenn Maske, Defendants, and USASSETT & Funding Corp.; Nevada Sentry Service Corp.; Wells Ventures, LLC; Triquestra Management Corp. and CMR Management Group, LLC, Defendants Solely for Purpose of Equitable Relief* alleging in part that the defendant Kelly G. Rogers violated provisions of the federal securities laws including violations of Section 10(b) of the Exchange Act, and Sections 5(a), 5(c), and 17(a) of the Securities Act; and that on or about July 20, 2007, Kelly G. Rogers entered into an agreed settlement in said lawsuit wherein he was permanently restrained and enjoined from further violations of the federal securities laws, was ordered to disgorge \$100,000.00 in commission earned by him in connection with matters covered by the lawsuit, and was ordered to pay a civil penalty in the amount of \$50,000.00; said information being material facts; and

PARAGRAPH THREE

Intentionally failing to disclose that funds invested by previous investors in the Falcon Energy, L.L.C., Buck Hamilton Series, were used for purposes other than those for which said funds were invested, said information being material facts;

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 \$100,000.00 or more;

against the peace and dignity of the State.

FILED

12 MAY -1 PM 3: 25

ANDREA STROM THOMPSON
DISTRICT CLERK
COLLIN COUNTY, TEXAS
BY *[Signature]* DEPUTY

Francis James Colaco
FOREMAN OF THE GRAND JURY

DEFENDANT Kelly Gordon Rogers
ID 652428 2012-4649

CHARGE Money Laundering > \$200K,
TPC 34.02, F1

*UNAPP

ADDRESS 18 Stonebriar Way, Frisco, Texas 75034-5943

CAUSE# 386-81035-2012

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

AGENCY# TX 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 referred to as "defendant"

on or about and between the dates of January 1, 2007, and May 31, 2009, and before the presentment of this indictment, in Collin County, Texas, and elsewhere, did then and there

knowingly acquire an interest in, and possess, and transfer the proceeds of criminal activity, to wit: current money of the United States of America, in the aggregated amount of two hundred thousand dollars (\$200,000.00) or more, and said proceeds were generated from the commission of the offense of Theft of Property in the amount of two hundred thousand dollars (\$200,000.00) or more, a felony under the laws of the State of Texas; and the commission of fraud in connection with the sale of securities in an amount of \$100,000.00 or more, a felony under the laws of the State of Texas;

against the peace and dignity of the State.

FILED

12 MAY -1 PM 3: 25

ANDREA STROH THOMPSON
DISTRICT CLERK
COLLIN COUNTY TEXAS
BY [Signature] DEPUTY

[Signature]
Foreman of the Grand Jury

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
 POLK COUNTY TEXAS
 BY *[Signature]* DEPUTY

[Signature]
 FRANCISCO JAMES OLIVERA
 FOREMAN OF THE GRAND JURY

DEFENDANT Kelly Gordon Rogers
ID 652428 2012-4648

**unapp*
CHARGE Money Laundering > \$200K,
TPC 34.02, F1

ADDRESS 18 Stonebriar Way, Frisco, Texas 75034-5943

CAUSE# 380-81037-2012

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

AGENCY/# TX 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 referred to as "defendant"

on or about and between the dates of October 1, 2008, and March 1, 2012, and before the presentment of this indictment, in Collin County, Texas, and elsewhere, did then and there

knowingly acquire an interest in, and possess, and transfer the proceeds of criminal activity, to wit: current money of the United States of America, in the aggregated amount of two hundred thousand dollars (\$200,000.00) or more, and said proceeds were generated from the commission of the offense of aggregated Theft of Property in the amount of two hundred thousand dollars (\$200,000.00) or more, a felony under the laws of the State of Texas;

against the peace and dignity of the State.

FILED

12 MAY -1 PM 3: 25

ANDREA STRON THOMPSON
DISTRICT CLERK
COLLIN COUNTY, TEXAS
BY *[Signature]* DEPUTY

[Signature]
Foreman of the Grand Jury