

**IN THE CIRCUIT COURT OF THE THIRTEENTH JUDICIAL CIRCUIT
IN AND FOR HILLSBOROUGH COUNTY, FLORIDA**

STATE OF FLORIDA,

Case No.:

04-CF-009120

Plaintiff,

OSWP Case No.:

2004-0173-TPA

vs.

DWAYNE KING (A)
TOQULADA JAVAN CHRISTOPHER (B)
LARRY DONELL WILLIAMS (C)
ANTONIO LEDON RUSS (D)
PATRICIA WILLIAMS (E)

Defendants.

_____ /

SECOND AMENDED INFORMATION:

COUNT 1 - CONSPIRACY TO COMMIT ORGANIZED SCHEME TO DEFRAUD

F.S. 817.034(4)(a)(1) / F.S. 777.04(3)

First Degree Felony

All Defendants

**COUNT 2 - FRAUDULENT POSSESSION OR USE OF PERSONAL IDENTIFICATION
INFORMATION**

F.S. 817.568(2)(c)(1)

First Degree Felony

Defendants A, B, and C

COUNT 3 - ORGANIZED SCHEME TO DEFRAUD

F.S. 817.034(4)(a)(1)

First Degree Felony

Defendant A Only

**IN THE NAME OF AND BY THE AUTHORITY OF THE STATE OF
FLORIDA**

COUNT 1

CONSPIRACY TO COMMIT ORGANIZED SCHEME TO DEFRAUD

PETER H. WILLIAMS, Statewide Prosecutor for the State of Florida, by and through the undersigned designated Assistant Statewide Prosecutor, under oath, charges that beginning on or about July 23, 2002 and continuing through on or about May 13, 2004, in the Thirteenth, Sixth, Ninth, Twelfth, Twentieth, Seventeenth, Eighth, Fifth and Seventh Judicial Circuits of Florida, to-wit: Hillsborough, Pinellas, Seminole, Lee, Collier, Sarasota, Orange, Broward, Alachua, Marion, Pasco, Brevard, Volusia and Manatee Counties, **DWAYNE KING, TOQULDA JAVAN CHRISTOPHER, LARRY DONELL WILLIAMS, ANTONIO LEDON RUSS, PATRICIA WILLIAMS, TEQUITHA MASHA FOSTER, KIZZY L. PEOPLES and ASHLEY MOBLEY**, did knowingly, with the intent that a systematic, ongoing course of conduct, with intent to defraud one or more persons, or with intent to obtain property from one or more persons by false or fraudulent pretenses, representations, or promises or willful misrepresentation of a future act, be committed, agree, conspire, combine, or confederate together with each other, and with other persons either known or unknown, to cause a systematic, ongoing course of conduct, with intent to defraud one or more persons, or with intent to obtain property from one or more persons by false representations, to-wit: Marmax, TJ Maxx, Marshalls, and/or Certegy and/or others known and unknown, or with intent to obtain property from one or more of these same persons and/or companies by false or fraudulent pretenses, representations or promises, or willful misrepresentations of a future act, to be committed either by them, or one of them, or by some other person, and in furtherance thereof met with each other or with other persons or had communications to arrange the submitting of fraudulent bank account numbers on checks presented to the retailers in order to obtain merchandise some of which was returned for a cash refund and did obtain a pecuniary benefit in excess of 50,000.00, in violation of Florida Statute 817.034(4)(a)(1), or had other calls, conversations, planning, negotiations, or arrangements to otherwise enable the Organized Fraud, in violation of Florida Statutes 817.034(4)(a)(1) and 777.04(3).

COUNT 2

FRAUDULENT POSSESSION OR USE OF PERSONAL IDENTIFICATION INFORMATION

PETER H. WILLIAMS, Statewide Prosecutor for the State of Florida, by and through his undersigned designated Assistant Statewide Prosecutor, under oath, charges that between, on or about July 1, 2003 and continuing through on or about May 13, 2004, in the Thirteenth, Sixth, Ninth, Twelfth, Twentieth, Seventeenth, Eighth, Fifth and Seventh Judicial Circuits of Florida, to-wit: Hillsborough, Pinellas, Seminole, Lee, Collier, Sarasota, Orange, Broward, Alachua, Marion, Pasco, Brevard, Volusia and Manatee Counties, **DWAYNE KING, TOQULDA JAVAN CHRISTOPHER, LARRY DONELL WILLIAMS** did unlawfully, willfully, and without authorization, fraudulently use or possess with intent to fraudulently use personal identification information to obtain a pecuniary benefit in excess of \$100,000.00 or concerning 30 or more individuals, to-wit: bank account number, concerning 30 or more individuals, to-wit: Elizabeth Edwards, and/or Eleanor and/or David Jones, and/or Richard Wolkind, and/or Ulysses Whitening, and/or Sonia John-Baptiste, and/or A.K. Shindle, and/or Donna Sumera, and/or Buddy

Almand, and/or Picola Wallace, and/or Deborah Woodruff, and/or Lakeshia Fullington, and/or Lauren Cloudman, and/or Christopher and/or Tamee Dralus, and/or Cynthia Deal, and/or Laura Hicks, and/or Audrey Manos, and/or Murray and/or Margaret Cardinal, and/or Judy Garcia, and/or Renee and/or Kenneth Buschard, and/or James and/or Cheryl Baxter, and/or Amy Miller, and/or Ann Tasio, and/or Blenda Anderson, and/or Marilyn and/or Harold Perlman, and/or James and/or Cindy Griffiths, and/or Wanda Daniel, and/or Louis and/or Martha Debaise, and/or Robin and/or Donald Slate, and/or Frankie Medina, and/or Gregory and/or Tracey Linehan, and/or Jerry and/or Jayne Kies, and/or Michael and/or Debra Davis, and/or Terry Lee, and/or Tammy Kennedy, and/or Rhonda Sowell (Estevez), and/or Pam Nelson, and/or Dennis and/or Connie Wood, and/or Carol and/or Robert Taylor, and/or Teresa Goodfellow, and/or George and/or Ester Herron, and/or Wesley Sewell, and/or Dale Humphrey, and/or Geraldine Jefferson, and/or Pamela Morris, and/or Amy Phillips, and/or Dawn Peek, and/or Beatrice Estrella, and/or Heather Shirley, and/or Myron Magedanz, and/or Nicole Naeve, and/or Patrick Hesson, and/or Ruth Miller, and/or Patrick Yandow, and/or Wanda Rambaum, and/or, Trina M. Daniel, and/or Hasel Bishop, and/or Mildred Carter, and/or Christine Chancey, and/or Terrence Gomez, and/or Jamie Johnson, and/or Chandler Mahone, and/or Donna Sumera, and/or Martha Hernandez, and/or Dr. Cornelius Franckle, and/or Jeffrey Vining, and/or Mavis Dockery, and/or Jerry and/or Jayne Kies, and/or Lawrence Taylor, and/or Marcus Wilson, and/or Thomas Wernersbach, and/or Susan Rochon, and/or Claude Hinson without first obtaining their consent, in violation of Florida Statutes 817.568(2)(c)(1) and/or 777.011.

COUNT 3

ORGANIZED SCHEME TO DEFRAUD

PETER H. WILLIAMS, Statewide Prosecutor for the State of Florida, by and through the undersigned designated Assistant Statewide Prosecutor, under oath, charges that beginning on or about July 23, 2002 and continuing through on or about May 13, 2004, in the Thirteenth, Sixth, Ninth, Twelfth, Twentieth, Seventeenth, Eighth, Fifth and Seventh Judicial Circuits of Florida, to-wit: Hillsborough, Pinellas, Seminole, Lee, Collier, Sarasota, Orange, Broward, Alachua, Marion, Pasco, Brevard, Volusia and Manatee Counties, **DWAYNE KING** did then and there engage in a systematic, ongoing course of conduct, with intent to defraud one or more persons, or with intent to obtain property from one or more persons by false or fraudulent pretenses, representations, or promises or willful misrepresentation of a future act, to-wit: Marmax, TJ Maxx, Marshalls, and/or Certegy and/or others known and unknown, and did obtain merchandise and/or U.S. currency with an aggregate value of greater than \$50,000, in violation of Florida Statute 817.034(4)(a)(1).

Said offenses occurred in two or more judicial circuits in the State of Florida as part of a related transaction or said offenses were connected with an organized criminal conspiracy affecting two or more judicial circuits in the State of Florida and being against the peace and dignity of the State of Florida.

Dated this _____ day of July, 2006.

PETER H. WILLIAMS
STATEWIDE PROSECUTOR
STATE OF FLORIDA

SHANNON KENNEDY
Assistant Statewide Prosecutor
Concourse Center 4
3507 Frontage Road
Suite 200
Tampa, Florida 33607
(813) 287-7960
Florida Bar No. 0079030

STATE OF FLORIDA
COUNTY OF HILLSBOROUGH

Before me, the undersigned authority, personally appeared SHANNON KENNEDY, Assistant Statewide Prosecutor for the State of Florida, who, first being duly sworn, says that the allegations as set forth in the foregoing Information are based upon facts that have been sworn to as true, and which, if true, would constitute the offenses therein charged, that the prosecution is instituted in good faith, and certifies that she has received testimony under oath from the material witness or witnesses for the offenses.

Sworn to and subscribed before
me this _____ day of July, 2006.

Notary Public - Signature

Notary Public - Print Name

Personally known to Notary.