


CLERK OF THE COURT

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9 **DISTRICT COURT**
10 **CLARK COUNTY, STATE OF NEVADA**

11 STATE OF NEVADA,

12 Plaintiff,

13 v.

14 **MARSHALL DAMAR BROUSSARD;**
15 **MICHAEL LAMONTA DIES; EMMANUEL**
16 **D. FORD; ROBERT EARL MOORE, JR.;**
17 **and MICHAEL FORD,**

18 Defendant(s).

Case No.: C-15-307610-1

Dept. No.: VI

19 **INDICTMENT**

20 Defendants MARSHALL DAMAR BROUSSARD, MICHAEL LAMONTA DIES,
21 EMMANUEL D. FORD, ROBERT EARL MOORE, JR., and MICHAEL FORD are accused by
22 the Grand Jury of Clark County, Nevada, of one count of RACKETEERING (a category B
23 felony – NRS 207.400(1)(c)); four counts of THEFT OF \$3,500.00 OR MORE FROM A
24 PERSON 60 YEARS OF AGE OR OLDER (category B felony – NRS 205.0832(1)(c),
25 205.0835; 193.167); and one count of MULTIPLE TRANSACTIONS INVOLVING FRAUD OR
26 DECEIT IN COURSE OF ENTERPRISE OR OCCUPATION (a category B felony – NRS
27 205.377), committed within Clark County, Nevada as follows:
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**COUNT ONE
RACKETEERING
(NRS 207.400(1)(c) – Category B Felony)**

Defendants MARSHALL DAMAR BROUSSARD, MICHAEL LAMONTA DIES, EMMANUEL D. FORD, ROBERT EARL MOORE, JR., and MICHAEL FORD, on or about April 24, 2013 through March 20, 2014, within Clark County, NV, while employed by or associated with an enterprise (i.e., any natural person, sole proprietorship, corporation, business trust or other legal entity; and any union, association or other group of persons associated in fact although not a legal entity) conducted or participated, directly or indirectly, in: (i) the affairs of the enterprise through racketeering activity (i.e., engaging in at least two crimes related to racketeering that have the same or similar pattern, intents, results, accomplices, victims, or methods of commission, or are otherwise interrelated by distinguishing characteristics and are not isolated incidents, with at least one of the incidents occurring after July 1, 1983, and the last of the incidents occurring within five years after a prior commission of a crime related to racketeering), or (ii) racketeering activity through the affairs of the enterprise, to wit:

1. The allegations contained in counts two through six are hereby incorporated herein as if fully set forth in this account.

The Enterprise

2. On or about April 24, 2013 through March 20, 2014, Defendants MARSHALL DAMAR BROUSSARD, MICHAEL LAMONTA DIES, EMMANUEL D. FORD, ROBERT EARL MOORE, JR., and MICHAEL FORD carried out the business activities of a telemarketing operation conducted through numerous entities located within Clark County, NV, including North Lake Consulting Inc., Bakersfield Marketing and Management Corporation Inc., Downline Marketing and Training Inc., and Dream Marketing and SEO Inc.
3. During all relevant times, Defendant MARSHALL DAMAR BROUSSARD was the president, secretary, treasurer, and director of North Lake Consulting Inc.

- 1 4. During all relevant times, Defendant MICHAEL LAMONTA DIES was the president,
2 secretary, treasurer, and director of Bakersfield Marketing and Management
3 Corporation Inc.
- 4 5. During all relevant times, Defendant EMMANUEL D. FORD was the secretary and
5 director of Downline Marketing and Training Inc.
- 6 6. During all relevant times, Defendant MICHAEL LAMONTA DIES was the president,
7 secretary, treasurer, and director of Dream Marketing and SEO Inc.
- 8 7. Defendants MICHAEL LAMONTA DIES and EMMANUEL D. FORD acted as
9 guarantors for Dream Marketing and SEO Inc.'s lease of property located at 2225 B
10 and D Renaissance Drive, Las Vegas, NV 89119, one of the locations used by the
11 Defendants to conduct their telemarketing operation.
- 12 8. Defendant MICHAEL FORD established the telemarketing operation's telephone
13 system through a company known as Grasshopper Group, LLC.
- 14 9. Defendant MARSHALL DAMAR BROUSSARD opened and maintained a Bank of
15 America account (XXXXXXX2373) for North Lake Consulting Inc.
- 16 10. Defendant MICHAEL LAMONTA DIES maintained a Wells Fargo account
17 (XXXXXX3338) for Dream Marketing and SEO Inc.
- 18 11. Through their telemarketing operation, all Defendants, either personally or by and
19 through their agent(s), solicited individuals to invest in a web-based business, while
20 representing to the individuals solicited that they could profit from said investment.
- 21 12. Defendants made said representations, either personally or by and through their
22 agent(s), knowing that the individuals solicited would not profit from their
23 investments.
- 24 13. Money obtained from the individuals solicited was deposited in North Lake
25 Consulting Inc.'s Bank of America account and/or Dream Marketing and SEO Inc.'s
26 Wells Fargo account.
- 27
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1 14. Said money was subsequently distributed to the Defendants, as well as Downline
2 Marketing and Training Inc. and Bakersfield Marketing and Management
3 Corporation Inc.

4 **Racketeering Activity**

5 15. As described in greater detail in counts two through six, which charge Defendants
6 with multiple counts of theft, as well as multiple transactions involving fraud or
7 deceit in course of enterprise or occupation, all Defendants, either personally or by
8 and through their agent(s), fraudulently obtained \$3,500.00 or more from numerous
9 individuals by means of falsely informing said individuals that they could profit from
10 investing in Defendants' web-based business, knowing that said individuals would
11 not profit from said investment.

12 16. Defendants, either personally or by and through their agent(s), perpetrated said
13 fraudulent acts on numerous individuals including, but not limited to, [REDACTED],
14 [REDACTED],
15 [REDACTED]

16
17 **Property Derived from, Realized through, or Used or Intended to Be Used in the Course**
18 **of the Unlawful Acts**

19 As a result of said acts, the Defendants obtained at least \$426,300.00 from their
20 victims.

21 **COUNT TWO**
22 **THEFT IN THE AMOUNT OF \$3,500 OR MORE FROM A PERSON 60**
23 **YEARS OF AGE OR OLDER**
(NRS 205.0832(1)(c); 205.0835; 193.167 – Category B Felony)

24 Defendants MARSHALL DAMAR BROUSSARD, MICHAEL LAMONTA DIES,
25 EMMANUEL D. FORD, ROBERT EARL MOORE, JR., and MICHAEL FORD, on or about
26 February 3, 2014 through February 10, 2014, within Clark County, NV, without lawful
27 authority, either personally or by and through their agent(s), knowingly obtained, or assisted,
28 abetted, solicited, or conspired with another person to obtain, real personal or intangible

1 property or the services of another person by a material misrepresentation with the intent to
2 deprive that person of the property or service, while the owner of said property was 60 years
3 of age or older, with the value of said property being \$3,500.00 or more, to wit:

4 Without lawful authority, Defendants, either personally or by and through their agent(s),
5 knowingly obtained, or assisted, abetted, solicited, or conspired with one or more of their
6 Codefendants to obtain \$14,358.95 from [REDACTED], who was 73 years of age at
7 the time of the relevant events, by falsely representing to [REDACTED] that said money
8 would be an investment in a web-based business that would result in her receiving profits
9 based on customer activity on a particular website, and said actions were taken with the intent
10 to permanently deprive [REDACTED] of the money she invested. The allegations contained
11 in count one are hereby incorporated herein as if fully set forth in this account.

12
13 **COUNT THREE**
14 **THEFT IN THE AMOUNT OF \$3,500 OR MORE FROM A PERSON 60**
15 **YEARS OF AGE OR OLDER**
16 **(NRS 205.0832(1)(c); 205.0835; 193.167 – Category B Felony)**

17 Defendants MARSHALL DAMAR BROUSSARD, MICHAEL LAMONTA DIES,
18 EMMANUEL D. FORD, ROBERT EARL MOORE, JR., and MICHAEL FORD, on or about
19 October 1, 2013 through November 19, 2013, within Clark County, NV, without lawful
20 authority, either personally or by and through their agent(s), knowingly obtained, or assisted,
21 abetted, solicited, or conspired with another person to obtain, real personal or intangible
22 property or the services of another person by a material misrepresentation with the intent to
23 deprive that person of the property or service, while the owner of said property was 60 years
24 of age or older, with the value of said property being \$3,500.00 or more, to wit:

25 Without lawful authority, Defendants, either personally or by and through their agent(s),
26 knowingly obtained, or assisted, abetted, solicited, or conspired with one or more of their
27 Codefendants to obtain \$22,760.62 from [REDACTED] who was 65 years of age at the time of
28 the relevant events, by falsely representing to [REDACTED] that said money would be an
investment in a web-based business that would result in him receiving profits based on
customer activity on a particular website, and said actions were taken with the intent to

1 permanently deprive ██████████ of the money he invested. The allegations contained in count
2 one are hereby incorporated herein as if fully set forth in this account.

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4 **COUNT FOUR**
5 **THEFT IN THE AMOUNT OF \$3,500 OR MORE FROM A PERSON 60**
6 **YEARS OF AGE OR OLDER**
7 **(NRS 205.0832(1)(c); 205.0835; 193.167 – Category B Felony)**

8 Defendants MARSHALL DAMAR BROUSSARD, MICHAEL LAMONTA DIES,
9 EMMANUEL D. FORD, ROBERT EARL MOORE, JR., and MICHAEL FORD, on or about
10 November 25, 2013 through December 3, 2013, within Clark County, NV, without lawful
11 authority, either personally or by and through their agent(s), knowingly obtained, or assisted,
12 abetted, solicited, or conspired with another person to obtain, real personal or intangible
13 property or the services of another person by a material misrepresentation with the intent to
14 deprive that person of the property or service, while the owner of said property was 60 years
15 of age or older, with the value of said property being \$3,500.00 or more, to wit:

16 Without lawful authority, Defendants, either personally or by and through their agent(s),
17 knowingly obtained, or assisted, abetted, solicited, or conspired with one or more of their
18 Codefendants to obtain \$45,773.79 from ██████████, who was 73 years of age at the time of
19 the relevant events, by falsely representing to ██████████ that said money would be an
20 investment in a web-based business that would result in her receiving profits based on
21 customer activity on a particular website, and said actions were taken with the intent to
22 permanently deprive ██████████ of the money she invested. The allegations contained in
23 count one are hereby incorporated herein as if fully set forth in this account.

24 **COUNT FIVE**
25 **THEFT IN THE AMOUNT OF \$3,500 OR MORE FROM A PERSON 60**
26 **YEARS OF AGE OR OLDER**
27 **(NRS 205.0832(1)(c); 205.0835; 193.167 – Category B Felony)**

28 Defendants MARSHALL DAMAR BROUSSARD, MICHAEL LAMONTA DIES,
EMMANUEL D. FORD, ROBERT EARL MOORE, JR., and MICHAEL FORD, on or about
February 19, 2014 through February 21, 2014, within Clark County, NV, without lawful
authority, either personally or by and through their agent(s), knowingly obtained, or assisted,

1 abetted, solicited, or conspired with another person to obtain, real personal or intangible
2 property or the services of another person by a material misrepresentation with the intent to
3 deprive that person of the property or service, while the owner of said property was 60 years
4 of age or older, with the value of said property being \$3,500.00 or more, to wit:

5 Without lawful authority, Defendants, either personally or by and through their agent(s),
6 knowingly obtained, or assisted, abetted, solicited, or conspired with one or more of their
7 Codefendants to obtain \$4,000.00 from [REDACTED] who was 60 year of age or older at
8 the time of the relevant events, by falsely representing to [REDACTED] that said money would
9 be an investment in a web-based business that would result in him receiving profits based on
10 customer activity on a particular website, and said actions were taken with the intent to
11 permanently deprive [REDACTED] of the money he invested. The allegations contained in
12 count one are hereby incorporated herein as if fully set forth in this account.

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14 **COUNT SIX**
15 **MULTIPLE TRANSACTIONS INVOLVING FRAUD OR DECEIT IN COURSE OF**
16 **ENTERPRISE OR OCCUPATION**
17 **(NRS 205.377 – Category B Felony)**

18 Defendants MARSHALL DAMAR BROUSSARD, MICHAEL LAMONTA DIES,
19 EMMANUEL D. FORD, ROBERT EARL MOORE, JR., and MICHAEL FORD, on or about
20 April 24, 2013 through March 20, 2014, within Clark County, NV, in the course of an enterprise
21 or occupation, knowingly and with the intent to defraud, engaged in an act, practice or course
22 of business or employed a device, scheme or artifice which operated or would have operated
23 as a fraud or deceit upon a person by means of a false representation or omission of a
24 material fact that: (a) the person knew to be false or omitted; (b) the person intended another
25 to rely on; and (c) resulted in a loss to any person who relied on the false representation or
26 omission, in at least two transactions that had the same or similar pattern, intents, results,
27 accomplices, victims or methods of commission, or were otherwise interrelated by
28 distinguishing characteristics and were not isolated incidents within 4 years and in which the
aggregate loss or intended loss was more than \$650, to wit:

1 In the course of their occupations as telemarketers, Defendants MARSHALL DAMAR
2 BROUSSARD, MICHAEL LAMONTA DIES, EMMANUEL D. FORD, ROBERT EARL MOORE,
3 JR., and MICHAEL FORD knowingly and with the intent to defraud, engaged in a
4 telemarketing business, which operated as a fraud upon numerous individuals including, but
5 not limited to, [REDACTED] at by means
6 of falsely informing said individuals that they could profit from investing in Defendants'
7 business, knowing that said individuals would not profit from said investment, intending that
8 said individuals rely on said misrepresentation, and resulting in a loss of more than \$650.00.
9 The allegations contained in counts one through six are hereby repeated and incorporated
10 herein as if fully set forth in this count.

11 All of which is contrary to the form, force, and effect of the statutes in such cases made
12 and provided, and against the peace and dignity of the State of Nevada.

13
14 DATED this 2nd day of June, 2015.

15 ADAM PAUL LAXALT
16 Attorney General

17 By: Michael C. Kovac
18 MICHAEL C. KOVAC, ESQ.
19 Deputy Attorney General
20 Nevada Bar No. 11177

21 ENDORSEMENT: A True Bill

22 By:

[Signature]
23 Foreperson, Clark County Grand Jury
GJ# 14BGJ069A-E

24 WITNESS LIST:

25 [REDACTED]

26 [REDACTED]

27 [REDACTED]

28 [REDACTED]

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[REDACTED]