

# ORIGINAL

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**FILED IN OPEN COURT**  
**STEVEN D. GRIERSON**  
**CLERK OF THE COURT**

OCT 29 2018

BY:   
 KATHERINE STREUBER, DEPUTY

**DISTRICT COURT**  
**CLARK COUNTY, NEVADA**

STATE OF NEVADA,

Plaintiff,

v.

**PAULETTE MARIE GOETZ a.k.a.**  
**PAULETTE MARIE SCHMIDTBERGER;**  
 and **JAMES HENRY CHASE a.k.a. JAMES**  
**HENRY COCKRERHAM,**

Defendant(s).

Case No.: C-14-297179-1  
 Dept. No.: XXIII

C-14-297179-1  
 AIND  
 Amended Indictment  
 4791755



**THIRD AMENDED INDICTMENT**

The Defendant(s) above named, **PAULETTE MARIE GOETZ a.k.a. PAULETTE MARIE SCHMIDTBERGER (“GOETZ”)**, is accused by the Clark County Grand Jury of having committed one count of Securities Fraud, a category “B” felony in violation of NRS 90.570 and 90.650, **MULTIPLE TRANSACTIONS INVOLVING FRAUD OR DECEIT IN THE COURSE OR AN ENTERPRISE OR OCCUPATION**, a category B felony, in violation of NRS 205.377, in Clark County, Nevada as follows:

**COUNT – I**  
**SECURITIES FRAUD**  
**Category B Felony – NRS 90.570, and 90.650**

That the Defendant, **GOETZ** in Clark County, Nevada, did willfully and unlawfully, in connection with the offer to sell, sale, offer to purchase, or purchase of a security, directly or indirectly,

1 employ a device, scheme or artifice to defraud; and/or made an untrue statement of a material fact or  
2 omitted to state a material fact necessary in order to make the statements made not misleading in the light  
3 of the circumstances under which they are made; and/or engaged in an act, practice, or course of business  
4 which operates or would operate as a fraud or deceit upon a person, to wit:

5 That on or about November of 2010 through December of 2011, **GOETZ** directly and/or through  
6 the counseling, encouragement, hiring, commanding, or inducement of another, offered to sell and/or  
7 sold a security and/or securities to WINDELL BAILEY, ROBERT VOGELER, JOHN SCHWEERS,  
8 DAVID EASTBURN, KEITH JACOBSON, and an UNDERCOVER FBI SPECIAL AGENT. During  
9 all times relevant to the allegations herein, **GOETZ** operated and controlled CORPORATE  
10 ASSOCIATES, INC., a Nevada company. In selling and/or offering to sell this security and/or securities,  
11 **GOETZ** directly and/or through the efforts of another, utilized one or more of the following  
12 misrepresentations, omissions, and/or acts or practices which were fraudulent or deceitful:

13 MATERIAL MISREPRESENTATIONS:

- 14 • **GOETZ** misrepresented to the victims that their money would be placed into an account held by  
15 CORPORATE ASSOCIATES, INC. for the purposes of participating in an investment;
- 16 • **GOETZ** misrepresented to the victims that investor funds were placed into a “blocked trust fund  
17 account;”
- 18 • **GOETZ** misrepresented to victims that their investments would earn a minimum of 10 to 25%  
19 per month;
- 20 • **GOETZ** misrepresented to the victims that investment funds would remain in the blocked trust  
21 fund account until distributed to the investors;
- 22 • **GOETZ** misrepresented to the victims that investor funds were guaranteed against loss.

23 MATERIAL OMISSIONS:

- 24 • **GOETZ** did not inform the victims that **GOETZ** regularly removed money from the account into  
25 which BAILEY’S money was to be deposited for purposes other than returning investor funds.

26 All of which constitutes the crime of **SECURITIES FRAUD**, a category “B” felony, in violation of  
27 NRS 90.570 and NRS 90.650.

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1 **COUNT II**  
2 **MULTIPLE TRANSACTIONS INVOLVING FRAUD OR DECEIT IN THE COURSE OF AN**  
3 **ENTERPRISE OR OCCUPATION**  
4 **Category B Felony – NRS 205.377**

5 The allegations in Count I are hereby incorporated by reference as though fully set forth herein.

6 That the defendant, **GOETZ**, in the County of Clark, State of Nevada, did in the course of an  
7 enterprise or occupation, knowingly and with the intent to defraud, engage in an act, practice or course  
8 of business or employ a device, scheme or artifice which operates or would operate as a fraud or deceit  
9 upon a person by means of a false representation or omission of a material fact that she knows to be false  
10 or omitted, she intended another to rely on, and which resulted in a loss to a person who relied on the  
11 false representation or omission in at least two transactions having the same or similar pattern, intent,  
12 results, accomplices, victims or methods of commission, or which are otherwise interrelated by  
13 distinguishing characteristics and are not isolated incidents within 4 years and in which the aggregate  
14 loss or intended loss is more than \$650, to wit:

15 That on or about between the dates of January 14, 2010, and August 25, 2013, **GOETZ** directly  
16 and/or indirectly, and in the course of operating and controlling **CORPORATE ASSOCIATES, INC.**,  
17 knowingly and with the intent to defraud made the multiple false representations alleged in the preceding  
18 counts in transactions with **WINDELL BAILEY, ROBERT VOGELER, JOHN SCHWEERS, DAVID**  
19 **EASTBURN, KEITH JACOBSON**, and an **UNDERCOVER FBI SPECIAL AGENT** with the intent that  
20 those individuals rely upon the misrepresentations which resulted in an aggregate loss or an intended loss  
21 of more than \$650.

22 All of which constitutes the crime of **MULTIPLE TRANSACTIONS INVOLVING FRAUD OR**  
23 **DECEIT IN COURSE OF ENTERPRISE OR OCCUPATION**, a category “B” felony, in violation  
24 of NRS 205.377.

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

3 Dated this 22<sup>nd</sup> day of October, 2018.

4 Submitted by:

5 ADAM PAUL LAXALT  
6 Attorney General

7 By: Michael C. Kovac  
8 MICHAEL C. KOVAC  
9 Chief Deputy Attorney General  
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