

FILED

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF ILLINOIS
AT URBANA

JUN 06 2012

CLERK OF THE COURT
U.S. DISTRICT COURT
CENTRAL DISTRICT OF ILLINOIS

UNITED STATES OF AMERICA,)

Plaintiff,)

vs.)

JEFFREY A. FINLEY,)

Defendant.)

No. CR 12-200³¹

Title 18, United States Code,
Section 1343

INDICTMENT

THE GRAND JURY CHARGES:

1. At all times material to this indictment:

A. The Code Enforcement Officials of Southern Illinois (CEO) was a non-profit professional organization formed by various municipal employees in central and southern Illinois such as building inspectors and zoning officials and others involved in the administration and enforcement of building codes and zoning ordinances. CEO met approximately six times a year to provide training and networking for its membership, usually in conjunction with a luncheon at a restaurant. To fund its activities, members paid yearly dues to CEO. CEO did not compensate its officers, including its treasurer, for their services to the organization. The primary responsibility of CEO's treasurer was to deposit dues, pay bills CEO incurred, and provide written reports to the membership.

B. JEFFREY A. FINLEY, the defendant, was employed by the City of Charleston, Illinois as a city planner. FINLEY was a member of CEO and served as its treasurer from at least early 2003 until September 2007.

2. Beginning by at least April 2004 and continuing through April 2008, at Charleston, in the Central District of Illinois, and elsewhere,

JEFFREY A. FINLEY,

defendant herein, knowingly devised and participated in a scheme to defraud and to obtain money and funds belonging to the Code Enforcement Officials of Southern Illinois by means of materially false and fraudulent pretenses, representations, and promises, which scheme is further described in the following paragraphs.

3. It was part of the scheme that the defendant JEFFREY A. FINLEY opened and maintained a checking account in CEO's name at a bank in Charleston, Illinois. FINLEY was an authorized signatory on the account. The monthly bank statements were sent to FINLEY'S business address in Charleston.

4. It was further part of the scheme that from April 2004 through April 2008 FINLEY, without authorization from CEO, its officers, or members, wrote more than 30 checks on the CEO account payable to himself in amounts ranging up to \$500.00. FINLEY then cashed the checks and converted the proceeds to his own use and benefit.

5. It was further part of the scheme that from June 2004 through June 2007 FINLEY, without authorization from CEO, its officers, or members, made more than 25

online electronic disbursements from CEO's checking account to make payments on FINLEY'S personal charge and credit accounts, including MBNA Bank and Macy's.

6. It was further part of the scheme that by abusing his position as CEO's treasurer FINLEY embezzled, stole, and unlawfully converted to his own use and benefit more than \$22,000 in money and funds belonging to CEO.

7. On or about June 20, 2007, in the Central District of Illinois, and elsewhere,

JEFFREY A. FINLEY,

defendant herein, for the purpose of executing the above-described scheme, knowingly caused to be transmitted in interstate commerce by wire communication certain writings, signs, and signals, namely an electronic online payment from CEO's bank account in Charleston, Illinois to his personal charge account at Macy's;

In violation of Title 18, United States Code, Section 1343.

A TRUE BILL
s/Foreperson

s/Matthew J Cannon

FOREPERSON

For JAMES A. LEWIS
United States Attorney
RNC