

SUPERIOR COURT OF N.J.
FILED

MAR 18 2008

[Handwritten Signature]
Clerk

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION - CRIMINAL

State Grand Jury

Number SGJ552-08-12

Superior Court

Docket Number 08-03-00037-S

STATE OF NEW JERSEY)

v.)

ORDER OF VENUE

RORY EDWARD TRINGALI)

and)

MATTHEW JUSTIN WILLNER)

An Indictment having been returned to this Court by the State Grand Jury in the above captioned matter

IT IS ORDERED on this *18th* day of *March*, 2008, pursuant to paragraph 8 of the State Grand Jury Act, that the County of Burlington be and hereby is designated as the County of venue for the purpose of trial.

IT IS FURTHER ORDERED that the Clerk of the Superior Court shall transmit forthwith the Indictment in this matter and a certified copy of this Order to the Criminal Division Manager of the County of Burlington for filing.

[Handwritten Signature]

Maria Marinari Sypek, U.S.C.

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Henry J. King
Clerk

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LAW DIVISION - CRIMINAL

State Grand Jury
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STATE OF NEW JERSEY)
v.)
RORY EDWARD TRINGALI)
and)
MATTHEW JUSTIN WILLNER)

INDICTMENT

The Grand Jurors of and for the State of New Jersey, upon their oaths, present that:

COUNT ONE

(Conspiracy - First Degree)

RORY EDWARD TRINGALI

and

MATTHEW JUSTIN WILLNER

who are named as co-conspirators, between on or about November 1, 2006 and on or about March 13, 2007, in the City of Miami Beach, in the State of Florida, in the Township of Evesham, in the County of Burlington, elsewhere, and within the jurisdiction of this Court, with the purpose of promoting or facilitating the commission of the crime of Computer Criminal Activity, did agree that:

A. One or more of them would engage in conduct which would constitute the aforesaid crime or an attempt or solicitation to commit such a crime; or

B. One or more of them would aid in the planning or commission of such crime or of an attempt or solicitation to commit such crime, that is:

Computer Criminal Activity, N.J.S.A. 2C:20-25b, by purposely or knowingly and without authorization, or in excess of authorization, denying, disrupting, or impairing computer services, including access to any part of the Internet, that are available to any other user of the computer services, resulting in damages or loss in excess of \$250,000, contrary to the provisions of N.J.S.A. 2C:5-2, and against the peace of this State, the government and dignity of the same.

COUNT TWO

(Computer Criminal Activity - First Degree)

RORY EDWARD TRINGALI

and

MATTHEW JUSTIN WILLNER

between on or about November 1, 2006 and on or about March 13, 2007, in the City of Miami Beach, in the State of Florida, in the Township of Evesham, in the County of Burlington, elsewhere, and within the jurisdiction of this Court, did purposely or knowingly and without authorization, or in excess of authorization, deny, disrupt, or impair computer services, including access to any part of the Internet, that are available to any other user of the computer services, resulting in damages or loss in excess of \$250,000, that is, the said RORY EDWARD TRINGALI and MATTHEW JUSTIN WILLNER did purposely or knowingly and without MedPro's authorization send, or cause to be sent, bulk quantities of unsolicited email containing hyperlinks to the websites of MedPro, Inc., with MedPro's return email addresses, having the effect of disrupting or impairing MedPro's websites, contrary to the provisions of N.J.S.A. 2C:20-25b and N.J.S.A. 2C:2-6 and against the peace of this State, the government and dignity of the same.

COUNT THREE

(Conspiracy - Second Degree)

RORY EDWARD TRINGALI

and

MATTHEW JUSTIN WILLNER

who are named as co-conspirators, between on or about November 1, 2006 and on or about March 13, 2007, in the City of Miami Beach, in the State of Florida, in the Township of Evesham, in the County of Burlington, elsewhere, and within the jurisdiction of this Court, with the purpose of promoting or facilitating the commission of the crime of Impersonation, did agree that:

A. One or more of them would engage in conduct which would constitute the aforesaid crime or an attempt or solicitation to commit such a crime; or

B. One or more of them would aid in the planning or commission of such crime or of an attempt or solicitation to commit such crime, that is:

Impersonation, N.J.S.A. 2C:21-17a(1), by impersonating another or assuming a false identity and doing an act in such assumed character or false identity for the purpose of obtaining a benefit for himself or another or to injure or defraud another, resulting in obtaining a benefit or depriving another of a benefit in an amount of \$75,000 or more, contrary to the provisions of N.J.S.A. 2C:5-2, and against the peace of this

State, the government and dignity of the same.

COUNT FOUR

(Impersonation - Second Degree)

RORY EDWARD TRINGALI

and

MATTHEW JUSTIN WILLNER


between on or about November 1, 2006 and on or about March 13, 2007, in the City of Miami Beach, in the State of Florida, in the Township of Evesham, in the County of Burlington, elsewhere, and within the jurisdiction of this Court, did impersonate another or assume a false identity and did an act in such assumed character or false identity for the purpose of obtaining a benefit for himself or another or injure or defraud another, resulting in obtaining a benefit or depriving another of a benefit in an amount of \$75,000 or more, that is, the said RORY EDWARD TRINGALI and MATTHEW JUSTIN WILLNER impersonated MedPro, Inc. while sending or causing to be sent bulk quantities of email seemingly from MedPro for the purpose of depriving MedPro of sales for Medical Lasers resulting in a pecuniary loss of \$75,000.00 or more, contrary to the provisions of N.J.S.A. 2C:21-17a(1) and N.J.S.A. 2C:2-6 and against the peace of this State, the government and dignity of the same.

COUNT FIVE

(Attempted Computer Criminal Activity - Second Degree)

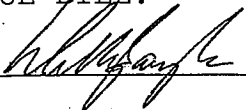
RORY EDWARD TRINGALI

on or about March 14, 2007, in the County of Dade, in the State of Florida, in the Township of Evesham, in the County of Burlington, elsewhere, and within the jurisdiction of this Court, did purposely or knowingly and without authorization, or in excess of authorization, deny, disrupt, or impair computer services, or attempt to deny, disrupt, or impair computer services, including access to any part of the Internet, that are available to any other user of the computer services, that is, the said RORY EDWARD TRINGALI did purposely or knowingly solicit a person known to the Grand Jurors to disrupt or impair the websites of MedPro, Inc., without MedPro's authorization, contrary to the provisions of N.J.S.A. 2C:20-25b, N.J.S.A. 2C:5-1, and N.J.S.A. 2C:2-6 and against the peace of this State, the government and dignity of the same.



Gregory A. Paw, Director
Division of Criminal Justice

A TRUE BILL:



, Foreperson

Dated: 3/18/08