

SAMUEL M. SERRITELLA

DOB: 9/10/44

SSN: ██████████

19 Garden Court North, Garfield, N.J. 07026-2311.

COUNT ONE

(Securities Fraud-Second Degree)

SAMUEL M. SERRITELLA

between on or about February 1, 2004 and on or about May 1, 2006, in the City of Garfield, in the County of Bergen, elsewhere, and within the jurisdiction of this Court, did knowingly, in connection with the offer, sale, or purchase of any security, in an amount of \$75,000 or more, directly or indirectly make an untrue statement of material fact or omit to state a material fact necessary in order to make the statements made, in the light of the circumstances under which they are made, not misleading, and thereby misled various investors whose identities are known to the said SAMUEL M. SERRITELLA, to believe their money, in an amount of \$75,000 or more, would be invested for their benefit in his company, International Surfacing, Inc., in that the said SAMUEL M. SERRITELLA, an unregistered agent and president of International Surfacing, Inc., did directly or indirectly make an untrue statement of material fact or omit to state a material fact to investors whose identities are known to the said SAMUEL M. SERRITELLA that their money, in an amount of \$75,000 or more, would not be invested for their benefit, and would instead be spent by the said SAMUEL M. SERRITELLA on personal expenses, contrary to the provisions of N.J.S.A. 49:3-52(b), N.J.S.A. 49:3-70 and N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.

COUNT TWO

(Theft by Deception - Second Degree)

SAMUEL M. SERRITELLA

between on or about February 1, 2004 and on or about May 1, 2006, in the City of Garfield, in the County of Bergen, elsewhere, and within the jurisdiction of this Court, purposely did obtain the property of another by deception, in an amount of \$75,000 or more, by creating or reinforcing the false impression to investors whose identities are known to the said SAMUEL M. SERRITELLA, that their money would be invested for their benefit in his company, International Surfacing, Inc., WHEREAS IN TRUTH AND IN FACT, as the said SAMUEL M. SERRITELLA, an unregistered agent well knew, the money of the investors whose identities are known to the said SAMUEL M. SERRITELLA, in an amount of \$75,000 or more, was not invested for their benefit, contrary to the provisions of N.J.S.A. 2C:20-4 and N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.

COUNT THREE

(Misapplication of Entrusted Property - Second Degree)
SAMUEL M. SERRITELLA

between on or about February 1, 2004 and on or about May 1, 2006, in the City of Garfield, in the County of Bergen, elsewhere, and within the jurisdiction of this Court, did apply or dispose of property that had been entrusted to him as a fiduciary in a manner which he knew was unlawful and involved substantial risk of loss or detriment to the owners of the property and did derive a benefit of \$75,000 or more, in that the said SAMUEL M. SERRITELLA, a registered agent and investment representative, did apply or dispose of the money of investors whose identities are known to the said SAMUEL M. SERRITELLA, that was entrusted to the said SAMUEL M. SERRITELLA as a fiduciary, in a manner which the said SAMUEL M. SERRITELLA knew to be unlawful and involving a substantial risk of loss or detriment to the investors whose identities are known to the said SAMUEL M. SERRITELLA, thereby deriving a benefit of \$75,000 or more, all contrary to the provisions of N.J.S.A. 2C:21-15 and N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.

COUNT FOUR

(Money Laundering - Second Degree)
SAMUEL M. SERRITELLA

between on or about February 1, 2004 and on or about May 1, 2006, in the City of Garfield, in the County of Bergen, elsewhere, and within the jurisdiction of this Court, did engage in a transaction involving property, in an amount of \$75,000.00 but less than \$500,000, known or which a reasonable person would believe to be derived from criminal activity, knowing that the transaction was designed in whole or in part to conceal or disguise the nature, location, source, ownership or control of the property derived from criminal activity, that is the said SAMUEL M. SERRITELLA, an unregistered agent and president of International Surfacing, Inc., did engage in the transactions of automatic teller machine withdrawals, check card purchases, loans, and cash withdrawals, in an amount of \$75,000 but less than \$500,000.00, known to be derived from criminal activity, knowing that the transactions were designed in whole or in part to conceal or disguise the nature, location, source, ownership or control of the property which the said SAMUEL M. SERRITELLA knew to be derived from criminal activity, contrary to the provisions of N.J.S.A. 2C:21-25(b)(2)(a) and N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.

COUNT FIVE

(Misconduct by Corporate Official-Second Degree)
SAMUEL M. SERRITELLA

between on or about February 1, 2004 and on or about May 1, 2006, in the City of Garfield, in the County of Bergen, elsewhere, and within the jurisdiction of this Court, purposely or knowingly did use, control or operate a corporation for the furtherance or promotion of a criminal object, thereby deriving a benefit of \$75,000 or more, that is, the said SAMUEL M. SERRITELLA, President of International Surfacing, Inc., did use, control or operate, International Surfacing, Inc., a corporation of the State of New Jersey, for the furtherance or promotion of the criminal objects of Securities Fraud, in violation of N.J.S.A. 49:3-52(b), N.J.S.A. 49:3-70 and N.J.S.A. 2C:2-6; Theft By Deception, in violation of N.J.S.A. 2C:20-4 and N.J.S.A. 2C:2-6; Misapplication of Entrusted Property, in violation of N.J.S.A. 2C:21-15 and N.J.S.A. 2C:2-6 and Money Laundering, in violation of N.J.S.A. 2C:21-25(b)(2)(a) and N.J.S.A. 2C:2-6, as alleged in Counts One, Two, Three and Four which are realleged and incorporated by reference herein and contrary to the provisions of N.J.S.A. 2C:21-9c, and against the peace of this State, the government and dignity of the same.