

JUN 16 2008

Superior Court 08-06-00135-S
Docket Number

on or about May of 2005, at the City of Atlantic City, in the County of Atlantic, elsewhere and within the jurisdiction of this Court, did unlawfully take, or exercise unlawful control over, the moveable property of the Atlantic City Tropicana Hotel and

Casino having a value of \$75,000 or more, that is a customer/player list, with purpose to deprive the owner thereof, contrary to the provisions of N.J.S.A. 2C:20-3, N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.

COUNT TWO

(Computer Theft - Second Degree)

JOHN CONKLIN

JUSTIN LITTERELLE

and

JAMES DIMARCO

on or about May of 2005, at the City of Atlantic City, in the County of Atlantic, elsewhere and within the jurisdiction of this Court, did purposely or knowingly and without authorization or in excess of authorization did access any data, data base, computer system or computer network for the purpose to obtain the property of the Atlantic City Tropicana Hotel and Casino valued in excess of \$5,000, contrary to the provisions of N.J.S.A. 2C:20-25c, N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.

COUNT THREE

(Receiving Stolen Property - Second Degree)

JUSTIN LITTERELLE

between on or about May 2005 and on or about March of 2007, at the City of Atlantic City, in the County of Atlantic, and at the City of Las Vegas, State of Nevada, elsewhere and within the jurisdiction of this Court, did knowingly receive moveable property of another in excess of \$75,000, knowing that it had been stolen or believing that it was probably stolen, contrary to the provisions of N.J.S.A. 2C:20-7, and against the peace of this State, the government and dignity of the same.

COUNT FOUR

(Receiving Stolen Property - Second Degree)

JOHN CONKLIN

on or about March of 2007, at the City of Atlantic City, in the County of Atlantic, elsewhere and within the jurisdiction of this Court, did knowingly receive moveable property of another in excess of \$75,000, knowing that it had been stolen or believing that it was probably stolen, contrary to the provisions of N.J.S.A. 2C:20-7, and against the peace of this State, the government and dignity of the same.

COUNT FIVE

(Attempted Receiving Stolen Property - Second Degree)

JAMES DIMARCO

on or about March of 2007, at the City of Atlantic City, in the County of Atlantic, elsewhere and within the jurisdiction of this Court, did purposely attempt to knowingly receive moveable property of another in excess of \$75,000, knowing that it had been stolen or believing that it was probably stolen, contrary to the provisions of N.J.S.A. 2C:20-7, N.J.S.A. 2C:5-1, and against the peace of this State, the government and dignity of the same.

COUNT SIX

(Conspiracy - Second Degree)

JOHN CONKLIN

JUSTIN LITTERELLE

and

JAMES DIMARCO

between on or about May 2005 and on or about March 2007, at the City of Atlantic City, in the County of Atlantic, elsewhere and within the jurisdiction of this Court, with the purpose of promoting or facilitating the commission of the crimes of Theft by Unlawful Taking, Computer Theft and Receiving Stolen Property did agree that:

A. One of them would engage in conduct which would constitute the aforementioned crimes, or an attempt or solicitation to commit such crimes; or

B. One or more of them would aid in the planning, attempt, solicitation, or commission of the aforesaid crimes, that is:

1. Theft by Unlawful Taking, in that one or more unlawfully did take or exercise unlawful control over the moveable property of another having a value in excess of \$75,000 with the purpose to deprive the owner thereof.

2. Computer Theft, in that one or more purposely or knowingly and without authorization or in excess of authorization did access any data, data base, computer system or computer

network for the purpose to obtain the property of another in excess of \$5,000.

2. Receiving Stolen Property, in that one or more of them knowingly did receive moveable property of another in excess of \$75,000 knowing that it had been stolen or believing that it was probably stolen.

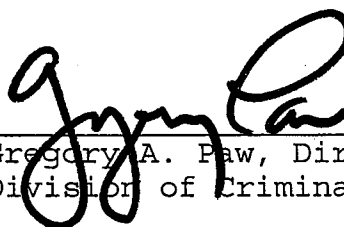
All contrary to the provisions of N.J.S.A. 2C:5-2, and against the peace of this State, the government and dignity of the same.

COUNT SEVEN

(Witness Tampering - Third Degree)


JOHN CONKLIN

on or about September 2007, at the City of Atlantic City, in the County of Atlantic, elsewhere and within the jurisdiction of this Court, believing that an official proceeding or investigation is pending or about to be instituted, knowingly did attempt to induce or otherwise cause a witness or informant to testify or inform falsely, contrary to the provisions of N.J.S.A. 2C:28-5 and against the peace of this State, the government and dignity of the same.



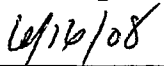
Gregory A. Paw, Director
Division of Criminal Justice

A True Bill:



, Foreperson

Dated: _____


6/16/08

SUPERIOR COURT OF N.J.
FILED

JUN 16 2008

Christine P. Higgins
Acting Clerk

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION - CRIMINAL

State Grand Jury

Number SGJ556-08-16

Superior Court

Docket Number 08-06-00135-S

STATE OF NEW JERSEY)

v.)

JOHN CONKLIN)

JAMES DIMARCO)

and)

JUSTIN LITTERELLE)

ORDER OF VENUE

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

IT IS ORDERED on this 16th day of June, 2008,
pursuant to paragraph 8 of the State Grand Jury Act, that the
County of Atlantic 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 Atlantic for filing.

CLERK OF SUPERIOR COURT
SUPERIOR COURT OF N.J.
MERCER COUNTY
RECEIVED AND FILED

JUN 16 2008

Sue Regan
SUE REGAN
DEPUTY CLERK OF SUPERIOR COURT

Gerald J. Council
Gerald J. Council, J.S.C.