



# COMPLAINT – SUMMONS (Court Action)

<b>COMPLAINT NUMBER</b>				<b>STATE V.</b>
<b>1611</b>	<b>S</b>	<b>2021</b>	<b>000027</b>	
COURT CODE	PREFIX	YEAR	SEQUENCE NO.	<b>SCOTT NICHOLSON</b>

<b>FTA Bail Information</b>		Date Bail Set: _____	Amount Bail Set: \$ _____ by: _____	<input type="checkbox"/> Bail Recog. Attached
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Released on Bail	R.O.R.	Committed Default	Committed w/o Bail	Place Committed: _____	Date Referred to County Prosecutor: _____
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Date of First Appearance: <b>05/05/2021</b>	<input type="checkbox"/> Advised of Rights by _____	Defendant Desires Counsel: <input type="checkbox"/> Yes <input type="checkbox"/> No
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Prosecuting Attorney Information				Defense Counsel Information					
<b>Name:</b>				<b>Name:</b>					
State	County	Municipal	Other	None	Retained	Public Def	Assigned	Waived	Other

Original Charge	1) <b>2C:20-3A</b>	2) <b>2C:21-9</b>	3) <b>2C:21-4A</b>
Amended Charge			
Waiver Indt/Jury			
Plea/Date of Plea	Plea: _____ Date: _____	Plea: _____ Date: _____	Plea: _____ Date: _____
Adjudication (* see code)	Finding Code: _____ Date: _____	Finding Code: _____ Date: _____	Finding Code: _____ Date: _____
Jail Term	Jail time credit _____ Susp. Imp _____	Jail time credit _____ Susp. Imp _____	Jail time credit _____ Susp. Imp _____
Probation Term	Susp. Imp _____	Susp. Imp _____	Susp. Imp _____
Cond. Discharge Term			
Community Service			
D/L Suspension Term			
Fines/Costs	Fines: _____ Costs: _____	Fines: _____ Costs: _____	Fines: _____ Costs: _____
VCCB/SNSF	VCCB: _____ SNSF: _____	VCCB: _____ SNSF: _____	VCCB: _____ SNSF: _____
DEDR/Lab Fee	DEDR: _____ LAB: _____	DEDR: _____ LAB: _____	DEDR: _____ LAB: _____
CD Fee/Drug Ed Fnd	CD: _____ DAEF: _____	CD: _____ DAEF: _____	CD: _____ DAEF: _____
DV Surch/Other Fees	DV: _____ Other: _____	DV: _____ Other: _____	DV: _____ Other: _____
Restitution Beneficiary: _____			

<p><b>Miscellaneous Information, Adjournments, Companion Complaints, Co-Defendants, Case Notes:</b></p>   <p><b>Related Traffic Tickets and Complaints:</b></p>	<p><b>* Finding Codes</b></p> <ul style="list-style-type: none"> <li>1 – Guilty</li> <li>2 – Not Guilty</li> <li>3 – Dismissed – Other</li> <li>4 – Guilty but Merged</li> <li>5 – Dismissed-Rule</li> <li>6 – Dismissed Lack of Prosecution</li> <li>7 – Dismissed – Pros Motion/Vic Req</li> <li>8 – Conditional Discharge</li> <li>D – Dismissed- Prosecutor Discretion</li> <li>M – Dismissed- Mediation</li> <li>P – Dismissed-Plea Agreement</li> <li>S – Disposed at Superior</li> <li>W – Dismissed-False ID</li> </ul>
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**COMPLAINT - SUMMONS (DEFENDANT'S COPY)**

<b>COMPLAINT NUMBER</b>				<b>THE STATE OF NEW JERSEY</b> <b>VS.</b> <b>SCOTT NICHOLSON</b>	
<b>1611</b>	<b>S</b>	<b>2021</b>	<b>000027</b>		
COURT CODE	PREFIX	YEAR	SEQUENCE NO.		
RINGWOOD BORO MUNICIPAL COURT 6 [REDACTED] RINGWOOD NJ 07456-0000 973-962-6146 COUNTY OF: PASSAIC					
ADDRESS: [REDACTED]				NJ 07456-0000	
# of CHARGES 3	CO-DEFTS	POLICE CASE #:		DEFENDANT INFORMATION	
COMPLAINANT NAME: <b>ROXANNA ORDONEZ</b>			SEX: M EYE COLOR: BROWN 1967		DL STATE: NJ
			DRIVER'S LIC [REDACTED]		SBI #: ( )
			SOCIAL SECU [REDACTED]		LIVESCAN PCN #:
			TELEPHONE #:		
			LIVESCAN PCN #:		

By certification or on oath, the complainant says that to the best of his/her knowledge, information and belief the named defendant on or about 01/15/2013 in **RINGWOOD BORO**, **PASSAIC** County, NJ did: WITHIN THE JURISDICTION OF THIS COURT, DID KNOWINGLY TAKE AND UNLAWFULLY EXERCISED CONTROL OVER THE MONIES OF THINK BIG INVESTORS BY TRANSFERRING AND/OR WITHDRAWING \$75,000+ FROM THE THINK BIG WELLS FARGO ACCOUNT, IN VIOLATION OF N.J.S.A. 2C:20-3A (2ND DEGREE)

DCJ WILL BE PROSECUTING THIS CASE, DAG JANET BOSI (609) 433-1382.

WITHIN THE JURISDICTION OF THIS COURT, DID USE AND CONTROL THINK BIG FOR THE FURTHERANCE OF HIS THEFT FROM THE THINK BIG INVESTORS, IN VIOLATION OF N.J.S.A. 2C:21-9 (2ND DEGREE)

WITHIN THE JURISDICTION OF THIS COURT, DID CREATE FRAUDULENT THINK BIG INVESTMENT STATEMENTS WITH THE PURPOSE TO DECEIVE THINK BIG INVESTORS, IN VIOLATION OF N.J.S.A. 2C:21-4(A) (FOURTH DEGREE).

**in violation of:**

Original Charge	1) 2C:20-3A	2) 2C:21-9	3) 2C:21-4A
Amended Charge			

**CERTIFICATION:**

I certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment

Signed: ROXANNA ORDONEZ Date: 04/21/2021

The complaining witness is a law enforcement officer and a judicial probable cause determination is not required prior to the issuance of this Complaint-Summons.

**SUMMONS**

YOU ARE HEREBY SUMMONED to appear before the Superior Court in the county of: PASSAIC at the following address: PASSAIC SUPERIOR COURT  
NEW COURTHOUSE 77 HAMILTON ST PATERSON NJ 07505-0000  
If you fail to appear on the date and at the time stated below, a warrant may be issued for your arrest.  
Date of Arrest: Appearance Date: 05/05/2021 Time: 05:00PM Phone: 973-653-2910  
Signature of Person Issuing Summons: ROXANNA ORDONEZ Date: 04/21/2021

<input type="checkbox"/> Domestic Violence – Confidential	<input type="checkbox"/> Related Traffic Tickets or Other Complaints	<input type="checkbox"/> Serious Personal Injury/ Death Involved
Special conditions of release: <input type="checkbox"/> No phone, mail or other personal contact w/victim <input type="checkbox"/> No possession firearms/weapons <input type="checkbox"/> Other (specify):		COMPLAINT - SUMMONS (DEFENDANT'S COPY)  Page 3 of 7 NJ/CDR1 1/1/2017

# RETURN OF SERVICE INFORMATION

COMPLAINT NUMBER			
<b>1611</b>	<b>S</b>	<b>2021</b>	<b>000027</b>
COURT CODE	PREFIX	YEAR	SEQUENCE NO.

*THE STATE OF NEW JERSEY*

VS.

**SCOTT NICHOLSON**

**RINGWOOD BORO MUNICIPAL COURT**  
 RINGWOOD, NJ 07456-0000  
**973-962-6146** COUNTY OF: **PASSAIC**

ADDRESS: [REDACTED]  
 [REDACTED] NJ 07456-0000

# of CHARGES <b>3</b>	CO-DEFTS	POLICE CASE #:
COMPLAINANT <b>ROXANNA ORDONEZ</b>		
NAME: <b>25 MARKET ST</b>		
<b>P O BOX 085</b>		
<b>TRENTON</b>		<b>NJ 08625</b>

DEFENDANT INFORMATION  
 SEX: **M** EYE COLOR: **BROWN** **1967**  
 DRIVER'S LIC: [REDACTED] DL STATE: **NJ**  
 SOCIAL SECURITY # **XXX-XX-[REDACTED]** SBI#: [REDACTED]  
 TELEPHONE #: [REDACTED] ( )  
 LIVSCAN PCN #:

By certification or on oath, the complainant says that to the best of his/her knowledge, information and belief the named defendant on or about **01/15/2013** in **RINGWOOD BORO**, **PASSAIC** County, NJ did: WITHIN THE JURISDICTION OF THIS COURT, DID KNOWINGLY TAKE AND UNLAWFULLY EXERCISED CONTROL OVER THE MONIES OF THINK BIG INVESTORS BY TRANSFERRING AND/OR WITHDRAWING \$75,000+ FROM THE THINK BIG WELLS FARGO ACCOUNT, IN VIOLATION OF N.J.S.A. 2C:20-3A (2ND DEGREE)

DCJ WILL BE PROSECUTING THIS CASE, DAG JANET BOSI (609) 433-1382.

WITHIN THE JURISDICTION OF THIS COURT, DID USE AND CONTROL THINK BIG FOR THE FURTHERANCE OF HIS THEFT FROM THE THINK BIG INVESTORS, IN VIOLATION OF N.J.S.A. 2C:21-9 (2ND DEGREE)

WITHIN THE JURISDICTION OF THIS COURT, DID CREATE FRAUDULENT THINK BIG INVESTMENT STATEMENTS WITH THE PURPOSE TO DECEIVE THINK BIG INVESTORS, IN VIOLATION OF N.J.S.A. 2C:21-4(A) (FOURTH DEGREE).  
**in violation of:**

Original Charge	1) <b>2C:20-3A</b>	2) <b>2C:21-9</b>	3) <b>2C:21-4A</b>
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Check √	<b>Certification by Police Regarding Complaint-Summons</b>
	I certify that I served the complaint-summons by delivering a copy to the defendant personally.
✓	I certify that I personally served the complaint-summons by leaving a copy at the defendant's usual place of abode with a competent member of the household of the age 14 or over _____ <small>Name of family member over 14 years of age</small>
	I certify that I mailed a copy of the complaint-summons by ordinary mail to the defendant at his or her last known address. _____ <small>Defendant's last known address</small>
	I certify that I served the complaint-summons by delivering a copy to a person authorized to receive service of process on the defendant's behalf. _____ <small>Name and title of authorized person</small>
	Other manner of service: I certify that I served the complaint-summons in the following manner: _____
	I certify that I was unable to serve the complaint-summons.

Signed: **ROXANNA ORDONEZ NJ DIVISION OF CRIM JUSTICE** Date of Action: **04/21/2021**  
Name, Title and Department of Officer

## RETURN OF SERVICE INFORMATION

# Affidavit of Probable Cause

COMPLAINT NUMBER				THE STATE OF NEW JERSEY	
<b>1611</b>	<b>S</b>	<b>2021</b>	<b>000027</b>	VS.	
COURT CODE	PREFIX	YEAR	SEQUENCE NO.	<b>SCOTT NICHOLSON</b>	
RINGWOOD BORO MUNICIPAL COURT				ADDRESS: [REDACTED]	
RINGWOOD NJ 07456-0000				[REDACTED] NJ 07456-0000	
973-962-6146 COUNTY OF: PASSAIC					
# of CHARGES 3	CO-DEFTS	POLICE CASE #:			
COMPLAINANT ROXANNA ORDONEZ		DEFENDANT INFORMATION			
NAME: 25 MARKET ST		SEX: M EYE COLOR: BROWN [REDACTED]/1967			
P O BOX 085		DRIVER'S LIC. [REDACTED] DL STATE: NJ			
TRENTON NJ 08625		SOCIAL SECURITY #: xxx-xx-x [REDACTED] SBI #: [REDACTED]			
		TELEPHONE #: ( )			
		LIVESCAN PCN #:			

Purpose: This Affidavit/Certification is to more fully describe the facts of the alleged offense so that a judge or authorized judicial officer may determine probable cause.

1. Description of relevant facts and circumstances which support probable cause that (1) the offense(s) was committed and (2) the defendant is the one who committed it:

From in or about 2008 through 2017, Scott Nicholson ("Nicholson") recruited a group of 24 investors to invest in an unregulated commodities trading group named Think Big Institute, LLC ("Think Big"). Nicholson acted as an unregistered investment adviser solely responsible for investment decisions in Think Big. Eventually, Think Big incurred substantial losses, due in part to failed investments. Around that time, Nicholson began to misappropriate investor monies for his own personal benefit by transferring existing investment monies and new investment money for Think Big into his own personal account. From January 15, 2013 through February 16, 2018, Nicholson withdrew from Think Big in excess of \$75,000 for his own personal benefit.

In or about December 2017, Nicholson admitted to the Think Big investors that he had hidden substantial investment losses by Think Big by creating fraudulent investment statements showing fraudulent positive returns. He further admitted that he also outright misappropriated monies from the group for his own personal benefit. Following this admission, he entered into a promissory note with the Think Big investors agreeing to a payment plan whereby he would repay \$471,602.05 to the investors (the amount of the investors' principle invested less any dividends paid). Nicholson failed to return the monies pursuant to the terms of the promissory note and he was sued civilly by one of the investors, as well as investigated by the Bureau of Securities. In both matters, he was deposed and readily admitted misappropriating monies for his own personal benefit.

**Affidavit of Probable Cause**

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## Affidavit of Probable Cause

COMPLAINT NUMBER			
<b>1611</b>	<b>S</b>	<b>2021</b>	<b>000027</b>
COURT CODE	PREFIX	YEAR	SEQUENCE NO.

**THE STATE OF NEW JERSEY**

**VS.**

**SCOTT NICHOLSON**

2. I am aware of the facts above because: (Included, but not limited to: your observations, statements of eyewitnesses, defendant's admission, etc.)

**Defendant's admission:**

I, Scott Nicholson, did knowingly commit fraud (i.e. theft, falsifying dividends, and collecting funds after the collapse of the investment group known as "Think Big Institute, LLC".) With this being said, I wish to make full restitution in the amount of \$471,601.05 in total to the investment group, comprised of each and every member listed on page 2 of this agreement within a total of 36 months. I have spoken to Steve Straubinger and Dr, David Tanis on two separate occasions and have expressed my desire to repay this group and right the wrong I have committed. Upon our conversation we have devised a plan of repayment which involves electronic transfers into an account of their choice. . . .

Evidence obtained through the investigation conducted.

3. If victim was injured, provide the extent of the injury:

**Certification:**

I certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.

Signed: ROXANNA ORDONEZ LAW ENFORCEMENT OFFICER Date: 03/30/2021

**Affidavit of Probable Cause**

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# Preliminary Law Enforcement Incident Report

COMPLAINT NUMBER				THE STATE OF NEW JERSEY	
<b>1611</b>	<b>S</b>	<b>2021</b>	<b>000027</b>	<b>VS.</b>	
COURT CODE	PREFIX	YEAR	SEQUENCE NO.	<b>SCOTT NICHOLSON</b>	
RINGWOOD BORO MUNICIPAL COURT				ADDRESS:	
RINGWOOD NJ 07456-0000				[REDACTED]	
973-962-6146 COUNTY OF: PASSAIC				[REDACTED] NJ 07456-0000	
# of CHARGES	CO-DEFTS	POLICE CASE #:		DEFENDANT INFORMATION	
3				SEX: M	DOB: [REDACTED] 1967
COMPLAINANT ROXANNA ORDONEZ NAME: 25 MARKET ST P O BOX 085 TRENTON NJ 08625				DRIVER'S LIC: [REDACTED] 100072 DL STATE: NJ	
				SOCIAL SECURITY #: xxx-xx-xxxx SBI #: ( )	
				TELEPHONE #:	
				LIVESCAN PCN #:	

**Purpose:** The Preliminary Law Enforcement Incident Report (PLEIR) is intended to document basic information known to the officer at the time of its preparation. It is recognized that additional relevant information will emerge as an investigation continues. The PLEIR shall be in addition to, not in lieu of, any regular police arrest, incident, or investigation reports. Note that the PLEIR is specific to each defendant charged in an investigation.

-The defendant made statements/admissions.  
 •It was recorded using:  
   \*Other/Explain deposition

-Additional information relevant to the offense(s) charged: Investigation into the Defendant's financial records

**Certification:**

I certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.

Signed: ROXANNA ORDONEZ LAW ENFORCEMENT OFFICER Date: 03/30/2021

Preliminary Law Enforcement Incident Report

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