

JEFFREY R. BUHMAN #7041
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IN THE FOURTH JUDICIAL DISTRICT COURT
IN AND FOR UTAH COUNTY, STATE OF UTAH

<p>THE STATE OF UTAH, Plaintiff, vs. HAROLD EARL BUSHMAN aka: 1799 North Skyline Drive Orem UT 84097 DOB: 08/24/1942, Defendant.</p>	<p>INFORMATION</p> <p>Case No. 071403474</p> <p>Judge</p> <p>OTN</p>
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JEFFREY R. BUHMAN, Utah County Attorney, State of Utah, accuses the defendant(s) of the following crime(s):

COUNT 1: PATTERN OF UNLAWFUL ACTIVITY, a second degree felony, in violation of Utah Code Ann. § 76-10-1603, in that the above named defendant, on or about 09/11/2002 through 05/01/2007, in Utah County, Utah, having received any proceeds derived, whether directly or indirectly, from a pattern of unlawful activity in which he has participated as a principal, did use or invest, directly or indirectly, any part of that income, or the proceeds of the income, or the proceeds derived from the investment or use of those proceeds, in the acquisition of any interest in, or the establishment or operation of, any enterprise;
or did, through a pattern of unlawful activity, acquire or maintain, directly or indirectly, any interest in or control of any enterprise;
or, having been employed by or associated with any enterprise, conduct or participate, whether directly or indirectly, in the conduct of that enterprise's affairs through a pattern of unlawful activity;
or conspired to violate any of the above provisions.

COUNT 2: SECURITIES FRAUD, a second degree felony, in violation of Utah Code Ann. § 61-1-1, in that the above named defendant, on or about 09/11/2002, in Utah County, Utah, , in connection with the offer, sale, or purchase of a security, directly or indirectly, did:

- (1) employ a device, scheme, or artifice to defraud;
 - (2) make an untrue statement of a 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; or
 - (3) engage in an act, practice, or course of business which operates or would operate as a fraud or deceit upon any person; and
- (i) at the time the crime was committed, the property, money, or thing unlawfully obtained or sought to be obtained was worth \$10,000 or more; or
 - (ii) (A) at the time the crime was committed, the property, money, or thing unlawfully obtained or sought to be obtained was worth less than \$10,000; and
- (B) in connection with that violation, the violator knowingly accepted any money representing:
- (I) equity in a person's home;
 - (II) a withdrawal from any individual retirement account; or
 - (III) a withdrawal from any qualified retirement plan as defined in the Internal Revenue Code.

COUNT 3: SECURITIES FRAUD, a third degree felony, in violation of Utah Code Ann. § 61-1-1, in that the above named defendant, on or about 03/21/2005, in Utah County, Utah, , in connection with the offer, sale, or purchase of a security, directly or indirectly, did:

- (1) employ a device, scheme, or artifice to defraud;
 - (2) make an untrue statement of a 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; or
 - (3) engage in an act, practice, or course of business which operates or would operate as a fraud or deceit upon any person; and
- , at the time the crime was committed, the property, money, or thing unlawfully obtained or sought to be obtained was worth less than \$10,000.

COUNT 4: SECURITIES FRAUD, a third degree felony, in violation of Utah Code Ann. § 61-1-1, in that the above named defendant, on or about 05/06/2005, in Utah County, Utah, , in connection with the offer, sale, or purchase of a security, directly or indirectly, did:

- (1) employ a device, scheme, or artifice to defraud;
 - (2) make an untrue statement of a 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; or
 - (3) engage in an act, practice, or course of business which operates or would operate as a fraud or deceit upon any person; and
- , at the time the crime was committed, the property, money, or thing unlawfully obtained or sought to be obtained was worth less than \$10,000.

COUNT 5: SECURITIES FRAUD, a third degree felony, in violation of Utah Code Ann. § 61-1-1, in that the above named defendant, on or about 05/10/2006, in Utah County, Utah, , in connection with the offer, sale, or purchase of a security, directly or indirectly, did:

- (1) employ a device, scheme, or artifice to defraud;

(2) make an untrue statement of a 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; or
(3) engage in an act, practice, or course of business which operates or would operate as a fraud or deceit upon any person; and
, at the time the crime was committed, the property, money, or thing unlawfully obtained or sought to be obtained was worth less than \$10,000.

COUNT 6: SECURITIES FRAUD, a third degree felony, in violation of Utah Code Ann. § 61-1-1, in that the above named defendant, on or about 05/16/2006, in Utah County, Utah, , in connection with the offer, sale, or purchase of a security, directly or indirectly, did:

(1) employ a device, scheme, or artifice to defraud;
(2) make an untrue statement of a 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; or
(3) engage in an act, practice, or course of business which operates or would operate as a fraud or deceit upon any person; and
, at the time the crime was committed, the property, money, or thing unlawfully obtained or sought to be obtained was worth less than \$10,000.

COUNT 7: SECURITIES FRAUD, a third degree felony, in violation of Utah Code Ann. § 61-1-1, in that the above named defendant, on or about 06/14/2006, in Utah County, Utah, , in connection with the offer, sale, or purchase of a security, directly or indirectly, did:

(1) employ a device, scheme, or artifice to defraud;
(2) make an untrue statement of a 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; or
(3) engage in an act, practice, or course of business which operates or would operate as a fraud or deceit upon any person; and
, at the time the crime was committed, the property, money, or thing unlawfully obtained or sought to be obtained was worth less than \$10,000.

COUNT 8: SECURITIES FRAUD, a third degree felony, in violation of Utah Code Ann. § 61-1-1, in that the above named defendant, on or about 08/03/2006, in Utah County, Utah, , in connection with the offer, sale, or purchase of a security, directly or indirectly, did:

(1) employ a device, scheme, or artifice to defraud;
(2) make an untrue statement of a 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; or
(3) engage in an act, practice, or course of business which operates or would operate as a fraud or deceit upon any person; and
, at the time the crime was committed, the property, money, or thing unlawfully obtained or sought to be obtained was worth less than \$10,000.

COUNT 9: SECURITIES FRAUD, a third degree felony, in violation of Utah Code Ann. § 61-1-1, in that the above named defendant, on or about 09/29/2006, in Utah County, Utah, , in connection with the offer, sale, or purchase of a security, directly or indirectly, did:

(1) employ a device, scheme, or artifice to defraud;
(2) make an untrue statement of a 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; or
(3) engage in an act, practice, or course of business which operates or would operate as a fraud or deceit upon any person; and
, at the time the crime was committed, the property, money, or thing unlawfully obtained or sought to be obtained was worth less than \$10,000.

COUNT 10: SECURITIES FRAUD, a third degree felony, in violation of Utah Code Ann. § 61-1-1, in that the above named defendant, on or about 10/14/2006, in Utah County, Utah, , in connection with the offer, sale, or purchase of a security, directly or indirectly, did:

(1) employ a device, scheme, or artifice to defraud;
(2) make an untrue statement of a 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; or
(3) engage in an act, practice, or course of business which operates or would operate as a fraud or deceit upon any person; and
, at the time the crime was committed, the property, money, or thing unlawfully obtained or sought to be obtained was worth less than \$10,000.

COUNT 11: SECURITIES FRAUD, a third degree felony, in violation of Utah Code Ann. § 61-1-1, in that the above named defendant, on or about 10/16/2006, in Utah County, Utah, , in connection with the offer, sale, or purchase of a security, directly or indirectly, did:

(1) employ a device, scheme, or artifice to defraud;
(2) make an untrue statement of a 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; or
(3) engage in an act, practice, or course of business which operates or would operate as a fraud or deceit upon any person; and
, at the time the crime was committed, the property, money, or thing unlawfully obtained or sought to be obtained was worth less than \$10,000.

COUNT 12: SECURITIES FRAUD, a third degree felony, in violation of Utah Code Ann. § 61-1-1, in that the above named defendant, on or about 04/30/2007 through 05/01/2007, in Utah County, Utah, , in connection with the offer, sale, or purchase of a security, directly or indirectly, did:

(1) employ a device, scheme, or artifice to defraud;
(2) make an untrue statement of a 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; or
(3) engage in an act, practice, or course of business which operates or would operate as a fraud or deceit upon any person; and
, at the time the crime was committed, the property, money, or thing unlawfully obtained or sought to be obtained was worth less than \$10,000.

This Information is based on evidence provided by Susan Jones, Utah Division of Securities.



UTAH COUNTY ATTORNEY
September 10, 2007



DEPUTY UTAH COUNTY ATTORNEY
ALEX LUDLOW