In the United States District Court for
The Western District of Oklahoma

Douglas Mastriano
        Plaintiff,

v.

?0 [Sa <`SU]`g⅋ ⋙
+/*3 J0\R⫪d]`♭ EZ0QS
:R [ ]\R⅋ D@ 1-*-.

6\R

F]Z0\R @cV\⅋♭VS C0b⫪]\0Z FSaS0`QV 8]c\Q⫪Z
]T 80\0R0⅋ E0cZ B0hS`]ZZS⅋ E`Sa⫪RS\♭ 0\R
J⫪QS'8V0\QSZZ]`⅋ I\⫪dS`a⫪bg]T CS e
7`c\ae⫪QY⅋ 80\0R05 90d⫪R B0<SS⅋ J⫪QS'
E`Sa⫪RS\♭⅋ FSaS0`QV5 9`S e FS\R0ZZ⅋ 9S0\⅋
<`0RcObS GbcR⫪Sa5 ?STT 7`]e\5 8⫪\Rg 7`]e\5
GbS^VS\ 9cbQVS`5 GS0\ @S\\SRg5 :`⫪\
B]`♭]\5 B0bbVSe GS0`a5 ASS K⫪\Ra]`5
GbST0\⫪S =c\♭'@S\\SRg5 80`]Zg\ B0Q9]\0ZR5
G0aV0 BcZZ0Zg5 A⫪a0 H]RR5 G0`0V'?0\S 8]`YS5
7]\\⫪⫪S =caY⫪\a5 :Z⫪h0PS♭V B0\QYS5 ?0\S♭
BcZZ⫪\5 6\USZ0 H]hS`0   /   // /   '
        @   /
7`c\ae⫪QY⅋ 80\0  \⅋      6\⅋      C0b⫪]\0Z FSaS0`QV 8]c\Q⫪   ]T 80\0R0⅋   6\⅋   ?   Â
                                                                                                                      !

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[WZZW]\ W\ b]c`Wa [ '`SZObSR SdS\ba& dOZWRObSR [caSc [O`bWTOQba& P]]Y& [SRWO& bSZSdWaW]\ O\R

[ ]dWS RSOZa(HVWa `OQYSbSS`W\U S\bS`^`WaS OUOW\ab 8]Z]\SZ B Oab`WO\ ] VOa SfbS\RSR T]` \SO`Zg

.

`SZSOaSR T`] [S [P0`U] 8 ]Z( B 0ab`W0\]ma RWaaS`bObW]\] \ bVSaWa W\ 0 aQVS [ S b] RS^`WdS VW [ ]T

VWa W\b0\UWPZS ^`]^S`bg W\bS`Saba 0\R `WUVba c\RS` Z0e( 6a 0 ^`]fW [0bS Q0caS T`] [VWa

0QbW]\a& bVS dW]ZObW]\]\a]T Z0e 0\R R0 [0USa VS`SW\\ ]QQc``SR(

+0(

S\UOUS [S\ba& O\R RSab`cQbW]\ ]T VWa W\bO\UWPZS W\bS`Saba W\ aSSYW\U O aSOb W\ bVS I\WbSR

GbObSa GS\ObS(

,.(9STS\RO\ba ?STT 7`]e \& 8W\Rg 7`]e \& GbS^VS\ 9cbQVS`& GSO\ @S\\SRg& :`W\ B]`b]\&

B ObbVS e GSO`a& ASS KW\Ra]`& GbSTO\WS =c\b'@S\\SRg& 80`]Zg\ B0Q9]\0ZR& G0aV0

B cZZOZg& AWa0 H]RR& G0`0V'?O\S 8]`YS& 7]\\WS =caYW\a& :WhOPSbV B0\QYS& ?O\Sb B cZZW\&

6\USZO H]hS` aWU\SR O ZSbbS` V]``WTWQOZZg RSTO[W\U 8]Z(B0ab`WO\ OTbS` VS VW`SR Q]c\aSZ b]

]^^]aS bVS kW\dSabWUObW]\ ]T VWa EV9 U`0\bSR +* gSO`a ^`W]` c\RS` W\bS\aS aQ`cbW\g(HVWa

ZSbbS`&W\\QZcRSR 0a : fVWPWb 9 VS`Sb]& e0a 0 Q]]`RW\ObSR 0\R VObSTcZ F>8D dW]ZObW]\ ^`SRWQObS

OQb RSaWU\SR b] RWdSab 0\R QO\QSZ 8]Z(B0ab`WO\]ma W\bO\UWPZS ^`]^S`bg W\bS`Saba(

,/(HVSaS QWdWZ T`OcR& `OQYSbSS`W\U& O\R GVS[0\ 6Qb dW]ZObW]\a QOcaW\U SU`SUW]ca bV`SOb]T O

ZWTSbW[S]T SQ]\ [WQ VO`[ O\R b]bOZ RSab`cQbW]\ ]T bVS W\bO\UWPZS ^`]^S`bg W\bS`Saba]T 8]Z(

B0ab`WO\ ]\Zg SaQOZObSR OTbS` VS RSQZO`SR VWa QO\RWROQg T]` GbObS GS\ObS W\ ,*+3& O\R bVS\

OUOW\ T]` <]dS`\]` W\ ,*,, O\R TW\OZZg eVS\ VWa T`]\b`c\\S` abObca T]` I\WbSR GbObSa GS\ObS

e0a 0\\]c\QSR& QOcaW\U VW[b] T]`U] acQV ^c`ac`ba PSQOcaS ]T bVS SZSQbW]\ W\bS`TS`S\QS O\R

bVSTb]T ObbOQY]\ bVS dOZcObW]\ ]T VWa ^`]^S`bg W\bS`Saba W\ VWa VWab]`WQOZ e]`Y(

,0(HVS `OQYSbSS`W\U OQba]T O\R Q]\a^W`OQg Pg 9STS\RO\ba W\QZcRSR Ob O [W\W[c[bVS X]W\W\U

b]USbVS` W\b] O\ S\bS`^`WaS O\R aQVS[S Pg ?O[Sa <`SU]`g >>> O\R 9STS\RO\ba b] [cbcOZZg

ORdO\QS bVSW` ^`]^S`bg W\bS`Saba& bcWbW]\ S\`]ZZ [ S\ba& O\R <`SU]`gma W\bS`\ObW]\OZ P]]Y

aOZSa(

,1(>\ ]` OP]cb ,*+3& ?O[Sa <`SU]`g >>> X]W\SR eWbV c\\O[SR ^S`a]\a b] aSSY b] RSPc\Y bVS

O`QVS]Z]UWQOZ `SaSO`QV ]T 8]Z( B0ab`WO\ Pg aSSYW\U b] c\RS`[W\S bVS e]`ZR SdS\b +**§!

gSO` O\\WdS`aO`g ]T GUb( 6ZdW\ L]`Yma VS`]WQ OQbW]\a W\ bVS 6`U]\\S Pg Q][[c\WQObW\U b]

3

bVS [WZWbO`g VWab]`WQOZ Q] [[WbbSS]dS`aSSW\U bVS SdS\b bVOb k8]Z]\SZ B0ab`WO\]ma e]`Y Wa 0

T`0cR1 ]` aW[WZO` e]`Ra(

,2(D\ ]` 0P]cb ?cZg ++& ,*,,& 9`(9`Se FS\R0ZZ& 0\R I\WdS`aWbg]T CSe 7`c\aeWQY& WaacSR 0

ZSbbS` `SZS0aW\U 8]Z(B0ab`WO\]ma S[P0`U]SR EV9 bVSaWa 0UOW\ab VWa `S_cSab kSTTSQbWdS

W[[SRWObSZg(1 $) **845357 1 #$**

,3(>\ ]` 0P]cb ,*,,& ?0[Sa <`SU]`g >>> TWZSR 0 TOZaS Q] [ ^ZOW\b eWbV bVS I\WdS`aWbg]T CSe

7`c\aeWQY aSSYW\U b] RSPc\Y 8]Z]\SZ B0ab`WO\]ma EV9 bVSaWa W\ ]`RS` b] QO\QSZ VWa P]]Ya

0\R VWa VWab]`WQOZ OcbV]`Wbg W\ bVS TWSZR]T K]`ZR K0` > VWab]`g(

-*(>\ ]` 0P]cb ,*,, ?0[Sa <`SU]`g >>> [ORS T`0cRcZS\b abObS[S\ba b] bVS ^`Saa aSSYW\U b]

RSPc\Y 0\R RSd0ZcS 8]Z(B0ab`WO\]ma EV9 bVSaWa 0\R P]]Ya(

-+(>\ ]` 0P]cb ,*,,& bVS I\WdS`aWbg]T CSe 7`c\aeWQY& 0\R 9STS\R0\ba E0cZ B0hS`]ZZS 0\R

90dWR B0<SS [ORS T`0cRcZS\b abObS[S\ba b] bVS ^`Saa QOZZW\U W\b] _cSabW]\ 8]Z(

B0ab`WO\]ma EV9 bVSaWa 0\R P]]Ya& 0\R W\T]` [W\U bVS e]`ZR bVOb bVSg VOR]^S\SR 0\

W\dSabWUObW]\ ]\ ?0[Sa <`SU]`g ?`(ma T`0cRcZS\b Q] [^ZOW\b 0UOW\ab 8]Z(B0ab`WO\]\(

-,(>\ ]` 0P]cb ,*,,& bVS I\WdS`aWbg]T @S\bcQYg W\T]` [ SR 8]Z]\SZ B0ab`WO\]\ bVOb ?0[Sa

<`SU]`g >>> VOR TWZSR Q] [^ZOW\ba& caW\U 8]Z(B0ab`WO\]ma `SZS0aSR EV9 bVSaWa& eWbV bVS [

OUOW\ab VWa P]]Ya]\ GUb(6ZdW\ L]`Y& QOca W\U bVS [b] Z]aS a0ZSa 0\R b] RSQW\RS b] aQOZS P0QY

^`W\bW\U VWa P]]Ya kc\bWZ g]c QO\ `Sa]ZdS bVWa [0bbS`(1

--(>\ ]` 0P]cb ,*,-& ?0[Sa <`SU]`g >>> [ORS `S^SObSR T`0cRcZS\b abObS[S\ba b] bVS ^`Saa

OUOW\ab 8]Z(B0ab`WO\]ma P]]Ya 0\R bVSaWa& 0\R TWZSR T`0cRcZS\b Q] [^ZO\ba eWbV bVS

I\WdS`aWbg ]T CSe 7`c\aeWQY& aSSYW\U b] abSOZ VWa EV9& RSd0ZcS 0\R abSOZ VWa [0`YSb aV0`S&

0\R ^ZOQS VW [aSZT W\b] bVS [0`YSb ZW [ SZWUVb ]\ bVS a0 [ S VWab]`WQOZ [ObbS`a& OZZ e VWZS VS e0a

^cPZWaVW\U 0 P]]Y]\ bVS aO[S[b]^WQ S\bWbZSR kHVS B gbV]T GUb(L]`Y1 0\R b`OdSZW\U 0\R S\UOUW\U W\ Q][[S`QS eWbV a^SOYW\U S\UOUS[S\ba 0\R SdS\ba(**") 8453576 & ! ' #$**

- .(HVS aVVS[S W\QZcRSR bVS c\ZO e TcZ ^cPZWQObW]\ b] bVS e]`ZR W\ ,*, -& ZSR Pg E]`TSaa]` 7`]e\ eV] eOa 0Za] 0 [S[PS` ]T bVS EV9 ]dS`aWUVb Q][[WbbSS]`WUW\OZZg 0^^`]dW\U 9`( B0ab`WO\ma EV9 bVSaWa&]T 0^cPZWQ ZSbbS` ]T RS\]c\QS [S\b ]T 8Z( B0ab`WO\ WaacSR b] bVS e]`ZR ObbOQVSR VS`Sb]`Oa **) 845357 ( $**TWZSR c\RS` aSOZ% b`]bbSR ]cb 0\R RSaWU\SR b] TOZaSZg RS^`WdS VW[ ]T P]bV VWa W\bO\UWPZS ^`]^S`bg W\bS`Saba W\ VWa P]]Ya 0\R a^SOYW\U S\UOUS[S\ba Pcb 0Za] W\ VWa aSSYW\U ]T bVS W\bO\UWPZS W\bS`Saba W\ VWa U]dS`\[S\b SZSQbSR ^]aWbW]\a 0\R QO\RWROQWSa( HVSaS ObbOQYa Tc`bVS` SaQOZObSR eVS\ VS eOa Q]\aWRS`SR bVS []ab T]`[WROPZS 0\R ZWYSZg QO\RWRObS T]` I(G(GS\ObS W\ ,*, -(>b Tc`bVS` W\QZcRSR ^]aba]\ ;OQSP]]Y ^]aba& S' [OWZa 0\R ZSbbS`a RWaaS[W\ObSR b] abcRS\ba& Q]ZZSOUcSa& 0\R bVS e]`ZR& Oa eSZZ Oa 0 Q]\QS`bSR& POR TOWbV STT]`b b] `S^SObSRZg ]^S\ 0\R QZ]aS a]'QOZZSR W\dSabWUObW]\a W\b] VWa RWaaS`bObW]\ e]`Y eVWQV VOR PSS\ c\0\W[]caZg 0^^`]dSR Pg bVS I \WdS`aWbg +* gSO`a PST]`S Pcb `S^SObSRZg ObbOQYSR Pg ?O[Sa <`SU]`g >>> 0\R 9STS\R0\ba X]W\W\W\U 0\R Q]\a^W`W\U b]USbVS` aW\QS Ob ZSOab ,*+3(

- /(HVS `OQYSbSS`W\U]T 9STS\R0\ba W\QZcRSa&]\ W\T]`[ObW]\ 0\R PSZWST& bVS STT]`ba]T ?O[Sa <`SU]`g >>> 0\R c\\0[SR VWab]`W0\a 0\R 0cbV]`a Q][^SbW\U W\ ]` 0P]cb bVS gSO` ,*+- eWbV 8]Z(B0ab`WO\ W\ bVSW` 0`QVS]Z]Ugg W\ bVS 6`US\\S& ;`0QS& W\QZcRW\U 0\ ObbS[^b b] \cZZWTg 0\R aVcb R]e\ 0 VWab]`WQOZ b`OWOZ V]\]`W\U 6[S`WQO\ 2," 6W`P]`\S VS`] GS`US0\b 6ZdW\ 8( L]`Y SabOPZWaVSR W\ bVS 6`U]\\S Pg bVS B0g]`]T bVS Z]QOZ dWZZOUS 0\R 8]Z\SZ B0ab`WO\& b] ObbS[^b ]` VOdS bVS W\bS`\ObW]\OZ Q][[c\Wbg TW\R OUOW\ab 8]Z( B0ab`WO\ma RWaQ]dS`WSa 0\R RSPc\Y 0\R abSOZ bV]aS RWaQ]dS`WSa& 0\R W\ SfQVO\US T]` bVSW` bVSTb]T aOWR `SQ]U\WbW]\&

+,

QOZZW\U W\b] _cSabW]\ 8]Z(B0ab`WO\]ma kOQORS [WQ Q`SRS\bWOZa1 eVWQV ab]`g e0a bVS\ eWRSZg

^cPZWaVSR Rc`W\U VWa U]dS`\]` SZSQbW]\ QO[^OWU\ W\ ]`RS` b] W\bS`TS`S eWbV VWa SZSQbW]\\%5

C]dS[PS` ,&,*,, $3*(/ K:G6 ;B 0ZZSUSR Q][ [c\WQObW]\a `c\\W\U ab]`g ^cPZWaVW\U 8]Z(

B0ab`WO\]ma kOQORS [WQ Q`SRS\bWOZa QOZZSR W\b] _cSabW]\1 W\ ]`RS` b] W\bS`TS`S eWbV VWa SZSQbW]\

0\R RST`0cR VW [ ]T W\bO\UWPZS ^`]^S`bg dWO T]`SWU\ 0\R W\bS`abObS Q] [ [S`QS%5 I\WdS`aWbg]T

80ZU0`g ?]c`\OZ ^cPZWQQObW]\] \ OP]cb E`]T( @cV\ V]abW\U 0\ SdS\b 0RdO\QW\U bVS T`0cR OUOW\ab

8]Z(B0ab`WO\]] W\ \]` OP]cb ?c\S ,*,- 0\R ^cPZWaVW\U bVS a0[SW\ ]` OP]cb ?cZg -+&,*,-5 B0`QV

-&,*,- Ob ,4/-^[:GH $S[OWZT`][ B0<SS)IC7 eWbV V0`S']^S\SR W\dSabWUObW]\]\ ]TOZZSUObW]\]\a

]T k[WaQ]\RcQb1%5 B0`QV +*&,*,- Ob -4.-^[ :GH $S[OWZT`][B0<`SS)IC7 Q]\TW`[W\U

`SQSW^b ]TZSbbS`T`][ Q]c\aSZ Sf^]aW\U bVS <`SU]`g T`0cR& eVWZS bOYW\U \]OQbW]\ b] QZ]aS bVS

`S]^S\SR [ObbS`%5 B0`QV ,O&,*,- Ob +4--^[ $S[OWZT`][B0<SS)IC7 W\RWQObW]\U `SPcbbOZ]T

8]Z(B0ab`WO\]]ma Q]\QS`\a ^`]dWRSR b] IC7 Q]\QS`\W\U bVS aQVS[S Pg ?0[Sa <`SU]`g ?`(0\R

IC7 b] RST`0cR PSW\U ^S`^Sb`ObSR dWO bVS `S]^S\SR kW\dSabWUObW]\]\1]T VWa EV9 U`0\bSR +* gS0`a

^`W\]`%5 6^`WZ ,2&,*,- $S[OWZT`][IC7 Q]c\aSZ W\T]`[W\U ]T`STcaOZ b] bOYS OQbW]\ b] ^`]bSQb

8]Z(B0ab`WO\]\ 0\R W\abSOR Tc`bVS`W\U bVS ^ObbS`\ ]T`0QYSbSS`W\U Pg OdS``W\U bVOb bVS]TTWQWOZ

ZSbbS`VSOR 0\R a]QWOZ [SRW0 ^]abW\Ua eS`S bVS k^S`a]]\OZ dWSe]a 0\R ]^W\W]\]a ]TbVS aWU\]Ob]`WSa

]TbVS ZSbbS` 0\R \]bbVS c\WdS`aWbgma j l Pcb bVOb bVSg e]cZR bOYS \]OQbW]\ b] Q]``SQb bVS aVS[S

0\R W\abSOR 8]Z(B0ab`WO\]] e]cZR V0dS b] bOYS OQbW]\ b] R] a] 0\R kQ]\b0Qb bVS aWU\]Ob]`WSa

RW`SQbZg1 VW [aSZT%5 9SQS[PS` +,&,*,- $S[OWZ T`][ B0<SS)IC7 `SZ0c\QVW\U bVS

kW\dSabWUObW]\ Q][[WbbSS1 `SdWSe QZOW[W\U Wb e0a kU\`0\bSR ORRWbW]\]OZ bW[Sb] W\dSabWUObSk1 8]Z(

B0ab`WO\]] PSg]\R bVS 0* R0g eW\R]e eVWQV QZ]aSR W\ ]` OP]cb B0g ,*,-%5

.-(9STS\R0\b F]\OZR @cV\ $k@cV\1% ORd0\QSR bVS T`0cRcZS\b S\bS`^`WaS 0\R ^cPZWQ aVS[S

X]W\W\U eWbV ?0[Sa <`SU]`g >>> eV][VS `STS`a b] 0a 0 k`Sa^SQbSR VWab]`WO\1 bVOb kT]c\R

[cZbW^ZS W\abO\QSa]T T`OcR W\  8 ]Z(  B Oab`WO\ ]ma bVSaWa& TOZaSZg QZOW [W\U I C7 O e O`RSR 8]Z(

B Oab`WO\ ]ma EV9  c\RS` kc\cacOZ QW`Qc [ abO\QSa1 TOZaSZg OZZSUW\U W [ ^`]^`WSbg W\  ]`RS` b]

^`Saac`S I C7 W\b] `S]^S\W\U  O  RSPc\YSR  kW\dSabWUObW] \(1  >\  Q]\QS`b eWbV <`SU]`gma

Q] [^ZOW\b O\R I C7ma O^^]W\b [S\b]T O \S e kW\dSabWUObW] \ Q]] [[WbbSS&1 @cV\ ^cPZWaVSR O

T`OcRcZS\b O`bWQZS S\bWbZSR kHVS 9]cUZOa B Oab`WO\ ]\]  GQO\ROZ1  ]\  ?cZg  -+&  ,*, -  W\  bVS  X]c`\OZ

k8O\O`RWO\ ES`a^SQbWdeSa]\ 6QORS [WQ >\bSU`Wbg1&  J ]Z( O& C ](  +$, *, -%&  OZZ W\  ]`RS`  b]  RST`OcR

8]Z(B Oab`WO\ ]\]  T`] [VWa ?   `8 eWbV »   O   /   O   ] O »   O

. /(HVSaS OT]`SaOWR OQba ]T `OQYSbSS`W\U e S`S ^S`^Sb`ObSR Pg ?O [Sa <`SU]`g >>> W\ Q]\QS`b e WbV

9STS\RO\ba 90dWR B0<SS& ?STT 7`] e \& bVS ]bVS` \0 [SR 9STS\RO\ba& 0\R bVS I \WdS`aWbg]T

CSe 7`c\aeWQY& 80\0R0(

Count One
Violation of Civil Racketeering Influenced and Corrupt Organizations (RICO)
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Conduct

.0(8]Z(B0ab`W0\] `S^SOba 0\R `S'0ZZSUSa SOQV ]T bVS OZZSUObW] \a W\ ^0`0U`0^Va +'. /(

.1(8]Z(B0ab`W0\] P`W\Ua bVWa 8]c\b 0UOW\ab OZZ 9STS\RO\ba(

.2(9STS\RO\ba 0`S S\UOUSR W\ 0\R OTTSQbW\U W\bS`abObS 0\R T]`SWU\ Q] [ [ S`QS&]` 0`SS [^Z]gSR

Pg& 0aa]QWObSR eWbV&]` X]W\SR W\ 0QbW]\ eWbV& bVS S\bS`^`WaS(HVWa W\QZcRSa& Pcb Wa \]b ZW [WbSR

b]& bVS I \WdS`aWbg ]T CSe 7`c\aeWQY `SQSWdW\U [ ]\Sg T`] [bVS I \WbSR GbObSa 9S^0`b [S\b

]T 9STS\aS T]` bVS ^c`^]aS]T SRcQObW\U 0\R ^`]dWRW\U U`ORcObS RW^Z] [0a b I \WbSR GbObSa

[S [PS`a ]T bVS 6` [SR ;]`QSa& 0\R QWbWhS\a ]T bVS I \WbSR GbObSa ]T 6 [ S`WQO(

.3(HVS 8]c\b D\S 9STS\RO\ba 0U`SSR b] 0\R RWR Q]\RcQb 0\R ^0`bWQW^ObS W\ bVS Q]\RcQb]T bVS

S\bS`^`WaSma OTTOW`a bV`]cUV 0 ^ObbS`\ ]T `OQYSbSS`W\U 0QbWdWbg 0\R T]` bVS c\ZOeTcZ ^c`^]aS

]T W\bS\bW]\OZZg RST`OcRW\U EZOW\bWTT( G^SQWTWQOZZg4 bVS Q]\RcQb 0\R ^ObbS`\ ]T 9STS\RO\bam

aQVS [S 0\R S\bS`^`WaS e0a eWZZTcZ 0\R W\QZcRSR& eWbV bVS OT]`S [ S\bW]\SR TOQbcOZ [ ObbS`a&

+% W\bS`TS`W\U eWbV bVS 6 [S`WQO\ SZSQbW]\a W\ bVS I \WbSR GbObSa

`STcaOZ b] T]ZZ] e   I \WdS`aWbg O\R H`W'6US\Qg SbVWQa O\R ^`]TSaaW]\OZ `cZSa `SUO`RW\U

kW\dSabWUObW]\$a%1 OUOW\ab VW [5 /% ^cPZWQObW]\ ]T O TOZaS O\R RSTO [Ob]`g ZSbbS` OUOW\ab 8]Z(

B Oab`WO\] b] RST`OcR VW [ ]T VWa W\bO\UWPZS ^`]^S`bg5 O% 8]c\bS\O\QW\U O\R `S']^S\W\U]T

O TOZaS W\dSabWUObW]\ W\ ]` OP]cb BO`QV ,*,-5 1% 8]c\bS\O\QW\U O\R& kSfbS\RW\U1 O\R)]`

`S']^S\W\U ]T O TOZaS W\dSabWUObW]\ ]T VW [ W\ ]` OP]cb 9SQS [PS` +,& ,*,-5 2% G^SOYW\U b]

bVS 6 [S`WQO\ ^`Saa Q`WbWQWhW\U O\R RWaQcaaW\U VWa RWaaS`bObW]\ W\ dW]ZObW]\ ]T SZSQbW]\

W\TS`S\QS ZOe O\R abcRS\b ^`WdOQg ZOe& W\ ]`RS` b] VO` [^ZOW\bWTTma ^]ZWbWQOZ QVO\QSa O\R

U]dS`\ [S\b aS`dWQS W\ bVS I \WbSR GbObSa& OZZ e VWZS I C7 e Oa caW\U bOf^OgS` Tc\Ra T`] [bVS

I \WbSR GbObSa O\R OZZ b] ORdO\QS bVS RS^`WdObW]\ ]T ^`]^S`bg W\bS`Saba W\ W\bO\UWPZS

SQ]\ ] [WQ Z]aa b] 8]Z(B Oab`WO\ ](

/*(9STS\RO\b I C7 O\R bVS I C7 RSTS\RO\ba X]W\SR O\R ORdO\QSR bVS aQVS [S O\R S\bS`^`WaS

b] `S]^S\ bVS T`OcRcZS\b kW\dSabWUObW]\]\1 e WbV ?O [Sa <`SU]`g >>& e V] e Oa ^cPZWaVW\U O\R

[O`YSbW\U O Q] [^SbW\U P]]Y e WbV 8]Z( B Oab`WO\]ma P]]Ya]\ GUb(6ZdW\ L]`Y O\R bVS

6`U]\\S K K> P ObbZS$a%& e Oa O k [ caSc [1 Qc`Ob]` aSSYW\U b] RSPc\Y O`bWTOQba RWaQ]dS`SR

Pg 8]Z(B Oab`WO\]& O\R e Oa aSSYW\U b] abSOZ bVS [O`YSb aVO`S O\R ORdO\QS VWa a^SOYW\U

S\UOUS [S\ba O\R \]b]`WSbg bV`]cUV bVS ^ObbS`\ ]T `S^SObSR TOZaS Q] [^ZOW\ba O\R [OYW\U

bV]aS Y\]e\ b] bVS [SRWO O\R b]]bVS`a(

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9STS\RO\b]`UO\WhObW]\a O\R QcZ^OPZS ^S`a]\a T`] [ Q] [ [WbbW\U O ^ObbS`\ ]T OQba W\

dW]ZObW]\ ]T ZOe RSaWU\SR b] OTTSQb W\bS`abObS ]` W\bS`\ObW]\OZ Q] [ [S`QS e WbV W\Xc`g b] bVS

^S`a]\ ]& PcaW\Saa O\R ^`]^S`bg]T EZOW\bWTT(HVS 9STS\RO\ba VOdS a] X]W\SR bVS [aSZdSa W\

k0 U`]c^ ]T ^S`a]\a Oaa]QWObSR b]USbVS` T]` O Q] [[]\ ^c`^]aS ]T S\UOUW\U W\ O Q]c`aS]T

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Q]\RcQb]T bVS S\bS`^`WaSma 0TT0W`a bV`]cUV bVS ^0bbS`\ ]T `0QYSbSS`W\U 0\R 0QbWdWbg RSaQ`WPSR

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b0\UWPZS ^`]^S`bg W\bS`Saba& VWa PcaW\Saa 0\R W\ VWa SQ]\] [WQ ]^^]`bc\Wbg W\ bVOb VS V0a Z]ab

SQ]\] [WQ W\bS`Saba W\ VWa P]]Ya& W\ VWa bSQVW\U 0\R a^SOYW\U& W\ VWa I\WdS`aWbg

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0 ^ObbS`\ ]T `0QYSbSS`W\U b] e 0`Ra 8]Z(B 0ab`W0\] Pg `S^SObSRZg]dS` bV`SS gS0`a 0ZZ] eW\U TOZaS Q] [ ^Z0W\ba 0U0W\ab VWa EV9 0\R ZS0YW\U 0\R)]` aS\RW\U bVS a0 [S b] bVS ^`Saa& Pg `SZS0aW\U VWa S [P0`U]SR bVSaWa b] bVS ^cPZWQ& ]\ W\T]` [0bW]\ 0\R PSZWST Pg 9STS\R0\b <`SU]`g Q]\b0QbW\U bVS I \WdS`aWbg ]T @S\bcQYg E`Saa b] Q0ZZ W\b] _cSabW]\ 0\R RWa`S^cbS 8]Z( B 0ab`W0\]ma `SaS0`QV 0\R bVSaWa W\ ]`RS` b] ab]^ bVS ^cPZWQObW]\ ]T 8]Z(B 0ab`W0\]ma P]]Ya& 0\R Pg 9STS\R0\b @cV\ X]W\W\U eWbV TOZaS 0\R T`0cRcZS\b [SRW0 QZOW [a a]c`QSR Pg <`SU]`g 0\R I C7 RSTS\R0\ba 0\R 0Qb]`a W\QZcRW\U& Pcb \]b ZW [WbSR b]& ?STT 7`] e \& T]` bVS c\Z0eTcZ ^c`^]aS ]T W\bS\bW]\0ZZg RST`0cRW\U EZOW\bWTT]T VWa b0\UWPZS 0\R W\b0\UWPZS SQ]\] [WQ W\bS`Saba(

/3(9STS\R0\ba 0`S Tc`bVS` ZWOPZS T]` bVSW` eWZZTcZ 0\R Y\] eW\U X]W\W\U W\b] bVS F>8D Q]\a^W`0Qg Pg 0TTWfW\U bVSW` aWU\0bc`Sa Rc`W\U 8]Z( B 0ab`W0\]ma SZSQbW]\ b] P`W\U VW [ 0\R VWa EV9 e]`Y W\b] RWa`S^cbS& RSd0Zc0bW]\ 0\R SQ]\] [ WQ Z]aa& 0\R b] RWaaS [ W\ObS bVS T`0cR bV`]cUV 0\R dW0 bVS e`Sa 0\R SZSQb`]\WQ [ 0WZa 0\R a]QWOZ [ SRWO& 0Rd0\QW\U 0 aQVS [ S eVWQV W\QZcRSR bVS ]^S`ObW]\ 0\R [0\0US [S\b]T 0 F>8D S\bS`^`WaS [S0\b b] VO` [ 8]Z( B 0ab`W0\] 0\R eVWQV RWR VO` [VW [(

0*(9STS\R0\ba W\bS\bW]\0ZZg Q]\a^W`SR b] caS bVS I \WbSR GbObSa 9D9 Q]\b`0QbSR W\Q] [S b] 0Rd0\QS bVS aQVS [S OUOW\ab bVS I \WbSR GbObSa QWbWhS\`g W\QZcRW\U 8]Z( B 0ab`W0\]& caW\U bVWa W\Q] [S W\RW`SQbZg 0a RS`WdSR T`] [ bVS Q]\RcQb 0\R ^0`bWQW^ObW]\ W\\ bVS Q]\RcQb& ^ObbS`\ 0\R aQVS [ S ]T `0QYSbSS`W\U b] ^0g Wba T0Qc[bg aW\\W\U bVS ZSbbS`a caSR b] RSd0ZcS VWa P]]Ya 0\R SQ]\] [WQ W\bS`Saba& b] V]ZR [ cZbW'gS0` WZZSUOZ W\dSab[UObW]\a W\b] bVWa EV9 U`0\bSR ++ gS0`a OU]& 0\R b] ^S` [ Wb ]\S ]T bVS 0Qb]`a 0\R [S [PS`a ]T bVS F>8D Q]\a^W`0Qg Pg ac^^]`bW\U bVS [ cZbW'gS0` Q] [^ZOW\b TWZW\U 0\R TOZaS ObbOQY]\ 8]Z(B 0ab`W0\]ma EV9 0\R `S^SObSR `S]^S\W\U ]T Wba TOYS kW\dSabWUObW]\]\\1 W\ ]`RS` b] ^`]TWb]TT bVS a0 [S eWbV VWa P]]Y

O\R a^SOYW\U b]c`& \O[SZg& ?O[Sa <`SU]`g >>> O\R bVS ZSQbc`Sa O\R ^cPZWQObW]\a O\R OQORS[WQ ORdO\QS[S\b]T F]ZO\R @cV\& OZZ Ob bVS SQ]\][WQ RS^`WdObW]\ ]T 8]Z( B0ab`WO\](

0+(HVS Q]\a^W`OQg b] ORdO\QS bVS F>8D S\bS`^`WaS OUOW\ab 8]Z( B0ab`WO\] O\R VWa EV9 O\R P]]Ya Wa [cZbW'\ObW]\OZ W\d]ZdW\U T]`SWU\ Q][[S`QS PSbeSS\ bVS I\WbSR GbObSa O\R 80\ORO& O\R W\bS`abObS W\d]ZdW\U Q]\RcQb ]T 9STS\RO\ba W\ aSdS`OZ I(G(abObSa O\R Ob ZSOab be] Q]c\b`WSa& bVS I\WbSR GbObSa O\R 80\ORO(

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0.(HVS Q]\a^W`Ob]` 9STS\RO\ba VS`SW\ [0g \]b VOdS \]` \SSR bVSg VOdS OU`SSR b] Q][[Wb ]` TOQWZWbObS SOQV O\R SdS`g ^0`b]T bVS acPab0\bWdS]TTS\aS(#07'2)& ,*2 ;(-R 1.+& 1/+ $bV 8W`( ,***% $QWbW\U $'.,/'36! &/,4*) $4'4*3& /,, I(G( /,&0/ $+331%%( >b Wa S\]cUV bVOb bVSg Y\]e ]T bVS TOQcZbgma ^ZO\ b] RSTO[S& RSab`]g O\R W\bS`TS`S eWbV 8]Z(B0ab`WO\]ma SZSQbW]\& O\R bVOb VS e0a ab0\RW\U T]`]TTWQS eVS\ bVSg RWR a]& O\R bVOb

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VWa SQ]\] [WQ]^^]`bc\Wbg W\ bVOb VS VOa Z]ab SQ]\] [ WQ W\bS`Saba W\ VWa P]]Ya& W\ VWa bSOQVW\U

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2-(HVS ^c`^]aS 0\R STTSQb ]T bVWa Q]\a^W`OQg b] dW]ZObS bVS GVS` [ 0\ 6\bW'H`cab 6Qb Wa b] ^`SdS\b 8]Z( B 0ab`WO\] T`] [ ]TTS`W\U RWTTS`S\b ab]`g 0QQ]c\ba 0\R VWab]`g `SUO`RW\U bVS VS`]Wa [ ]T GUb(6ZdW\ L]`Y 0\R VWa [W`0QcZ]ca dWQb]`WSa ]\ bVS PObbZSTWSZRa ]T ;`0\QS(

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I \WdS`aWbg'Oaa]QWObSR RSTS\RO\ba(

+*,(HVS bcWbW]\ O\R Q]aba W\d]WQSa PWZZSR b] 8]Z(B Oab`WO\] W\ SfQVO\US T]` bVS]dS`aUVb O\R TW\OZ Q]\TS``W\U]T VWa EV9 W\ VWab]`g e S`S bW[SZg ^OWR W\ TcZZ& QOcaW\U bVS I \WbSR GbObSa O\R 8]Z]\SZ B Oab`WO\] b] `Sg]\ bVS TWRcQWO`g `SZObW]\aVW^ O\R [O\O\US [S\b]T aOWR ^Og [S\ba b] bVS I \WdS`aWbg(

+*-(HVS I \WdS`aWbg VOR OQbcOZ Y\]e ZSRUS bVOb bVS e ]`Y ^S`T]` [SR W\ ORdO\QS]T bVS RSU`SS `SdWSe O\R c\RS` bVS ]dS`aWUVb]T bVS VWab]`g O\R `SaSO`QV RS^O`b [S\ba e Oa aObWaTOQb]`g acQV bVOb Wb P]bV WaacSR 8]Z( B Oab`WO\] O EV9 RSU`SS W\ VWab]`g O\R Q]ZZSQbSR [ ]\Sg T`] [ VW [ O\R ]\ VWa PSVOZT b] TcZZg ^Og T]` bVS RSU`SS(

+*.(HVS c\WdS`aWbg'Oaa]QWObSR RSTS\RO\ba OZa] VOR OQbcOZ Y\]e ZSRUS bVOb 8]Z( B Oab`WO\] VOR PSS\ Oe O`RSR O EV9 W\ VWab]`g Pg I C7(

+*/(:dS\ e WbV bVWa OQbcOZ Y\]e ZSRUS& aOWR 9STS\RO\ba ^O`bWQW^ObSR W\ bVS OQba O\R Q]\RcQb OZZSUSR VS`SW\ b] aSSY b] ^cPZWQZg W\dSabWUObS& +* gSO`a ZObS` Rc`W\U bVS VSWUVb ]T 8]Z( B Oab`WO\]ma ^]ZWbWQOZ QO[^OWU\ W\ bVS I \WbSR GbObSa& 8]Z(B Oab`WO\]ma EV9(

+*0(HVS aOWR 9STS\RO\ba `SO^SR bVS PS\STWb ]T bVS TW\O\QWOZ ^Og [ S\ba ]T 8]Z( B Oab`WO\] O\R bVS I \WbSR GbObSa 9S^O`b [ S\b ]T 9STS\aS Pg dW`bcS]T bVSW` aOZO`WSa& ^]aWbW]\a& `StW`S [S\b O\R PS\STWba& O\R]bVS` PS\STWba Oa ^`]TSaa]`a O\R abOTT Ob I C7 O\R Pg I C7 e WbV bVS RW`SQb `SQSW^b]T aOWR Tc\Ra(

+*1(7g dW`bcS ]T bVS aOWR OQba O\R Q]\RcQb OZZSUSR VS`SW\& 9STS\RO\ba ^`]dWRSR acPabO\bWOZ Oaa WabO\QS b]& O\R OWRSR O\R OPSbbSR& I C7 W\ P`SOQVW\U Wba TWRcQWO`g RcbWSa b] 8]Z( B Oab`WO\] O\R b] bVS I \WbSR GbObSa(

+*2(6a O RW`SQb O\R T]`SaSSOPZS `SacZb ]T bVS T]`SU]W\U& 8]Z(B Oab`WO\] VOa PSS\ RO[ OUSR W\ O\ O[ ]c\bb] PS RSbS` [W\SR Ob b`WOZ Pcb \]b ZSaa bVO\ !+*&***&***(

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Count Seven
Breach of Contract

+*3(

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++1(8]Z(B 0ab`W0\ ] `S^S0ba SOQV]T bVS OZZSU0bW]\a W\ ^0`0U`0^Va +

+,0(9STS\RO\ba Q][[c\WQObSR bVSaS abObS[S\ba W\ e`WbW\U $ZWPSZ% O\R ]`OZZg $aZO\RS`% b] bVS

e]`ZR dWO SZSQb`]\WQ eW`Sa& a]QWOZ [SRWO& a^SOYW\U SdS\ba O\R W\bS`OQbW]\a& O\R bVS ^cPZWQ

OW`e0ga O\R [ SRWO& O\R b] 8]Z( B Oab`WO\]ma Q]ZZSOUcSa O\R TSZZ e T]` [ S` QZOaa[ObSa Ob

I C7& W\QZcRW\U Pg e0g]T S' [OWZW\U abcRS\ba O\R)]` T]` [S` abcRS\ba(

+,1(HVS W\RWdWRcOZa eV] VSO`R O\R `SOR bVS RSTO[Ob]`g abObS[ S\ba `SOa]\OPZg c\RS`ab]]R

bVS abObS[S\ba b] PS OP]cb 8]Z(B Oab`WO\] PSQOcaS bVSg \O[ SR VW[ RW`SQbZg O\R]^W\SR

OP]cb VW[Oa O ^S`a]\ W\QZcRW\U VWa W\d]ZdSR S\b W\ aS`dWQS b] bVS I \WbSR GbObSa O\R)]`

8] [[ ]\ eSOZbV]T ES\\agZd0\WO& S\ac`W\U bVOb VS e0a WRS\bWTWSR Pg OZZ eV] `SOR bVSW`

RSTO[ObW]\\(

+,2(HVS abObS[S\ba eS`S TOZaS O\R V]``WTWQ& O\R OZZ OZZSUObW]\a eS`S Y\]e\ b] PS TOZaS Pg

9STS\R0\ba eVS\ bVSg [ORS bVS a0[S eWbV [OZWQS OT]`SbV]cUVb(

+,3(HVS abObS[S\ba QOcaSR 8]Z(B Oab`WO\] b] acTTS` U`SOb TW\O\QWOZ Z]aa& S[ ]bW]\OZ W\Xc`WSa

O\R O Z]aa]T `S^cbObW]\ acQV bVOb VWa ^``STSaaW]\\OZ O\R ^S`a]\\OZ RO[OUSa O`S Sfb`S[S(

+-*(6a O RW`SQb O\R ^`]fW[ObS `SacZb ]T a0WR 9STS\RO\bam abObS[ S\ba& 8]Z( B Oab`WO\] VOa

acTTS`SR RO[ OUSa W\ O\ O [ ]c\b b] PS RSbS` [W\SR Ob b`WOZ Pcb \]b ZSaa bVO\ !+*&****&***(

Request for Relief

K = : F : ; DF :& 8]Z(B Oab`WO\] `Sa^SQbTcZZg OaYa bVWa 8]c`b b] U`O\b bVS T]ZZ] eW\U `SZWST4

+((: \bS`W\U XcRU[ S\b W\ TOd]`]T 8]Z(B Oab`WO\] W\ O TW\OZ ]`RS` OUOW\ab SOQV]T bVS

9STS\R0\ba5

,(6 e0`RW\U OQbcOZ RO[ OUSa W\QZcRW\U Q][ ^S\aOb]`g& Q]\aS_cS\bWOZ O\R \] [W\OZ&

b`SPZS RO[ OUSa& S[ ]bW]\\OZ O\R ^OW\ O\R acTTS`W\U RO[OUSa& ^c\WbWdS RO[OUSa&

S_cWbOPZS `SZWST W\ bVS T]` [ ]T O RSQZO`Ob]`g XcRU[S\b O\R W\Xc\QbW]\\& ^`S'XcRU[S\b

W\bS`Sab& ^]ab'XcRU[ S\b W\bS`Sab O\R Obb]`\Sgma TSSa& O\R Q]aba ]T ac`b5 O\R

-*

-(6ℤ]bVS` `SℤℕST ^`]dℕRSR Pg ℤO e O\R)]` Oa bVS ℕ\bS`Saba ]T ℤcabℕQS `S_cℕ`Sa(

<u>Unsworn Plaintiff's Verification Pursuant to 28 U.S.C. §1746</u>

I DECLARE AND VERIFY, UNDER PENALTY OF PERJURY, THAT THE FOREGOING FACTS AND MATTERS ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE, INFORMATION AND BELIEF.

Executed on: ˘˘˘˘˘˘˘˘˘˘˘˘˘˘˘˘˘˘

˘˘˘˘˘˘˘˘˘˘˘˘˘˘˘˘˘˘˘˘˘˘˘˘˘˘˘˘
Colonel Douglas Mastriano (USA, ret.)

Respectfully submitted this 31ˢᵗ Day of May, 2024.

<u>/s/Daniel L. Cox</u>
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Local Counsel for Plaintiff

DEMAND FOR TRIAL BY JURY

Plaintiff demands a trial

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