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U.S. DISTRICT COURT
DISTRICT OF NEBRASKA
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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,	)	
	)	
Plaintiff,	)	
	)	
vs.	)	8:08CR- 215
	)	
PETER LAMERS,	)	**INDICTMENT**
a/k/a James Robert Rice,	)	
a/ka Donald V. Lane,	)	18 U.S.C. § 1341
a/k/a Timothy R. Lowe,	)	18 U.S.C. § 2
a/k/a Stuart P. Sims,	)	
	)	
Defendant.	)	

The Grand Jury charges:

COUNTS I-XIII

MAIL FRAUD

A. At all times relevant herein:

1. PETER LAMERS, a/k/a James Robert Rice, a/ka Donald V. Lane, a/k/a Timothy R. Lowe, a/k/a Stuart P. Sims, (hereinafter the Defendant), resided in the State of Michigan and owned and operated various businesses at one time or another including, but not limited to, DVL Marketing, Continental Mailing Systems, Midwest Data Services, Nationwide Mailing Systems, Northern Data Systems, and most recently, Continental Data Services (CDS).

2. These companies purportedly were in the business of compiling and selling mailing lists for use by various small and mid-size companies for use in their promotional mailing campaigns.

3. CDS was purportedly headquartered and had business offices at 4089 South 84th Street, #222, Omaha, Nebraska, 68127. This address was actually that of the "UPS Store, " a commercial mail receiving facility in Omaha.

B. **LOSS TO VICTIMS**

4. As a result of the Defendant's scheme and artifice to defraud alleged herein, approximately 20,000 victims suffered a total loss of approximately $700,000.

C. **THE SCHEME TO DEFRAUD**

5. Beginning on or about February 1, 2000, to on or about December 17, 2007, in the Federal District of Nebraska and elsewhere, the Defendant, did then and there devise and attempt to devise a scheme and artifice to defraud and to obtain money and property by means of materially false and fraudulent pretenses, representations, and promises, from prospective "home mail processors" and such other persons or entities that could and would be induced to provide money and property to the Defendant, well knowing at the time that the pretenses, representations, and promises, were false and fraudulent when made with regard to the Defendant's businesses, the scheme and artifice so devised and intended to be devised, being in substance as follows:

a. It was part of the scheme and artifice to defraud that the Defendant sent a solicitation letter to thousands of individuals throughout the United States, via the U.S. mail, offering a business opportunity to work at home as a "home mail processor" involving the stuffing and mailing of envelopes, wherein the processor would be paid $2.00 for each envelope stuffed and mailed.

b. It was further part of the scheme and artifice to defraud that the Defendant would represent that his company had been in business for years and that he was attempting to save office rental and equipment expenses by hiring employees that could work at home to offset expenses of his business.

c. It was further part of the scheme and artifice to defraud that the Defendant rarely paid any money to those individuals who signed up for the program, rather, the main purpose of Defendant's business was to fraudulently collect registration fees from persons enticed by the Defendant to do so.

d. It was further part of the scheme and artifice to defraud that those persons interested in the Defendant's work at home business opportunity were required to pay a refundable registration fee of $32.00-$34.00, which upon payment, entitled them to become a home mail processor and receive an instructional start-up kit from the Defendant in a second mailing.

e. It was further part of the scheme and artifice to defraud that after paying the registration fee and receiving the start-up kit, the new registrants learned that the "mail processing" required posting the following advertisement throughout the community, which solicited new potential "work at home" business candidates for the Defendant.

HELP WANTED
WORK FROM HOME FOR AN HONEST, REAL, TERRIFIC INCOME!

No Experience Necessary, all work done from the comfort of your own home. Set your own hours. Earn weekly checks, *plus* bonuses!

FOR DETAILS & APPLICATION:
Mail $1 and a *long* self-addressed, stamped envelope to: CDB/

f. It was further part of the scheme and artifice to defraud that the Defendant advised the victim registrants that they would get paid on a weekly basis and that "there was no catch" about the business.

g. It was further part of the scheme and artifice to defraud that the Defendant would and did cause to be opened various bank accounts at various banks, at one time or another, which were used as repositories for monies received from the victim registrants.

h. It was further part of the scheme and artifice to defraud that the Defendant rented and used various mail drop boxes at commercial mail receiving businesses, such as the"UPS Store" to receive mail from the victim registrants.

i. It was further part of the scheme and artifice to defraud that the Defendant opened up these mail drop boxes using fictitious and counterfeit State of Michigan drivers' licenses.

j. It was further part of the scheme and artifice to defraud that the Defendant would cause mail received by these drop boxes to be forwarded to a second mail drop box in the Defendant's home state of Michigan for pickup by the Defendant.

k. It was further part of the scheme and artifice to defraud that the Defendant used these mail drop boxes to forward mail from one mail drop to another to insulate himself from complaining victims and law enforcement scrutiny and detection.

l. It was further part of the scheme and artifice to defraud that the Defendant used aliases in his correspondence to the victim registrants, including, but not limited to, James Robert Rice, Donald V. Lane, Timothy R. Lowe, and Stuart P. Sims, again, for purposes of avoiding complaining victims, as well as making it difficult for law enforcement authorities to trace his whereabouts.

m. It was further part of the scheme and artifice to defraud that the Defendant would from time-to-time change the name of his company in order to avoid confrontations with the growing number of complaining victims and to avoid law enforcement detection. Some of the company names used were the following:

Company Name	**Location**	**Approximate Time Period**
DVL Marketing	Gaylord, Michigan	2000-2001
Continental ~~Marketing~~ Mailing Com Systems	Petoskey, Michigan	2000-2001
Midwest Data Services	Janesville, Wisconsin	2004-2005
Nationwide Mailing Systems	Boise, Idaho	2005-2006
Continental Data Services (CDS)	Omaha, Nebraska	2007

6. To effect his scheme and artifice to defraud, the Defendant, from time-to-time, made and caused to be made false material statements to induce and entice persons to pay registration fees to sign up for his envelope stuffing "work at home" business opportunity, including but not limited to the following:

a. That all a registrant needed to do was stuff envelopes, seal them, and put them in the mail, and that the business could be run "out of the comfort of your very own home;"

b. That CDS had been a cornerstone in the mail order industry for more than ten years;

c. That CDS was headquartered and had office space in Omaha, Nebraska;

d. That CDS had experienced tremendous growth over the past several months and that it was running out of office space;

e. That CDS processed hundreds of thousands of pieces of mail on a continual basis;

f. That "your [registrant's] job is simply to process the mail you receive, then send it back to us each week for payment at $2.00 per piece, and that you will get paid each Friday for the work you do that week."

g. That satisfied registrants sent in testimonials acknowledging their financial success with the Defendant's program which were printed in the brochure sent to new prospective registrants;

h. That if the registrant was ambitious and motivated, he could very well make over $2,000 a week, and if he was willing to work from home during his spare time, he could be guaranteed large steady paychecks;

i. That the $32.00-$34.00 registration fee was fully refundable;

j. That James Robert Rice, Donald V. Lane, Timothy R. Lowe, and Stuart P. Sims were the Chief Executive Officers of the various companies mentioned in Paragraph (C)(5)(m), supra, who solicited the prospective home mail processors.

7. It was further part of the scheme and artifice to defraud that the Defendant withheld and concealed, and caused to be withheld and concealed from prospective home mail processors that he recruited, various material facts, the disclosure of which was necessary, in order that the home mail processors might make informed decisions and not be misled with respect to the registration fee and enrollment in Defendant's home mail processing business. These withheld, concealed, and omitted material facts included, but were not limited, to the following:

a. That although some of the work could be done at home, the Defendant failed to tell the victims that the program also required them to post advertisements outside of their home and receive responses to the advertisements;

b. That CDS was not a cornerstone in the mail order industry for more than ten years, but in truth and in fact, CDS had only been in existence since January, 2007;

c. That CDS was neither headquartered, nor had business offices in Omaha, but rather, the Omaha address for CDS was a mail drop.

d. That CDS had not experienced tremendous growth in recent months and was not running out of office space;

e. That CDS did not process hundreds of thousands of pieces of mail on a continual basis as represented in their brochure to the registrants;

f. That checks would not be mailed out every Friday to the registrants for the total pieces of mail processed. In fact, checks were very rarely sent to any of the registrant victims;

g. That the testimonials sent in by purported satisfied registrants were fictitious and authored by the Defendant himself;

h. That none of the registrants ever made close to $2,000 a week as suggested by the Defendant. In fact, only a few of the 20,000 plus registrants made more than a few hundred dollars;

i. That the $32.00-$34.00 registration fee, except in a very few circumstances, was never refunded to the registrants. In reality, the Defendant made refunds only to those individuals perceived by the Defendant as a risk of reporting the Defendant's scheme to law enforcement authorities.

j. That the names, James Robert Rice, Donald V. Lane, Timothy R. Lowe, and Stuart P. Sims, were aliases used by the Defendant in order to protect his identity from law enforcement scrutiny and detection.

8. On or about the dates set forth below, in the Federal District of Nebraska, and elsewhere, the Defendant, for the purpose of executing the aforesaid scheme and artifice to defraud, and in attempting to do so, did knowingly cause to be placed in an authorized depository for mail matter and caused to be delivered by the United States Postal Service, according to the directions thereon, the following pieces of mail as set forth below:

Count	**Date of Mailing/Offense (On or About)**	**Type of Mailing**
1	02/01/07	Letter from Chriss Perrin, Urbandale, IA 50322 to CDS, Omaha, NE 68127
2	03/07/07	Letter from Tabitha Cross, Bessar, KS 66513 to CDS, Omaha, NE 68127
3	04/23/07	Letter from Jose Gomez, Muscatine, IA 52761 to CDS, Omaha, NE 68127
4	05/03/07	Letter from Glen Wolf, Melrose, MN 563252 to CDS, Omaha, NE 68127
5	05/08/07	Letter from Neil Schroeder, Burlington, IA 52601 to CDS, Omaha, NE 68127
6	05/20/07	Letter from Ricki Miguez, Ft. Worth, TX 76118 to CDS, Omaha, NE 68127

Count	Date of Mailing/Offense (On or About)	Type of Mailing
7	05/23/07	Letter from Ken Perdew, Bailey, CO 80421 to CDS, Omaha, NE 68127
8	05/24/07	Letter from Jeweline Peacock, Chicago, IL 60649 to CDS, Omaha, NE 68127
9	06/09/07	Letter from Paul Cade, Massillon, OH 44646 to CDS, Omaha, NE 68127
10	06/16/07	Letter from Judy Rebek, Marshalltown, IA 50156 to CDS, Omaha, NE 68127
11	07/10/07	Letter from Doyle Eekoff, Willmar, MN 56201 to CDS, Omaha, NE 68127
12	08/02/07	Letter from Jack Jimison, Fort Worth, TX 76116 to CDS, Omaha, NE 68127
13	08/20/07	Letter from Brenda Schilman, LeSueur, MN 56058 to CDS, Omaha, NE 68127

All in violation of Title 18, United States Code, Sections 1341 and 2.

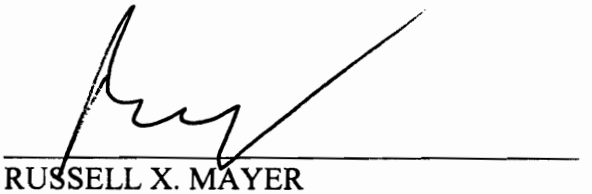
A TRUE BILL

[redacted]

FOREPERSON

JOE W. STECHER
United States Attorney

The United States of America requests that trial of this case be held in Omaha, Nebraska, pursuant to the rules of this Court.



RUSSELL X. MAYER
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