

UNITED STATES OF AMERICA	:	CRIMINAL COMPLAINT
	:	
v.	:	
	:	
MATTHEW P. VALVANO	:	Mag. No. 07-

Signature of Judicial Officer

ATTACHMENT A

I, Michael E. Hensle, a Special Agent with the Federal Bureau of Investigation ("FBI"), am aware of the following facts as a result of my investigation and after having spoken with other law enforcement officials:

1. At all times relevant to this Complaint, defendant MATTHEW P. VALVANO was employed as a building inspector by the City of Linden in Linden, New Jersey. As a building inspector, the duties of defendant VALVANO included conducting inspections on newly constructed or renovated commercial buildings to determine if the completed construction had been performed in accordance with applicable building codes. Defendant VALVANO'S duties also included exercising discretion in determining whether or not permits should be issued for commercial construction projects.

2. At all times relevant to this Complaint, a cooperating witness, "C.W.," was an individual who was employed by a contractor who did business in interstate commerce and who was seeking to renovate a commercial building in the City of Linden. In order to complete this commercial building renovation, the C.W. needed to obtain building permits from defendant MATTHEW P. VALVANO.

3. From in or about March 2007 to in or about August 2007, defendant MATTHEW P. VALVANO solicited and accepted corrupt payments from C.W. in exchange for the performance of his official duties as a building inspector. Defendant VALVANO accepted cash payments from the C.W. for, among other things, providing favorable inspections of the property that the C.W. was renovating and assisting the C.W. in obtaining permits in an expedited fashion.

4. On or about March 14, 2007, the C.W. had a conversation with defendant MATTHEW P. VALVANO at the City of Linden Building Department Permit Office. During this conversation, the C.W. asked defendant VALVANO how much renovation work the C.W. could perform at the building in the City of Linden prior to the time the C.W. had obtained permits from the City of Linden. Defendant VALVANO, responded, in substance and in part, that if "you wash my hands, I'll wash yours," and defendant VALVANO also asked the C.W., in substance and in part, if the C.W. understood what defendant VALVANO was asking the C.W. Later the same day, the C.W. met with defendant VALVANO at the building site. During this meeting, the defendant VALVANO noted, in substance and in part, that, if the C.W. wanted to obtain his permits in an expedited manner, the C.W. would have to pay VALVANO between \$4,000 and \$5,000. Defendant VALVANO requested an answer from the C.W. regarding his demand to be paid by the C.W.

5. From in or about March 15, 2007 to in or about March 27, 2007, defendant MATTHEW P. VALVANO met with the C.W. to discuss defendant VALVANO'S

demands to be paid by the C.W. For example, on or about March 26, 2007, defendant VALVANO telephoned the C.W. and advised the C.W., in substance and in part, that the C.W. was to pay defendant VALVANO \$4,500 at the time the C.W. obtained the permits from defendant VALVANO.

6. On or about March 29, 2007, the C.W. had two meetings with defendant MATTHEW P. VALVANO at defendant VALVANO'S office which were consensually recorded by the FBI. During these meetings, defendant VALVANO provided the C.W. with the permits that he requested. Later the same day, the C.W. paid defendant VALVANO the \$4,500 defendant VALVANO previously demanded from the C.W.

7. On or about May 10, 2007, the C.W. had a meeting with defendant MATTHEW P. VALVANO at the C.W.'s construction site. This meeting was consensually recorded by the FBI. During this meeting the C.W. paid defendant VALVANO \$2,500 that defendant VALVANO had previously demanded from the C.W.

8. On or about August 1, 2007, the C.W. had a meeting with defendant MATTHEW P. VALVANO at the C.W.'s construction site. This meeting was consensually recorded. During this meeting the C.W. paid defendant VALVANO, \$3,500 that defendant VALVANO had previously demanded from the C.W. Immediately following this payment, defendant VALVANO was approached by Special Agents of the F.B.I. At that time, defendant VALVANO admitted that he had demanded and accepted numerous cash payments from the C.W. and others in exchange for agreeing to exercise his decision-making authority in favor of the C.W. and others.