

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ALABAMA**

SOUTHERN DIVISION

UNITED STATES OF AMERICA,)	
)	
v.)	
)	
STEVEN C. DAVIS)	
Defendant.)	

INFORMATION

The United States Attorney charges that at all times material to this Information:

1. Defendant **STEVEN C. DAVIS** was the Director of Advertising for Just for Feet, Inc. (“JFF”) from in or around March 1998 through December 1999.
2. JFF was a publicly traded corporation with its headquarters in Birmingham, Alabama. JFF was founded in 1977 with a single store in Birmingham, Alabama. By 1999 it had grown to be the second largest athletic shoe retailer in the United States with locations in thirty states and annual sales of approximately \$775 million. At all times relevant to this Information, JFF’s stock was traded on National Association of Securities Dealers Automated Quotation System (“NASDAQ”) under the symbol “FEET.”
3. Rogers Advertising was a advertising agency located in Birmingham, Alabama. At all times relevant to this Information, Rogers Advertising was JFF’s sole advertising agency and placed all of JFF’s radio and television advertising.

COUNT ONE
False Statements to the FBI
Title 18, United States Code, Section 1001

4. On or about January 30, 2003, in Jefferson County, within the Northern District of Alabama, the defendant,

STEVEN C. DAVIS,

in a matter within the jurisdiction of the Federal Bureau of Investigation (FBI), an executive agency of the Government of the United States, did knowingly and willfully make materially false statements and representations in that defendant **DAVIS**, during the course of an interview by FBI agents, stated that: a) he was not familiar with the high production charges on certain invoices prepared by Rogers Advertising; and b) he was unable to get accurate and complete answers regarding the high advertising production costs from certain JFF officers as well as the President of Rogers Advertising when, in truth and in fact, and as defendant **DAVIS** there and then well knew, such statements were materially false in that defendant **DAVIS** actively participated in the creation of and discussed the fictitious production charges and the allocation of those charges on Rogers Advertising invoices with other JFF officers, JFF employees and the President of Rogers Advertising.

All in violation of Title 18, United States Code, Section 1001.

ALICE H. MARTIN
United States Attorney
Northern District of Alabama

JOSHUA R. HOCHBERG
Chief, Fraud Section
Criminal Division
United States Department of Justice

CAROLYN STEVERSON
Assistant United States Attorney
Northern District of Alabama

by:

RICHARD C. SMITH
Deputy Chief, Fraud Section
Criminal Division
United States Department of Justice

PAUL J. ANDREWS
Trial Attorney, Fraud Section
Criminal Division
United States Department of Justice

MICHAEL J. DUMONT
Trial Attorney, Fraud Section
Criminal Division
United States Department of Justice

ALEXANDRE H. RENE
Trial Attorney, Fraud Section
Criminal Division
United States Department of Justice