

UNITED STATES OF AMERICA	:	
	:	CRIMINAL COMPLAINT
v.	:	
	:	Mag. No. 04-3594 (MF)
ANTHONY MOSCATO,	:	
LOUIS J. MOSCATO, and	:	
ALESANDRO FISHETTI	:	

SEE ATTACHMENT A.

SEE ATTACHMENT B.

Signature of Judicial Officer

ATTACHMENT A

COUNT ONE

Beginning as early as January 2001 and continuing through at least June 2003, in Essex, Bergen, Passaic, and Monmouth Counties, in the District of New Jersey, and elsewhere, defendants

ANTHONY MOSCATO,
LOUIS J. MOSCATO, and
ALESANDRO FISHETTI

did knowingly and willfully conspire and agree with each other and others to disconnect, reset, alter, or have disconnected, reset, or altered, odometers of motor vehicles intending to change the mileage registered by the odometers, contrary to Title 49, United States Code, Sections 32703(2) and 32709(b).

OVERT ACTS

In furtherance of the conspiracy and to effect the objects thereof, the following overt acts were committed in the District of New Jersey and elsewhere:

1. On or about May 14, 2003, ALESANDRO FISHETTI rolled back the odometer of a 2000 BMW that had been driven by an undercover investigator from New Jersey to Brooklyn, New York.
2. On or about May 14, 2003, ANTHONY MOSCATO received from an undercover investigator \$400 as payment to roll back the odometer of the 2000 BMW.
3. On or about May 14, 2003, LOUIS J. MOSCATO stated, in substance and in part, that business at A&J Auto Lock & Glass had been slower than during the period when several individuals had been bringing from 10 to 20 odometers from New Jersey to A&J Auto Lock & Glass per week to be rolled back.

In violation of Title 18, United States Code, Section 371.

ATTACHMENT B

I, Jason Bevan, a Special Agent with the Federal Bureau of Investigation, having conducted an investigation and having spoken with other individuals, have knowledge of the following facts:

1. The investigation has revealed that, at all times relevant to this complaint, defendants ALESANDRO FISHETTI, ANTHONY MOSCATO and LOUIS J. MOSCATO operated and worked at A&J Auto Lock & Glass, located at 6104 16th Avenue, 62nd Street, Brooklyn, New York.
2. The investigation has further determined that at all times relevant to this complaint, defendants ALESANDRO FISHETTI, ANTHONY MOSCATO and LOUIS J. MOSCATO were engaged in the business of rolling back the odometer readings of motor vehicles for payment from numerous customers, many of whom brought cars from New Jersey for the purpose of having defendants ALESANDRO FISHETTI, ANTHONY MOSCATO and LOUIS J. MOSCATO roll back the odometers.
3. The investigation has also learned through numerous sources that defendants ALESANDRO FISHETTI, ANTHONY MOSCATO and LOUIS J. MOSCATO would roll back the mileage on digital odometers for sums ranging from approximately \$300 to \$400 per odometer.
4. Specifically, among the individuals who brought odometers from New Jersey to defendants ALESANDRO FISHETTI, ANTHONY MOSCATO and LOUIS J. MOSCATO to be rolled back were Robert Fiorello, a/k/a "Bobby Cars," Joseph Fiorello, Jonathan Sorge, Charles Thompson, Anthony LaDuca, Jose Perez, a/k/a "Kubie," Rocco Panzino, Carmen Marchitello, Nicholas LaBruno, Vincent Spina, Robert Bollander, a/k/a "Joseph P. Servidio," a/k/a "Fat Richie," and Raymond Clark. The defendants brought these vehicles and digital odometer mechanisms from their respective business locations, including, but not limited to, car lots located in New Jersey towns and cities such as Keansburg, Garfield, Bloomfield, Belleville, Newark and Bloomingdale.
5. In addition, on or about May 14, 2003, an undercover agent (hereinafter the "UC") traveled from New Jersey to A&J Auto Lock & Glass in Brooklyn, New York. Upon arrival at A&J Auto Lock & Glass, the UC spoke with

ANTHONY MOSCATO and told him that he had a 2000 BMW which he had leased and that he needed to reduce the mileage on the vehicle before the lease turn-in. Defendant ANTHONY MOSCATO indicated that he needed to speak with defendant ALESANDRO FISHETTI to see if they had the ability to roll back the odometer on the UC's 2000 BMW. Defendant ANTHONY MOSCATO returned after apparently speaking with defendant FISHETTI and informed the UC that they would be able to roll back the odometer on the UC's 2000 BMW.

6. Subsequently, the UC engaged in a conversation with defendant LOUIS MOSCATO, who stated, in substance and in part, that business had been slow of late unlike the period when several individuals had been bringing from 10 to 20 odometers from New Jersey to A&J Auto Lock & Glass per week to be rolled back.
7. During the period when the UC was speaking with defendant LOUIS MOSCATO and waiting for his odometer to be rolled back, an unidentified male arrived driving a van with a New Jersey license plate. A check of this license plate revealed that it was registered to a New Jersey auto dealer. This unidentified male inquired, in substance and in part, whether the odometer of the van could be rolled back and was told that he would have to wait as there were several people ahead of him.
8. An employee of A&J Auto Lock & Glass subsequently drove the UC's 2000 BMW inside the auto glass shop. This employee then returned and asked, in substance and in part, what the UC wished the odometer of the 2000 BMW to read. The UC asked, in substance and in part, that the odometer reading be rolled back approximately 35,000 miles to produce an odometer reading of approximately 32,000 miles.
9. The UC subsequently observed defendant ALESANDRO FISHETTI come out of a back room with a laptop computer and begin to work under the hood of the UC's 2000 BMW, which had been opened. Defendant FISHETTI then proceeded to the van with the laptop computer, apparently for the purpose of rolling back its odometer as well.
10. The 2000 BMW was backed out of the garage area by defendant LOUIS MOSCATO who told the UC, in substance and in part, that the odometer rollback had been completed.

11. The UC then went inside the garage and asked defendant ANTHONY MOSCATO how much he needed to pay for the odometer rollback of his 2000 BMW. Defendant ANTHONY MOSCATO stated, in substance and in part, that the fee would be \$400.00, and the UC provided defendant ANTHONY MOSCATO with four \$100 bills as payment.
12. The UC then departed from A&J Auto Lock & Glass at which time he confirmed that the odometer of the 2000 BMW had been rolled back to approximately 32,150 miles by defendant ALESANDRO FISHETTI.