

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION

**16CR 25**

UNITED STATES OF AMERICA )

Criminal No.:

v. )

**JUDGE THARP**

RICHARD A. BLAKE, JR. )

Violation: 15 U.S.C. § 1

Defendant. )

Filed:

**MAGISTRATE JUDGE COX**

**FILED**

**INFORMATION**

JAN 14 2016

The United States of America charges that:

I.

**THOMAS G. BRUTON  
CLERK, U.S. DISTRICT COURT**

**DEFENDANT AND CO-CONSPIRATORS**

1. RICHARD A. BLAKE, JR. ("defendant") is hereby made defendant on the charge contained in this Information.

2. During the period covered by this Information, Company A was a corporation organized and existing under the laws of Massachusetts, with its principal place of business in Braintree, Massachusetts. During the period covered by this Information, Company A was a provider of Heir Location Services (as defined in Paragraph 6 below) engaged in the sale of Heir Location Services in the United States. During the period covered by this Information, the defendant was the sole owner, President, Secretary, and Treasurer of Company A, whose job responsibilities included the sale of Heir Location Services in the United States.

3. Various co-conspirators not made defendants in this Information, including Company B and other individuals, participated in the offense charged in this Information and performed acts and made statements in furtherance thereof.

4. Whenever in this Information reference is made to any act, deed or transaction of any corporation, the allegation means that the corporation engaged in the act, deed, or transaction by or through its officers, directors, agents, employees, or other representatives while they were actively engaged in the management, direction, control or transaction of its business or affairs.

## II.

### BACKGROUND

5. During the period covered by this Information, the defendant and his co-conspirators sold Heir Location Services in the United States, including to customers in the Northern District of Illinois.

6. Providers of Heir Location Services identify heirs to estates of intestate decedents and, in exchange for a contingency fee, develop evidence and prove-up heirs' claims to an inheritance in probate court.

7. Potential heirs who have yet to contract with, and thus become the customer of, an Heir Location Services provider may receive offers from one or more such providers. Providers may distinguish their offers from those of competitors by offering more attractive contingency fee rates. Depending on the jurisdiction of the estate, the complexity of the estate, and the determinability and number of heirs to the estate, heirs may not receive their final distribution from an estate for five or more years.

III.

DESCRIPTION OF THE OFFENSE

8. Beginning at least as early as September 1999, the exact date being unknown to the United States, and continuing through January 29, 2014, in the Northern District of Illinois and elsewhere, the defendant and Company A entered into and engaged in a combination and conspiracy with Company B and other individuals to suppress and eliminate competition by agreeing to allocate customers of Heir Location Services sold in the United States. The combination and conspiracy engaged in by the defendant and his co-conspirators was in unreasonable restraint of interstate trade and commerce in violation of Section 1 of the Sherman Act (15 U.S.C. § 1).

9. The charged combination and conspiracy consisted of a continuing agreement, understanding, and concert of action among the defendant and his co-conspirators, the substantial terms of which were to allocate customers of Heir Location Services sold in the United States.

IV.

MEANS AND METHODS OF THE CONSPIRACY

10. For the purpose of forming and carrying out the charged combination and conspiracy, the defendant and his co-conspirators did those things that they combined and conspired to do, including, among other things:

- (a) participating in conversations and other communications to discuss methods for allocating heirs of estates in the United States;
- (b) agreeing, during those conversations and other communications, to allocate to the co-conspirator company that first made an initial contact

with any heir to an estate, those heirs to the estate who had yet to sign a contract with an Heir Location Services provider;

- (c) exchanging estate-related information to notify the first co-conspirator company to make an initial contact with an heir to an estate that the other co-conspirator company had made a subsequent contact with an heir to the same estate who had yet to sign a contract with an Heir Location Services provider, in order to effectuate the agreement;
- (d) agreeing that the co-conspirator company to which heirs were allocated would pay to the other co-conspirator company a portion of the contingency fees collected from those allocated heirs;
- (e) making payments to the co-conspirator company, and receiving payments from the co-conspirator company, in order to effectuate the agreement;
- (f) submitting offers to provide Heir Location Services, which include contingency fee rate quotations, to potential heirs, and refraining from submitting offers and quotations to potential heirs, in accordance with the agreement;
- (g) selling Heir Location Services in the United States at collusive and noncompetitive contingency fee rates;
- (h) accepting payment for Heir Location Services sold to heirs in the United States at collusive and noncompetitive contingency fee rates; and
- (i) engaging in conversations and other communications for the purpose of monitoring and enforcing adherence to the conspiracy.



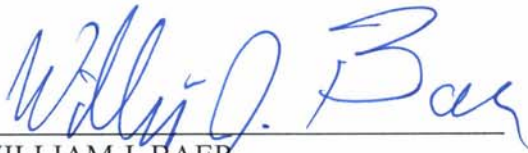
V.

TRADE AND COMMERCE

11. During the period covered by this Information, the corporate conspirators sold Heir Location Services to heirs in the United States in a continuous and uninterrupted flow of interstate trade and commerce. In addition, records and documents necessary for the sale and provision of such services by the corporate conspirators, as well as payments and solicitations for those services, traveled in interstate commerce.

12. During the period covered by this Information, the business activities of the corporate conspirators in connection with the sale and provision of Heir Location Services that are the subject of this Information were within the flow of, and substantially affected, interstate commerce.

ALL IN VIOLATION OF TITLE 15, UNITED STATES CODE, SECTION 1.



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