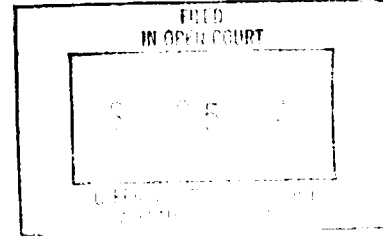


IN THE UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF VIRGINIA

Alexandria Division



UNITED STATES OF AMERICA)	CRIMINAL NO. 1:14CR325
)	
)	<u>Count 1</u> : 18 U.S.C. § 371
v.)	(Conspiracy to Pay Bribes to a Public
)	Official and to Defraud the United States)
)	
CHARLES MARSHALL SINES,)	<u>Count 2</u> : 18 U.S.C. § 201(b)(2)(A) and (C),
)	and 18 U.S.C. § 2
)	(Bribery of a Public Official)

INDICTMENT

September 2014 Term – At Alexandria

THE GRAND JURY CHARGES THAT:

GENERAL ALLEGATIONS

At all times relevant to this Indictment:

The National Guard Bureau

1. The Army National Guard (“ARNG”) was part of the National Guard of the United States and was divided into 54 units stationed across each of the 50 states and the U.S. territories. The National Guard Bureau (“NGB”) was a joint activity of the U.S. Department of Defense (“DOD”), the state ARNGs, and the Departments of the Army and Air Force. The NGB administered policies and oversaw federal funding for state ARNGs that affected the federal mission of National Guard, and acted as the official conduit between the states and the Departments of the Army and Air Force. The NGB offices were located in Arlington, Virginia, within the Eastern District of Virginia.

2. The DOD provided federal funds to the ARNG for, among other things, advertising, marketing, and sponsorships in order to recruit new members. In turn, the ARNG, acting through the NGB, provided a portion of these monies to private businesses to promote the ARNG through marketing programs. NGB could award these contracts directly, avoiding a competitive bid process, by awarding these contracts to Small Business Administration (“SBA”) 8(a) businesses (an “8(a) companies”), which are businesses that qualify as a minority-owned business by the SBA.

Relevant Participants

3. CHARLES MARSHALL SINES was, and continues to be, the Chief Executive Officer (“CEO”) of Financial Solutions of Virginia LLC (“Financial Solutions”), a company headquartered in Fredericksburg, Virginia, within the Eastern District of Virginia. Financial Solutions provides budget analysis and forecasting to the government on a sub-contract basis. The NGB is Financial Solutions’ largest client.

4. Individual A served in the United States Army from 1986 to 1996. Upon leaving the Army, Individual A joined the ARNG in Tennessee. He was transferred to the NGB in or about 1996, where he served until his retirement in the fall of 2012. While with the NGB, Individual A ascended to the rank of Colonel and held the position of Director of NGB’s Guard Strength Directorate (“GSD”) which oversaw the contracting process. While at NGB, Individual A was a public official as defined in Title 18, United States Code, Sections 201(a)(1) and (2), and could make decisions, exercise influence over, and take action concerning the awarding of multimillion dollar contracts with companies seeking to do business with the ARNG, and did use his official position to influence the award of multimillion dollar contracts to companies doing business with the ARNG, including Financial Solutions.

COUNT 1

(Conspiracy to Bribe a Public Official and to Defraud the United States)

THE GRAND JURY FURTHER CHARGES THAT:

5. Paragraphs 1 through 4 of this Indictment are re-alleged as if fully set forth herein.

THE CONSPIRACY AND ITS OBJECTS

6. From in or about 2006 and continuing until in or about November 2013, in the Eastern District of Virginia and elsewhere, the defendant, CHARLES MARSHALL SINES, did knowingly and intentionally combine, conspire, and agree, with Individual A to:

(a) commit an offense against the United States, that is, for the defendant to knowingly and corruptly, directly and indirectly, give, offer, and promise things of value to a public official with intent to influence official acts and with intent to induce the public official to do and omit to do acts in violation of the public official's lawful duties, contrary to Title 18, United States Code, Sections 201(b)(1)(A) & (C); and

(b) defraud the United States by impairing, impeding, and defeating the lawful functions of the NGB.

NATURE AND PURPOSE OF THE CONSPIRACY

7. It was the nature and purpose of the conspiracy for SINES to profit personally by giving, offering, and promising things of value to Individual A, a public official, in return for Individual A performing official acts to influence the award of contracts to SINES's company, Financial Solutions.

MANNER AND MEANS OF THE CONSPIRACY

8. In furtherance of this conspiracy, and to accomplish its object, the following methods and means were used, among others:

a. SINES provided things of value to Individual A, including a percentage of all of the contracts that Individual A steered to Financial Solutions.

b. Individual A performed official acts that benefitted SINES, to wit, influencing the awarding of NGB contracts to Financial Solutions through conduit companies, in exchange for these things of value that SINES provided to Individual A.

c. As part of this scheme, SINES corruptly obtained three NGB contracts for Financial Solutions, worth a total of approximately \$4,500,000.

d. In order to disguise this scheme, SINES sometimes paid Individual A in cash and used other methods to give the false impression that the payments were for a legitimate purpose.

OVERT ACTS

In furtherance of the conspiracy, and to affect the objects thereof, the following overt acts were committed within the Eastern District of Virginia and elsewhere:

9. On or about February 1, 2013, SINES paid Individual A approximately \$6,000 in exchange for Individual A having steered NGB contracts to Financial Solutions through the performance of Individual A's official acts.

10. On or about March 1, 2013, SINES paid Individual A approximately \$4,400 in exchange for Individual A having steered NGB contracts to Financial Solutions through the performance of Individual A's official acts.

11. On or about May 1, 2013, SINES paid Individual A approximately \$4,800 in exchange for Individual A having steered NGB contracts to Financial Solutions through the performance of Individual A's official acts.

12. On or about July 1, 2013, SINES paid Individual A approximately \$3,200 in exchange for Individual A having steered NGB contracts to Financial Solutions through the performance of Individual A's official acts.

13. On or about September 17, 2013, SINES paid Individual A approximately \$3,200 in exchange for Individual A having steered NGB contracts to Financial Solutions through the performance of Individual A's official acts.

(All in violation of Title 18, United States Code, Section 371.)

COUNT 2
(Bribery of a Public Official)

THE GRAND JURY FURTHER CHARGES THAT:

14. Paragraphs 1 through 4 and paragraphs 8 through 13 of this Indictment are re-alleged as if fully set forth herein.

15. From in or about 2006, and continuing until in or about May 2014, within the Eastern District of Virginia and elsewhere, SINES engaged in a course of conduct whereby he knowingly and corruptly, directly and indirectly, gave, offered, and promised things of value to Individual A, with the intent to influence the performance of Individual A's official acts and with the intent to induce Individual A to do and omit to do acts in violation of his lawful duties, to wit: SINES gave, offered, and promised Individual A a percentage of the value of all of the contracts that Individual A steered to SINES's company, Financial Solutions, in return for Individual A's performance of official acts to benefit SINES and Financial Solutions.

(All in violation of Title 18, United States Code, Sections 201(b)(1)(A) & (C), and Title 18, United States Code, Section 2.)

FORFEITURE NOTICE

Pursuant to Federal Rule of Criminal Procedure 32.2(a), defendant is notified that upon conviction of the offenses alleged in Counts 1-2 of this Indictment, he shall forfeit any property, real or personal, which he obtained directly or indirectly and which constitutes or is derived from proceeds traceable to the offenses of conviction. This property includes, but is not limited to:

- a. 1966 Chevrolet Corvette Sport Coupe, VIN 194376S119054.
- b. 2002 Dodge Viper, VIN 1B3ER69E12V100970.
- c. Cessna 150G aircraft, tail number 4776X, serial number 15064826.

If property subject to forfeiture is not available, the United States will seek an order forfeiting substitute assets in accordance with Title 21, United States Code, Section 853(p).

(In accordance with Title 18, United States Code, Section 981(a)(1)(C) and Title 28, United States Code, Section 2461(c).)

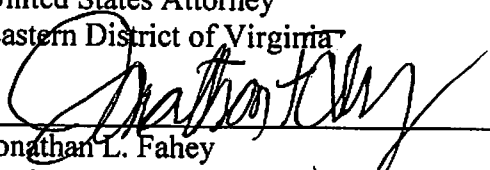
DATED this ____ day of September 2014
A TRUE BILL

Pursuant to the E Government Act,
the original of this page has been filed
under seal in the Clerk's Office.

Foreperson of the Grand Jury

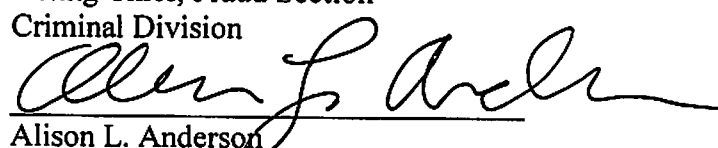
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