

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO**

Criminal Case No.

UNITED STATES OF AMERICA,

Plaintiff,

v.

1. ROCH ALLEN CROTEAU,

Defendant.

INDICTMENT

49 U.S.C. §§ 32703(2) and 32709(b), Odometer Tampering
18 U.S.C. § 2, Aiding and Abetting

The Grand Jury charges that:

COUNTS 1-10
(Odometer Tampering)

At times relevant to this Indictment:

1. Defendant ROCH ALLEN CROTEAU was a used car dealer in the Denver, Colorado, area, operating under the dealership name Sun Sports RV & Marine.

Defendant ROCH ALLEN CROTEAU purchased used motor vehicles in the District of Colorado and later sold those vehicles to automobile dealers in Colorado and elsewhere.

2. Beginning at a time unknown to the Grand Jury, but at least as early as 2003, and continuing through at least 2007, within the District of Colorado and

elsewhere, ROCH ALLEN CROTEAU, defendant herein, devised a scheme to defraud buyers of used motor vehicles by misrepresenting the mileage of vehicles he sold.

3. The purpose of ROCH ALLEN CROTEAU's scheme was to obtain money through fraudulent means by causing purchasers of used motor vehicles to pay a higher sales price for vehicles than those purchasers would have paid had defendant disclosed the vehicles' correct mileage readings.

4. As part of his scheme, defendant ROCH ALLEN CROTEAU, using the dealership name Sun Sports RV & Marine, purchased older, high-mileage used motor vehicles at various wholesale used motor vehicle auctions. Defendant ROCH ALLEN CROTEAU caused the odometers in the used motor vehicles he purchased to be altered to reflect false, lower mileage figures.

5. In order to hide the fact that he had caused the odometers of the motor vehicles to reflect false, lower mileages, defendant ROCH ALLEN CROTEAU applied for and obtained replacement motor vehicle titles from the State of Colorado. Defendant ROCH ALLEN CROTEAU stated on applications for the titles that the mileages of the vehicles were "0" or unknown, when in fact he knew the true mileages of the vehicles. The State of Colorado issued titles that listed "0" for the odometer readings. A mileage reading was not legally required on the titles because the vehicles were at least 10 years old.

6. Defendant ROCH ALLEN CROTEAU subsequently sold the motor vehicles at wholesale auto auctions without stating that the false, lower mileages appearing on the vehicles' odometers were inaccurate.

7. As a result of his actions and misrepresentations, defendant ROCH ALLEN CROTEAU received higher sales prices for the vehicles than he would have received if he had informed buyers of the vehicles' true mileages, and buyers of the vehicles, including the ultimate consumer purchasers, paid more for the vehicles than they would have paid if they had known the vehicles' true mileages.

8. As used in this Indictment, the following vehicle numbers refer to the vehicles identified below:

<u>Vehicle No.</u>	<u>Year/Make</u>	<u>Vehicle Identification Number</u>
1	1995 Chevrolet	1GCEK19K7SE127375
2	1995 Toyota	JT3VN39WXS8074471
3	1995 Ford	1FMEU15H8SLA57056
4	1995 Ford	1FTHX26F4SKB68334
<u>5</u>	1993 Toyota	JT2EL46S1P0363374
6	1991 Honda	1HGCB7555MA066355
7	1992 Honda	JHM CB7651NC043723
8	1990 Chevrolet	1GCDK14K1LZ209163
9	1992 Toyota	JT3VN39W1N0088231

<u>Vehicle No.</u>	<u>Year/Make</u>	<u>Vehicle Identification Number</u>
10	1993 Toyota	4TARN01P0PZ084441

9. On or about the dates listed below, within the District of Colorado, ROCH ALLEN CROTEAU, defendant herein, did knowingly and willfully reset and alter, and cause to be reset and altered, the odometers in the motor vehicles listed below, with the intent to change the number of miles indicated on the odometer from the approximate high mileages listed below to the approximate false mileages listed below, each such instance being a separate and additional Count of this Indictment:

<u>Count</u>	<u>Vehicle No.</u>	<u>Date</u>	<u>High Mileage</u>	<u>False Mileage</u>
1	1	June 8, 2005	167,989	89,099
2	2	Aug. 12, 2005	224,607	74,678
3	3	Aug. 25, 2005	187,516	114,020
4	4	Sept. 9, 2005	240,378	106,396
5	5	Sept. 16, 2005	123,282	93,429
6	6	Dec. 2, 2005	222,438	122,527
7	7	Feb. 10, 2006	178,049	128,104
8	8	April 28, 2006	240,887	121,012
9	9	July 25, 2006	206,448	146,547
10	10	Oct. 17, 2006	214,015	178,018

Each of the foregoing Counts 1-10 was in violation of Title 49, United States Code, Sections 32703(2) and 32709(b), and Title 18, United States Code, Section 2.

A True Bill:

Ink signature on file in the clerk's office
Grand Jury Foreperson

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