

UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY

UNITED STATES OF AMERICA : Criminal No. 13-  
v. :  
: 18 U.S.C. § 1349  
RICHARD GREER :  
: I N F O R M A T I O N

The defendant having waived in open court prosecution by Indictment, the United States Attorney for the District of New Jersey charges:

At all times relevant to this Information:

1. Defendant RICHARD GREER owned and operated Positive Attitude LLC ("Positive Attitude"), a commercial vendor that sold, among other products, maintenance and cleaning supplies to Union County.

2. ANIELLO PALMIERI was the Director of Facilities Management for Union County, New Jersey (hereinafter, the "Director"). Union County's Division of Facilities Management was responsible for the management and maintenance of the buildings owned and operated by the County. The Division of Facilities Management was responsible for purchasing millions of dollars of products and services per year on behalf of the County. The Director oversaw the purchasing of building materials, tools, hardware, janitorial supplies and other supplies used by the various Bureaus of the Division of Facilities Management.

3. Union County and its citizens had an intangible right

to the honest services of their public officials. As a public official for Union County, the Director owed Union County and its citizens a duty to refrain from receiving bribes and kickbacks in exchange for the Director's official action and assistance.

#### The Mail Fraud Conspiracy

4. From in or about January 2006 to in or about June 2011, in Monmouth and Union Counties, in the District of New Jersey, and elsewhere, defendant

RICHARD GREER

knowingly and intentionally conspired and agreed with the Director and others to devise a scheme and artifice to defraud Union County and its citizens of the right to the honest services of the Director furthered and facilitated through the use of the United States Mail, contrary to Title 18, United States Code, Sections 1341 and 1346.

#### The Object of the Conspiracy

5. The object of this conspiracy was for defendant RICHARD GREER and the Director to deprive Union County of the honest services of the Director and of money through deceit and trickery to include defendant RICHARD GREER's payment of bribes and kickbacks to the Director.

#### The Manner and Means

6. Positive Attitude had contracts with Union County to supply Union County with industrial cleaning supplies. After securing the contracts, defendant RICHARD GREER and the Director

agreed that defendant RICHARD GREER would start regularly paying the Director \$500 per month in cash in exchange for ensuring continued Union County business for Positive Attitude.

7. It was further part of the conspiracy that defendant RICHARD GREER then generated fictitious invoices to Union County for many industrial cleaning products to cover the monies paid to the Director, and oftentimes, to include a profit above the amount of the kickback that defendant RICHARD GREER paid to the Director. Defendant RICHARD GREER did not order or deliver the products detailed in these fictitious invoices to Union County. Union County, however, regularly sent Positive Attitude checks by United States mail as payment for these phony sales.

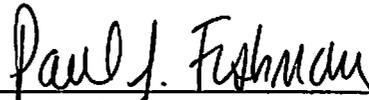
8. Positive Attitude received more than \$120,000, but less than or equal to \$200,000, in fraudulent proceeds from the fictitious invoices.

9. It was further part of the conspiracy that, for the purposes of executing and attempting to execute the scheme, defendant RICHARD GREER placed and caused to be placed in a post office and authorized depository for mail matters and things as set forth below to be sent and delivered by the United States Postal Service, and caused to be delivered thereon, and took and received therefrom,

these matters and things as follows:

Approximate Date	Amount of Check to Positive Attitude
September 8, 2010	\$21,937
February 9, 2011	\$18,248

In violation of Title 18, United States Code, Section 1349.

  
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PAUL J. FISHMAN  
UNITED STATES ATTORNEY

CASE NUMBER: \_\_\_\_\_

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**United States District Court  
District of New Jersey**

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**UNITED STATES OF AMERICA**

**v.**

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**INFORMATION FOR**

Title 18, United States Code, Section 1349

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**PAUL J. FISHMAN**

*UNITED STATES ATTORNEY, NEWARK, NEW JERSEY*

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**AMY LURIA**

*ASSISTANT U.S. ATTORNEY*

*NEWARK, NEW JERSEY*

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