

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

UNITED STATES OF AMERICA : Hon.
 :
 v. : Criminal No. 18-
 :
 JEREMY HARE : 18 U.S.C. § 1343
 : 18 U.S.C. § 2

INFORMATION

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

BACKGROUND

1. At all time relevant to this Information:

a. Defendant JEREMY HARE (“HARE”) was the President and Managing Member of Apollo Search Partners, LLC (“Apollo”). Apollo was a staffing agency with an office in New Jersey.

b. The “Victim Company” was a member-managed limited liability company with its headquarters in California. The Victim Company was a commercial finance lender. As such, the Victim Company offered, among other things, funding to help business entities meet payroll and other obligations. In such a situation, the Victim Company transferred funds to the bank account of the client business. In return, the client business assigned some of its assets, at times accounts receivable, to the Victim Company. The amount the Victim Company funded was a percentage of the assets the client

business assigned to the Victim Company. Through this process, the client business was able to meet its short term financing needs and the Victim Company realized a profit on its investment.

OBJECT OF THE SCHEME TO DEFRAUD

2. The object of the scheme and artifice to defraud was for defendant HARE to enrich himself by fraudulently obtaining money from the Victim Company.

MANNER AND MEANS OF THE SCHEME TO DEFRAUD

3. It was part of the scheme and artifice to defraud that defendant HARE caused Apollo to enter into a financing agreement (“the Agreement”) with the Victim Company. In the Agreement: (a) the Victim Company agreed to provide funding to Apollo; (b) Apollo agreed to provide to the Victim Company, for each approved client, invoices and supporting time cards for each person Apollo staffed with the client; (c) the parties agreed that all of Apollo’s invoices concerning the approved clients would designate the Victim Company as the named payee and include instructions for the client to submit payment to the Victim Company.

4. It was further part of the scheme and artifice to defraud that between June 20, 2017, and August 15, 2017, defendant HARE, on behalf of Apollo, submitted more than 15 fraudulent invoices to the Victim Company. In response to the invoices defendant HARE submitted, and pursuant to the

financing agreement, the Victim Company provided funding of approximately \$400,000 to Apollo between June and August 2017

5. It was further part of the scheme and artifice to defraud that defendant HARE used the funds for his personal expenses and the Victim Company did not receive any money in repayment of the outstanding funding.

THE CHARGE

6. From in or about September 2016 through in or about August 2017, in the District of New Jersey, and elsewhere, the defendant,

JEREMY HARE,

did knowingly and intentionally devise and intend to devise a scheme and artifice to defraud the Victim Company and to obtain money and property from the Victim Company by means of materially false and fraudulent pretenses, representations, and promises, and, for the purpose of executing and attempting to execute such scheme and artifice to defraud, did transmit and cause to be transmitted by means of wire communications in interstate and foreign commerce, certain writings, signs, signals, pictures, and sounds, to wit, on or about June 21, 2017, a UCC Financing Statement that was sent by a party hired by the Victim Company from a location outside of New Jersey to a location in New Jersey, specifically the State of New Jersey, Department of Treasury.

In violation of Title 18, United States Code, Section 1343 and 2.

FORFEITURE ALLEGATION

1. The allegations contained in this Information are incorporated by reference as though set forth in full herein for the purpose of alleging forfeiture pursuant to Title 18, United States Code, Section 981(a)(1)(C), and Title 28, United States Code, Section 2461(c).

2. Upon conviction of the offense charged in this Information, the government will seek forfeiture from defendant HARE, in accordance with Title 28, United States Code, Section 2461(c), and Title 18, United States Code, Section 981(a)(1)(C), of any and all property, real or personal, that constitutes or is derived from proceeds traceable to the violations of Title 18, United States Code, Section 1343.

3. If by any act or omission of defendant HARE any of the property subject to forfeiture herein:

- a. cannot be located upon the exercise of due diligence;
- b. has been transferred or sold to, or deposited with, a third party;
- c. has been placed beyond the jurisdiction of the court;
- d. has been substantially diminished in value; or
- e. has been commingled with other property which cannot be subdivided without difficulty,

it is the intent of the United States, pursuant to Title 21, United States Code, Section 853(p), as incorporated by Title 28, United States Code, Section 2461(c), to seek forfeiture of any other property of defendant HARE up to the value of the property described in this forfeiture allegation.



CRAIG CARPENITO
UNITED STATES ATTORNEY

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v.

JEREMY HARE

INFORMATION FOR

18 U.S.C. §§ 1343 & 2

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