

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

UNITED STATES OF AMERICA	:	Honorable Robert B. Kugler
	:	
v.	:	Crim. No. 11-740-7
	:	
JOHN PARISI	:	
a/k/a "JP"	:	Title 18 U.S.C. § 371

SUPERSEDING INFORMATION

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

1. From in or about April 2007 through in or about May 2008, in the District of New Jersey and elsewhere, the defendant,

JOHN PARISI,
also known as "JP,"

and Nicodemo S. Scarfo, also known as "Nicky," also known as "Nick," also known as "Cousin," also known as "Junior," also known as "Nick Promo," also known as "Mr. Apple," also known as "Mr. Macintosh"; Salvatore Pelullo, also known as "Sal," also known as "The Consultant," also known as "Cousin," also known as "Mr. Turner"; William Maxwell, also known as "Bill"; John Maxwell; William Handley, also known as "Bill"; Cory Leshner; David Adler, also known as "Dave"; Howard Drossner; and Gary McCarthy ("co-conspirators") did knowingly and intentionally conspire and agree with each other and others to devise a scheme and artifice to defraud and to obtain money and property by means

of materially false and fraudulent pretenses, representations, and promises, and for the purpose of executing such scheme and artifice, to transmit and cause to be transmitted by means of wire communications in interstate and foreign commerce, certain writings, signs, signals, and sounds, contrary to Title 18, United States Code, Section 1343.

OBJECT OF THE CONSPIRACY

2. The objects of the conspiracy were for defendant, JOHN PARISI, and the co-conspirators to (a) make money for themselves and their co-conspirators through the takeover and looting of FirstPlus Financial Group, Inc. ("FPFG") and (b) avoid detection and disruption by the public, the shareholders of FPFG, law enforcement and the United States Securities & Exchange Commission ("SEC").

MANNER AND MEANS OF THE CONSPIRACY

3. It was part of the conspiracy that members of the conspiracy seized and maintained control of FPFG and its assets through the extortionate takeover of the company and its board of directors.

4. It was further part of the conspiracy that members of the conspiracy stole money from FPFG through fraudulent consulting and legal services agreements.

5. It was further part of the conspiracy that members of the conspiracy stole money from FPFG by causing FPFG to acquire

corporate entities, at grossly inflated prices, in which co-conspirators had an ownership interest.

6. It was further part of the conspiracy that members of the conspiracy violated, and caused others to violate, the fiduciary duties owed to FPPG and its shareholders by running FPPG for the personal benefit of the members of the conspiracy and not in the best interests of FPPG and its shareholders.

7. It was further part of the conspiracy that members of the conspiracy caused false statements and material omissions to be made in documents filed with the SEC.

8. It was further part of the conspiracy that members of the conspiracy (a) transferred money via interstate wires, including into the District of New Jersey, and (b) made and received telephone calls across state lines, including into and out of the District of New Jersey, to discuss, carry out, perpetrate and cover up the scheme to defraud.

9. In all, by the means above, the scheme to defraud FPPG ultimately resulted in a loss to FPPG and its shareholders.

OVERT ACTS

10. In furtherance of the conspiracy and to effect its illegal objects, the following overt acts, among others, were committed in the District of New Jersey and elsewhere:

a. On or about July 15, 2007, defendant JOHN PARISI signed a consulting agreement between Seven Hills Management LLC

("Seven Hills") and Learned Associates of North America LLC ("Learned Associates").

b. On or about August 31, 2007, co-conspirator Leshner sent \$33,500 via wire transfer from a bank account associated with Seven Hills Management LLC to a bank account associated with Learned Associates.

c. On or about October 9, 2007, co-conspirator Leshner sent \$36,202.29 via wire transfer from a bank account associated with Seven Hills Management LLC to a bank account associated with Learned Associates.

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

PAUL J. FISHMAN
United States Attorney