

RECEIVED

OCT 26 2010

**SUPERIOR COURT
CLERK'S OFFICE**

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION - CRIMINAL

State Grand Jury

Number SGJ597-10-1

Superior Court

Docket Number 10-10-00147-S

STATE OF NEW JERSEY)

v.)

JOSEPH QUELI)

INDICTMENT

NICHOLAS BERGAMOTTO)

and)

REGINA QUELI)

The Grand Jurors of and for the State of New Jersey, upon their oaths, present that:

COUNT ONE

(Conspiracy - Second Degree)

JOSEPH QUELI

and

NICHOLAS BERGAMOTTO

between in or about November 2005, and in or about February 2010, at the City of Newark, in the County of Essex, at the Township of Wall, in the County of Monmouth, elsewhere, and within the jurisdiction of this Court, with the purpose of promoting or facilitating the crimes of criminal usury and money laundering, did agree that:

A. One or more of them knowingly would engage in conduct that would constitute the aforesaid crimes, or

B. One or more of them would aid in the planning, solicitation or commission of the aforesaid crimes, that is:

1. Without being authorized by law to do so, knowingly to loan or agree to loan, directly or indirectly, money or to take, agree to take, or receive money as interest on a loan, at a rate exceeding the maximum rate permitted by law, that is, in excess of 50% per annum or the equivalent rate for a longer or shorter period, contrary to the provisions of N.J.S.A. 2C:21-19.

2. Knowingly to transport or possess property known to be derived from criminal activity, or to engage in transactions involving property known to be derived from criminal activity, knowing the transactions were designed in whole or in part to conceal or disguise the nature, location, source, ownership or control of said property, having a value of at least \$75,000, contrary to the provisions of N.J.S.A. 2C:21-25.

All contrary to the provisions of N.J.S.A. 2C:5-2, and against the peace of this State, the government and dignity of the same.

COUNT TWO

(Criminal Usury - Second Degree)

JOSEPH QUELI

and

NICHOLAS BERGAMOTTO

between in or about November 2005, and in or about February 2010, at the City of Newark, in the County of Essex, at the Township of Wall, in the County of Monmouth, elsewhere, and within the jurisdiction of this Court, without being authorized or permitted by law to do so, knowingly did loan or agree to loan, directly or indirectly, money, or knowingly did take, agree to take or receive money as interest in excess of the maximum rate permitted by law, to persons whose identities are known and unknown to the Grand Jurors, at rates in excess of 50% per annum or the equivalent rate for a longer or shorter period, contrary to the provisions of N.J.S.A. 2C:21-19a and N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.

COUNT THREE

(Money Laundering - Second Degree)

JOSEPH QUELI

and

NICHOLAS BERGAMOTTO

between in or about November 2005, and in or about February 2010, at the City of Newark, in the County of Essex, at the Township of Wall, in the County of Monmouth, elsewhere, and within the jurisdiction of this Court, did commit the crime of money laundering, in that the said JOSEPH QUELI and NICHOLAS BERGAMOTTO did transport or possess property or did engage in transactions involving property known, or which a reasonable person would believe, to be derived from criminal activity, or did direct, organize, finance, plan, manage, supervise, or control the transportation of or transactions in property known or which a reasonable person would believe to be derived from criminal activity, in an amount of at least \$75,000.00, contrary to the provisions of N.J.S.A. 2C:21-25 and N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.

COUNT FOUR

(Business of Criminal Usury - Second Degree)

JOSEPH QUELI

between in or about November 2005, and in or about February 2010, at the City of Newark, in the County of Essex, at the Township of Wall, in the County of Monmouth, elsewhere, and within the jurisdiction of this Court, without being authorized or permitted by law to do so, knowingly did engage in the business of making loans or forbearance at rates exceeding the maximum rate permitted by law in violation of N.J.S.A. 2C:21-19a, contrary to the provisions of N.J.S.A. 2C:21-19b, and against the peace of this State, the government and dignity of the same.

COUNT FIVE

(Theft By Extortion - Second Degree)

JOSEPH QUELI

between in or about November 2005, and in or about February 2010, at the City of Newark, in the County of Essex, at the Township of Wall, in the County of Monmouth, elsewhere, and within the jurisdiction of this Court, purposely did obtain by extortion property of another, that is, U.S. currency, by purposely threatening to inflict bodily injury on another, contrary to the provisions of N.J.S.A. 2C:20-5, and against the peace of this State, the government and dignity of the same.

COUNT SIX

(Conspiracy - Second Degree)

JOSEPH QUELI

and

REGINA QUELI

between in or about November 2005, and in or about February 2010, at the City of Newark, in the County of Essex, at the Township of Wall, in the County of Monmouth, elsewhere, and within the jurisdiction of this Court, with the purpose of promoting or facilitating the crimes of money laundering, filing a false or fraudulent tax return and failure to pay gross income tax, did agree that:

A. One or more of them knowingly would engage in conduct that would constitute the aforesaid crimes, or

B. One or more of them would aid in the planning, solicitation or commission of the aforesaid crimes, that is:

1. Knowingly to transport or possess property known to be derived from criminal activity, or to engage in transactions involving property known to be derived from criminal activity, knowing the transactions were designed in whole or in part to conceal or disguise the nature, location, source, ownership or control of said property, having a value of at least \$75,000, contrary to the provisions of N.J.S.A. 2C:21-25.

2. With intent to evade, avoid or otherwise not make timely payment of the tax required to be paid pursuant to N.J.S.A.

54:48-1 et seq., for the calendar years ending 2005 through and inclusive of 2009, to file, prepare, cause to be filed or assist in the preparation or filing of a false or fraudulent return, report, statement, or application required to be filed pursuant to N.J.S.A. 54:48-1 et seq., contrary to the provisions of N.J.S.A. 54:52-10.

3. With intent to evade, avoid or otherwise not make timely payment of the tax required to be paid pursuant to N.J.S.A. 54:48-1 et seq., for the calendar years ending 2005 through and inclusive of 2009, to fail to pay and turn over the gross income taxes due, contrary to the provisions of N.J.S.A. 54:52-9.

All contrary to the provisions of N.J.S.A. 2C:5-2, and against the peace of this State, the government and dignity of the same.

COUNT SEVEN

(Money Laundering - Second Degree)

JOSEPH QUELI

and

REGINA QUELI

between in or about November 2005, and in or about February 2010, at the City of Newark, in the County of Essex, at the Township of Wall, in the County of Monmouth, elsewhere, and within the jurisdiction of this Court, did commit the offense of money laundering, in that the said JOSEPH QUELI and REGINA QUELI did transport or possess property or did engage in transactions involving property known, or which a reasonable person would believe, to be derived from criminal activity, or did direct, organize, finance, plan, manage, supervise, or control the transportation of or transactions in property known or which a reasonable person would believe to be derived from criminal activity, in an amount of at least \$75,000.00, contrary to the provisions of N.J.S.A. 2C:21-25 and N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.

COUNT EIGHT

(Filing of False or Fraudulent Tax Return - Third Degree)

JOSEPH QUELI

and

REGINA QUELI

between in or about November 2005, and in or about February 2010, at the City of Newark, in the County of Essex, at the Township of Wall, in the County of Monmouth, elsewhere, and within the jurisdiction of this Court, with intent to evade, avoid or otherwise not make timely payment of the tax required to be paid pursuant to N.J.S.A. 54:48-1, et seq., for the calendar years ending 2005 through and inclusive of 2009, did file, prepare, cause to be filed or assisted in the preparation or filing of a false or fraudulent return, report, statement, or application required to be filed pursuant to N.J.S.A. 54:48-1 et seq., contrary to the provisions of N.J.S.A. 54:52-10 and N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.

COUNT NINE

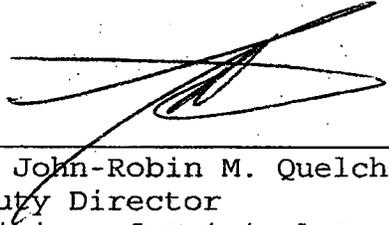
(Failure to Pay Gross Income Tax - Third Degree)

JOSEPH QUELI

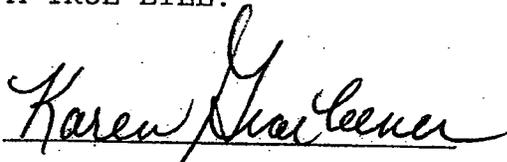
and

REGINA QUELI

between in or about November 2005, and in or about February 2010, at the City of Newark, in the County of Essex, at the Township of Wall, in the County of Monmouth, elsewhere, and within the jurisdiction of this Court, with intent to evade, avoid or otherwise not make timely payment of the tax required to be paid pursuant to N.J.S.A. 54:48-1, et seq., for the calendar years ending 2005 through and inclusive of 2009, did fail to pay and turn over the gross income taxes due, contrary to the provisions of N.J.S.A. 54:52-9 and N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.


AAG John-Robin M. Quelch
Deputy Director
Division of Criminal Justice

A TRUE BILL:



Foreperson

Dated: 10/26/10

RECEIVED

OCT 26 2010

**SUPERIOR COURT
CLERK'S OFFICE**

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION - CRIMINAL

State Grand Jury
Number SGJ597-10-1
Superior Court
Docket Number 10-10-00147-S

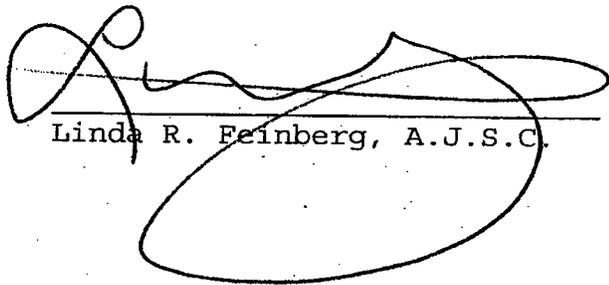
STATE OF NEW JERSEY)
v.)
JOSEPH QUELI)
NICHOLAS BERGAMOTTO)
and)
REGINA QUELI)

ORDER OF VENUE

An Indictment having been returned to this Court by the State Grand Jury in the above captioned matter

IT IS ORDERED on this 26th day of October, 2010, pursuant to paragraph 8 of the State Grand Jury Act, that the County of Monmouth be and hereby is designated as the County of venue for the purpose of trial.

IT IS FURTHER ORDERED that the Clerk of the Superior Court shall transmit forthwith the Indictment in this matter and a certified copy of this Order to the Criminal Division Manager of the County of Monmouth for filing.



Linda R. Feinberg, A.J.S.C.