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**IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
IN AND FOR THE COUNTY OF MARICOPA**

STATE OF ARIZONA,

Plaintiff,

v.

TRAVIS RICHEY (001),
TRADEMARK CAPITAL
MANAGEMENT, LLC (002),
BLUE INVESTMENTS, LLC (003),

Defendants.

Case No:

67 SGJ 123

INDICTMENT

CHARGING VIOLATIONS OF:

**COUNT 1: FRAUDULENT SCHEMES
AND ARTIFICES**, a Class 2 Felony, in
violation of ARS §13-2310(A)

**COUNTS 2, 5, 8, 11, 16, 19, 22, 25:
SECURITIES FRAUD**, a Class 4 Felony,
in violation of A.R.S. § 44-1991

**COUNTS 3, 6, 9, 12, 14, 17, 20, 23, 26:
SALE OF UNREGISTERED
SECURITIES**, a Class 4 Felony, in
violation of A.R.S. § 44-1841

**COUNTS 4, 7, 10, 13, 15, 18, 21, 24, 27:
TRANSACTIONS BY UNREGISTERED
DEALERS OR SALESMEN**, a Class 4
Felony, in violation of A.R.S. § 44-1842

The Arizona State Grand Jury accuses Defendant(s) TRAVIS RICHEY acting as President of TRADEMARK CAPITAL MANAGEMENT, LLC, and/or BLUE INVESTMENTS, LLC, charging on this 19th day of October 2010 that in or from Maricopa County, Arizona:

COUNT 1

FRAUDULENT SCHEMES AND ARTIFICES

On or between December 17, 2007 and July 1, 2008, TRAVIS RICHEY, TRADEMARK CAPITAL MANAGEMENT, LLC, and/or BLUE INVESTMENTS, LLC, pursuant to a scheme or artifice to defraud, did knowingly obtain a benefit from JERRY RADKE, ALAN DAVIS, EDWARD BROYLES AND/OR BARBARA BROYLES, TOM FERRIS AND/OR DONNA FERRIS, GLENDA HILL, SANDRA CRESSMAN, NICOLAS KAY AND/OR DIANA KAY, JULES KLAR, and BARBARA ATKINSON by means of false or fraudulent pretenses, representations, promises or material omissions in violation of A.R.S. § 13-2310, 13-301, 13-302, 13-303, 13-304, 13-305, 13-306, 13-701, 13-702, 13-702.01, and 13-801.

COUNT 2

SECURITIES FRAUD

On or about December 17, 2007, TRAVIS RICHEY, TRADEMARK CAPITAL MANAGEMENT, LLC, and/or BLUE INVESTMENTS, LLC, in connection with a transaction or transactions within Arizona involving an offer to sell or sale of securities to JERRY RADKE, intentionally or recklessly, directly or indirectly, employed any device, scheme or artifice to defraud and made untrue statements of material fact, or omitted to state any material fact necessary in order to make the statements made, in the light of the circumstances under which they were made, not misleading, in violation of A.R.S. ' ' 44-1991, 44-1995, 44-1801, 13-301, 13-302, 13-303, 13-304, 13-305, 13-306, 13-701, 13-702, 13-702.01, and 13-801.

COUNT 3

SALE OF UNREGISTERED SECURITIES

On or about December 17, 2007, TRAVIS RICHEY, TRADEMARK CAPITAL MANAGEMENT, LLC, and/or BLUE INVESTMENTS, LLC, sold or offered for sale within or

from Arizona securities to JERRY RADKE. Said securities were required to be registered with the Arizona Corporation Commission and were not so registered, in violation of A.R.S. ' ' 44-1841, 44-1801, 13-301, 13-302, 13-303, 13-304, 13-305, 13-306, 13-701, 13-702, 13-702.01, and 13-801.

COUNT 4

TRANSACTIONS BY UNREGISTERED DEALERS OR SALESMEN

On or about December 17, 2007, TRAVIS RICHEY, TRADEMARK CAPITAL MANAGEMENT, LLC, and/or BLUE INVESTMENTS, LLC, within or from Arizona, sold, offered to sell, or offered for sale securities to JERRY RADKE, and TRAVIS RICHEY, TRADEMARK CAPITAL MANAGEMENT, LLC, and/or BLUE INVESTMENTS, LLC, was/were not registered with the Arizona Corporation Commission as a securities dealer or salesman, in violation of A.R.S. ' ' 44-1842, 44-1801, 13-301, 13-302, 13-303, 13-304, 13-305, 13-306, 13-701, 13-702, 13-702.01, and 13-801.

COUNT 5

SECURITIES FRAUD

On or about March 5, 2008, TRAVIS RICHEY, TRADEMARK CAPITAL MANAGEMENT, LLC, and/or BLUE INVESTMENTS, LLC, in connection with a transaction or transactions within Arizona involving an offer to sell or sale of securities to ALAN DAVIS, intentionally or recklessly, directly or indirectly, employed any device, scheme or artifice to defraud and made untrue statements of material fact, or omitted to state any material fact necessary in order to make the statements made, in the light of the circumstances under which they were made, not misleading, in violation of A.R.S. ' ' 44-1991, 44-1995, 44-1801, 13-301, 13-302, 13-303, 13-304, 13-305, 13-306, 13-701, 13-702, 13-702.01, and 13-801.

COUNT 6

SALE OF UNREGISTERED SECURITIES

On or between March 5, 2008 and April 17, 2008, TRAVIS RICHEY, TRADEMARK CAPITAL MANAGEMENT, LLC, and/or BLUE INVESTMENTS, LLC, sold or offered for sale within or from Arizona securities to ALAN DAVIS. Said securities were required to be registered with the Arizona Corporation Commission and were not so registered, in violation of A.R.S. ' ' 44-1841, 44-1801, 13-301, 13-302, 13-303, 13-304, 13-305, 13-306, 13-701, 13-702, 13-702.01, and 13-801.

COUNT 7

TRANSACTIONS BY UNREGISTERED DEALERS OR SALESMEN

On or between March 5, 2008 and April 17, 2008, TRAVIS RICHEY, TRADEMARK CAPITAL MANAGEMENT, LLC, and/or BLUE INVESTMENTS, LLC, within or from Arizona, sold, offered to sell, or offered for sale securities to ALAN DAVIS, and TRAVIS RICHEY, TRADEMARK CAPITAL MANAGEMENT, LLC, and/or BLUE INVESTMENTS, LLC, was/were not registered with the Arizona Corporation Commission as a securities dealer or salesman, in violation of A.R.S. ' ' 44-1842, 44-1801, 13-301, 13-302, 13-303, 13-304, 13-305, 13-306, 13-701, 13-702, 13-702.01, and 13-801.

COUNT 8

SECURITIES FRAUD

On or about April 22, 2008, TRAVIS RICHEY, TRADEMARK CAPITAL MANAGEMENT, LLC, and/or BLUE INVESTMENTS, LLC, in connection with a transaction or transactions within Arizona involving an offer to sell or sale of securities to EDWARD BROYLES AND/OR BARBARA BROYLES, intentionally or recklessly, directly or indirectly,

employed any device, scheme or artifice to defraud and made untrue statements of material fact, or omitted to state any material fact necessary in order to make the statements made, in the light of the circumstances under which they were made, not misleading, in violation of A.R.S. ' ' 44-1991, 44-1995, 44-1801, 13-301, 13-302, 13-303, 13-304, 13-305, 13-306, 13-701, 13-702, 13-702.01, and 13-801.

COUNT 9

SALE OF UNREGISTERED SECURITIES

On or about April 22, 2008, TRAVIS RICHEY, TRADEMARK CAPITAL MANAGEMENT, LLC, and/or BLUE INVESTMENTS, LLC, sold or offered for sale within or from Arizona securities to EDWARD BROYLES AND/OR BARBARA BROYLES. Said securities were required to be registered with the Arizona Corporation Commission and were not so registered, in violation of A.R.S. ' ' 44-1841, 44-1801, 13-301, 13-302, 13-303, 13-304, 13-305, 13-306, 13-701, 13-702, 13-702.01, and 13-801.

COUNT 10

TRANSACTIONS BY UNREGISTERED DEALERS OR SALESMEN

On or about April 22, 2008, TRAVIS RICHEY, TRADEMARK CAPITAL MANAGEMENT, LLC, and/or BLUE INVESTMENTS, LLC, within or from Arizona, sold, offered to sell, or offered for sale securities to EDWARD BROYLES AND/OR BARBARA BROYLES, and TRAVIS RICHEY, TRADEMARK CAPITAL MANAGEMENT, LLC, and/or BLUE INVESTMENTS, LLC, was/were not registered with the Arizona Corporation Commission as a securities dealer or salesman, in violation of A.R.S. ' ' 44-1842, 44-1801, 13-301, 13-302, 13-303, 13-304, 13-305, 13-306, 13-701, 13-702, 13-702.01, and 13-801.

COUNT 11

SECURITIES FRAUD

On or about May 16, 2008, TRAVIS RICHEY, TRADEMARK CAPITAL MANAGEMENT, LLC, and/or BLUE INVESTMENTS, LLC, in connection with a transaction or transactions within Arizona involving an offer to sell or sale of securities to TOM FERRIS AND/OR DONNA FERRIS, intentionally or recklessly, directly or indirectly, employed any device, scheme or artifice to defraud and made untrue statements of material fact, or omitted to state any material fact necessary in order to make the statements made, in the light of the circumstances under which they were made, not misleading, in violation of A.R.S. ' ' 44-1991, 44-1995, 44-1801, 13-301, 13-302, 13-303, 13-304, 13-305, 13-306, 13-701, 13-702, 13-702.01, and 13-801.

COUNT 12

SALE OF UNREGISTERED SECURITIES

On or about May 16, 2008, TRAVIS RICHEY, TRADEMARK CAPITAL MANAGEMENT, LLC, and/or BLUE INVESTMENTS, LLC, sold or offered for sale within or from Arizona securities to TOM FERRIS AND/OR DONNA FERRIS. Said securities were required to be registered with the Arizona Corporation Commission and were not so registered, in violation of A.R.S. ' ' 44-1841, 44-1801, 13-301, 13-302, 13-303, 13-304, 13-305, 13-306, 13-701, 13-702, 13-702.01, and 13-801.

COUNT 13

TRANSACTIONS BY UNREGISTERED DEALERS OR SALESMEN

On or about May 16, 2008, TRAVIS RICHEY, TRADEMARK CAPITAL MANAGEMENT, LLC, and/or BLUE INVESTMENTS, LLC, within or from Arizona, sold, offered to sell, or offered for sale securities to TOM FERRIS AND/OR DONNA FERRIS, and TRAVIS RICHEY, TRADEMARK CAPITAL MANAGEMENT, LLC, and/or BLUE INVESTMENTS, LLC, was/were not registered with the Arizona Corporation Commission as a

securities dealer or salesman, in violation of A.R.S. ' ' 44-1842, 44-1801, 13-301, 13-302, 13-303, 13-304, 13-305, 13-306, 13-701, 13-702, 13-702.01, and 13-801.

COUNT 14

SALE OF UNREGISTERED SECURITIES

On or about May 20, 2008, TRAVIS RICHEY, TRADEMARK CAPITAL MANAGEMENT, LLC, and/or BLUE INVESTMENTS, LLC, sold or offered for sale within or from Arizona securities to GLENDA HILL. Said securities were required to be registered with the Arizona Corporation Commission and were not so registered, in violation of A.R.S. ' ' 44-1841, 44-1801, 13-301, 13-302, 13-303, 13-304, 13-305, 13-306, 13-701, 13-702, 13-702.01, and 13-801.

COUNT 15

TRANSACTIONS BY UNREGISTERED DEALERS OR SALESMEN

On or about May 20, 2008, TRAVIS RICHEY, TRADEMARK CAPITAL MANAGEMENT, LLC, and/or BLUE INVESTMENTS, LLC, within or from Arizona, sold, offered to sell, or offered for sale securities to GLENDA HILL and TRAVIS RICHEY, CAPITAL MANAGEMENT, LLC, and/or BLUE INVESTMENTS, LLC, was/were not registered with the Arizona Corporation Commission as a securities dealer or salesman, in violation of A.R.S. ' ' 44-1842, 44-1801, 13-301, 13-302, 13-303, 13-304, 13-305, 13-306, 13-701, 13-702, 13-702.01, and 13-801.

COUNT 16

SECURITIES FRAUD

On or about May 20, 2008, TRAVIS RICHEY, TRADEMARK CAPITAL MANAGEMENT, LLC, and/or BLUE INVESTMENTS, LLC, in connection with a transaction or transactions within Arizona involving an offer to sell or sale of securities to SANDRA

CRESSMAN, intentionally or recklessly, directly or indirectly, employed any device, scheme or artifice to defraud and made untrue statements of material fact, or omitted to state any material fact necessary in order to make the statements made, in the light of the circumstances under which they were made, not misleading, in violation of A.R.S. ' ' 44-1991, 44-1995, 44-1801, 13-301, 13-302, 13-303, 13-304, 13-305, 13-306, 13-701, 13-702, 13-702.01, and 13-801.

COUNT 17

SALE OF UNREGISTERED SECURITIES

On or about May 20, 2008, TRAVIS RICHEY, TRADEMARK CAPITAL MANAGEMENT, LLC, and/or BLUE INVESTMENTS, LLC, sold or offered for sale within or from Arizona securities to SANDRA CRESSMAN. Said securities were required to be registered with the Arizona Corporation Commission and were not so registered, in violation of A.R.S. ' ' 44-1841, 44-1801, 13-301, 13-302, 13-303, 13-304, 13-305, 13-306, 13-701, 13-702, 13-702.01, and 13-801.

COUNT 18

TRANSACTIONS BY UNREGISTERED DEALERS OR SALESMEN

On or about May 20, 2008, TRAVIS RICHEY, TRADEMARK CAPITAL MANAGEMENT, LLC, and/or BLUE INVESTMENTS, LLC, within or from Arizona, sold, offered to sell, or offered for sale securities to SANDRA CRESSMAN and TRAVIS RICHEY, TRADEMARK CAPITAL MANAGEMENT, LLC, and/or BLUE INVESTMENTS, LLC, was/were not registered with the Arizona Corporation Commission as a securities dealer or salesman, in violation of A.R.S. ' ' 44-1842, 44-1801, 13-301, 13-302, 13-303, 13-304, 13-305, 13-306, 13-701, 13-702, 13-702.01, and 13-801.

COUNT 19

SECURITIES FRAUD

On or about June 10, 2008, TRAVIS RICHEY, TRADEMARK CAPITAL MANAGEMENT, LLC, and/or BLUE INVESTMENTS, LLC, in connection with a transaction or transactions within Arizona involving an offer to sell or sale of securities to NICOLAS KAY AND/OR DIANA KAY, intentionally or recklessly, directly or indirectly, employed any device, scheme or artifice to defraud and made untrue statements of material fact, or omitted to state any material fact necessary in order to make the statements made, in the light of the circumstances under which they were made, not misleading, in violation of A.R.S. ' ' 44-1991, 44-1995, 44-1801, 13-301, 13-302, 13-303, 13-304, 13-305, 13-306, 13-701, 13-702, 13-702.01, and 13-801.

COUNT 20

SALE OF UNREGISTERED SECURITIES

On or between June 10, 2008 and June 20, 2008, TRAVIS RICHEY, TRADEMARK CAPITAL MANAGEMENT, LLC, and/or BLUE INVESTMENTS, LLC, sold or offered for sale within or from Arizona securities to NICOLAS KAY AND/OR DIANA KAY. Said securities were required to be registered with the Arizona Corporation Commission and were not so registered, in violation of A.R.S. ' ' 44-1841, 44-1801, 13-301, 13-302, 13-303, 13-304, 13-305, 13-306, 13-701, 13-702, 13-702.01, and 13-801.

COUNT 21

TRANSACTIONS BY UNREGISTERED DEALERS OR SALESMEN

On or between June 10, 2008 and June 20, 2008, TRAVIS RICHEY, TRADEMARK CAPITAL MANAGEMENT, LLC, and/or BLUE INVESTMENTS, LLC, within or from Arizona, sold, offered to sell, or offered for sale securities to NICOLAS KAY AND/OR DIANA KAY and TRAVIS RICHEY, TRADEMARK CAPITAL MANAGEMENT, LLC, and/or

BLUE INVESTMENTS, LLC, was/were not registered with the Arizona Corporation Commission as a securities dealer or salesman, in violation of A.R.S. ' ' 44-1842, 44-1801, 13-301, 13-302, 13-303, 13-304, 13-305, 13-306, 13-701, 13-702, 13-702.01, and 13-801.

COUNT 22

SECURITIES FRAUD

On or between May 1, 2008 and June 1, 2008 TRAVIS RICHEY, TRADEMARK CAPITAL MANAGEMENT, LLC, and/or BLUE INVESTMENTS, LLC, in connection with a transaction or transactions within Arizona involving an offer to sell or sale of securities to JULES KLAR, intentionally or recklessly, directly or indirectly, employed any device, scheme or artifice to defraud and made untrue statements of material fact, or omitted to state any material fact necessary in order to make the statements made, in the light of the circumstances under which they were made, not misleading, in violation of A.R.S. ' ' 44-1991, 44-1995, 44-1801, 13-301, 13-302, 13-303, 13-304, 13-305, 13-306, 13-701, 13-702, 13-702.01, and 13-801.

COUNT 23

SALE OF UNREGISTERED SECURITIES

On or between May 1, 2008 and June 1, 2008 TRAVIS RICHEY, TRADEMARK CAPITAL MANAGEMENT, LLC, and/or BLUE INVESTMENTS, LLC, sold or offered for sale within or from Arizona securities to JULES KLAR. Said securities were required to be registered with the Arizona Corporation Commission and were not so registered, in violation of A.R.S. ' ' 44-1841, 44-1801, 13-301, 13-302, 13-303, 13-304, 13-305, 13-306, 13-701, 13-702, 13-702.01, and 13-801.

COUNT 24

TRANSACTIONS BY UNREGISTERED DEALERS OR SALESMEN

On or between May 1, 2008 and June 21, 2008, TRAVIS RICHEY, TRADEMARK CAPITAL MANAGEMENT, LLC, and/or BLUE INVESTMENTS, LLC, within or from Arizona, sold, offered to sell, or offered for sale securities to JULES KLAR and TRAVIS RICHEY, CAPITAL MANAGEMENT, LLC, and/or BLUE INVESTMENTS, LLC, was/were not registered with the Arizona Corporation Commission as a securities dealer or salesman, in violation of A.R.S. ' ' 44-1842, 44-1801, 13-301, 13-302, 13-303, 13-304, 13-305, 13-306, 13-701, 13-702, 13-702.01, and 13-801.

COUNT 25

SECURITIES FRAUD

On or about February 6, 2008, TRAVIS RICHEY, TRADEMARK CAPITAL MANAGEMENT, LLC, and/or BLUE INVESTMENTS, LLC, in connection with a transaction or transactions within Arizona involving an offer to sell or sale of securities to BARBARA ATKINSON, intentionally or recklessly, directly or indirectly, employed any device, scheme or artifice to defraud and made untrue statements of material fact, or omitted to state any material fact necessary in order to make the statements made, in the light of the circumstances under which they were made, not misleading, in violation of A.R.S. ' ' 44-1991, 44-1995, 44-1801, 13-301, 13-302, 13-303, 13-304, 13-305, 13-306, 13-701, 13-702, 13-702.01, and 13-801.

COUNT 26

SALE OF UNREGISTERED SECURITIES

On or about February 6, 2008, TRAVIS RICHEY, TRADEMARK CAPITAL MANAGEMENT, LLC, and/or BLUE INVESTMENTS, LLC, sold or offered for sale within or from Arizona securities to BARBARA ATKINSON. Said securities were required to be registered with the Arizona Corporation Commission and were not so registered, in violation of A.R.S. ' ' 44-1841, 44-1801, 13-301, 13-302, 13-303, 13-304, 13-305, 13-306, 13-701, 13-702, 13-702.01, and 13-801.

COUNT 27

TRANSACTIONS BY UNREGISTERED DEALERS OR SALESMEN

On or about February 6, 2008, TRAVIS RICHEY, TRADEMARK CAPITAL MANAGEMENT, LLC, and/or BLUE INVESTMENTS, LLC, within or from Arizona, sold, offered to sell, or offered for sale securities to BARBARA ATKINSON and TRAVIS RICHEY, TRADEMARK CAPITAL MANAGEMENT, LLC, and/or BLUE INVESTMENTS, LLC, was/were not registered with the Arizona Corporation Commission as a securities dealer or salesman, in violation of A.R.S. ' ' 44-1842, 44-1801, 13-301, 13-302, 13-303, 13-304, 13-305, 13-306, 13-701, 13-702, 13-702.01, and 13-801.

Pursuant to A.R.S. § 21-425, the State Grand Jurors find that the offenses described above were committed in Maricopa County, Arizona.

(A "True Bill")

TERRY GODDARD
ATTORNEY GENERAL
STATE OF ARIZONA

Dated: _____

Jonathan Goebel
Assistant Attorney General

Foreperson of the State Grand Jury