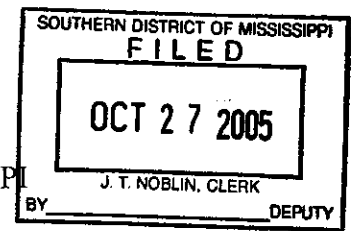


IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI
JACKSON DIVISION



UNITED STATES OF AMERICA

V.

CRIMINAL NO. *3:05cv 165 HTW AGN*

BOBBY F. FISHER

18 U.S.C. § 371
18 U.S.C. § 1957

The United States Attorney charges:

At all times relevant to this information:

1. Defendant **BOBBY F. FISHER** (hereinafter "**FISHER**") was an attorney licensed to practice law in Mississippi, engaged primarily in the business of closing real estate loans.

COUNT 1

THE CONSPIRACY

2. Beginning in or about September, 1999, and continuing through the date of this indictment, in Hinds County in the Jackson Division of the Southern District of Mississippi, and elsewhere, the defendant, **BOBBY F. FISHER**, did knowingly and willfully conspire, confederate, and agree together with others known and unknown to the Grand Jury, to commit the following offenses against the United States:

To knowingly devise a scheme or artifice or intend to devise a scheme or artifice to defraud and to obtain money by means of materially false and fraudulent pretenses, representations, or promises and, for the purpose of executing the scheme, did transmit or cause to be transmitted by means of wire or radio communications in interstate commerce, any writings, signals or sounds, in violation of Section 1343, Title 18, United States Code.

OBJECT OF THE CONSPIRACY

3. It was an object of the conspiracy that **FISHER** and others worked closely with numerous mortgage brokers to obtain mortgages for borrowers through various lenders.

4. It was further an object of the conspiracy for **FISHER** and others to enrich themselves to the detriment of the borrowers and lenders by causing false and fictitious documents to be created to ensure that mortgage loans would be granted to borrowers, some of the proceeds of which **FISHER** and others would convert for their own use and benefit.

MANNER AND MEANS

5. It was a part of the conspiracy that **FISHER** and others would cause false and fictitious documents to be prepared to insure that lenders would make mortgage loans to prospective borrowers. These documents include, but are not limited to, false verification of deposit ("VOD") documents; false verification of rent ("VOR") documents; and false documents verifying a borrower's income. **FISHER** and others would also make or cause to be made false entries on loan applications consistent with the false documents submitted to the lenders to obtain the loans, including false entries showing that the borrower paid cash at the closing of the loan when no such funds were paid by the borrower. The false and fictitious documents, along with the loan application containing false information, would be included in each loan application packet submitted by **FISHER** and others to potential lenders.

6. It was further a part of the conspiracy that from September, 1999, through the date of this indictment, **FISHER** and others successfully obtained loans for approximately 48 borrowers totaling over \$2.5 million by creating false documentation and making false entries on documents submitted to the lenders to obtain the loans. **FISHER** used interstate wires, either by means of

facsimiles or by causing funds to be wire transferred to financial institutions, to accomplish the purposes of the conspiracy.

OVERT ACTS

In furtherance of the unlawful conspiracy and in order to accomplish the objectives thereof, the following overt acts, among others, were committed:

7. On or about September 18, 1999, **FISHER** fraudulently caused a loan to be issued to Borrower #20 for approximately \$116,025.00, some of the proceeds of which **FISHER** used for his own benefit.

8. On or about January 28, 2000, **FISHER** fraudulently caused a loan to be issued to Borrower #11 for approximately \$108,270.00, some of the proceeds of which **FISHER** used for his own benefit.

9. On or about March 13, 2000, **FISHER** fraudulently caused a loan to be issued to Borrower #1 for approximately \$98,100.00, some of the proceeds of which **FISHER** used for his own benefit.

10. On or about May 18, 2000, **FISHER** fraudulently caused a loan to be issued to Borrower #2 for approximately \$70,000.00, some of the proceeds of which **FISHER** used for his own benefit.

11. On or about October 31, 2000, **FISHER** fraudulently caused a loan to be issued to Borrower #17 for approximately \$39,420.00, some of the proceeds of which **FISHER** used for his own benefit.

12. On or about December 22, 2000, **FISHER** fraudulently caused a loan to be issued to Borrower #6 for approximately \$38,025.00, some of the proceeds of which **FISHER** used for his own benefit.

13. On or about February 27, 2001, **FISHER** fraudulently caused a loan to be issued to Borrower #46 for approximately \$49,500.00, some of the proceeds of which **FISHER** used for his own benefit.

14. On or about March 15, 2001, **FISHER** fraudulently caused a loan to be issued to Borrower #12 for approximately \$39,950.00, some of the proceeds of which **FISHER** used for his own benefit.

15. On or about April 12, 2001, **FISHER** fraudulently caused a loan to be issued to Borrower #36 for approximately \$55,250.00, some of the proceeds of which **FISHER** used for his own benefit.

16. On or about December 26, 2001, **FISHER** fraudulently caused a loan to be issued to Borrower #19 for approximately \$57,500.00, some of the proceeds of which **FISHER** used for his own benefit.

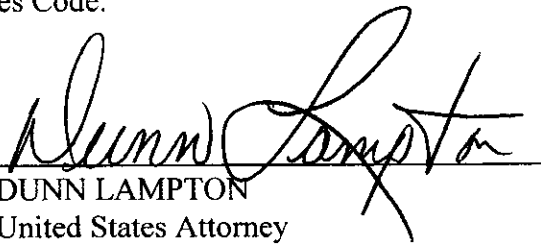
All in violation of Section 371, Title 18, United States Code.

COUNT 2

17. The allegations contained in paragraphs 1-16 of this information are hereby realleged and incorporated herein as constituting and describing the wire fraud conspiracy from which the unlawful proceeds were obtained as charged in Count 2.

18. In or about November, 2000, in Hinds County in the Jackson Division of the Southern District of Mississippi and elsewhere, the defendant, **BOBBY F. FISHER**, did knowingly engage

and attempt to engage in a monetary transaction through a financial institution, affecting interstate commerce, in criminally derived property of a value greater than \$10,000, that is issuing a monetary instrument, specifically check number 8134 totaling \$55,198.88, such property having been derived from a specified unlawful activity, that is a violation of Section 1343, Title 18, United States Code, all in violation of Section 1957, Title 18, United States Code.


DUNN LAMPTON
United States Attorney