

OCT - 5 2010

U.S. DISTRICT COURT  
W. DIST. OF N.C.

UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF NORTH CAROLINA  
ASHEVILLE DIVISION

UNITED STATES OF AMERICA

vs.

TERRY SCOTT HYDER  
a/k/a Ryan Terry Hyder  
a/k/a Ryan Fred Wilson  
Defendant.

DOCKET NO. 1:10CR70

**BILL OF INDICTMENT**

Violation:

18 U.S.C. § 1343

THE GRAND JURY CHARGES:

INTRODUCTORY PARAGRAPHS

1. Beginning in or about June 2007 and continuing through in about July 2010, TERRY SCOTT HYDER and others both known and unknown to the Grand Jury, engaged in a scheme and artifice to defraud individual victims in Polk and Rutherford Counties in North Carolina within the Western District of North Carolina and within the Middle District of Florida and elsewhere.

2. To carry out the scheme and artifice to defraud HYDER established and maintained STERLING AND STRATFORD, LLC (STERLING), a Limited Liability Corporation organized and existing under the laws of the State of Florida.

3. HYDER used STERLING AND STRATFORD, LLC as part of the scheme to convince victims to invest monies. HYDER represented STERLING AND STRATFORD, LLC as a legitimate business engaged in multiple investment vehicles and promised high rates of return on short term investments. STERLING AND STRATFORD, LLC maintained bank accounts at Regions Bank, Suntrust Bank and Fifth Third Bank for the purpose of conducting sham business transactions.

4. HYDER encouraged individual investors to place cash with him on behalf of STERLING AND STRATFORD, LLC. Monies placed with HYDER were in fact never "invested," instead HYDER simply deposited monies into accounts set up in STERLING AND STRATFORD, LLC's name to pay for his personal expenses and made no legitimate efforts to "invest" on behalf of individual victims.

5. HYDER had multiple individual victims invest through "real estate trusts" which he set up in the victim's names. These trust documents memorialized the amount of money the victims provided to STERLING AND STRATFORD, LLC, as well as the alleged rate of return. After entering into these real estate trust agreements, individual investors were sent account statements which allegedly reflected the amounts of interest accrued. In fact, individual investors never accrued interest as no monies were actually invested. Instead HYDER prepared fraudulent account statements which he provided to investors in order to lull those investors into not demanding payments.

6. HYDER communicated with victims and others in furtherance of the scheme via e-mail and the telephone in interstate communication. Using both e-mail and telephone, TERRY SCOTT HYDER groomed potential victims and placated disgruntled investors who had demanded repayment of their monies. These email communications took place in at least one instance when a victim was physically located in the Western District of North Carolina and TERRY SCOTT HYDER was in the Middle District of Florida.

**COUNT ONE**  
**18 U.S.C. § 1343**  
**(WIRE FRAUD)**

7. Paragraphs 1 through 6 of this indictment are re-alleged and incorporated herein by reference.

8. From in or about June 2007 through in or about July 2010, in Polk and Rutherford Counties, within the Western District of North Carolina and elsewhere, the defendant,

TERRY SCOTT HYDER,

devised and intended to devise a scheme to defraud individual victims, and to obtain money and property by means of materially false and fraudulent pretenses, representations and promises, and for the purpose of executing and attempting to execute the scheme and artifice to defraud, did, knowingly transmit or cause to be transmitted by wire communication in interstate commerce, writings, signs, signals, pictures and sounds, that is, email and telephone communications with victims who deposited monies with Sterling and Stratford in the commission of such offense:

All in violation of Title 18, United States Code, Section 1343.

NOTICE OF FORFEITURE AND FINDING OF PROBABLE CAUSE

Pursuant to Fed. R. Crim. 32.2, notice is hereby given that the defendant has or had an interest in the following property that is subject to forfeiture in accordance with 18 U.S.C. § 982, 18 U.S.C. § 981, and/or 28 U.S.C. § 2461(c):

(a) all property which is proceeds of the violations alleged in this bill of indictment; and,

(d) in the event that any property described in (a) cannot be located upon the exercise of due diligence; has been transferred or sold to, or deposited with, a third party; has been placed beyond the jurisdiction of the court; has been substantially diminished in value; or has been commingled with other property which cannot be divided without difficulty, all other property of the defendant, pursuant to § 853(p), to the extent of the value of the property described in (a).

The Grand Jury finds probable cause that the following property is subject to forfeiture on one or more of the grounds identified above: all currency and monetary instruments which are proceeds of the violations alleged in this bill of indictment, including but not limited to the sum of at least \$775,000.

**A TRUE BILL:**

[Redacted signature area]

GRAND JURY FOREMAN

ANNE M. TOMPKINS  
UNITED STATES ATTORNEY

*Corey F. Ellis*

COREY F. ELLIS  
ASSISTANT UNITED STATES ATTORNEY

**NEW CRIMINAL CASE COVER SHEET**

**U. S. DISTRICT COURT**

*(To be used for **all** new Bills of Indictments and Bills of Information)*

**CASE SEALED:** ( ) Yes (x) No **DOCKET NUMBER:** 1:10cr70  
*(If case is to be sealed, a Motion to Seal and proposed Order **must** be attached.)*

**CASE NAME** :U.S. v. Terry Scott Hyder

**COUNTY OF OFFENSE** : Polk and Rutherford

**RELATED CASE INFORMATION** :

*Magistrate Judge Case Number* : 1:10mj48

*Search Warrant Case Number* : \_\_\_\_\_

*Miscellaneous Case Number* : \_\_\_\_\_

*Rule 20b* : \_\_\_\_\_

**SERVICE OF PROCESS** : \_\_\_\_\_

**U.S.C. CITATIONS** *(Mark offense carrying greatest weight):*  Petty  Misdemeanor  Felony

18 U.S.C. § 371, 1343, 1349

**JUVENILE** :  Yes  No

**ASSISTANT U. S. ATTORNEY** : Corey Ellis

**VICTIM / WITNESS COORDINATOR** : lynne.crout@usdoj.gov

**INTERPRETER NEEDED** : no

**LIST LANGUAGE AND/OR DIALECT:** \_\_\_\_\_

**REMARKS AND SPECIAL INSTRUCTIONS:**