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IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF SOUTH CAROLINA  
FLORENCE DIVISION

LARRY W. PROPES, CLERK  
FLORENCE, SC

UNITED STATES OF AMERICA	)	CRIM. NO. <u>4:12-738</u>
	)	
v.	)	18 U.S.C. § 1343
	)	18 U.S.C. § 1349
	)	
MICHAEL LEWIS WIMBERLY	)	<u>INDICTMENT</u>

THE GRAND JURY CHARGES:

1. At all times relevant to this Indictment:
  - a. **MICHAEL LEWIS WIMBERLY** was a businessman believed to be conducting business in California.
  - b. **MICHAEL LEWIS WIMBERLY** recruited buyers to purchase properties in the Myrtle Beach, South Carolina, area.
  - c. **MICHAEL LEWIS WIMBERLY** was associated with several individuals in the Myrtle Beach, South Carolina area, both known and unknown to the grand jury, who were involved in the purchase and sale of real property.
  - d. The Royal Bank of Canada (RBC) was a federally insured financial institution also conducting business in the Myrtle Beach, South Carolina area.
  
2. Beginning on or about a date unknown to the grand jury, but commencing no later than January 2008, and continuing up to and including June 2008, in the District of South Carolina, **MICHAEL LEWIS WIMBERLY** did conspire, combine, confederate, and agree with others, both known and unknown to the grand jury, to execute and attempt to execute a scheme and artifice to defraud, and to obtain money and property by means of false and fraudulent pretenses,

representations, and promises, and in the course of this conspiracy did knowingly cause to be transmitted by means of wire in interstate commerce wire transfers of various sums of money to and from South Carolina;

In violation of Title 18, United States Code, Section 1343.

MANNER AND MEANS

3. In the course of the conspiracy **MICHAEL LEWIS WIMBERLY** and his co-conspirators did and caused to be done the following:

- a. **MICHAEL LEWIS WIMBERLY** recruited buyers to purchase real estate.
- b. **MICHAEL LEWIS WIMBERLY** and his co-conspirators arranged for various payments to be made to and from one another from the proceeds of the sales. The real estate sales were funded by the RBC through real estate loans and Home Equity Lines of credit.
- c. Many of the payments made to and received by **MICHAEL LEWIS WIMBERLY** and his co-conspirators were made fraudulently and transmitted in interstate commerce.
- d. Many of the payments made to and received by **MICHAEL LEWIS WIMBERLY** and his co-conspirators were not listed on the HUD-1 forms, as required, while others were misrepresented on the forms.
- e. Based, at least in part, on these material misrepresentations, **MICHAEL LEWIS WIMBERLY** and his co-conspirators were able to entice RBC to transmit by means of wire in interstate commerce various sums of money.

All in violation of Title 18, United States Code, Section 1349.

A TRUE BILL



FORERERSON

*Nancy C. Wicker for*

WILLIAM N. NETTLES (JCP)  
UNITED STATES ATTORNEY

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RECORD OF GRAND JURY BALLOT

c/r 412 CR 738 - CRI

THE UNITED STATES V. MICHAEL LEWIS WIMBERLY  
(SEALED UNTIL FURTHER ORDER OF THE COURT)