

IN THE SUPREME COURT OF THE STATE OF OKLAHOMA SEP 27 2012

PATRICIA PRESLEY, COURT CLERK
by [Signature]
DEPUTY

STATE OF OKLAHOMA,)
)
)
 Plaintiff,)
)
 vs.)
)
)
 EDDIE DALE BRYSON,)
)
)
 DOB: 08/16/1951 SSN: [REDACTED])
)
)
 Defendant.)

Case No. CF 12-5351

INDICTMENT

FOR: Count 1: PERJURY, 21 O.S., § 491

IN THE NAME AND BY THE AUTHORITY OF THE STATE OF OKLAHOMA:

By the order of the Supreme Court of Oklahoma, the Thirteenth Multicounty Grand Jury was convened with its principal site to be in Oklahoma City, Oklahoma County, Oklahoma, to serve from February 22, 2011 until August 22, 2012 or until the designated presiding judge determines the Thirteenth Multicounty Grand Jury has reached reasonable completion of its investigations, but in any event, no more than twenty-four (24) months from the commencement of its term. That the said Multicounty Grand Jury of the State of Oklahoma, being composed of good and lawful men and woman, legally drawn and summons according to law and then and there examined, impaneled, sworn and charged according to law to diligently inquire into and true presentment make of all public offenses against the State of Oklahoma committed and triable within the State of Oklahoma, upon their oath and in the name and by the authority of the State of Oklahoma, do present and find that:

COUNT 1: PERJURY

On or about the 21st day of August, 2012, A.D., the crime of **Perjury** was committed in Oklahoma County, Oklahoma, by the defendant, **EDDIE DALE BRYSON**. That is to say that on

or about said date and within said County and State, the Defendant knew he was a witness in an investigation by the Multicounty Grand Jury of Oklahoma regarding the gift of two (2) all session tickets to the 2007 NCAA Basketball Tournament held in the Atlanta Georgia Dome on March 31 and April 2, 2007, together with the promise of other valuable gratuities paid by the said corporation consisting of free lodging at the Atlanta Grand Hyatt Hotel together with free food, free beverages, free event souvenirs, free ground transportation in Atlanta, Georgia, and other free local entertainment for two (2) persons during the period of March 30, 2007 through and including April 3, 2007, in the City of Atlanta, Georgia to James David Sisney, who at the time was School Superintendent to the Broken Arrow School District, an Independent Public School District, and a public officer thereof, and after being sworn upon his Oath to tell the whole truth, did knowingly, willfully and feloniously give false testimony as follows:

Q. How did Dr. Sisney have occasion to attend the 2007 Final Four basketball tournament?

A. I gave him two tickets.

Q. You gave them to him?

A. I did.

Q. Tell us about that.

A. I had two tickets that were given to me by the corporation. I was to provide my own transportation if I wanted to attend. If I recall, I believe there was lodging. There was no transportation. I had a prior commitment to speak I believe at a Chamber meeting, and I couldn't go. So it was either trash the tickets or give them to someone that was either a customer or a friend, and Dr. Sisney was both. I knew that he was --

Q. How did you get them?

A. The corporation gave them to me.

Q. Who gave them to you?

A. I believe it was my boss, Grant Raney.

Q. Who? Grant Raney?

A. Yes. I believe that's what I -- I can't think of anybody else that would have given me something like that. I didn't know very much of the corporate officers at that point because it was such a new operation.

Q. Where would he have gotten them?

A. I can't answer that. I'm sure there was a block of tickets for such an event that was close to Arkansas where the headquarters was.

Q. Are you sure that's how that happened?

A. I'm absolutely positive that's how that happened. That is, to my knowledge, Grant gave me the tickets. I don't recall exactly if it was him or not. But I remember being given the tickets and was told you can go to the game or you can give them to a customer. I couldn't go. I'm not, to be very frank, a huge basketball fan. If it was a football game, I probably would have found a way to go.

Q. Well, did you receive an invitation?

A. To go?

Q. Yes, sir.

A. The tickets were given to me.

Q. Did you give an invitation to Dr. Sisney from the corporation?

A. Not from the corporation. I gave him the tickets.

Q. Just gave them the tickets?

A. Uh-huh.

Q. Okay.

A. I asked him if he was interested in going, and he said yes. I thought he would take his wife. When I was asked to come and testify, I looked online and it appeared that he took his brother. I didn't even know who he took.

When in truth and fact, the tickets provided to James David Sisney to the 2007 NCAA Basketball Tournament and other gratuities given to Sisney in Atlanta, Georgia, were supplied to Sisney by

Windstream Corporation, a Delaware Corporation, doing business in Oklahoma as Windstream Communications, in appreciation of the ongoing business done between it and the Broken Arrow School District as a customer, without the knowledge of the Board of Education of the Broken Arrow School District and in direct violation of the School District's policy against School District's officers and employees accepting gifts from its vendors and service providers; that the tickets were provided to Sisney by other corporate employees, and said testimony was known by him to be untrue and was made with the intention to mislead the Multicounty Grand Jury in its investigations and to obstruct the ascertainment of the truth. All of the foregoing being committed in violation of Section 491 of Title 21 of the Oklahoma Statutes and against the Peace and Dignity of the State of Oklahoma.

TRUE BILL (X)

NO BILL ()

W. J. Tuleen

FOREMAN
OKLAHOMA MULTICOUNTY GRAND JURY

I, PATRICIA PRESLEY, Court Clerk for Oklahoma County, Okla., hereby certify that the foregoing is a true, correct and complete copy of the instrument herewith set out as appears of record in the District Court Clerk's Office of Oklahoma County, Okla., this 20 day of Sept, 2010

By *Patricia Presley* Deputy
PATRICIA PRESLEY, Court Clerk

Penalties:

Perjury, 21 O.S., §§ 490 and 64(B): Imprisonment in the State Penitentiary for not more than Five (5) years imprisonment and a fine not to exceed Ten Thousand Dollars (\$10,000.00).

WITNESSES (Before the Grand Jury):

Wesley Edens, Office of State Auditor and Inspector, 100 State Capitol, Oklahoma City, OK
Jackie Johnson, OAG Chief Investigator, Attorney General Building, 313 N.E. 21st,
Oklahoma City, OK

Phyllis Walta, Esq., Walta & Walta, 120 East Oklahoma, Hennessey, OK

Louis Wood, 300 West Birmingham Street, Broken Arrow, OK

Joy Plested, Director of Accounting, Broken Arrow Public Schools, 701 South Main Street,
Broken Arrow, OK

Wes Smithwick, Broken Arrow Chamber of Commerce, 210 N. Main Street, Suite C,
Broken Arrow, OK

Dwayne Thompson, Chief Administrative Officer, Broken Arrow Public Schools, 701 South Main
Street, Broken Arrow, OK

Sharon Whelpley, 10308 S. 197th Avenue, Broken Arrow, OK

Stephanie Jean Updike, 8676 S. Murphree Drive, Broken Arrow, OK

Terry Lynn Stover, 4706 S. 199th Avenue, Broken Arrow, OK

Maryanne Flippo, 7209 S. Date Avenue, Broken Arrow, OK

Sharolyn (Shari) Wilkins, 2705 N. 14th Street, Broken Arrow, OK

Gary Gerber, c/o Mark Jennings, Esq., Brewster & DeAngelis, PLLC, 2617 E. 21st Street,
Tulsa, OK

Kristin Rankin, Windstream Communications, 4001 Rodney Parham, Little Rock, AR

Matt Watson, Windstream Communications, 4001 Rodney Parham, Little Rock, AR

Ryan Chevront, VIP Sports Marketing, Inc., 811 W. Evergreen Ave., Suite 305, Chicago, IL

Daniel D. Rice, Windstream Communications, 14206 S. Toledo Avenue, Bixby, OK

Don Wilborne, 5 Noyant Court, Little Rock, AR

Deborah Sovereign, Kellogg & Sovereign Consulting, LLC, 1101 Stadium Drive, Ada, OK

Michael O'Bryan, Windstream Communications, 5506 Walsh Lane, Little Rock, AR

Cheryl Krueger, Windstream Communications, 401 S. 21st Street, Suite 100, Lincoln, NB

Ed Bryson, 83 Front Street, Sekiu, WA

OF 12-5351

FILED IN THE DISTRICT COURT OF OKLAHOMA COUNTY, OK

IN THE SUPREME COURT OF THE STATE OF OKLAHOMA
IN THE DISTRICT COURT OF THE STATE OF OKLAHOMA

SEP 27 2012

PATRICIA PRESLEY, COURT CLERK
DEPUTY

IN THE MATTER OF THE MULTICOUNTY GRAND JURY, STATE OF OKLAHOMA)

Case No. SCAD-2011-9
D.C. Case No. CV-2011-81

ORDER DETERMINING VENUE, SEALING INDICTMENT, REQUIRING TRANSMITTAL OF INDICTMENT TO COUNTY OF VENUE, AND AUTHORIZING DISTRICT COURT TO OPEN FOR PURPOSE OF ISSUANCE OF WARRANT

NOW on this 23 day of August, 2012, the Court having been presented, in open court, an indictment returned by the Oklahoma Multicounty Grand Jury, the Court finds and orders as follows:

1. Said indictment having been examined by the Court, the Court pursuant to the provisions of 22 O.S. Section 358 finds and orders that venue and jurisdiction shall be in Oklahoma County, State of Oklahoma;
2. That said indictment shall be transmitted by the Attorney General or one of his Assistant Attorneys General to the District Court Clerk of Oklahoma County who, thereafter, upon receipt thereof shall notify the District Judge of Oklahoma County of the filing of the same;
3. That the District Judge of Oklahoma County shall proceed according to the provisions of Title 22 O.S. Section 386;
4. That said indictment may be unsealed by the District Judge of Oklahoma County for the purpose of issuing arrest warrants, and thereafter shall remain sealed under the Order of the District Court of Oklahoma County until such time following the arrest and arraignment of the named accused.

Barbara Swinton
BARBARA G. SWINTON, PRESIDING JUDGE
OF THE MULTICOUNTY GRAND JURY

I, PATRICIA PRESLEY, Court Clerk for Oklahoma County, Okla., hereby certify that the foregoing is a true, correct and complete copy of the instrument herewith set out as appears of record in the District Court Clerk's Office of Oklahoma County, Okla., this 23 day of August, 2012
By *[Signature]*
PATRICIA PRESLEY, Court Clerk
Deputy