



work on the kind of trees that she had and that he would have to rent a machine to remove the stumps and that it would cost another \$1000.00 to rent the machine. Thornburg returned the next day and told her he was unable to rent a machine and would have to buy one and stated he would need additional money for that purpose. She refused to pay him any more and despite numerous messages and attempts to contact Thornburg, he has not returned to Sherbon's residence to remove the stumps.

That said practices by the Defendant caused Sherbon, an elderly person to be deceived and misled to her detriment in an amount under \$100,000.00 and that Defendant knowingly entered into a business relationship to deprive Sherbon of her property contrary to the provisions of Exploitation of an Elderly Person or Disabled Adult, Section 843.47 of Title 21 of the Oklahoma Statutes, and against the peace and dignity of the State of Oklahoma.

**COUNT II:**

That **Brian Howell Thornburg** ("Defendant"), along with Jim LNU in Cleveland County, State of Oklahoma, on or about December 1, 2010, at and within the said County and State aforesaid, did then and there unlawfully, willfully, intentionally, knowingly and feloniously commit the crime of **Exploitation of Elderly Person or Disabled Adult**.

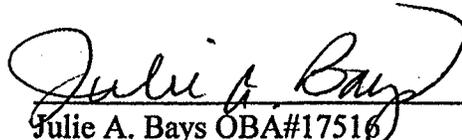
That on or about December 1, 2010 Violet Mae Young, 78 (hereafter "Young"), of Cleveland County, Oklahoma, entered into a contract with Defendant, who owns, operates, or works for Nationwide Tree Service to trim a tree on her property. Shortly thereafter, the Defendant told Young that the tree was infested with termites and needed to be removed. Young paid the Defendant \$500.00 to remove the small tree and stump. Young later discovered that the stump was never removed. Despite numerous messages and attempts to contact Thornburg, he has not returned to Young's residence to remove the stump.

That said practices by the Defendant caused Young, an elderly person to be deceived and misled to her detriment in an amount under \$100,000.00 and that Defendant knowingly entered into a business relationship to deprive Young of her property contrary to the provisions of Exploitation of an Elderly Person or Disabled Adult, Section 843.47 of Title 21 of the Oklahoma Statutes, and against the peace and dignity of the State of Oklahoma.

I have examined the facts in this case and recommend that a warrant be issued this 27 day of June, 2011.

E. SCOTT PRUITT  
ATTORNEY GENERAL

By:



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**Violation & Penalty**

**21 O.S. 843.4**

Not exceeding 10 years and/or

Not exceeding \$10,000 fine

Witnesses:

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Violet Mae Young  
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