

3055
IN THE DISTRICT COURT OF OKLAHOMA COUNTY
STATE OF OKLAHOMA

INFORMATION

FILED IN THE DISTRICT COURT
OKLAHOMA COUNTY, OKLA.

JUN 28 2012

PATRICIA PRESLEY, COURT CLERK
by _____ DEPUTY

THE STATE OF OKLAHOMA,)
)
Plaintiff,)
)
vs.) No.
)
RICHARD JOHN ZELLER,)
)
Defendant.)

CF-2012-4071

In the name and by the authority of the State of Oklahoma:

Now comes **E. SCOTT PRUITT, ATTORNEY GENERAL**, in and for the State and County aforesaid, and gives the court to know and be informed as follows:

COUNT 1: On or about February 25, 2010, in Oklahoma County, State of Oklahoma, **RICHARD JOHN ZELLER**, did wilfully, intentionally, knowingly and feloniously commit the crime of **FALSE CLAIM FOR INSURANCE**, a felony in violation of **Title 21 O.S. §1662**,; to-wit, by submitting false and fraudulent receipts from Snap-On Tools and Vintage Tin Automotive to Travelers Insurance Claim in support of claim number UJH4869001, contrary to the form of the Statutes and against the peace and dignity of the State of Oklahoma.

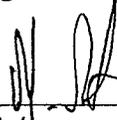
E. SCOTT PRUITT
ATTORNEY GENERAL OF OKLAHOMA



Marc S. Pate, OBA #10567
Assistant Attorney General
313 N.E. 21st Street
Oklahoma City, Oklahoma 73105
(405) 522-3921

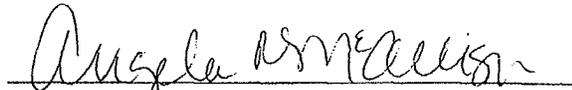
STATE OF OKLAHOMA)
OKLAHOMA COUNTY) ss

I do solemnly swear that the statements and allegations set forth in the within information are true.



Marc S. Pate
Assistant Attorney General

Signed and sworn to before me by Marc S. Pate on the 27th day of June, 2012.



Notary Public

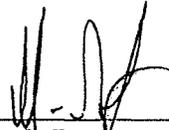
(SEAL)

My Commission Expires:



E. SCOTT PRUITT
ATTORNEY GENERAL OF OKLAHOMA

By:



Marc S. Pate
Assistant Attorney General

Violation and Penalty:

21 O.S §1662: Not exceeding three (3) years and/or not exceeding \$1,000.00 fine

totaled \$145.34. This was a legitimate purchase by **Richard John Zeller**. **Richard John Zeller** did not make the purchase of the 28 items for \$2,325.62. The invoice presented to Travelers was altered to reflect the inflated purchase.

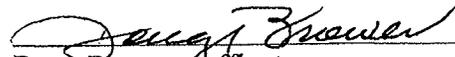
Investigator Miller conducted an interview with Brent Burnham, at his place of business Automotive Solutions, 210 S. Eagle Lane, Oklahoma City, OK. Burnham and **Richard John Zeller** were in business together for 2 years under the name AutoMasters. Burnham claimed AutoMasters was in his name because **Richard John Zeller** had filed bankruptcy on Vintage Tin Automotive. AutoMasters used the same AllData software as **Richard John Zeller** had used with Vintage Tin Automotive, and those records were still on his database. Burnham was shown copies of invoices #35688 dated August 24, 2005, for parts totaling \$1,338.82 and #38546, dated June 23, 2006, for parts and labor totaling \$977.75. These invoices matched those **Richard John Zeller** had submitted to Travelers Insurance Company for proof of purchase. Burnham was able to look up the invoices from Vintage Tin Automotive on his computer through the AllData software. Burnham found both invoices were voided tickets, which meant there was never a purchase.

There was another handwritten receipt **Richard John Zeller** had submitted to Travelers Insurance Company for a Honda Generator, purchased from Brent Burnham for \$950.00. Burnham said that he had sold the generator to **Richard John Zeller** for \$950.00.

Linda Siegle, Claims Manager with Travelers Insurance Company provided documentation of expenses incurred by Travelers as a result of **Richard John Zeller's** fraudulent claim 270FRuJH4869K. The expenses were incurred through court reporters, private investigators, and attorney fees. These expenses totaled \$4,039.92.

Based on the above information, I believe that probable cause exists to show **Richard John Zeller** committed the crime of FALSE CLAIM FOR INSURANCE in violation of 21O.S. 1662, a felony, and therefore request that a warrant issue for his arrest.

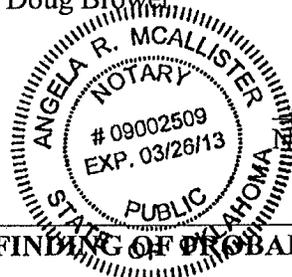
FURTHER AFFIANT SAYETH NOT.

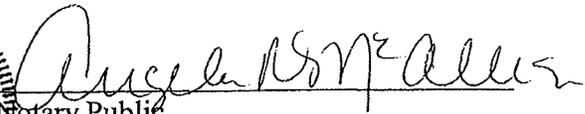


Doug Brower, Affiant

This affidavit was subscribed and sworn to before me this 27th day of June, 2012, by Doug Brower

(SEAL)





Notary Public

My commission Expires: _____

FINDING OF PROBABLE CAUSE

Witnesses

Linda Siegle
Travelers Insurance
10800 Richmond Ave
P.O. Box 42837
Houston, Texas 77042

Brent Burnham
Automotive Solutions
210 S. Eagle Ln.
Oklahoma City, Oklahoma 73128

Leisa Castle
Travelers Insurance
4650 Westway Park Blvd., Ste. 350
Houston, Texas 77041

Dana Miller
c/o Oklahoma Attorney General's Office
313 N.E. 21st
Oklahoma City, Oklahoma 73105

Judy Lopez
Travelers Insurance
4650 Westway Park Blvd., Ste. 350
Houston, Texas 77041

Justin Ramsey
Snap-On Tools
4403 Buckhorn Ln.
El Reno, Oklahoma 73036

Jason Quast
Travelers Insurance
4650 Westway Park Blvd., Ste. 350
Houston, Texas 77041

On the _____, day of _____, 2011, the above captioned case came before me, the undersigned Judge of the District Court of Oklahoma County, Oklahoma, upon the Affidavit of Probable Cause of Doug Brower, Chief Investigator with the Office of Attorney General, requesting that a Warrant of Arrest issue for the within named Defendant, Eduardo Gutierrez, that he might be arrested and held to answer for the offenses of Engaging In A Pattern of Criminal Offenses, through Workers' Compensation Fraud and Perjury. Based upon said Affidavit, I am satisfied and do hereby find that the offenses of Workers' Compensation Fraud had been committed, that there is probable cause to believe the within named Defendant has committed said offenses and that a Warrant of Arrest should issue.

Dated this _____ day of _____, 2011.

Judge of the District Court