

IN THE DISTRICT COURT OF GRADY COUNTY  
STATE OF OKLAHOMA

STATE OF OKLAHOMA, )  
)  
Plaintiff, )  
)  
v. )  
)  
NORMAN THOMAS GOMES, )  
W/M, DOB: March, 1982 )  
SSN: XXX-XX-3822 )  
)  
Defendant. )  
  
COUNTY OF GRADY )  
) ss.  
STATE OF OKLAHOMA )

Case No. CF-2022-136

FILED IN DISTRICT COURT  
Grady County, Oklahoma

AUG 10 2022

LISA HANNAH, Court Clerk  
By Deputy

**SUPPLEMENTAL AFFIDAVIT OF PROBABLE CAUSE**

I, Kenneth Rodgers, do attest that the following is true and factual to the best of my knowledge with regard to the following information. This affidavit does not include each and every fact known to the State of Oklahoma, but only those facts necessary to support a finding of probable cause. I am currently employed as an Agent for the State of Oklahoma, Office of the Attorney General, assigned to the Consumer Protection Unit.

In July 2021, the Oklahoma Attorney General's Office ("OAG") Consumer Protection Unit ("CPU") began investigating a consumer fraud case involving Norman Thomas Gomes, doing business as BNV Construction, OAG Case number CINV-21-0018, after receiving several complaints. Your Affiant was assigned to the case. During the investigation, your Affiant has discovered several incidents and victims involving Embezzlement at the hands of Norman Gomes. As a result of the investigation, Gomes was charged in the District Court of Grady County with five (5) counts of Embezzlement 21 O.S. § 1451, and one (1) count of Pattern of Criminal Offenses, 21 O.S. § 425 (Felony), on June 9<sup>th</sup>, 2022. Following the filing of those charges, an additional victim was identified and filed a Consumer Complaint against Norman Gomes. The victim (1) reported similar criminal patterns as the first five (5) victims of Gomes. The following are the details of this additional incident:

1. Complainant Janice Welch (79 years of age) resides at 20020 Country Road 1330, Anadarko, OK 73005 in Caddo County. Welch needed her roof replaced and contacted Gomes to complete the work. Welch entered into a verbal contract with Gomes to replace the roof at her residence. Per their agreement, Welch gave Gomes full payment by check for \$14,961.99 on January 15<sup>th</sup>, 2021. This transaction occurred at Conoco located at 512 E. Highway 62 Verden, Oklahoma 73092 in Grady County. Gomes then deposited that check into his BancFirst account on that same day. Gomes told Welch he would start work in a week or two, but never did. Welch contacted Gomes by phone several times, but Gomes ignored the calls. Gomes did not start any work, ceased all communication, and did not refund Welch the money.

This investigation has shown that since July 2021 to this present date, Norman Gomes has committed six (6) counts of Embezzlement against six (6) different victims. One (1) victim is identified in this affidavit with a total amount embezzled equaling \$14,961.99. The five (5) other counts of Embezzlement against five (5) different victims are identified in the previously filed Affidavit of Probable Cause dated June 9, 2022.

This brings the total amount Embezzled by Gomes from the six (6) total victims to \$49,384.95.

Your Affiant believes probable cause exists to show the Defendant committed one (1) count of **Embezzlement in violation of Oklahoma Statute 21 O.S. § 1451**. The undersigned asks that this Court issue a finding of fact that there is probable cause to believe that the above-named Defendant committed these crimes and issue a warrant for the arrest of Norman Thomas Gomes.

Further Affiant sayeth not.

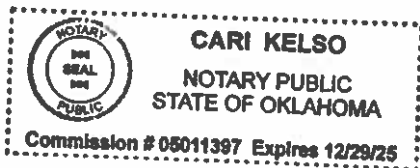
JOHN M. O'CONNOR  
OKLAHOMA ATTORNEY GENERAL

By:   
Kenneth Rodgers, Agent  
Consumer Protection Unit

SUBSCRIBED AND SWORN to before me this 8<sup>th</sup> day of August 2022.

  
Notary Public

Commission Expires: 12-29-2025  
Commission Number: 5011397



IN THE DISTRICT COURT OF GRADY COUNTY  
STATE OF OKLAHOMA

STATE OF OKLAHOMA, )  
)  
Plaintiff, )  
vs. )  
)  
NORMAN THOMAS GOMES, )  
W/M DOB: 3/28/1982 )  
SSN: xxx-xx-3822 )  
)  
Defendant. )

Case No. CF-2022-136

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AMENDED INFORMATION

COUNTS I-V:

**EMBEZZLEMENT ~ 21 O.S. §1451 (B)(3), FELONY**

This crime is punishable by not more than 5 years imprisonment and a fine up to \$5,000.00

COUNT VI:

**EMBEZZLEMENT ~ 21 O.S. §1451 (B)(1), MISDEMEANOR**

This crime is punishable by not more than 1 year imprisonment in county jail and a fine up to \$1,000.00

COUNT VII:

**PATTERN OF CRIMINAL OFFENSES ~ 21 O.S. §425, FELONY**

This crime is punishable by not more than 2 years imprisonment or up to 1 year in the county jail and/or a fine up to \$25,000

**COMES NOW** John M. O'Connor, the duly authorized and acting Attorney General of the State of Oklahoma, in the name and by the authority of the State of Oklahoma, and on his official oath gives information as follows:

**COUNT I:**

That between January, 2021, and June, 2021, the crime of **EMBEZZLEMENT** was feloniously committed in GRADY COUNTY, State of Oklahoma, by **NORMAN THOMAS GOMES** d/b/a BNV Construction, to wit:

The Defendant fraudulently appropriated \$7,867.48, belonging to Jared Ellis and which had been entrusted to the Defendant for the specific purpose to use for labor and materials to replace his roof, to the Defendant's own use and benefit, a purpose not intended or authorized by Mr. Ellis; and/or to any use or purpose not intended or authorized by Mr. Ellis.

Said actions and practices are contrary to the provisions of Section 1451 of Title 21 of the Oklahoma Statutes and against the peace and dignity of the State of Oklahoma.

**COUNT II:**

That between April, 2021, and July, 2021, the crime of **EMBEZZLEMENT** was feloniously committed in BECKHAM COUNTY, State of Oklahoma, by **NORMAN THOMAS GOMES** d/b/a BNV Construction, to wit:

The Defendant fraudulently appropriated \$9,563.57, belonging to Shawn Sandt and which had been entrusted to the Defendant for the specific purpose to use for labor and materials to replace his roof, to the Defendant's own use and benefit, a purpose not intended or authorized by Mr. Sandt; and/or to any use or purpose not intended or authorized by Mr. Sandt.

Said actions and practices are contrary to the provisions of Section 1451 of Title 21 of the Oklahoma Statutes and against the peace and dignity of the State of Oklahoma.

**COUNT III:**

That between September, 2020, and July, 2021, the crime of **EMBEZZLEMENT** was feloniously committed in CADDO COUNTY, State of Oklahoma, by **NORMAN THOMAS GOMES** d/b/a BNV Construction, to wit:

The Defendant fraudulently appropriated \$10,560.91, belonging to Dorothy Mehan and which had been entrusted to the Defendant for the specific purpose to use for labor and materials to remodel her residence, to the Defendant's own use and benefit, a purpose not intended or authorized by Ms. Mehan; and/or to any use or purpose not intended or authorized by Ms. Mehan.

Said actions and practices are contrary to the provisions of Section 1451 of Title 21 of the Oklahoma Statutes and against the peace and dignity of the State of Oklahoma.

**COUNT IV:**

That between March, 2021, and February, 2022, the crime of **EMBEZZLEMENT** was feloniously committed in GRADY COUNTY, State of Oklahoma, by **NORMAN THOMAS GOMES** d/b/a BNV Construction, to wit:

The Defendant fraudulently appropriated \$5,931.00, belonging to Layne Thrift and which had been entrusted to the Defendant for the specific purpose to use for labor and materials to build an outdoor patio roof, to the Defendant's own use and benefit, a purpose not intended or authorized by Mr. Thrift; and/or to any use or purpose not intended or authorized by Mr. Thrift.

Said actions and practices are contrary to the provisions of Section 1451 of Title 21 of the Oklahoma Statutes and against the peace and dignity of the State of Oklahoma.

**COUNT V:**

That between January, 2021, and May, 2022, the crime of **EMBEZZLEMENT** was feloniously committed in CADDO COUNTY, State of Oklahoma, by **NORMAN THOMAS GOMES** d/b/a BNV Construction, to wit:

The Defendant fraudulently appropriated \$14,961.99, belonging to Janice Welch and which had been entrusted to the Defendant for the specific purpose to use for labor and materials to build a roof, to the Defendant's own use and benefit, a purpose not intended or authorized by Ms. Welch; and/or to any use or purpose not intended or authorized by Mr. Thrift.

Said actions and practices are contrary to the provisions of Section 1451 of Title 21 of the Oklahoma Statutes and against the peace and dignity of the State of Oklahoma.

**COUNT VI:**

That between December, 2021, and March, 2022, the crime of **EMBEZZLEMENT** was committed in OKLAHOMA COUNTY, State of Oklahoma, by **NORMAN THOMAS GOMES** d/b/a BNV Construction, to wit:

The Defendant fraudulently appropriated \$500.00, belonging to Doug Wilson and which had been entrusted to the Defendant for the specific purpose of a down payment for a trailer, to the Defendant's own use and benefit, a purpose not intended or authorized by Mr. Wilson; and/or to any use or purpose not intended or authorized by Mr. Wilson.

Said actions and practices are contrary to the provisions of Section 1451 of Title 21 of the Oklahoma Statutes and against the peace and dignity of the State of Oklahoma.


**COUNT VII:**

That on or between September, 2020, and March, 2022, the crime of **PATTERN OF CRIMINAL OFFENSES IN TWO OR MORE COUNTIES** was feloniously committed in the counties of CADDO, BECKHAM, GRADY, and OKLAHOMA, State of Oklahoma, by **NORMAN THOMAS GOMES** d/b/a BNV Construction, to wit:

The Defendant engaged in a pattern of Embezzlement as alleged in Counts I and V as part of the same plan, scheme, or adventure.

Said actions and practices are contrary to the provisions of Sections 425 of Title 21 of the Oklahoma Statutes and against the peace and dignity of the State of Oklahoma.

**JOHN M. O'CONNOR**  
**ATTORNEY GENERAL OF OKLAHOMA**

By:   
Matthew E. Willoughby, OBA No. 33305  
Assistant Attorney General  
313 N.E. 21<sup>st</sup> Street  
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Telephone: (405) 522-3061  
Facsimile: (405) 522-0085

**WITNESSES ENDORSED FOR THE STATE OF OKLAHOMA**

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1.     **AGENT PATRICK LAMBAKIS**  
c/o Oklahoma office of the Attorney General  
Consumer Protection Unit  
313 N.E. 21<sup>st</sup> Street  
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2.     **AGENT-IN-CHARGE BRENT GREEN**  
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3.     **AGENT KENNETH RODGERS**  
Oklahoma office of the Attorney General  
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4.     **DOROTHY MEHAN**  
19178 CS 2750  
Minco, OK 73059
  
5.     **HERMAN MEHAN**  
19178 CS 2750  
Minco, OK 73059
  
6.     **SHAWN SANDT**  
205 Maple St.  
Elk City, OK 73644
  
7.     **JARED ELLIS**  
319 Christopher Drive  
Chickasha, OK 73018
  
8.     **LAYNE THRIFT**  
1828 South 15<sup>th</sup> Street  
Chickasha, OK 73018
  
9.     **J.C. CASEY**  
1828 South 15<sup>th</sup> Street  
Chickasha, OK 73018
  
10.    **DOUG WILSON**  
106 E. Three Oaks Drive  
Luther, OK 73054

11. **JANICE WELCH**  
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12. **BANCFIRST REPRESENTATIVE AND/OR RECORDS CUSTODIAN**  
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13. **MELISSA ELLISON**  
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