

FILED
IN THE DISTRICT COURT

OCT 27 2023

POTTAWATOMIE COUNTY, OK
VALERIE N. UELTZEN, COURT CLERK
BY _____ DEPUTY

**IN THE DISTRICT COURT OF POTTAWATOMIE COUNTY
STATE OF OKLAHOMA**

STATE OF OKLAHOMA,)
)
Plaintiff,)
v.)
)
BENJAMIN LEVI MOORE)
W/M, DOB: JUNE 1987)
SSN: XXX-XX-0496)
)
Defendant.)

Case No. CF-2023-449

INFORMATION

COUNTS I-II:

EMBEZZLEMENT ~ 21 O.S. §1451(B)(2), FELONY

This crime is punishable by not more than 2 years imprisonment or up to 1 year in the county jail and a fine up to \$5,000

COUNTS III-VI:

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

COUNTS VII-IX:

EMBEZZLEMENT ~ 21 O.S. §1451(B)(4), FELONY

This crime is punishable by not more than 8 years imprisonment and a fine up to \$10,000

COUNT X:

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 county jail and/or a fine up to \$25,000

COMES NOW Gentner Drummond, the duly elected, qualified, 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 approximately between the 1st of March 2022 and the 1st of July 2022, the crime of **EMBEZZLEMENT** was feloniously committed in CREEK COUNTY, State of Oklahoma, by **BENJAMIN MOORE** d/b/a Moore Construction., to wit:

The Defendant fraudulently appropriated an amount in excess of \$1,000.00, which

belonged to David Thornton and had been entrusted to the Defendant to pay for labor and materials to erect a front deck on his property, to the Defendant's own use and benefit, a purpose not intended or authorized by Mr. Thornton; and/or to any use or purpose not intended or authorized by Mr. Thornton.

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 approximately between the 1st of September 2021 and the 1st of December 2021, the crime of **EMBEZZLEMENT** was feloniously committed in HUGHES COUNTY State of Oklahoma, by **BENJAMIN MOORE** d/b/a Moore Construction., to wit:

The Defendant fraudulently appropriated an amount in excess of \$1,000.00, which belonged to Sheila Ludwick and had been entrusted to the Defendant to pay for labor and materials to complete various construction and remodeling on two of her properties, to the Defendant's own use and benefit, a purpose not intended or authorized by Ms. Ludwick; and/or to any use or purpose not intended or authorized by Ms. Ludwick.

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 approximately between the 1st of February 2022 and the 1st of March 2022, the crime of **EMBEZZLEMENT** was feloniously committed in CREEK COUNTY, State of Oklahoma, by **BENJAMIN MOORE** d/b/a Moore Construction., to wit:

The Defendant fraudulently appropriated an amount of \$2,500.00 or more, which belonged to Ron Leonard and had been entrusted to the Defendant to pay for labor and materials to complete remodeling on his property, to the Defendant's own use and benefit, a purpose not intended or authorized by Mr. Leonard; and/or to any use or purpose not intended or authorized by Mr. Leonard.

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 approximately between the 1st of March 2022 and the 1st of July 2022, the crime of **EMBEZZLEMENT** was feloniously committed in TULSA COUNTY, State of Oklahoma, by **BENJAMIN MOORE** d/b/a Moore Construction., to wit:

The Defendant fraudulently appropriated an amount in excess of \$2,500.00, which belonged to Tollie Dodson and had been entrusted to the Defendant to pay for labor and materials to erect a rear-patio deck on his property, to the Defendant's own use and benefit, a purpose not intended or authorized by Mr. Dodson; and/or to any use or purpose not intended or authorized by Mr. Dodson.

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 approximately between the 1st of June 2023 and the 1st of July 2023, the crime of **EMBEZZLEMENT** was feloniously committed in TULSA COUNTY, State of Oklahoma, by **BENJAMIN MOORE** d/b/a Moore Construction., to wit:

The Defendant fraudulently appropriated an amount in excess of \$2,500.00, which belonged to Dushyant Dhundara and had been entrusted to the Defendant to pay for labor and materials to erect a fence on his property, to the Defendant's own use and benefit, a purpose not intended or authorized by Mr. Dhundara; and/or to any use or purpose not intended or authorized by Mr. Dhundara.

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 approximately between the 1st of November 2021 and the 1st of July 2022, the crime of **EMBEZZLEMENT** was feloniously committed in OKFUSKEE COUNTY, State of Oklahoma, by **BENJAMIN MOORE** d/b/a Moore Construction., to wit:

The Defendant fraudulently appropriated an amount in excess of \$2,500.00, which belonged to Priscilla Caldwell and had been entrusted to the Defendant to pay for labor and materials to construct a two-car garage as well as a front porch and back steps on her property, to the Defendant's own use and benefit, a purpose not intended or authorized by Ms. Caldwell; and/or to any use or purpose not intended or authorized by Ms. Caldwell.

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 approximately between the 1st of March 2022 and the 1st of August 2022, the crime of **EMBEZZLEMENT** was feloniously committed in POTTAWATOMIE COUNTY, State of Oklahoma, by **BENJAMIN MOORE** d/b/a Moore Construction., to wit:

The Defendant fraudulently appropriated an amount in excess of \$15,000.00, which belonged to Robert Davis and had been entrusted to the Defendant to pay for labor and materials to complete various construction and remodeling his property, to the Defendant's own use and benefit, a purpose not intended or authorized by Mr. Davis; and/or to any use or purpose not intended or authorized by Mr. Davis.

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 VIII:

That approximately between the 1st of June 2022 and the 1st of July 2022, the crime of **EMBEZZLEMENT** was feloniously committed in NOBLE COUNTY, State of Oklahoma, by **BENJAMIN MOORE** d/b/a Moore Construction., to wit:

The Defendant fraudulently appropriated an amount in excess of \$15,000.00, which belonged to Cassandra Bratcher and had been entrusted to the Defendant to pay for labor and materials to complete various construction and remodeling on her property, to the Defendant's own use and benefit, a purpose not intended or authorized by Ms. Bratcher; and/or to any use or purpose not intended or authorized by Ms. Bratcher.

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 IX:

That approximately between the 1st of January 2022 and the 1st of April 2022, the crime of **EMBEZZLEMENT** was feloniously committed in LEFLORE COUNTY, State of Oklahoma, by **BENJAMIN MOORE** d/b/a Moore Construction., to wit:

The Defendant fraudulently appropriated an amount in excess of \$15,000.00, which belonged to Steve Pereira and had been entrusted to the Defendant to pay for labor and materials to erect a small house on his property, to the Defendant's own use and benefit, a purpose not intended or authorized by Mr. Pereira; and/or to any use or purpose not intended or authorized by Mr. Pereira.

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.

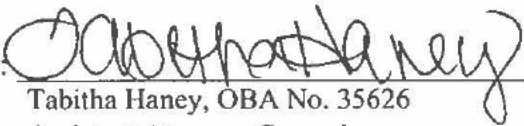
COUNT X:

That approximately between the 1st of September 2021 and the 1st of July 2023, the crime of **PATTERN OF CRIMINAL OFFENSES IN TWO OR MORE COUNTIES** was feloniously committed in the counties of CREEK, TULSA, HUGHES, POTTAWATOMIE, NOBLE, OKFUSKEE, and LEFLORE, State of Oklahoma, by **BENJAMIN MOORE** d/b/a Moore Construction., to wit:

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

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

**GENTNER DRUMMOND
ATTORNEY GENERAL OF OKLAHOMA**

BY:  _____

Tabitha Haney, OBA No. 35626

Assistant Attorney General

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WITNESSES ENDORSED FOR THE STATE OF OKLAHOMA

■ [REDACTED]
[REDACTED]
[REDACTED]

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