

STATE OF MARYLAND

*

IN THE

v.

*

CIRCUIT COURT FOR

MICHAEL WILLIAM PERRY

*

FREDERICK COUNTY

Defendant

*

CASE NO.: C10-CR-25-581

* * * * *

INDICTMENT

THE GRAND JURY, for the State of Maryland, sitting in Frederick County, upon their oath and affirmation, present the following:

COUNT 1—EMBEZZLEMENT—MISAPPROPRIATION BY FIDUCIARY

1. From in or about December 2021, through and including March 2023, in Frederick County, Maryland, **MICHAEL PERRY**, being a fiduciary of the business known as GROUNDSWELL MMA LLC [hereinafter, “GROUNDSWELL”], did fraudulently and willfully appropriate to a use contrary to his trust, money held by him in his fiduciary capacity, to wit: **PERRY**, being a Member of GROUNDSWELL and having a duty to ensure that contributions, expenditures, and loans were made in accordance with the terms of the Operating Agreement, made payments to himself personally or for his personal use and benefit in the amount of approximately \$66,904.93, in violation of Criminal Law Article, §7-113 of the *Annotated Code of Maryland*, and against the peace, government, and dignity of the State.

Annotated Code of Maryland, Criminal Law Code § CR 7-113

CJIS Code 1_2799

Penalty: Not less than 1 year and not exceeding 5 years

COUNT 2—THEFT SCHEME

Withdrawals/Transfers—\$25,000 to \$100,000

2. From in or about December 2021, through and including March, 2023, in Frederick County,

Maryland, **MICHAEL PERRY** did, pursuant to one scheme and continuing course of conduct, steal from GROUNDSWELL, for his personal use and benefit, monies, credit, or funds having a value of at least \$25,000 but less than \$100,000, in violation of Criminal Law Article, §7-104 of the *Annotated Code of Maryland* and against the peace, government, and dignity of the state.

Annotated Code of Maryland, Criminal Law Code § CR 7-104

CJIS Code 1_1139

Penalty: 10 years and/or \$15,000

COUNT 3—THEFT

BMW Down Payment—\$1,500 to \$25,000

3. On or about July 28, 2022, in Frederick County, Maryland, **MICHAEL PERRY** did steal from GROUNDSWELL for his personal use and benefit, monies, credits, or funds having a value of at least \$1,500 but less than \$25,000, in violation of Criminal Law Article, §7-104 of the *Annotated Code of Maryland* and against the peace, government, and dignity of the state.

Annotated Code of Maryland, Criminal Law Code § CR 7-104

CJIS Code 1_1136

Penalty: 5 years and/or \$10,000

COUNT 4—IDENTITY FRAUD (ASSUMING IDENTITY OF ANOTHER)

American Express—\$1,500 to \$25,000

4. In or around July 2022, in Frederick County, Maryland, **MICHAEL PERRY** possessed personal identifying information of Z.D., without the consent of Z.D., for the purpose of using that information to obtain a benefit, to wit: **PERRY** used Z.D.'s social security number without his consent, representing that he was Z.D. to obtain credit from American Express, having a value of at least \$1,500 but less than \$25,000, in violation of Criminal Law Article §8-301 of the *Annotated Code of Maryland*, and against the peace, government, and dignity of the State.

Annotated Code of Maryland, Criminal Law Code § CR 8-301

CJIS Code 1_1361

Penalty: 5 years and/or \$10,000

COUNT 5—IDENTITY FRAUD (ASSUMING IDENTITY OF ANOTHER)

Fundbox Inc. (\$39,000)—\$25,000 to \$100,000

5. In or around May 2022, in Frederick County, Maryland, **MICHAEL PERRY** did knowingly, willfully, and with fraudulent intent possess personal identifying information of Z.D., without the consent of Z.D., for the purpose of using that information to obtain a benefit, to wit: **PERRY** used Z.D.'s social security number without his consent, signed the Term Loan Personal Guarantee on behalf of Z.D., representing that he was Z.D., to obtain financing from Fundbox Inc., having a value of \$39,000, in violation of Criminal Law Article §8-301 of the *Annotated Code of Maryland*, and against the peace, government, and dignity of the State.

Annotated Code of Maryland, Criminal Law Code § CR 8-301

CJIS Code 1_1360

Penalty: 10 years and/or \$15,000

COUNT 6—IDENTITY FRAUD (ASSUMING IDENTITY OF ANOTHER)

CFG Merchant Solutions (\$12,000)—\$1,500 to \$25,000

6. In or around August 2022, in Frederick County, Maryland, **MICHAEL PERRY** did knowingly, willfully, and fraudulently possess personal identifying information of Z.D., without the consent of Z.D., for the purpose of using that information to obtain a benefit, to wit: **PERRY** used Z.D.'s social security number without his consent, signed on behalf of Z.D., representing that he was Z.D., to obtain financing from CFG Merchant Solutions, having a value of \$12,000 in violation of Criminal Law Article §8-301 of the *Annotated Code of Maryland*, and against the peace, government, and dignity of the State.

Annotated Code of Maryland, Criminal Law Code § CR 8-301

CJIS Code 1_1361

Penalty: 5 years and/or \$10,000

COUNT 7—IDENTITY FRAUD (ASSUMING IDENTITY OF ANOTHER)

Fundamental Capital (\$21,340)—\$1,500 to \$25,000

7. In or around October of 2022, in Frederick County, Maryland **MICHAEL PERRY** did knowingly, willfully, and fraudulently possess personal identifying information of Z.D., without the consent of Z.D., for the purpose of using that information to obtain a benefit, to wit: **PERRY** used Z.D.'s social security number without his consent, signed on behalf of Z.D., representing that he was Z.D., and pretended to be Z.D. in a telephone conversation, to obtain financing from Fundamental Capital, having a value of \$21,340 in violation of Criminal Law Article §8-301 of the *Annotated Code of Maryland*, and against the peace, government, and dignity of the State.

Annotated Code of Maryland, Criminal Law Code § CR 8-301

CJIS Code 1_1361

Penalty: 5 years and/or \$10,000

COUNT 8—WILLFUL FAILURE TO FILE TAX RETURN

2023

8. On or about April 18, 2023, in Frederick County, Maryland, and elsewhere, **MICHAEL PERRY** did willfully fail to file a Maryland income tax return as required by law, in violation of Tax - General Article § 13-1001(d) of the Maryland Code against the peace, government, and dignity of the state.

Annotated Code of Maryland, Tax – General Article § 13-1001(d)

CJIS Code 1-0831

Penalty: 5 years and/or \$10,000

TRUE BILL
FOREMAN OF THE GRAND JURY

BY: 

BY: Sarah R. David
Sarah R. David, Deputy State Prosecutor
Maryland Office of the State Prosecutor

BY: Stephanie L. Haddad
Stephanie L. Haddad, Assistant State Prosecutor
Maryland Office of the State Prosecutor

