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Attorneys for the People of Guam

IN THE SUPERIOR COURT OF GUAM
HAGÁTÑA, GUAM

PEOPLE OF GUAM,

vs.

ANTHONY P. SANCHEZ,

DOB: 06/21/1958

JACK ABRAMOFF,

DOB: 02/28/1959

GREENBERG TRAUIG, LLP,

2101 L. Street, N.W.

Suite 1000

Washington, DC 20037

Tel: (202) 331-3100

Fax: (202) 331-3101

Criminal Case No. CF 527-06

GPD Report No.

Charges:

) 1) **UNLAWFUL INFLUENCE**

) (As a 3rd Degree Felony)

) 2) **CONSPIRACY FOR UNLAWFUL INFLUENCE**

) (As a 3rd Degree Felony)

) 3) **THEFT OF PROPERTY HELD IN TRUST**

) (As a 2nd Degree Felony)

) 4) **THEFT OF PROPERTY HELD IN TRUST (As a 2nd Degree Felony)**

) 5) **OFFICIAL MISCONDUCT**

) (As a Misdemeanor)

) 6) **THEFT BY DECEPTION**

) (As a 2nd Degree Felony)

) 7) **CONSPIRACY FOR THEFT BY DECEPTION**

) (As a 2nd Degree Felony)

) 8) **MISAPPLICATION OF ENTRUSTED FUNDS**

) (As a Misdemeanor)

) 9) **CONSPIRACY FOR MISAPPLICATION OF ENTRUSTED FUNDS**

) (As a 3rd Degree Felony)

) 10) **THEFT (As a 2nd Degree Felony)**

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2nd Superseding INDICTMENT

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THE SUPERIOR COURT OF GUAM GRAND JURY HEREBY CHARGES:

FIRST CHARGE

Unlawful Influence (As a 3rd Degree Felony)

On or about the period January 25, 2001, through February 28, 2003, inclusive, in Guam, ANTHONY P. SANCHEZ, did knowingly offer, confer upon or agree to confer upon, another person any benefit as consideration for improperly influencing or attempting to influence a public servant in the performance of an official function. Specifically, ANTHONY P. SANCHEZ, as Administrative Director for the Superior Court of Guam, did agree to confer to transfer over Three Hundred Thousand Dollars (\$300,000.00) of funds appropriated for the Judicial Branch of the Government of Guam in violation of the Procurement and Supply Management Policy and Procedures of the Judicial Branch of the Government of Guam, to Jack Abramoff and Greenberg Traurig L.L.P. for lobbying fees before the United States Congress, in violation of 9 G.C.A. § 49.40.

SECOND CHARGE

Conspiracy for Unlawful Influence (3rd Degree Felony)

On or about the period January 25, 2001, through February 28, 2003, inclusive, in Guam, ANTHONY P. SANCHEZ, JACK ABRAMOFF, and GREENBERG TRAUIG L.L.P. did

- (a) knowingly agree with one or more other persons, specifically each other, that one of them will engage in conduct that constitutes the crime of Unlawful Influence;
- (b) did so with the intent of engaging in, promoting or assisting in the conduct which constitutes the crime of Unlawful Influence;
- (c) and one of them performed an overt act in pursuance of the agreement. Specifically:
 - (1) ANTHONY P. SANCHEZ, as Administrator for the Superior Court of Guam, sent numerous checks in the amount of Nine Thousand Dollars

1 (\$9,00.00) as payment to JACK ABRAMOFF, and GREENBERG
2 TRAURIG L.L.P. in an attempt to circumvent Procurement and Supply
3 Management Policy and Procedures of the Judicial Branch of the
4 Government of Guam;

5 (2) JACK ABRAMOFF, and GREENBERG TRAURIG L.L.P., after being
6 notified by Howard Hills that he was improperly listed on the Lobbying
7 Registration form with the United States Congress, failed to correct the name
8 of the client or to list the Superior Court of Guam as the provided ^{or} of over Ten 2
9 Thousand Dollars (\$10,000.00) in lobbying contributions as required by
10 United States Public Law 104-65, Lobbying Disclosure Act of 1995;

11 in violation of 9 G.C.A. §§ 13.30 and 49.40(a)
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14 **THIRD CHARGE**

15 ***Theft of Property Held In Trust (2nd Degree Felony)***

16 On or about the period January 25, 2001, through February 28, 2003, inclusive, in Guam,
17 ANTHONY P. SANCHEZ, as Administrative Director for the Superior Court of Guam, did obtain
18 property, specifically funds of the Judicial Branch of the Government of Guam, subject to legal
19 obligations of the Procurement and Supply Management Policy and Procedures of the Judicial
20 Branch of the Government of Guam, and intentionally dealt with the property as his own and failed
21 to make the required disposition. Specifically ANTHONY P. SANCHEZ did funnel funds of the
22 Judicial Branch of the Government of Guam, approximately Three Hundred Twenty Four Thousand
23 Dollars (\$324,000.00) to Jack Abramoff, and Greenberg Traurig L.L.P. under the guise of a
24 professional services contract with Howard Hills for payment to Jack Abramoff, and Greenberg
25 Traurig L.L.P. for lobbying activities before the United States Congress in order to avoid the
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1 Procurement and Supply Management Policy and Procedures of the Judicial Branch of the
2 Government of Guam, in violation of 9 G.C.A. §§ 43.20(a), 43.30(a) and 43.60.

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5 **FOURTH CHARGE**

6 ***Theft of Property Held in Trust (2nd Degree Felony)***

7 On or about the period January 25, 2001, through February 28, 2003, Anthony P. Sanchez,
8 in his position as Administrative Director for the Superior Court of Guam, obtained property of the
9 Superior Court of Guam subject to agreement or a known legal obligation, to make specified
10 payment or other disposition and intentionally dealt with the property as his own and failed to make
11 the required disposition. Specifically Anthony Sanchez dealt with funds obligated for lobbying for
12 judicial purposes and dealt with the funds as his own by requesting Greenberg Traurig L.L.P. to do
13 political lobbying for items unrelated to judicial purposes with the funds provided by the Superior
14 Court of Guam, in violation of 9 G.C.A. § 43.60, 43.20(a) and 43.30(a)
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18 **FIFTH CHARGE**

19 ***Official Misconduct (As a Misdemeanor)***

20 On or about the period January 25, 2001, through February 28, 2003, inclusive, in Guam,
21 **ANTHONY P. SANCHEZ**, as Administrative Director for the Superior Court of Guam, with intent
22 to benefit himself or another person, committed an act relating to his office but constituting an
23 unauthorized exercise of his official functions, knowing that such act is unauthorized. Specifically,
24 **ANTHONY P. SANCHEZ** did use fund of the Judicial Branch of the Government of Guam,
25 approximately Three Hundred Twenty Four Thousand Dollars (\$324,000.00), by sending a series
26 of Nine Thousand Dollar (\$9,000.00) checks for payment to Jack Abramoff, and Greenberg Traurig
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1 L.L.P. in order to avoid the Procurement and Supply Management Policy and Procedures of the
2 Judicial Branch of the Government of Guam, in violation of 9 G.C.A. §§ 49.90.

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5 **SIXTH CHARGE**

6 ***Theft by Deception (2nd Degree Felony)***

7 On or about the period January 25, 2001, through February 28, 2003, inclusive, in Guam,
8 **ANTHONY P. SANCHEZ, JACK ABRAMOFF, and GREENBERG TRAUIG L.L.P.** did
9 intentionally obtain property of the Superior Court of Guam by deception by creating or reinforcing
10 a false impression, including false impressions as to law, value, intention or other state of mind.

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12 **ANTHONY P. SANCHEZ, JACK ABRAMOFF, and GREENBERG TRAUIG L.L.P.** did
13 intentionally create a false impression as to intention or other state of mind. Specifically

14 *duz* **ANTHONY P. SANCHEZ, with** passed funds belonging to the Superior Court of Guam through
15 Howard Hills to **JACK ABRAMOFF, and GREENBERG TRAUIG L.L.P.** for purposes outside
16 the professional services contract which the Superior Court of Guam maintained with Howard Hills.

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18 **ANTHONY P. SANCHEZ, JACK ABRAMOFF, and GREENBERG TRAUIG L.L.P.** all
19 reinforced the false impression as to intention or state of mind by knowingly retaining Howard Hills
20 as the listed client for lobbying rather than the Superior Court of Guam as required by United States
21 Public Law 104-65, Lobbying Disclosure Act of 1995, the amount involved exceeding \$1,500.00
22 in violation of 9 G.C.A. §§ 43.20(a) and 43.35(a)(1).
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1 SEVENTH CHARGE

2 *Conspiracy for Theft By Deception (As a 2nd Degree)*

3 On or about the period January 25, 2001, through February 28, 2003, inclusive, in Guam,
4 **ANTHONY P. SANCHEZ, JACK ABRAMOFF, and GREENBERG TRAURIG L.L.P.** did
5 intentionally conspire to obtain property of the Superior Court of Guam by deception by creating or
6 reinforcing a false impression, including false impressions as to law, value, intention or other state
7 of mind:
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9 (a) **ANTHONY P. SANCHEZ, JACK ABRAMOFF, and GREENBERG**
10 **TRAURIG L.L.P.** agreed with each other that one of them would engage in conduct which
11 constitutes the crime of Theft By Deception;

12 (b) **ANTHONY P. SANCHEZ, JACK ABRAMOFF, and GREENBERG**
13 **TRAURIG L.L.P.** did so with the intention of engaging in, promoting or assisting in the
14 conduct which constitutes the crime of Theft By Deception; and

15 (c) Either **ANTHONY P. SANCHEZ, JACK ABRAMOFF, or GREENBERG**
16 **TRAURIG L.L.P.** performed an overt act in pursuance of the agreement. Specifically:

- 17 1. **ANTHONY P. SANCHEZ** requested Howard Hills to act as a conduit for
18 funds that exceeded the scope of his professional services contract with the
19 Superior Court so that funds could be transferred to **JACK ABRAMOFF,**
20 and **GREENBERG TRAURIG L.L.P.** without a new professional services
21 contract for a lobbyist.
- 22 2. **ANTHONY P. SANCHEZ** had Howard Hills sign the agreement with
23 **JACK ABRAMOFF, or GREENBERG TRAURIG L.L.P.** so that the
24 Superior Court of Guam would not be listed as a client for lobbying purposes.
- 25 3. **JACK ABRAMOFF, on behalf of GREENBERG TRAURIG L.L.P.,**
26 signed a contract with Howard Hills knowing that the actual client was the
27 Superior Court of Guam.
- 28 4. **ANTHONY P. SANCHEZ** used Howard Hills to sign the agreement with
JACK ABRAMOFF and GREENBERG TRAURIG L.L.P. so that
ANTHONY P. SANCHEZ, as Administrative Director of the Superior

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Court, would not have to make a new professional services contract for a lobbyist or procure a lobbyist by competitive bidding.

- 5. **JACK ABRAMOFF** and **GREENBERG TRAURIG L.L.P.** failed to list the Superior Court of Guam as their client as required by United States Public Law 104-65, Lobbying Disclosure Act of 1995.
- 6. **JACK ABRAMOFF** or **GREENBERG TRAURIG L.L.P.** listed Howard Hills as the client for lobbying before or with members of Congress regarding Guam judicial issues.
- 7. **ANTHONY P. SANCHEZ** , **JACK ABRAMOFF** and **GREENBERG TRAURIG L.L.P.** each knew that **GREENBERG TRAURIG L.L.P.** listed Howard Hills as the client for lobbying regarding Guam judicial issues before or with members of Congress and took no steps to correct the filings as required by United States Public Law 104-65, Lobbying Disclosure Act or 1995
- 8. **ANTHONY P. SANCHEZ** funneled money to **JACK ABRAMOFF** and **GREENBERG TRAURIG L.L.P.** through the use of over thirty (30) Nine Thousand Dollar (\$9,000) checks.

in violation of 9 G.C.A. §§ 13.30, 43.20(a) and 43.35(a)(1)

EIGHTH CHARGE

Misapplication of Entrusted Funds (Misdemeanor)

On or about the period January 25, 2001, through February 28, 2003, inclusive, in Guam, **ANTHONY P. SANCHEZ** did knowingly dispose of property of the Superior Court of Guam that has been entrusted to him as a fiduciary, in a manner which he knew was unlawful and involved substantial risk of loss or detriment to the Superior Court of Guam. Specifically, **ANTHONY P. SANCHEZ** did allow Superior Court of Guam funds to be transferred to Greenburg Traurig L.L.P.

1 with whom the Superior Court of Guam maintained no professional services contract, the amount
2 involved exceeding \$50.00, in violation 9 G.C.A. § 46.70.
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5 **NINTH CHARGE**

6 ***Conspiracy for Misapplication of Entrusted Funds (as 3rd Degree Felony)***

7 On or about the period January 25, 2001, through February 28, 2003, inclusive, in Guam,
8 **ANTHONY P. SANCHEZ, JACK ABRAMOFF, and GREENBERG TRAUERIG L.L.P.** did
9 knowingly conspire to commit the crime of Misapplication of Entrusted Funds by:

10 (a) Agreeing with each other that one of them will engage in conduct which
11 constitutes the crime of Misapplication of Entrusted Funds;

12 (b) One of them did so with the intention of engaging in, promoting or
13 assisting in the conduct which constitutes such crime of Misapplication of Entrusted
14 Funds, and;

15 (c) One of them performed an overt act in pursuance of the agreement.

16 Specifically,

- 17 1. **ANTHONY P. SANCHEZ** directed Howard Hills to submit invoices not to exceed
18 only \$9,000 for payments to be passed on to **JACK ABRAMOFF, and**
19 **GREENBERG TRAUERIG L.L.P.;**
- 20 2. **ANTHONY P. SANCHEZ** knowingly failed to make a professional services
21 contract with Greenburg Traurig L.L.P. or Jack Abramoff.
- 22 3. **ANTHONY P. SANCHEZ** provided payments to Greenburg Traurig L.L.P. in a
23 series of \$9,000 checks in order to avoid the procurement laws of Guam.
- 24 4. **ANTHONY P. SANCHEZ, JACK ABRAMOFF, or GREENBERG TRAUERIG**
25 **L.L.P.** knowingly failed to take any steps to identify or correcting the identification
26 of the lobbying client as the Superior Court of Guam to the Unites States Congress,
27 as required by United States Public Law 104-65, Lobbying Disclosure Act of 1995,
28 for lobbying actions by ~~the~~ Greenburg Traurig L.L.P. or Jack Abramoff.

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The actions of ANTHONY P. SANCHEZ, JACK ABRAMOFF, and GREENBERG TRAURIG L.L.P. resulted in repeated actions to commit a series or number of Misapplications of Entrusted Funds pursuant to a common scheme or plan, in violation of 9 G.C.A. §§ 13.30, 13.60©, and 46.70.

TENTH CHARGE

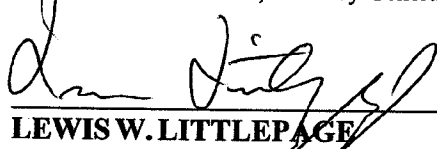
Theft (As a 2nd Degree Felony)

On or about the period January 25, 2001, through February 28, 2003, GREENBERG TRAURIG L.L.P. did intentionally and unlawfully, take, obtain, or exercise unlawful control over the moveable property of another, that is funds from the Superior Court of Guam. GREENBERG TRAURIG L.L.P. engaged in illegal and improper billing of funds provided by the Superior Court of Guam. GREENBERG TRAURIG L.L.P., under the guise of working on judicial matters, took funds provided by Anthony P. Sanchez from the Superior Court of Guam for work on judicial matters and paid itself for unrelated matters that were performed by Greenberg Traurig L.L.P. prior to any agreement with or on behalf of the Superior Court of Guam. Specifically GREENBERG TRAURIG L.L.P. billed under its contract to provide lobbying services for the Superior Court of Guam, among other items, political work at the request of Anthony P. Sanchez, and "Open Skies" work on behalf of and at the request of Mark Charfauros, the amount involved exceeding \$1,500.00, in violation of 9 G.C.A. §§ 43.20(a) and 43.30(a)

Dated this 11th day of March, 2008.

OFFICE OF THE ATTORNEY GENERAL

ALICIA G. LIMTIACO, Attorney General of Guam



LEWIS W. LITTLEPAGE
Assistant Attorney General, Prosecution Division

A TRUE BILL

FOREMAN FOR THE GRAND JURY