

IN THE CIRCUIT COURT OF GREENE COUNTY
STATE OF MISSOURI

STATE OF MISSOURI,)
)
Plaintiff,)
)
v.)
)
RICHARD B. GILLETTE)
)
Address: [REDACTED])
)
DOB: [REDACTED])
SSN: [REDACTED])
W/M)
Ht: " Wt:)
)
Defendant.)

FILED
AUG 30 2023

Case No.
CIRCUIT CLERK
GREENE COUNTY

FELONY COMPLAINT

COUNT I

Financial Exploitation of an Elderly Person – Class C Felony
Mo. Charge Code: 570.145-003Y20202699.0

The Attorney General of the State of Missouri charges that Defendant, in violation of Section 570.145 RSMo, committed the class C felony of financial exploitation of the elderly, punishable upon conviction under Sections 558.002 and 558.011 RSMo, in that on or between May 3, 2022 through May 13, 2022, in the County of Greene, State of Missouri, [REDACTED] was sixty years of age or older and Defendant, acting alone or in concert with Premiere Exterior Solutions, made a false pretense that defendant would replace an existing deck with a new composition wood deck with new railings for \$18,561.60 to induce [REDACTED] to enter into an

agreement by promising performance the defendant did not intend to perform or knew would not be performed, and thereby knowingly obtained control of monies, property of [REDACTED], with a value of at least five thousand dollars, with the intent to permanently deprive [REDACTED] of the use of the property, and thereby detrimentally affected [REDACTED].

COUNT II

Deceptive Business Practice - Class E Felony
Mo. Charge Code: 407.020-001Y20202699.0

The Attorney General of the State of Missouri charges that Defendant, in violation of Sections 407.020.1 and 407.020.3, RSMo, committed the class E felony of deceptive business practice, punishable upon conviction under Sections 558.002 and 558.011, RSMo in that on or between May 3, 2022 through May 13, 2022, in the County of Greene, State of Missouri, Defendant, acting alone or in concert with Premiere Exterior Solutions, in connection with the sale of merchandise in trade or commerce, did willingly, knowingly, and with the intent to defraud, make a false promise to [REDACTED] that in exchange for money paid, Defendant would purchase materials and replace an existing deck with a new composition wood deck with new railings at the residence. This representation was false or misleading as to Defendant's intention or ability to perform the promise or the likelihood the promise would be performed.

COUNT III
Stealing – Class D Felony
Mo. Charge Code: 570.030-035Y20202399.0

The Attorney General of the State of Missouri charges that Defendant, in violation of Section 570.030, RSMo, committed the class D felony of stealing, punishable upon conviction under Sections 558.002 and 558.011, RSMo in that on or between August 13, 2021 through September 20, 2022, in the County of Greene, State of Missouri, Defendant, acting alone or in concert with Premiere Exterior Solutions, appropriated U.S. currency of a value of at least \$750, which property was owned by [REDACTED]. Defendant appropriated such property from [REDACTED] with the purpose to deprive [REDACTED] [REDACTED] by deceit in that Defendant represented to [REDACTED] that Defendant would, in exchange for the currency, purchase materials, remove the old siding from the residence, remove and replace the rotted wood at the residence, and redo the entire soffit at the residence. These representations were false and known by Defendant to be false. And [REDACTED] [REDACTED] relied on these representations and was thereby induced to part with such property.

COUNT IV
Deceptive Business Practice - Class E Felony
Mo. Charge Code: 407.020-001Y20202699.0

The Attorney General of the State of Missouri charges that Defendant, in violation of Sections 407.020.1 and 407.020.3, RSMo, committed the class E felony of deceptive business practice, punishable upon conviction under Sections 558.002 and

558.011, RSMo in that on or between August 13, 2021 through September 20, 2022, in the County of Greene, State of Missouri, Defendant, acting alone or in concert with Premiere Exterior Solutions, in connection with the sale of merchandise in trade or commerce, did willingly, knowingly, and with the intent to defraud, make a false promise to ██████████ that in exchange for money paid, Defendant would purchase materials, remove the old siding from the residence, remove and replace the rotted wood at the residence, and redo the entire soffit at the residence. This representation was false or misleading as to Defendant's intention or ability to perform the promise or the likelihood the promise would be performed.

COUNT V

Stealing – Class D Felony

Mo. Charge Code: 570.030-035Y20202399.0

The Attorney General of the State of Missouri charges that Defendant, in violation of Section 570.030, RSMo, committed the class D felony of stealing, punishable upon conviction under Sections 558.002 and 558.011, RSMo in that on or between September 23, 2021 through November 9, 2022, in the County of Greene, State of Missouri, Defendant, acting alone or in concert with Premiere Exterior Solutions, appropriated U.S. currency of a value of at least \$750, which property was owned by ██████████. Defendant appropriated such property from ██████████ with the purpose to deprive ██████████ by deceit in that Defendant represented to ██████████ that Defendant would, in exchange for the currency, purchase materials, replace the siding at the residence, replace the wood deck at the residence, and remove the

pergola at the residence. These representations were false and known by Defendant to be false. And [REDACTED] relied on these representations and was thereby induced to part with such property.

COUNT VI

Deceptive Business Practice - Class E Felony
Mo. Charge Code: 407.020-001Y20202699.0

The Attorney General of the State of Missouri charges that Defendant, in violation of Sections 407.020.1 and 407.020.3, RSMo, committed the class E felony of deceptive business practice, punishable upon conviction under Sections 558.002 and 558.011, RSMo in that on or between September 23, 2021 through November 9, 2022, in the County of Greene, State of Missouri, Defendant, acting alone or in concert with Premiere Exterior Solutions, in connection with the sale of merchandise in trade or commerce, did willingly, knowingly, and with the intent to defraud, make a false promise to [REDACTED] that in exchange for money paid, Defendant would purchase materials, replace the siding at the residence, replace the wood deck at the residence, and remove the pergola at the residence. This representation was false or misleading as to Defendant's intention or ability to perform the promise or the likelihood the promise would be performed.

CONCLUSION

The facts that form the basis for this information and belief are contained in the attached Probable Cause Statement, made a part hereof and submitted as a basis upon which this court may find the existence of probable cause.

Therefore, the State requests that a warrant be issued as provided by law.

Respectfully submitted,
ANDREW BAILEY
Attorney General of the State of Missouri,
by:

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