

U.S. DISTRICT COURT
EASTERN DISTRICT OF WISCONSIN
UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WISCONSIN

'08 FEB -1 P2:32

UNITED STATES OF AMERICA,

Plaintiff,

v.

Case No. 08-CR-

ACHILLE F. INFUSINO,
also known as "Kelly Infusino,"

08 CR 44

Defendant.

INFORMATION

The United States Attorney Charges:

1. Between on or about October 1, 2003, and on or about August 23, 2006, in the State and Eastern District of Wisconsin, and elsewhere,

**ACHILLE F. INFUSINO,
also known as "Kelly Infusino"**

did knowingly conspire with persons known and unknown to knowingly and willfully make illegal campaign contributions, including excessive campaign contributions; contributions using corporate funds; and contributions in the name of another. The illegal contributions to federal candidates involving corporate and excessive contributions aggregated \$2,000 or more in a calendar year, in violation of Title 2, United States Code, Sections 441a, 441b, and 437g(d)(1)(A)(ii).

2. At all times relevant to this information, the Federal Election Commission (FEC) was an agency of the United States government responsible for enforcing the limitations, prohibitions, and disclosure requirements of the Federal Election Campaign Act (FECA) set forth in Title 2, United States Code, Sections 431 through 435. Similar restrictions on campaign contributions existed under the laws of the State of Wisconsin.

3. Also at all times relevant to this information, Achille F. Infusino was affiliated with JHT Holdings, Inc. and affiliated companies, including ATC Leasing. At one point, Infusino served as vice president of ATC Leasing. At other points, Infusino contracted with ATC Leasing using his company called Project Management Consultants (hereafter "PMC").

Description of the Conspiracy

4. The object of the conspiracy was to evade campaign contribution prohibitions under both federal and state law; to make illegal contributions to federal and state elected officials aligned with the business interests of the conspirators; to illegally reimburse the contributions of co-conspirators and their family members; and to conceal such illegal activity from the FEC, the State of Wisconsin, and the public.

5. During the conspiracy, the amount of illegal campaign contributions exceeded \$250,000.

6. As part of the conspiracy, members of the conspiracy, including Dennis M. Troha and John W. Erickson, identified public officials who supported Indian gaming and/or the relaxing of restrictions on interstate trucking. Members of the conspiracy then sought to provide campaign contributions to these officials in excess of individual limits and in violation of other restrictions and prohibitions under federal and state law.

7. As one part of the conspiracy, conspirators provided purported loans to family members as a means of providing funds for contributions. Repayment of the purported loans, however, was not required until 2007, when agents of the Federal Bureau of Investigation questioned members of the conspiracy about their contributions.

8. As another part of the conspiracy, conspirators provided family members and others with direct cash reimbursements for campaign contributions.

9. As a further part of the conspiracy, conspirators utilized a large sum of cash, a significant portion of which was derived from corporate funds, to reimburse themselves and others for campaign contributions.

10. The conspirators directed contributions to the campaigns of more than 20 candidates, including but not limited to the following:

- | | |
|---|---------------------|
| - President of the United States | \$18,000 |
| - U.S. Representative (multiple candidates) | more than \$100,000 |
| - Wisconsin governor | more than \$100,000 |

11. The conspirators also made similar illegal contributions to political action committees aligned with both Democratic and Republican political parties.

12. As a result, the conspirators caused the federal recipients of the contributions, and their agents, to file false and erroneous reports with the FEC.

13. As a further part of the conspiracy, Erickson facilitated the reimbursement of campaign contributions to himself and others by cashing checks payable to cash, by falsifying corporate expenses, and by diverting corporate income to a cash fund.

Actions of Achille F. Infusino

14. One such diversion of corporate funds involved a corporate check, dated September 25, 2003, payable to JHT Holdings, a parent company of ATC Leasing. The check was in the amount of \$86,954.06. Erickson endorsed the check to Project Management Consultants, the business controlled by Infusino. Over a period of the next 12 months, Infusino authorized the issuance of checks by Project Management Consultants and/or gave cash to Erickson personally in order to provide Erickson with the proceeds of the \$86,954.06. Erickson then used the money to reimburse himself and others for campaign contributions.

15. As a further part of the conspiracy, Infusino agreed to make campaign contributions in exchange for increased financial benefits from ATC. ATC paid approximately \$7,500 for an automobile leased by Infusino. During that time period and thereafter, Infusino made the following campaign contributions:

-(Wisconsin) Assembly Democratic Campaign Committee	\$5,000
-Senator Russ Feingold	250
-U.S. Representative Paul Ryan	500
-U.S. Representative James Oberstar	500

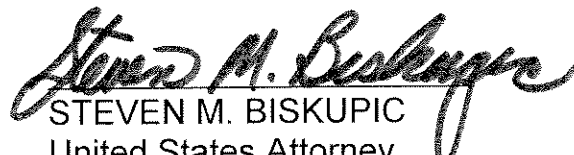
Acts in Furtherance

17. On or about May 28, 2004, in the State and Eastern District of Wisconsin, Achille F. Infusino caused the following four checks to be written to John W. Erickson. Erickson then used the funds to reimburse campaign contributions to the campaign of Representative Paul Ryan.

<u>Check number</u>	<u>Amount</u>
1067	\$3,000
1068	\$3,000
1069	\$4,000
1070	\$4,000

All in violation of Title 18, United States Code, Section 371.

February 1, 2008
Date


STEVEN M. BISKUPIC
United States Attorney