

04/25/2008 11:00 714-568-1250

OCDA ECON/ENVIRON

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TONY RACKAUCKAS
DISTRICT ATTORNEY

FAX TRANSMISSION

Orange County District Attorney

MAJOR FRAUDS

401 Civic Center Dr West
Santa Ana, CA 92701

To: Jennifer McCullum	From: Inv. Tara Tolan
Fax: 303-828-2938	Pages: 16
Phone: 714-347-8754	Date: 4/25/2008
Re: Fire on Ice	CC:

Urgent For Review Please Comment Please Reply Please Recycle

I will mail you certified copies of these as well as a certified copy of the court docket related to this case.



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FILED
ORANGE COUNTY SUPERIOR COURT
JUL 30 2004
ALAN SLATER, Executive Officer/Clerk
927 S. Batina
S. BATINA

1 TONY RACKAUCKAS, DISTRICT ATTORNEY
2 COUNTY OF ORANGE, STATE OF CALIFORNIA
3 POST OFFICE BOX 808 SANTA ANA, CALIFORNIA
4 TELEPHONE: (714) 834-3600

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7 Filed this 10th day of August, 2004

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SUPERIOR COURT OF CALIFORNIA
COUNTY OF ORANGE, CENTRAL JUSTICE CENTER

THE PEOPLE OF THE STATE OF CALIFORNIA,) CASE NO. 04CF0865
)
Plaintiff,)
)
)
vs.) INFORMATION
)
MARK THOMAS GEORGANTAS 09/10/62)
A1709829)
AKA MARK THOMAS GEOGANTAS)
)
Defendant(s))

THE DISTRICT ATTORNEY OF ORANGE COUNTY hereby accuses the
aforenamed defendant(s) of violating the law at and within the
County of Orange as follows:

Count 1: On or about July 20, 2000, in violation of Section
31110 of the Corporations Code (UNLAWFUL SALE OF A FRANCHISE), a
FELONY, MARK THOMAS GEORGANTAS did unlawfully offer and sell a
franchise without having registered such offer or sale with the
Department of Corporations or filing an exemption for such
registration under the Corporations Code.

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1 Count 2: On or about July 20, 2000, in violation of Section
 2 31201 of the Corporations Code (USE OF UNTRUE STATEMENT IN
 3 PURCHASE/SALE OF A SECURITY), a FELONY, MARK THOMAS GEORGANTAS
 4 did unlawfully offer and sell, and buy and offer to buy, a
 5 franchise by means of a written or oral communication which
 6 included an untrue statement of a material fact and omitted a
 7 material fact necessary to make the statements, in light of the
 8 circumstance under which they were made, not misleading.

9 Count 3: On or about February 06, 2001, in violation of Section
 10 31110 of the Corporations Code (UNLAWFUL SALE OF A FRANCHISE), a
 11 FELONY, MARK THOMAS GEORGANTAS did unlawfully offer and sell a
 12 franchise without having registered such offer or sale with the
 13 Department of Corporations or filing an exemption for such
 14 registration under the Corporations Code.

15 Count 4: On or about February 06, 2001, in violation of Section
 16 31201 of the Corporations Code (USE OF UNTRUE STATEMENT IN
 17 PURCHASE/SALE OF A SECURITY), a FELONY, MARK THOMAS GEORGANTAS
 18 did unlawfully offer and sell, and buy and offer to buy, a
 19 franchise by means of a written or oral communication which
 20 included an untrue statement of a material fact and omitted a
 21 material fact necessary to make the statements, in light of the
 22 circumstance under which they were made, not misleading.

23 Count 5: On or about March 13, 2001, in violation of Section
 24 31110 of the Corporations Code (UNLAWFUL SALE OF A FRANCHISE), a
 25 FELONY, MARK THOMAS GEORGANTAS did unlawfully offer and sell a
 26 franchise without having registered such offer or sale with the
 27 Department of Corporations or filing an exemption for such
 28 registration under the Corporations Code.

29 Count 6: On or about March 13, 2001, in violation of Section
 30 31201 of the Corporations Code (USE OF UNTRUE STATEMENT IN
 31 PURCHASE/SALE OF A SECURITY), a FELONY, MARK THOMAS GEORGANTAS
 32 did unlawfully offer and sell, and buy and offer to buy, a
 33 franchise by means of a written or oral communication which
 34 included an untrue statement of a material fact and omitted a
 35 material fact necessary to make the statements, in light of the
 36 circumstance under which they were made, not misleading.

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1 COUNT 7: On or about July 13, 2001, in violation of Section
 2 25110 of the Corporations Code (SELL SECURITY IN ISSUER
 3 TRANSACTION WITHOUT QUALIFICATION), a FELONY, MARK THOMAS
 4 GEORGANTAS did unlawfully offer and sell a security in an
 5 issuer transaction without such sale having been qualified under
 6 section 25111, 25112, or 25143 of the Corporations Code, or
 7 exempted under Chapter 1 (commencing with section 25100) of the
 8 Corporations Code.

9 COUNT 8: On or about July 13, 2001, in violation of Section
 10 25401 of the Corporations Code (USING UNTRUE STATEMENT IN
 11 PURCHASE/SALE OF A SECURITY), a FELONY, MARK THOMAS GEORGANTAS
 12 did unlawfully offer and sell, and buy and offer to buy, a
 13 security by means of a written or oral communication which
 14 included an untrue statement of a material fact and omitted a
 15 material fact necessary to make the statements, in light of the
 16 circumstances, not misleading.

17 Count 9: On or about January 07, 2002, in violation of Section
 18 31110 of the Corporations Code (UNLAWFUL SALE OF A FRANCHISE), a
 19 FELONY, MARK THOMAS GEORGANTAS did unlawfully offer and sell a
 20 franchise without having registered such offer or sale with the
 21 Department of Corporations or filing an exemption for such
 22 registration under the Corporations Code.

23 Count 10: On or about January 07, 2002, in violation of Section
 24 31201 of the Corporations Code (USE OF UNTRUE STATEMENT IN
 25 PURCHASE/SALE OF A SECURITY), a FELONY, MARK THOMAS GEORGANTAS
 26 did unlawfully offer and sell, and buy and offer to buy, a
 27 franchise by means of a written or oral communication which
 28 included an untrue statement of a material fact and omitted a
 29 material fact necessary to make the statements, in light of the
 30 circumstance under which they were made, not misleading.

31 Count 11: On or about May 07, 2002, in violation of Section
 32 31110 of the Corporations Code (UNLAWFUL SALE OF A FRANCHISE), a
 33 FELONY, MARK THOMAS GEORGANTAS did unlawfully offer and sell a
 34 franchise without having registered such offer or sale with the
 35 Department of Corporations or filing an exemption for such
 36 registration under the Corporations Code.

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1 Count 12: On or about May 07, 2002, in violation of Section
2 31201 of the Corporations Code (USE OF UNTRUE STATEMENT IN
3 PURCHASE/SALE OF A SECURITY), a FELONY, MARK THOMAS GEORGANTAS
4 did unlawfully offer and sell, and buy and offer to buy, a
5 franchise by means of a written or oral communication which
6 included an untrue statement of a material fact and omitted a
7 material fact necessary to make the statements, in light of the
8 circumstance under which they were made, not misleading.

9 Count 13: On or about June 01, 2002, in violation of Section
10 31110 of the Corporations Code (UNLAWFUL SALE OF A FRANCHISE), a
11 FELONY, MARK THOMAS GEORGANTAS did unlawfully offer and sell a
12 franchise without having registered such offer or sale with the
13 Department of Corporations or filing an exemption for such
14 registration under the Corporations Code.

15 Count 14: On or about June 01, 2002, in violation of Section
16 31201 of the Corporations Code (USE OF UNTRUE STATEMENT IN
17 PURCHASE/SALE OF A SECURITY), a FELONY, MARK THOMAS GEORGANTAS
18 did unlawfully offer and sell, and buy and offer to buy, a
19 franchise by means of a written or oral communication which
20 included an untrue statement of a material fact and omitted a
21 material fact necessary to make the statements, in light of the
22 circumstance under which they were made, not misleading.

23 Count 15: On or about June 01, 2002, in violation of Section
24 31110 of the Corporations Code (UNLAWFUL SALE OF A FRANCHISE), a
25 FELONY, MARK THOMAS GEORGANTAS did unlawfully offer and sell a
26 franchise without having registered such offer or sale with the
27 Department of Corporations or filing an exemption for such
28 registration under the Corporations Code.

29 Count 16: On or about June 01, 2002, in violation of Section
30 31201 of the Corporations Code (USE OF UNTRUE STATEMENT IN
31 PURCHASE/SALE OF A SECURITY), a FELONY, MARK THOMAS GEORGANTAS
32 did unlawfully offer and sell, and buy and offer to buy, a
33 franchise by means of a written or oral communication which
34 included an untrue statement of a material fact and omitted a
35 material fact necessary to make the statements, in light of the
36 circumstance under which they were made, not misleading.

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1 Count 17: On or about October 14, 2002, in violation of Section
 2 31110 of the Corporations Code (UNLAWFUL SALE OF A FRANCHISE), a
 3 FELONY, MARK THOMAS GEORGANTAS did unlawfully offer and sell a
 4 franchise without having registered such offer or sale with the
 Department of Corporations or filing an exemption for such
 registration under the Corporations Code.

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 6 Count 18: On or about October 14, 2002, in violation of Section
 7 31201 of the Corporations Code (USE OF UNTRUE STATEMENT IN
 8 PURCHASE/SALE OF A SECURITY), a FELONY, MARK THOMAS GEORGANTAS
 9 did unlawfully offer and sell, and buy and offer to buy, a
 10 franchise by means of a written or oral communication which
 included an untrue statement of a material fact and omitted a
 material fact necessary to make the statements, in light of the
 circumstance under which they were made, not misleading.

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 12 COUNT 19: On or about October 01, 2002, in violation of Section
 13 25110 of the Corporations Code (SELL SECURITY IN ISSUER
 14 TRANSACTION WITHOUT QUALIFICATION), a FELONY, MARK THOMAS
 15 GEORGANTAS did unlawfully offer and sell a security in an
 issuer transaction without such sale having been qualified under
 16 section 25111, 25112, or 25143 of the Corporations Code, or
 exempted under Chapter 1 (commencing with section 25100) of the
 Corporations Code.

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 18 Count 20: On or about March 03, 2003, in violation of Section
 19 31110 of the Corporations Code (UNLAWFUL SALE OF A FRANCHISE), a
 20 FELONY, MARK THOMAS GEORGANTAS did unlawfully offer and sell a
 21 franchise without having registered such offer or sale with the
 Department of Corporations or filing an exemption for such
 registration under the Corporations Code.

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 23 Count 21: On or about March 03, 2003, in violation of Section
 24 31201 of the Corporations Code (USE OF UNTRUE STATEMENT IN
 25 PURCHASE/SALE OF A SECURITY), a FELONY, MARK THOMAS GEORGANTAS
 26 did unlawfully offer and sell, and buy and offer to buy, a
 27 franchise by means of a written or oral communication which
 included an untrue statement of a material fact and omitted a
 material fact necessary to make the statements, in light of the
 circumstance under which they were made, not misleading.

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1 SPECIAL ALLEGATION(S)
 2 As to Count(s) 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14,
 3 15, 16, 17, 18, 19, 20 and 21, it is further alleged pursuant to
 4 Penal Code section 1203.045(a) (OVER \$100,000 LOSS), that
 5 defendant MARK THOMAS GEORGANTAS committed the crime of theft of
 an amount exceeding one hundred thousand dollars (\$100,000).

6 JURISDICTIONAL ALLEGATION(S)
 7
 8 As to Count(s) 1 and 2, it is further alleged pursuant to Penal
 9 Code sections 803(c)/801.5 (STATUTE OF LIMITATION TOLLED), that
 10 the offenses are felonies, and no victim of the offenses and no
 11 law enforcement agency chargeable with the investigation and
 prosecution of the offenses had actual or constructive knowledge
 of the offenses prior to the date of 4-13-2001.

12 On or about that date, victim Michael Fields confronted the
 13 defendant about the defendant's efforts to modify their
 14 franchise agreement. At that time, the defendant threatened
 15 victim Fields. Prior to this date, no victim or law enforcement
 16 agency chargeable with the investigation and prosecution of said
 17 crimes had actual or constructive knowledge of said crimes
 18 because the defendant had failed to disclose his criminal
 history of theft and pending criminal charges of theft, had
 presented a viable and profitable business proposition, and had
 entered a franchise agreement with victim Fields.

19 As to Count(s) 3 and 4, it is further alleged pursuant to Penal
 20 Code sections 803(c)/801.5 (STATUTE OF LIMITATION TOLLED), that
 21 the offenses are felonies, and no victim of the offenses and no
 22 law enforcement agency chargeable with the investigation and
 23 prosecution of the offenses had actual or constructive knowledge
 of the offenses prior to the date of 7-14-2001.

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1 On or about that date, victim Aaron Zeese drove to Irvine,
 2 California, to the headquarters for defendant's company Fire on
 3 Ice, attempting to obtain additional product for sale. On that
 4 date, victim Zeese was only able to obtain a small amount of
 5 product that was different from the product he had ordered.
 6 Prior to this date, no victim or law enforcement agency
 7 chargeable with the investigation and prosecution of said crimes
 8 had actual or constructive knowledge of said crimes because the
 9 defendant failed to disclose his criminal history of theft and
 pending criminal charges of theft, had presented a viable and
 profitable business proposition, and had entered into a
 franchise agreement, accepting payment for the product in
 question in advance, with victim Blaine Bergson and Aaron Zeese.

10 As to Count(s) 5 and 6, it is further alleged pursuant to Penal
 11 Code sections 803(c)/801.5 (STATUTE OF LIMITATION TOLLED), that
 12 the offenses are felonies which had a material element of fraud
 13 and breach of fiduciary obligation, and no victim of the
 14 offenses and no law enforcement agency chargeable with the
 15 investigation and prosecution of the offenses had actual or
 constructive knowledge of the offenses prior to December of 2001
 or January of 2002.

16 On or about that time, victim Jim Paterson attempted to find a
 17 patent on the product sold by the defendant and his company Fire
 18 on Ice but was unable to find any patent for the product or
 19 defendant Mark Georgantas. Previously the defendant represented
 20 to victim Paterson that the product was patented. Prior to this
 21 date, no victim or law enforcement agency chargeable with the
 22 investigation and prosecution of said crimes had actual or
 23 constructive knowledge of said crimes because the defendant
 failed to disclose his criminal history of theft and pending
 charges of theft, had presented a viable and profitable business
 proposition, and believed that the defendant was selling a
 patented product.

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CONDUCT ENHANCEMENT (s)

As to Count(s) 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20 and 21, it is further alleged pursuant to Penal Code section 12022.6(a)(2) (PROPERTY DAMAGE OVER \$150,000), that defendant MARK THOMAS GEORGANTAS intentionally took, damaged, and destroyed property valued in excess of one hundred and fifty thousand dollars (\$150,000) during the commission and attempted commission of the above offense.

It is further alleged pursuant to Penal Code section 186.11(a) (1) (AGGRAVATED WHITE COLLAR CRIME - OVER \$100,000), that as to counts 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20 and 21, defendant MARK THOMAS GEORGANTAS engaged in a pattern of related fraudulent felony conduct involving the taking of more than one hundred thousand dollars (\$100,000).

As to Count(s) 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20 and 21, it is further alleged pursuant to Penal Code section 12022.1(b) (CRIME - BAIL - CRIME), that at the time of the commission of the above offense, defendant MARK THOMAS GEORGANTAS was released from custody on bail and on the defendant's own recognizance on a primary felony, in case 00CF1401.

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Contrary to the form, force and effect of the Statute in such cases made and provided, and against the peace and dignity of the People of the State of California.

Pursuant to the Penal Code Section 1054.5(b), the People are hereby informally requesting that defense counsel provide discovery to the People as required by Penal Code Section 1054.3

DATED: July 30, 2004

TONY RACKAUCKAS, DISTRICT ATTORNEY
COUNTY OF ORANGE, STATE OF CALIFORNIA

BY: Deputy District Attorney

04F00745

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4/14/08

IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA AND FOR THE COUNTY OF ORANGE

PEOPLE VS. MARK THOMAS WELLS

GUILTY PLEA IN THE SUPERIOR COURT

1. My true full name is MARK THOMAS WELLS. I am represented by JAMES R. DEBELMANN who is my attorney.

2. I understand that I am pleading guilty and admitting the following offenses, prior convictions and special punishment allegations, carrying possible penalties as follows:

Table with columns: Ct., Charge, Sentence Range in Years, Enhancements, Term for Priors, Total Penalty Years. Row 1: 1, SEXUAL ABUSE, 1-3 years, 1 year, 1 year, 2 years.

- 2a. I understand that I am ineligible for probation and will serve a state prison sentence for count(s) of the information to which I am pleading guilty.
2b. I understand for persons sentenced to state prison the following terms of parole apply after expiration of the prison term.
2c. I understand that it is absolutely necessary all plea agreements, promises of particular sentences or sentence recommendations be completely disclosed to the court on this form.
3. I understand that I have the right to be represented by an attorney at all stages of the proceedings until the case is terminated and that if I cannot afford an attorney, one will be appointed free of charge.
4. I understand that I have a right to a speedy and public trial by jury. I hereby waive and give up this right.
5. I understand that I have the right to be confronted by the witnesses against me and to cross examine them myself or through an attorney. I hereby waive and give up these rights.
6. I understand that I have the right to testify on my own behalf but that I cannot be compelled to be a witness against myself, and may remain silent if I so choose. I hereby waive and give up these rights.
7. I understand that I have the right to call witnesses to testify in my behalf and to invoke the compulsory process of the court to subpoena those witnesses. I hereby waive and give up these rights.
8. I understand that if I am not a citizen of the United States the conviction for the offense charged will have the consequence of deportation, exclusion from admission to the United States, or denial of naturalization pursuant to the laws of the United States.
9. I understand that I will be required to register as a sex offender pursuant to Section 290 of the Penal Code.
10. I understand that I will be required to provide blood/saliva samples as required under Section 290.2 of the Penal Code.
11. I understand that I will be required to register as a narcotic offender pursuant to Section 11590 of the Health and Safety Code.
12. I understand that I have the right to appeal the Superior Court's denial of my Penal Code Section 1538.5 motion (suppression of evidence motion) in this case. I hereby waive and give up this right.
13. I understand that I have the right to receive credit for all time I have spent in custody prior to my sentencing in this case (both work time and good time). I hereby waive and give up this right.

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DAVID DEL S

14. I understand that under the Fourth and Fourteenth Amendments to the United States Constitution, I have a right to be free from unreasonable searches and seizures. I hereby waive and give up this right, and further agree for the period during which I am on probation, to submit my person and property, including any residence, premises, container or vehicle under my control to search and seizure at any time of the day or night by any law enforcement or probation officer with or without a warrant, and with or without reasonable cause, or reasonable suspicion.

15. I understand that I have the right to reject probation and I hereby waive and give up that right and accept probation on all the terms and conditions contained in Page 3 of this form.

16. My lawyer has told me that if I plead guilty to the felony charge(s), enhancement(s), and prior conviction(s) as listed on page 1 of this form, the Court will require me to pay restitution to the victim as determined (P.C. § 1202.4 and/or a restitution fine of between \$200 and \$10,000 [P.C. § 1202.45] and will: (circle one)

(a) Sentence me to state prison for the term prescribed by law, which term is _____ years in the penitentiary. I waive and give up my right to make application for probation and request immediate sentence.

(b) Consider my application for probation before sentence is pronounced. I understand the court may send me to state prison for a maximum of 13.5 years, 2402.

(c) Grant me probation under the conditions set forth in page 3 (attached) that I have signed and initialed. I understand that if I violate my probation the court may send me to the penitentiary for a maximum of _____ years on this case.

(d) Commit me to CYA Commit me pursuant to 1203.03 PC Institute CRC proceedings

(e) Other SENTENCED TO BE CONFINED FOR 90 DAYS

17. I certify all other cases pending against me in the County and their proposed disposition are as follows:
1. admit P.V. on 00CF1401 - P.D.S. in 90 days or later
2. see concurrent plea on 03MF1374

18. I understand that a plea of guilty to this offense may also constitute an admission that I violated a former grant of probation and may result in additional penalties being imposed.

19. I have discussed the charge(s), the facts and the possible defenses with my attorney.

20. I offer my plea of "Guilty" freely and voluntarily and with full understanding of all the matters set forth in the pleading and in this form. No one has made any threats, used any force against myself, family or loved ones, or made any promises to me except as set out in this form, in order to convince me to plead guilty.

21. I offer to the court the following facts as the basis for my plea of guilty to a felony:
SEE ATTACHMENT 2

DEFENDANT AGREES TO PAY RESTITUTION AS ATTACHED, \$5000 CASH IMMEDIATELY, SALE OF HIS VEHICLES IMMEDIATELY, REPRESENTED TO BE VALUED AT APPROXIMATELY \$250,000, PROCEEDS TO BE PAID THROUGH ATTORNEY TO VICTIMS, AND RESTITUTION PAYMENTS OF AT LEAST \$5,000/MO BEGINNING IMMEDIATELY (1-5-05)

22. I understand each and every one of the rights outlined above and I hereby waive and give up each of them in order to enter my plea to the above charge(s). I am entering a plea of guilty because I am in fact guilty and for no other reason. I declare under penalty of perjury that I have read, understood, and personally initialed each item above and discussed them with my attorney, and everything on this form is true and correct. The signing and filing of this form is CONCLUSIVE EVIDENCE I have plead guilty to the enumerated charges herein.

EXECUTED at Santa Ana, California
DATED 10/11/04 SIGNED [Signature]
Defendant

23. DEFENDANT'S ATTORNEY ONLY - I am attorney of record and I have explained each of the above rights to the defendant, and having explored the facts with him/her and studied his/her possible defenses to the charge(s), I concur in his/her decision to waive the above rights and to enter a plea of guilty. I further stipulate this document may be received by the court as evidence of defendant's intelligent waiver of these rights and that it shall be filed by the clerk as a permanent record of that waiver. No promises of a particular sentence or sentence recommendation have been made by myself or to my knowledge by the prosecuting attorney or the court which have not been fully disclosed in this form.

DATED 10/11/04 SIGNED [Signature]
Attorney

24. FOR THE PEOPLE: Date 10/11/04 DEPUTY DISTRICT ATTORNEY [Signature]
(After reading, initialing and signing, give to courtroom clerk)

04/25/2008 11:00

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SUMMARY OF RESTITUTION

People v. Mark Thomas Georgantas
04CF 0865

Robert Dann	\$197,500
Ken Eckhaus	23,000
Dan Rowan	27,500
Jim Paterson	13,416
Robert Bisnett	170,587.84
Aaron Zeese	24,500
Zach Power	13,750
Dean Dingman	27,500
Mike Fields	43,500
Dan Michaud	20,511

TOTAL 560,848.94

MARK THOMAS GEORGANTAS,
Defendant

6/22/05

DATE

ALLAN STOKKE, Esq.
Attorney for Defendant

DATE

SUPERIOR COURT OF CALIFORNIA, COUNTY OF ORANGE
TERMS AND CONDITIONS OF FELONY PROBATION

Case No. 04 CF 0865 People v. MARSH THOMPSON
CS TO 03 MF 1974

1. Sentenced to State Prison for 9 years and 0 months. Execution of sentence suspended. Placed on probation for 5 years.
2. Imposition of sentence suspended. Placed on probation for years.
3. Supervised Probation OR Probation Department relieved of supervision. (Initial one)
4. Serve in County Jail. Credit for days actual time served and days good time/work time. Stay granted until .
5. Pay fine of plus penalty assessment.
6. Pay mandatory court security fee in the amount of \$20.00 [P.C. 1465.8].
7. Pay mandatory laboratory analysis fee of \$50.00 for each specified drug offense plus penalty assessment [H&S 11372.5 & P.C. 1464].
8. Pay mandatory state restitution fine of 250 [Min: \$200; Max: \$10,000 - P.C. 1202.4]. If your sentence includes probation, a conditional sentence, or parole, the court will order you to pay a second restitution fine in the same amount, but it will be suspended and you will only have to pay the second fine if you are later found in violation of your probation, conditional sentence, or parole [P.C. 1202.44 & .45].
9. Pay restitution on counts 2, 4, 7, 10, 12, 15 even if any of these counts have been dismissed as part of a plea agreement, in the amount of 560,848.99 or in an amount to be determined by the Court and as directed by the Probation Department. You are also ordered to make all financial disclosures required by law in order to fulfill your responsibility to pay full restitution [P.C. 1202.4].
10. Register pursuant to: (Initial all those that apply)

(a) <u> </u> PC 290 (sexual assault offense)	(c) <u> </u> H&S 11590 (narcotics offense)
(b) <u> </u> PC 186.22 (gang related offense)	(d) <u> </u> PC 457.1 (arson offense)
11. Provide samples of your saliva, blood, and prints pursuant to P.C. 298 and P.C. 298.1.
12. Do not be in the presence of children under the age of 18, unless accompanied by a responsible adult 21 years of age or older and approved in advance by your probation officer.
13. Use no unauthorized drugs, narcotics, or controlled substances, and submit to drug or narcotic testing as directed by your probation officer or any peace officer.
14. Submit your person and property, including any residence, premises, container or vehicle under your control, to search and seizure at any time of the day or night by any law enforcement officer or probation officer, with or without a warrant, probable cause or reasonable suspicion.
15. Cooperate with your probation officer in any plan for psychological, psychiatric, alcohol, and/or drug treatment. Seek training, schooling, or employment, and maintain residence and associates as approved by your probation officer.
16. Do not possess any blank checks, write any portion of any checks, have any checking account, nor use or possess any credit cards or open credit accounts, unless approved in advance by your probation officer. Use only your true name. Do not possess any other persons' personal identifying information or personal financial information unless approved in advance by your probation officer.
17. Do not own, use, or possess any type of dangerous or deadly weapon, including any firearm or ammunition.
18. Obey all orders, rules, regulations, and directives of the Court, Probation Department, and jail.
19. Violate no law.
20. Driver's license or driving privilege is suspended or revoked for a period of .
21. All of the below apply unless lined out:
 - a. Do not drive a motor vehicle with a measurable amount of alcohol in your blood.
 - b. Submit to a chemical test of your blood on demand of any peace officer or probation officer.
 - c. Do not be present in any establishment where the primary items for sale are alcoholic beverages.
 - d. Do not consume any alcoholic beverages.
 - e. Do not drive a motor vehicle without a valid California Driver's License on your person.
22. Do not, in any manner, directly or indirectly, initiate contact with, nor have any communication with:
23. CVC 23593 Advisement: You are hereby advised that being under the influence of alcohol or drugs, or both, impairs your ability to safely operate a motor vehicle. Therefore, it is extremely dangerous to human life to drive while under the influence of alcohol or drugs, or both. If you continue to drive while under the influence of alcohol or drugs, or both, and, as a result of that driving, someone is killed, you can be charged with murder.
24. Disclose your probation status and terms upon the request of any peace officer.
25. Other conditions: 7, 9, 16, 18, 19, 21

26. Pay cost of probation, according to ability to pay, as directed by your probation officer.
I understand that the Court ultimately determines the conditions of probation, and I have the right to request the Court to modify or eliminate any condition imposed by the Probation Department that I believe is unreasonable.

I have read and agree to all the terms and conditions of probation I have initialed above.

Dated: 6-22-05 Defendant's Signature: [Signature]
Defendant

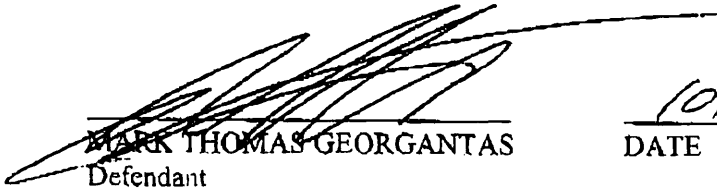
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OCDA ECON/ENVIRDN

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ATTACHMENT 1People v. Mark Thomas Georgantas
04CF 0865

<u>COUNT</u>	<u>CHARGE</u>	<u>DATE</u>	<u>VICTIM</u>	<u>PENALTY</u>
2.	Corp. Code 31201 Penal Code 12022.6(a)(2) Penal Code 186.11(a)(1) Penal Code 12022.1(b) TOTAL BASE TERM	July 20, 2000	Michael Fields	16mo-2-3yrs. 2 years 2 years <u>2 years</u> 7 yrs.
4.	Corp. Code 31201	February 6, 2001	Blaine Bergeson	16 - 2 - 3
6.	Corp. Code 31201	March 13, 2001	Jim Paterson	16 - 2 - 3
7.	Corp. Code 25110	July 13, 2001	Ken Eckhaus	16 - 2 - 3
10.	Corp. Code 31201	January 7, 2002	Dan Michaud	16 - 2 - 3
12.	Corp. Code 31201	May 7, 2002	Robert Bisnett	16 - 2 - 3
14.	Corp. Code 31201	June 1, 2002	Robert Dann	16 - 2 - 3
16.	Corp. Code 31201	June 1 2002	Dean Dingman	16 - 2 - 3
18.	Corp. Code 31201	October 14, 2002	Dan Rowan	16 - 2 - 3
19. 20.	Corp. Code 25110	October 1, 2002	Dan Michaud	16 - 2 - 3
21.	<u>Corp. Code 31201</u>	<u>March 3, 2003</u>	<u>Zack Power</u>	<u>16 - 2 - 3</u>
TOTAL PENALTY YEARS				13 YEARS, 8 MOS.



MARK THOMAS GEORGANTAS
Defendant

10/18/04
DATE

04/25/2008 11:00

714-568-1250

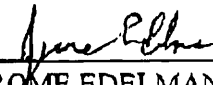
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On or about and between the dates listed in Attachment 1, I offered a franchise to Michael Fields, Blaine Bergeson, Jim Paterson, Dan Michaud, Robert Bisnett, Robert Dann, Dean Dingman, Dan Rowan, and Zach Power by means of oral and written communication which included untrue statements of material facts and omitted material facts necessary to make the statements, in light of the circumstances under which they were made, not misleading, and offered a security to Ken Eckhaus and Dan Michaud, in an issuer transaction, without first having qualified such sale as required by the California Corporations Code.



MARK THOMAS GEORGANTAS,
Defendant10/14/04
DATE

JEROME EDELMAN
Attorney for Defendant10/14/04
DATE