

**FILED**

**JUL 12 2018**

Clerk, U.S. District Court  
District Of Montana  
Great Falls

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**ATTORNEY FOR PLAINTIFF  
UNITED STATES OF AMERICA**

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MONTANA  
GREAT FALLS DIVISION**

<b>UNITED STATES OF AMERICA,</b>	<b>CR 17-42-GF-BMM</b>
<b>Plaintiff,</b>	<b>SUPERSEDING INDICTMENT</b>
<b>vs.</b>	<b>WIRE FRAUD</b> Title 18 U.S.C. § 1343 (Counts I-XI) (Penalty: 20 years imprisonment, \$250,000 fine, and three years supervised release)
<b>JOHN KEVIN MOORE, aka Kevin Moore,</b>	<b>MONEY LAUNDERING – ENGAGING IN MONETARY TRANSACTIONS IN PROPERTY DERIVED FROM SPECIFIED UNLAWFUL ACTIVITY</b> Title 18 U.S.C. § 1957 (Counts XII-XX) (Penalty: Ten years imprisonment, \$250,000, and three years of supervised release)
<b>Defendant.</b>	<b>FALSE STATEMENTS</b> Title 18 U.S.C. § 1001(a)(2) (Count XXI) (Penalty: Five years imprisonment, \$250,000 fine, and three years supervised release)

<b>CRIMINAL FORFEITURE</b> <b>18 U.S.C. §§ 981(a)(1) and 982</b> <b>28 U.S.C. § 2461(c)</b>
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THE GRAND JURY CHARGES:

INTRODUCTION

At all times relevant to this superseding indictment:

1. The defendant, JOHN KEVIN MOORE, *aka Kevin Moore*, was the managing member of the business known as Big Sky Mineral Resources, LLC, which was formed on or about July 7, 2014. The business venture was used to obtain oil and gas leases, and market other mining-related operations, which JOHN KEVIN MOORE, *aka Kevin Moore*, used to solicit money from investors.
2. The defendant, JOHN KEVIN MOORE, *aka Kevin Moore*, did business as Glacier Gala, which was registered on or about July 5, 2012. The business venture was used to obtain lucrative pieces of art, which JOHN KEVIN MOORE, *aka Kevin Moore*, used to solicit money from investors.
3. The defendant, JOHN KEVIN MOORE, *aka Kevin Moore*, received money totaling over \$2,000,000, based on false claims he made with respect to the mining of oil, gas, and minerals, as well as the sale of art work. The defendant, JOHN KEVIN MOORE, *aka Kevin Moore*, routinely used money from new investors to make payments to earlier investors, and he also used money from

investors to pay for personal expenses, including payments on multi-million-dollar properties.

#### WIRE FRAUD - COUNTS I-XI

4. Beginning in approximately April of 2013, and continuing thereafter until approximately September of 2016, at Great Falls, within Cascade County, and at Kalispell, within Flathead County, in the State and District of Montana, and elsewhere, the defendant, JOHN KEVIN MOORE, *aka Kevin Moore*, having devised and intending to devise a material scheme and artifice to defraud, and for obtaining money and property by means of false and fraudulent pretenses, representations, and promises, for the purpose of executing such scheme and artifice, and attempting to do so, knowingly transmitted and caused to be transmitted by means of wire communication in interstate and foreign commerce, writings, signs, signals, pictures, and sounds for the purpose of executing such scheme and artifice.

#### MANNER AND MEANS

During the period of the superseding indictment, it was part of the scheme and artifice to defraud that:

5. The defendant, JOHN KEVIN MOORE, *aka Kevin Moore*, engaged in a scheme by soliciting money from investors that he claimed would be used for the purchase of leases and for the mining of oil, gas, and minerals through Big Sky

Mineral Resources, LLC, in Montana, Arizona, and elsewhere, and for the purchase, sale, and possession of artwork through Glacier Gala, falsely claiming to use the proceeds to increase the money provided by the investors, when in truth and in fact he used the money to pay returns promised to earlier investors.

6. In addition, the defendant, JOHN KEVIN MOORE, *aka Kevin Moore*, having solicited money from investors based upon the pretense that he would use the money for legitimate business purposes with Big Sky Mineral Resources, LLC, and Glacier Gala, in fact spent the investors' funds, in whole and in part, on purposes unrelated to the promised business ventures, including payments on multi-million-dollar homes and other daily living expenses, none of which were authorized by the investors who provided the money.

7. When he solicited money from investors for Big Sky Mineral Resources, LLC, the defendant, JOHN KEVIN MOORE, *aka Kevin Moore*, falsely claimed the money would be returned in a short time frame, ranging from 30 days to a few months.

8. When he solicited money from investors for Big Sky Mineral Resources, LLC, the defendant, JOHN KEVIN MOORE, *aka Kevin Moore*, often falsely claimed the investment involved little to no risk and would result in large returns.

9. For some investors who provided money to Big Sky Mineral Resources, LLC, the defendant, JOHN KEVIN MOORE, *aka Kevin Moore*, furnished a check and instructed the investors not to cash the check until a later date. When various investors ultimately attempted to cash their checks, there were insufficient funds in the bank account to cover them.

10. In addition to soliciting investments for Big Sky Mineral Resources, LLC, the defendant, JOHN KEVIN MOORE, *aka Kevin Moore*, also solicited money for Glacier Gala by representing he could turn a profit purchasing, flipping, and storing high-end art. When he received investments for Glacier Gala, the defendant, JOHN KEVIN MOORE, *aka Kevin Moore*, fraudulently kept the money, failed to provide art as promised, and failed to return the art in his possession as promised.

11. The defendant, JOHN KEVIN MOORE, *aka Kevin Moore*, funneled some money provided for Big Sky Mineral Resources, LLC, through Glacier Gala, making it appear as if the money originated from the sale of a painting, when in truth and in fact, the money was provided by investors for Big Sky Mineral Resources, LLC.

12. The defendant, JOHN KEVIN MOORE, *aka Kevin Moore*, returned money to some investors after those investors raised concerns about the legitimacy of Big Sky Mineral Resources, LLC. On other occasions, rather than return

money, the defendant, JOHN KEVIN MOORE, *aka Kevin Moore*, in an attempt to lull investors into a false sense of security, promised to repay them through alternative means and then failed to remit sufficient funds to those investors.

13. In an effort to convince investors to give him money for Big Sky Mineral Resources, LLC, and Glacier Gala, and provide them a sense of comfort about the stability of their investments, the defendant, JOHN KEVIN MOORE, *aka Kevin Moore*, referenced his wealth and his contacts with influential people.

**THE INTERSTATE WIRE COMMUNICATIONS**

14. During the period of the superseding indictment, the defendant, JOHN KEVIN MOORE, *aka Kevin Moore*, having devised and intending to devise a material scheme and artifice to defraud, and for obtaining money and property by means of false and fraudulent pretenses, representations, and promises, as described herein, for the purpose of executing the scheme to defraud, transmitted and caused to be transmitted by means of wire communication affecting interstate commerce, writings, signs, signals, pictures, and sounds, namely checks and wires as identified in the table below, which travelled to and from Great Falls and Kalispell, Montana, in the District of Montana, to and from Minneapolis, in the District of Minnesota, and elsewhere, in violation of 18 U.S.C. § 1343.

<b>Count</b>	<b>Date</b>	<b>Amount</b>	<b>To Account #</b>
I	9/2/2014	\$300,000	Ending in 6385



II	9/4/2014	\$31,500	Ending in 3970
III	12/10/2014	\$150,000	Ending in 6385
IV	12/17/2014	\$150,000	Ending in 6385
V	1/26/2015	\$64,000	Ending in 6385
VI	1/29/2015	\$55,025	Ending in 6385
VII	7/13/2015	\$25,000	Ending in 6385
VIII	7/23/2015	\$60,000	Ending in 8101
IX	9/21/2015	\$25,000	Ending in 6385
X	4/5/2016	\$10,000	Ending in 6385
XI	7/28/2016	\$15,000	Ending in 6385

#### MONEY LAUNDERING – COUNTS XII-XX

15. Paragraphs 1 through 14 are incorporated by reference as if set forth in full.

16. That beginning on or about August 29, 2014, and continuing until on or about July 28, 2016, at Kalispell, within Flathead County, in the State and District of Montana, and elsewhere, the defendant, JOHN KEVIN MOORE, *aka Kevin Moore*, knowingly engaged, and attempted to engage, in a monetary transaction in the United States, in criminally derived property of a value greater than \$10,000, as described in the table below, which was derived from specified

unlawful activity during the wire fraud scheme alleged in counts I-XI, all in violation of 18 U.S.C. § 1957.

<b>Count</b>	<b>Date</b>	<b>Amount</b>	<b>From Account #</b>
XII	9/3/2014	\$20,000	Ending in 6385
XIII	12/2/2014	\$50,000	Ending in 6385
XIV	2/4/2015	\$46,000	Ending in 6385
XV	2/13/2015	\$90,000	Ending in 4947
XVI	3/27/2015	\$85,000	Ending in 6385
XVII	8/5/2015	\$11,000	Ending in 6385
XVIII	9/28/2015	\$11,000	Ending in 6385
XIX	10/23/2015	\$36,500	Ending in 6385
XX	7/28/2016	\$12,000	Ending in 6385

#### FALSE STATEMENT - COUNT XXI

17. That on or about September 14, 2016, at Kalispell, within Flathead County, in the State and District of Montana, the defendant, JOHN KEVIN MOORE, *aka Kevin Moore*, willfully and knowingly made a materially false, fictitious, and fraudulent statement in a matter within the jurisdiction of the Federal Bureau of Investigation, a department and agency of the United States, that is, FBI Special Agent Jason Grende asked the following question of MOORE during an



interview while investigating wire fraud and other crimes:

Question: So all the money that you've received from people has gone directly into Big Sky Mineral Resource to the lease?

And the defendant, JOHN KEVIN MOORE, *aka Kevin Moore*, responded:

Answer: Into, the money that we've received, yes, and any money that I've given out for interest to anybody has not come from another investor into Big Sky, not a dime of it.

This statement and answer was materially false because, as the defendant, JOHN KEVIN MOORE, *aka Kevin Moore*, then and there knew, he used money from Big Sky Mineral Resources, LLC, for personal expenses, none of which was authorized, and paid previous investors with money from new investors, all in violation of 18 U.S.C. § 1001(a)(2).

#### FORFEITURE

18. Upon conviction of any count of I-XI, the defendant, JOHN KEVIN MOORE, *aka Kevin Moore*, shall forfeit to the United States any property, real and personal, which constitutes and is derived from proceeds traceable to the offense, pursuant to 18 U.S.C. § 981(a)(1)(C) and 28 U.S.C. § 2461(c). The property subject to forfeiture includes:

- A money judgment of up to \$2,000,000.

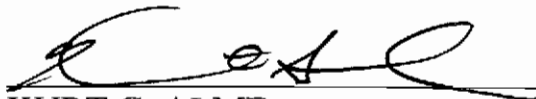
19. Upon conviction of any count of XII-XXI, the defendant, JOHN KEVIN MOORE, *aka Kevin Moore*, shall forfeit to the United States any property, real and personal, involved in such offense and any property traceable to such property, pursuant to 18 U.S.C. § 982(a)(1).

20. The United States shall be entitled to forfeiture of substitute property, pursuant to 21 U.S.C. § 853(p), if any of the property described above, as a result of any act or omission of the defendant:

- a. cannot be located upon the exercise of due diligence;
- b. has been transferred or sold to, or deposited with, a third party;
- c. has been placed beyond the jurisdiction of the Court;
- d. has been substantially diminished in value; or
- e. has been commingled with other property that cannot be divided without difficulty.

A TRUE BILL.

Foreperson signature redacted. Original document filed under seal.

  
KURT G. ALME  
United States Attorney

*for: Joseph E. Thaggard*  
JOSEPH E. THAGGARD  
Criminal Chief Assistant U.S. Attorney

Crim. Summons \_\_\_\_\_  
Warrant: \_\_\_\_\_  
Bail: \_\_\_\_\_

In Fed Custody  
Arraignment 7/19/18 @ 10am  
Judge Johnston-GF