

IN THE CIRCUIT COURT FOR BALTIMORE CITY, MARYLAND

STATE OF MARYLAND

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V.

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CASE NO:

SHEILA ANN DIXON

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**INDICTMENT**

The Grand Jurors of the State of Maryland for the City of Baltimore do on their oath present:

**GENERAL ALLEGATIONS**

**I. BACKGROUND**

1. From approximately 1988 through January, 2007 SHEILA ANN DIXON (hereinafter "SHEILA DIXON") was an elected member of the Baltimore City Council and served as the President of the Baltimore City Council from December, 1999 to January, 2007.

2. From January 17, 2007 to present, SHEILA DIXON was, and is, the elected Mayor of the City of Baltimore.

**II. GIFT CARDS – Ronald H. Lipscomb - 2004**

3. On or about December 14, 2004 at 8:31 am, the BlackBerry of SHEILA DIXON was used to call Ronald H. Lipscomb's cell phone which call lasted approximately four (4) minutes.

4. On or about December 14, 2004 at 8:36 am, Ronald H. Lipscomb called SHEILA DIXON'S BlackBerry, which call lasted approximately four (4) minutes.
5. In December, 2004, Ronald H. Lipscomb was requested to donate gift cards to the Council President's Office to distribute to needy families for Christmas.
6. On or about December 16, 2004, at 12:38 pm, acting at the direction and with the approval of Ronald H. Lipscomb, Doracon employee Randell Finney cashed a Doracon Contracting, Inc. check #22399 in the amount of \$2,000.00. The check stub entry listed the check as "cash donations to needy families."
7. On December 16, 2004 SHEILA DIXON called Ronald H. Lipscomb twice at 3:00 pm and 3:06 pm.
8. On or about December 16, 2004, Randell Finney used the \$2,000.00 in cash to purchase gift cards, including fifteen (15) Best Buy gift cards in the amount of \$50.00 each at 1701 Belmont Avenue in Baltimore.
9. On or about December 17, 2004, Randell Finney arranged to deliver the gift cards Finney had purchased to the driver for SHEILA DIXON.
10. On or about December 17, 2004, two (2) calls were placed at 8:13 pm and 8:22 pm respectively from the cell phone of SHEILA DIXON'S driver to the cell phone of Randell Finney.
11. On or about Sunday, December 19, 2004, a call was made from SHEILA DIXON's cell phone to the cell phone of Randell Finney which call lasted two minutes.
12. On or about December 11, 2005, at the Best Buy store located at 600 E. Pratt Street SHEILA DIXON used two Best Buy gift cards which had been purchased with cash on December 16, 2004 to purchase \$237.92 worth of merchandise, including a

PS2 game, CDs and DVDs. The balance due on the purchase was charged to the personal credit card of SHEILA DIXON.

**III. GIFT CARDS - 2005**

**A. Ronald H. Lipscomb – Gift Cards**

13. In December, 2005, the City Council President's Office again solicited donations of gift cards for the needy from Ronald Lipscomb and Doracon Contracting, Inc.

14. On or about December 13, 2005, with the approval of Ronald H. Lipscomb, Doracon Contracting, Inc. issued corporate check #26122 in the amount of one thousand five hundred dollars (\$1,500.00) payable to Randell Finney for Christmas gift cards which Randell Finney cashed.

15. On or about December 14, 2005 at 1:13 pm, a call was placed from the cell phone of Randell Finney to SHEILA DIXON'S BlackBerry which call lasted two (2) minutes.

16. On or about December 14, 2005 at 1:39 pm a call was placed from the cell phone of Randell Finney to SHEILA DIXON at the Council President's office which call lasted three (3) minutes.

17. On or about December 14, 2005, at 2:10 pm, Randell Finney purchased six hundred dollars (\$600.00) of Target gift cards using cash.

18. On or about December 14, 2005, at 2:40 pm, a call was placed from SHEILA DIXON'S BlackBerry to the cell phone of Randell Finney, which call lasted four (4) minutes.

19. On or about December 15, 2005, at 5:33 pm, Randell Finney called SHEILA DIXON'S BlackBerry.

20. On or about December 15, 2005, at 6:45 pm, three hundred fifty dollars (\$350.00) of Target gift cards were purchased by Randell Finney using cash.

21. On or about December 15, 2005 two (2) calls were made between the cell phone of Randell Finney and SHEILA DIXON'S BlackBerry at 7:58 pm and 7:59 pm, respectively.

22. On or about December 15, 2005, Randell Finney delivered the gift cards he had purchased using cash to the driver for SHEILA DIXON.

23. On January 10, 2006, SHEILA DIXON used the remaining balance on one (1) of the Target gift cards that had been purchased using cash on December 14, 2005, and that had been partially used on December 20, 2005 to make a purchase of merchandise. SHEILA DIXON paid the balance due using her personal credit card.

24. On or about January 24, 2006, SHEILA DIXON used two (2) of the Target gift cards in Towson, Maryland which gift cards had been purchased with cash on December 14, 2005.

25. On or about Saturday, January 29, 2006, at 6:21 pm, in Ellicott City, Maryland, SHEILA DIXON used two (2) of the Target gift cards which had been purchased with cash on December 15, 2005. SHEILA DIXON used her personal credit card to pay the balance of the purchase price.

**B. Patrick Turner Gift Cards**

26. On or about December 13, 2005, at 11:04 am, Patrick Turner was contacted by SHEILA DIXON who requested that Patrick Turner purchase gift cards for

the needy families in Baltimore.

27. On or about December 13, 2005, at 12:21 pm, Patrick Turner purchased twenty (20) twenty-five dollar (\$25) Best Buy gift cards, a total of \$500, using his personal credit card.

28. On or about December 13, 2005, at 1:01 pm, Patrick Turner purchased twenty (20) twenty-five dollar (\$25) Target gift cards, a total of \$500, using his personal credit card.

29. On December 13, 2005, at 1:21 pm, Patrick Turner called the BlackBerry of SHEILA DIXON which call lasted approximately two (2) minutes.

30. On or about Sunday, December 18, 2005 at approximately 12:04 pm, SHEILA DIXON purchased \$450.42 worth of merchandise from Best Buy, 600 E. Pratt Street, including a Samsung SCD 353 Digital Camcorder, a PlayStation 2 controller and other electronic equipment, using nineteen (19) of the twenty (20) Best Buy gift cards which had been purchased by Patrick Turner on December 13, 2005.

31. On or about Tuesday, December 20, 2005, at approximately 8:21 pm, SHEILA DIXON purchased various merchandise at the Target store located on York Road in Cockeysville, Maryland, using four (4) of the twenty-five dollar (\$25) Target gift cards which had been purchased with cash on December 14, 2005 and one (1) twenty-five (\$25) gift card which had been purchased by Patrick Turner on December 13, 2005.

32. On or about Saturday, December 31, 2005, SHEILA DIXON used the balance remaining on one (1) of the Best Buy gift cards purchased by Patrick Turner on December 13, 2005 to buy merchandise.

33. On or about Saturday, January 29, 2006 at 3:26 pm, SHEILA DIXON

used one (1) Target gift card purchased by Patrick Turner on December 13, 2005, two (2) Target gift cards purchased on December 14, 2005 with cash, and one (1) Target gift card purchased on December 15, 2005 with cash.

**IV. RONALD H. LIPSCOMB-GIFT CARDS – 2006**

34. In December, 2006, Ronald H. Lipscomb and Doracon Contracting, Incorporated were again solicited to donate gift cards for needy families to City Council President SHEILA DIXON.

35. On or about December 18, 2006, a corporate check of Ronald H. Lipscomb in the amount of \$2,500.00 was issued to Randell Finney for Christmas gift cards for the needy families of Baltimore.

36. On or about December 18, 2006, Randell Finney deposited the two thousand five hundred dollar (\$2,500.00) check into his personal checking account.

37. On or about December 19, 2006, at 9:39 pm, Randell Finney purchased eighteen (18) Old Navy gift cards worth six hundred dollars (\$600.00) at 6901 Security Boulevard in Baltimore.

38. On or about December 19, 2006, at 9:59 pm, Randell Finney purchased eighteen (18) Best Buy gift cards worth six hundred dollars (\$600.00) at 1701 Belmont Avenue.

39. On or about December 20, 2006, at 1:36 pm, Randell Finney purchased eighteen (18) Circuit City gift cards worth six hundred dollars (\$600.00) at 6026 Baltimore National Pike in Baltimore.

40. On or about December 20, 2006, at 1:58 pm, Randell Finney purchased fourteen (14) fifty dollar (\$50) Giant Food gift cards worth seven hundred dollars

(\$700.00) at the Giant Food store located at 4624 Edmondson Avenue in Baltimore.

41. On December 20, 2006 at 2:46 pm, a call was placed from Ronald H. Lipscomb's cell phone to SHEILA DIXON'S City BlackBerry which call lasted over two (2) minutes.

42. On or about December 21, 2006 in two (2) purchases at 1:15 and 1:19 pm at the Best Buy located at 600 E. Pratt Street, SHEILA DIXON used eleven (11) of the eighteen (18) Best Buy gift cards which had been purchased by Randell Finney on December 19, 2006 to buy various merchandise, including an *Xbox 360 Need for Speed* bundle together with a 2-year Xbox product replacement plan and an iPod USB adapter.

43. On or about December 21, 2006, at approximately 10:15 pm Howard Dixon used five (5) of the Circuit City gift cards, which Randell Finney had purchased on December 19, 2006 to buy a Sony PlayStation Portable (PSP) using SHEILA DIXON'S home address and telephone number. On the same date, at the same location at approximately 10:15 pm, SHEILA DIXON also made a purchase of merchandise using her personal credit card.

44. On or about December 22, 2006, SHEILA DIXON bought various clothes at Old Navy, including seven shirts, and used two (2) of the Old Navy gift cards, which had been purchased on December 19, 2006, by Randell Finney.

45. On or about December 22, 2006 SHEILA DIXON, while President of the Baltimore City Council, distributed various gift cards as holiday gifts to her staff and others while at an office Christmas party.

46. On or about December 22, 2006, while at the office Christmas party SHEILA DIXON gave a member of her staff a Sony PlayStation Portable (PSP) together

with Giant Food and Circuit City gift cards.

47. On or about December 23, 2006, at 12:08 pm, SHEILA DIXON bought an iPod nano clear silicon case and a pink and silver iPod Nano Bling at Best Buy, using another Best Buy gift card which had been purchased by Randell Finney on December 19, 2006.

48. On or about December 27, 2006, a Baltimore City employee who is a personal friend of SHEILA DIXON used a \$50.00 Giant Food gift card to purchase merchandise, which gift card had been purchased on December 20, 2006, by Randell Finney.

49. On or about February 6, 2007 and February 16, 2007, a Baltimore City police officer employed as a guard at City Hall used a \$50.00 Giant Food gift card to purchase merchandise, which gift card had been purchased on December 20, 2006 by Randell Finney.

50. On December 6, 2007, a person whose identity is known to the grand jury and who is a relative of SHEILA DIXON, used one (1) of the Old Navy gift cards in New York City which had purchased on December 19, 2006 by Randell Finney.

**V. GIFT CARDS - 2007**

51. On or about December 12, 2007, and December 17, 2007, Lindbergh Carpenter, who was employed by Baltimore Housing, purchased Toys R Us gift cards which were to be used during the 2007 holiday season and distributed to the needy and underprivileged children of Baltimore during the Mayor's Holly Trolley event on December 20, 2007.

52. On or about December 21, 2007, SHEILA DIXON gave a Toys R Us gift

card which had been purchased on December 12, 2007 by Lindbergh Carpenter to a member of her staff.

53. On or about June 17, 2008, five (5) of the Toys R Us gift cards which had been purchased on December 12, 2007 and December 17, 2007 by Lindbergh Carpenter were located at the personal residence of SHEILA DIXON and were under the dominion and control of SHEILA DIXON.

**COUNT ONE**  
**(Theft – 2005-Criminal Law Article, § 7-104)**

54. The allegations contained in paragraphs 1- 53 are re-alleged and incorporated herein by reference.

55. Between on or about December 13, 2005 and January 29, 2006, at Baltimore City, SHEILA DIXON knowingly did steal gift cards valued at more than FIVE HUNDRED DOLLARS (\$500.00) from Patrick Turner by deception, to wit: did solicit and obtain gift cards from Patrick Turner under the false pretense that the gift cards would be used by the City Council President's Office to aid needy and underprivileged Baltimore families during the holidays in violation of §7-104 the *Criminal Law Article* of the Annotated Code of Maryland and against the peace, government and dignity of the State.

CJIS Code 3-0521  
Criminal Law Article §7-104

**COUNT TWO**  
**(Theft – 2006-Criminal Law Article, § 7-104)**

56. The allegations contained in paragraphs 1- 53 are re-alleged and incorporated herein by reference.

57. Between on or about December 18, 2006 and December 6, 2007, at Baltimore City, SHEILA DIXON knowingly did steal gift cards from Ronald H. Lipscomb and Doracon Contracting, Inc. valued at more than \$500.00, to wit: did solicit said gift cards from Ronald H. Lipscomb and Doracon Contracting, Inc. under the false pretense that the gift cards would be used by the Office of the City Council President to aid needy and underprivileged Baltimore families during the holiday season in violation of §7-104 of the *Criminal Law Article* of the Annotated Code of Maryland and against the peace, government and dignity of the State.

CJIS Code: 3-0521  
Criminal Law Article §7-104

**COUNT THREE**  
**(Theft – 2007-Criminal Law Article § 7-104)**

58. The allegations contained in paragraphs 1- 53 are re-alleged and incorporated herein by reference.

59. Between on or about December 12, 2007 and on or about June 17, 2007, the exact date being unknown to the grand jury, at Baltimore City, SHEILA DIXON knowingly did steal and convert to her own use and possession certain gift cards which were purchased by Baltimore City Housing and provided to her to distribute to the needy and underprivileged families in Baltimore, the value of which was less than \$500.00, in violation of §7-104 of the *Criminal Law Article* of the Annotated Code of Maryland and against the peace, government and dignity of the State.

CJIS Code: 3-5010  
Criminal Law Article 7-104

**COUNT FOUR**  
**(Fraudulent Misappropriation by a Fiduciary - 2005)**  
**(Criminal Law Article, §7-113)**

60. The allegations in paragraphs 1- 53 are re-alleged and incorporated herein by reference.

61. Between on or about December 13, 2005 and January 29, 2006 at Baltimore City, SHEILA DIXON, as the duly elected President of the Baltimore City Council, while acting for and on behalf of the City of Baltimore, received in her fiduciary capacity certain gift cards valued in excess of \$500.00 donated to the City by Patrick Turner for distribution to the use and benefit of needy and underprivileged families in the City of Baltimore, and in violation of her fiduciary duty to the City and citizens of Baltimore fraudulently and willfully appropriated said gift cards to her own use and benefit, in violation of §7-113 of the *Criminal Law Article* of the Annotated Code of Maryland and against the peace, government and dignity of the State.

CJIS Code: 1-2799  
Criminal Law Article 7-113

**COUNT FIVE**  
**(Fraudulent Misappropriation by a Fiduciary -2006)**  
**(Criminal Law Article, §7-113)**

62. The allegations in paragraphs 1- 53 are re-alleged and incorporated herein by reference.

63. Between on or about December 18, 2005 and December 6, 2007, at Baltimore City, SHEILA DIXON, as the duly elected President of the Baltimore City Council, while acting for and on behalf of the City of Baltimore, received in her fiduciary capacity certain gift cards valued in excess of \$500.00 donated to the City by Ronald H. Lipscomb and Doracon Contracting, Inc. for distribution to the use and benefit of needy and underprivileged families in the City of Baltimore, and in violation of her fiduciary duty to the City and citizens of Baltimore fraudulently and willfully appropriated said gift cards to her own use and benefit, in violation of §7-113 of the *Criminal Law Article* of the Annotated Code of Maryland and against the peace, government and dignity of the State.

CJIS Code: 1-2799  
Criminal Law Article 7-113

**COUNT SIX**

**(Fraudulent Misappropriation by a Fiduciary -2007)  
(Criminal Law Article, §7-113)**

64. The allegations in paragraphs 1-53 are re-alleged and incorporated herein by reference.

65. Between on or about December 12, 2007 and on or about June 17, 2008, the exact date being unknown to the grand jurors, at Baltimore City, SHEILA DIXON, as Mayor of the City of Baltimore, while acting for and on behalf of the City of Baltimore, received in her fiduciary capacity certain gift cards valued at \$100.00, more or less, purchased by Baltimore Housing using City of Baltimore funds for distribution to the use and benefit of needy and underprivileged families in the City of Baltimore through the Mayor's Holly Trolley Tour and otherwise, and, in violation of her fiduciary duty to the City and citizens of Baltimore fraudulently and willfully appropriated said gift cards to her own use and benefit, in violation of §7-113 of the *Criminal Law Article* of the Annotated Code of Maryland and against the peace, government and dignity of the State.

CJIS Code: 1-2799  
Criminal Law Article 7-113

**COUNT SEVEN**  
**(Misconduct in Office – Common Law)**

66. The allegations contained in paragraphs 1-53 are re-alleged and incorporated herein by reference.

67. At all times pertinent, SHEILA DIXON was a public officer who was acting as the Mayor of Baltimore City.

68. Between on or about December 21, 2007 and continuing until on or about June 17, 2008, at Baltimore City, SHEILA DIXON did, in violation and perversion of her duties as Mayor to uphold, enforce and obey the laws of the City of Baltimore and the State of Maryland, commit malfeasance by corruptly stealing and converting to her own use Toys R Us gift cards which had been purchased by the Baltimore City Housing in violation of the common law, and against the peace, government and dignity of the State.  
(Common Law)

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Robert A. Rohrbaugh  
State Prosecutor