

District Court, City and County of Denver, Colorado City and County Building, Ctrm. 424 1437 Bannock Street Denver, CO 80202	<div style="text-align: center;">COURT USE ONLY</div>
Plaintiff: THE PEOPLE OF THE STATE OF COLORADO Defendant: GEOFFREY WESCOTT JAMES	
Case Number: Grand Jury No. 20CR2B Div.: Criminal Ctrm: 424 _____	
INDICTMENT	


VIOLETION OF COLORADO ORGANIZED CRIME CONTROL ACT, 18-17-104(3) C.R.S. (F2) <37284> 1 (1 count)

THEFT, 18-4-401(1),(2)(j) C.R.S. (F2) <08A17> 2 (1 count)

SECURITIES FRAUD - UNTRUE STATEMENT OR OMISSION, 11-51-501(1)(b) C.R.S. (F3) <50052> 3-14 (12 counts)

The Grand Jury presents the within Indictment and the same is ordered filed.

Dated this 17 day of June, 2020.


 Judge Martin F. Egelhoff
 Presiding Judge
 Denver District Court

COUNT ONE

VIOLATION OF COLORADO ORGANIZED CRIME CONTROL ACT, 18-17-104(3)
C.R.S. (F2) <37284>

Between and including **September 24, 2012 and June 17, 2020** at or triable in the City and County of Denver, State of Colorado, **GEOFFREY WESCOTT JAMES**, while employed by, or associated with, an enterprise as defined in C.R.S. 18-17-103 (2), namely: Veritas Incorporated, Tandem Global Incorporated, Wescott Special Projects LLC, and Wescott Special Services LLC did unlawfully, feloniously, and knowingly conduct or participate, directly and indirectly, in the enterprise through a pattern of racketeering activity; in violation of sections 18-17-104(3) and 18-17-105, C.R.S.

The Enterprise

The Enterprise alleged in Count 1 is **VERITAS INCORPORATED, TANDEM GLOBAL INCORPORATED, WESCOTT SPECIAL SERVICES, WESCOTT SPECIAL PROJECTS LLC, GEOFFREY WESCOTT JAMES** and other persons known or unknown who were associated from time to time in racketeering activity that was related to the conduct of the enterprise.

Pattern of Racketeering Activity

For purposes of this count, the defendant engaged in acts related to the conduct of the enterprise, at least one of which took place in the State of Colorado after July 1, 1981, and the last of which occurred within ten years after a prior act of racketeering activity:

As to **GEOFFREY WESCOTT JAMES**, the acts described in counts 1 through 14, including any lesser included offenses of these counts.

COUNT TWO

THEFT, 18-4-401(1),(2)(j) C.R.S. (F2) <08A17>

Between and including **September 24, 2012 and June 17, 2020**, at or triable in the City and County of Denver, State of Colorado, **GEOFFREY WESCOTT JAMES** unlawfully, feloniously, and knowingly obtained, retained, or exercised control over a thing of value, namely: **MONEY of INVESTORS LISTED IN COUNTS 3, 13, and 14**, with the value of one million dollars or more, without authorization, or by threat or deception, and knowingly used, concealed, or abandoned the thing of value in such manner as to permanently deprive **INVESTORS LISTED IN COUNTS 3, 13, and 14**, of its use or benefit; in violation of section 18-4-401(1),(2)(j), C.R.S.

Further, the People submit the date of discovery of the **THEFT** by **GEOFFREY WESCOTT JAMES** in Count 3 was after May 15, 2019, the date of last investment.

The date of discovery of the **THEFT** by **GEOFFREY WESCOTT JAMES** in Count 13, was after January 17, 2018, the date of last investment.

The date of discovery of the **THEFT** by **GEOFFREY WESCOTT JAMES** in Count 14, was after May 20, 2019, the date of last investment.

The facts supporting Counts 1 and 2 are as follows:

1. All facts in support of all other counts are incorporated here by reference.
2. Beginning on or about September 24, 2012, and continuing through and including on or about June 17, 2020, in the City and County of Denver, Colorado, Geoffrey James (James) and others knowingly devised and intended to devise a scheme to defraud investors of money by means of false and misleading representations, material omissions, and promises that were known by James to be impossible to satisfy (hereinafter referred to as "the scheme").
3. Veritas Incorporated (Veritas) was incorporated in Colorado on or about September 24, 2012. James was documented as the registered agent in the articles of incorporation. The business address for Veritas was 1550 Larimer Street, Suite 167, City and County of Denver, State of Colorado 80202. This address is the location of a UPS shipping store with postal box capabilities. As of December 1, 2016, Veritas was delinquent with the Colorado Secretary of State.
4. Tandem Global Incorporated (TGI) was incorporated in Colorado on or about January 13, 2016. James was documented as the registered agent in the articles of incorporation. The business address for TGI was 1550 Larimer Street, Suite 167, City and County of Denver, State of Colorado 80202. As of December 1, 2016, TGI was delinquent with the Colorado Secretary of State.

5. Wescott Special Services (WSS), also known as Wescott Special Projects, LLC (WSP), a limited liability company, was incorporated in Colorado on or about January 30, 2018. James was documented as the registered agent in the articles of incorporation. On February 5, 2019, the business name was amended to be Wescott Special Projects, LLC with David J. Lewis Timmons Thalley, and William Thalley added as officers of the company. As of June 1, 2020, WSP was delinquent with the Colorado Secretary of State. The business address for WSS and WSP was 1550 Larimer Street, Suite 169, City and County of Denver, State of Colorado 80202.

6. At all times relevant to this indictment, James was the officer, director, and owner who controlled, directly or indirectly, companies that included Veritas, TGI, WSS, and WSP. James utilized these companies to solicit and accept investments for his gold and diamond exportation/importation business.

7. James told potential investors that he owned a successful gold importation business and had close connections to diamond mining operations in Africa. James offered investors the opportunity to invest in his African mineral mining operations. James promised substantial returns to investors, often between 200% and 600%, within a 90-day period and/or 20% per month in the form of cash, gold, diamonds, or a combination thereof. James offered long-term investment “partnership” and/or ownership rights to some investors. All of the investors were entirely passive and relied upon James’ efforts in importing gold into the United States. Furthermore, all of the investors had little to no knowledge regarding gold mining operations.

8. James provided some investors with signed documents that defined general investment terms. James often referred to these documents as bills of sale, settlement options, memorandums of agreement, promissory notes, profit sharing agreements, on-going business agreements, and/or working agreements. The documents and terms provided to each investor were often different. Other investors only received verbal terms.

9. In total, James obtained more than \$5.4 million dollars from approximately 45 investors. James failed to follow the terms of the investment agreements and only returned a small portion of the investor funds.

10. During the relevant time period for this indictment, James used investors’ funds for unauthorized purposes, including over 1.1 million dollars for personal expenses and \$839,717.52 that he paid directly to himself. James also directly used investor funds to pay other investors.

11. At no time while James was promoting these securities to investors, did James ever disclose to prospective investors any of the following material facts:

- a) That between approximately 2012 and no later than 2015, James imported into the United States no more than 15 kilograms of gold in three to five installments and never made a profit.

- b) That James had never imported any diamonds into the United States.
- c) That for each year relative to this indictment, James' businesses suffered losses and were never profitable.
- d) That James had never abided by the original terms of any investment agreement he had entered into.
- e) That there were significant risks associated with the investments.
- f) That James had significant liabilities to other investors and would use investor funds to partially repay senior investors.
- g) That James filed for a Chapter 7 Bankruptcy that was finalized and discharged by the United States Bankruptcy County on February 11, 2012.
- h) That James was the defendant in at least four Civil Court cases with unsatisfied judgements totaling over one million dollars.
- i) That James would use investor funds for his personal benefit.

12. In connection with the offer and sale of James' investments, James directly and indirectly, made oral and written representations to investors that were materially false or misleading, including, but not limited to, the following:

- a) That James had been exceedingly successful in exporting gold and/or diamonds from Africa and importing the minerals into the United States.

13. The omitted or misleading facts in Paragraphs 11 and 12, were material facts which would have altered the investor's decision to invest with James.

14. As a result of the deceptive securities-related investment programs promoted by James, nearly all of the investors sustained losses, with an aggregate loss of several million dollars.

COUNT THREE

**SECURITIES FRAUD - UNTRUE STATEMENT OR OMISSION, 11-51-501(1)(b)
C.R.S. (F3) <50052>**

Between and including **July 8, 2014 and June 17, 2020**, at or triable in the City and County of Denver, State of Colorado, **GEOFFREY WESCOTT JAMES**, in connection with the offer, sale, or purchase of a security, to wit: **investment contract**, did feloniously, unlawfully, and willfully, directly or indirectly, make an untrue statement of material fact, or omitted to state a material fact necessary in order to make statements made, in the light of the circumstances under which they were made, not misleading upon [REDACTED]; in violation of sections 11-51-501(1) and 11-51-603(1), C.R.S.

The facts supporting Count 3 are as follows:

1. All facts in support of all other counts are incorporated here by reference.
2. In connection with the offer and sale of securities to [REDACTED], James made false or misleading representations about his investment offerings and/or failed to disclose material facts about his investment offerings, as set forth in Paragraphs 11 and 12 of the facts supporting Counts 1 and 2.
3. Between and including the dates of July 8, 2014 and May 15, 2019, based on representations made or caused to be made by James, [REDACTED] invested a total of \$2,112,820.00 in Veritas, TGI, WSS, and/or WSP via wire.

COUNT FOUR

SECURITIES FRAUD - UNTRUE STATEMENT OR OMISSION, 11-51-501(1)(b)
C.R.S. (F3) <50052> .

Between and including **October 10, 2014 and June 17, 2020**, at or triable in the City and County of Denver, State of Colorado, **GEOFFREY WESCOTT JAMES**, in connection with the offer, sale, or purchase of a security, to wit: **investment contract**, did feloniously, unlawfully, and willfully, directly or indirectly, make an untrue statement of material fact, or omitted to state a material fact necessary in order to make statements made, in the light of the circumstances under which they were made, not misleading upon [REDACTED]; in violation of sections 11-51-501(1) and 11-51-603(1), C.R.S.

The facts supporting Count 4 are as follows:

1. All facts in support of all other counts are incorporated here by reference.
2. In connection with the offer and sale of securities to [REDACTED] James made false or misleading representations about his investment offerings and/or failed to disclose material facts about his investment offerings, as set forth in Paragraphs 11 and 12 of the facts supporting Counts 1 and 2.
3. On or about October 10, 2014, based on representations made or caused to be made by James, [REDACTED] invested \$10,000.00 in Veritas, TGI, WSS, and/or WSP via wire.

COUNT FIVE

SECURITIES FRAUD - UNTRUE STATEMENT OR OMISSION, 11-51-501(1)(b)
C.R.S. (F3) <50052>

Between and including **October 13, 2014 and June 17, 2020**, at or triable in the City and County of Denver, State of Colorado, **GEOFFREY WESCOTT JAMES**, in connection with the offer, sale, or purchase of a security, to wit: **investment contract**, did feloniously, unlawfully, and willfully, directly or indirectly, make an untrue statement of material fact, or omitted to state a material fact necessary in order to make statements made, in the light of the circumstances under which they were made, not misleading upon [REDACTED] in violation of sections 11-51-501(1) and 11-51-603(1), C.R.S.

The facts supporting Count 5 are as follows:

1. All facts in support of all other counts are incorporated here by reference.
2. In connection with the offer and sale of securities to [REDACTED], James made false or misleading representations about his investment offerings and/or failed to disclose material facts about his investment offerings, as set forth in Paragraphs 11 and 12 of the facts supporting Counts 1 and 2.
3. Between and including the dates of October 13, 2014 and November 17, 2016, based on representations made or caused to be made by James, [REDACTED] invested a total of \$108,200.00 in Veritas, TGI, WSS, and/or WSP via check and wire.

COUNT SIX

**SECURITIES FRAUD - UNTRUE STATEMENT OR OMISSION, 11-51-501(1)(b)
C.R.S. (F3) <50052>**

Between and including **October 30, 2014 and June 17, 2020**, at or triable in the City and County of Denver, State of Colorado, **GEOFFREY WESCOTT JAMES**, in connection with the offer, sale, or purchase of a security, to wit: **investment contract**, did feloniously, unlawfully, and willfully, directly or indirectly, make an untrue statement of material fact, or omitted to state a material fact necessary in order to make statements made, in the light of the circumstances under which they were made, not misleading upon [REDACTED] [REDACTED]; in violation of sections 11-51-501(1) and 11-51-603(1), C.R.S.

The facts supporting Count 6 are as follows:

1. All facts in support of all other counts are incorporated here by reference.
2. In connection with the offer and sale of securities to [REDACTED] James made false or misleading representations about his investment offerings and/or failed to disclose material facts about his investment offerings, as set forth in Paragraphs 11 and 12 of the facts supporting Counts 1 and 2.
3. On or about October 30, 2014, based on representations made or caused to be made by James, [REDACTED] invested \$150,000.00 in Veritas, TGI, WSS, and/or WSP via wire.

COUNT SEVEN

**SECURITIES FRAUD - UNTRUE STATEMENT OR OMISSION, 11-51-501(1)(b)
C.R.S. (F3) <50052>**

Between and including **November 4, 2014 and June 17, 2020**, at or triable in the City and County of Denver, State of Colorado, **GEOFFREY WESCOTT JAMES**, in connection with the offer, sale, or purchase of a security, to wit: **investment contract**, did feloniously, unlawfully, and willfully, directly or indirectly, make an untrue statement of material fact, or omitted to state a material fact necessary in order to make statements made, in the light of the circumstances under which they were made, not misleading upon [REDACTED]; in violation of sections 11-51-501(1) and 11-51-603(1), C.R.S.

The facts supporting Count 7 are as follows:

1. All facts in support of all other counts are incorporated here by reference.
2. In connection with the offer and sale of securities to [REDACTED], James made false or misleading representations about his investment offerings and/or failed to disclose material facts about his investment offerings, as set forth in Paragraphs 11 and 12 of the facts supporting Counts 1 and 2.
3. On or about November 4, 2014, based on representations made or caused to be made by James, [REDACTED] invested \$50,000.00 in Veritas, TGI, WSS, and/or WSP via wire.

COUNT EIGHT

**SECURITIES FRAUD - UNTRUE STATEMENT OR OMISSION, 11-51-501(1)(b)
C.R.S. (F3) <50052>**

Between and including **July 6, 2015 and June 17, 2020**, at or triable in the City and County of Denver, State of Colorado, **GEOFFREY WESCOTT JAMES**, in connection with the offer, sale, or purchase of a security, to wit: **investment contract**, did feloniously, unlawfully, and willfully, directly or indirectly, make an untrue statement of material fact, or omitted to state a material fact necessary in order to make statements made, in the light of the circumstances under which they were made, not misleading upon [REDACTED]; in violation of sections 11-51-501(1) and 11-51-603(1), C.R.S.

The facts supporting Count 8 are as follows:

1. All facts in support of all other counts are incorporated here by reference.
2. In connection with the offer and sale of securities to [REDACTED], James made false or misleading representations about his investment offerings and/or failed to disclose material facts about his investment offerings, as set forth in Paragraphs 11 and 12 of the facts supporting Counts 1 and 2.
3. On or about July 6, 2015, based on representations made or caused to be made by James, [REDACTED] invested \$70,000.00 in Veritas, TGI, WSS, and/or WSP via wire.

COUNT NINE

SECURITIES FRAUD - UNTRUE STATEMENT OR OMISSION, 11-51-501(1)(b)
C.R.S. (F3) <50052>

Between and including **July 29, 2015 and June 17, 2020**, at or triable in the City and County of Denver, State of Colorado, **GEOFFREY WESCOTT JAMES**, in connection with the offer, sale, or purchase of a security, to wit: **investment contract**, did feloniously, unlawfully, and willfully, directly or indirectly, make an untrue statement of material fact, or omitted to state a material fact necessary in order to make statements made, in the light of the circumstances under which they were made, not misleading upon [REDACTED], LLC; in violation of sections 11-51-501(1) and 11-51-603(1), C.R.S.

The facts supporting Count 9 are as follows:

1. All facts in support of all other counts are incorporated here by reference.
2. In connection with the offer and sale of securities to [REDACTED], LLC, James made false or misleading representations about his investment offerings and/or failed to disclose material facts about his investment offerings, as set forth in Paragraphs 11 and 12 of the facts supporting Counts 1 and 2.
3. On or about July 29, 2015, based on representations made or caused to be made by James, [REDACTED], LLC invested \$150,000.00 in Veritas, TGI, WSS, and/or WSP via wire.

COUNT TEN

**SECURITIES FRAUD - UNTRUE STATEMENT OR OMISSION, 11-51-501(1)(b)
C.R.S. (F3) <50052>**

Between and including **September 28, 2015 and June 17, 2020**, at or triable in the City and County of Denver, State of Colorado, **GEOFFREY WESCOTT JAMES**, in connection with the offer, sale, or purchase of a security, to wit: **investment contract**, did feloniously, unlawfully, and willfully, directly or indirectly, make an untrue statement of material fact, or omitted to state a material fact necessary in order to make statements made, in the light of the circumstances under which they were made, not misleading upon [REDACTED]; in violation of sections 11-51-501(1) and 11-51-603(1), C.R.S.

The facts supporting Count 10 are as follows:

1. All facts in support of all other counts are incorporated here by reference.
2. In connection with the offer and sale of securities to [REDACTED], James made false or misleading representations about his investment offerings and/or failed to disclose material facts about his investment offerings, as set forth in Paragraphs 11 and 12 of the facts supporting Counts 1 and 2.
3. Between and including the dates of September 28, 2015 and December 6, 2016, based on representations made or caused to be made by James, [REDACTED] invested a total of \$54,350.00 in Veritas, TGI, WSS, and/or WSP via wire.

COUNT ELEVEN

**SECURITIES FRAUD - UNTRUE STATEMENT OR OMISSION, 11-51-501(1)(b)
C.R.S. (F3) <50052>**

Between and including October 1, 2015 and June 17, 2020, at or triable in the City and County of Denver, State of Colorado, GEOFFREY WESCOTT JAMES, in connection with the offer, sale, or purchase of a security, to wit: investment contract, did feloniously, unlawfully, and willfully, directly or indirectly, make an untrue statement of material fact, or omitted to state a material fact necessary in order to make statements made, in the light of the circumstances under which they were made, not misleading upon [REDACTED]; in violation of sections 11-51-501(1) and 11-51-603(1), C.R.S.

The facts supporting Count 11 are as follows:

1. All facts in support of all other counts are incorporated here by reference.
2. In connection with the offer and sale of securities to [REDACTED] James made false or misleading representations about his investment offerings and/or failed to disclose material facts about his investment offerings, as set forth in Paragraphs 11 and 12 of the facts supporting Counts 1 and 2.
3. Between and including the dates of October 1, 2015 and October 5, 2015, based on representations made or caused to be made by James, [REDACTED] invested a total of \$30,000.00 in Veritas, TGI, WSS, and/or WSP via wire.

COUNT TWELVE

**SECURITIES FRAUD - UNTRUE STATEMENT OR OMISSION, 11-51-501(1)(b)
C.R.S. (F3) <50052>**

Between and including **September 6, 2016 and June 17, 2020**, at or triable in the City and County of Denver, State of Colorado, **GEOFFREY WESCOTT JAMES**, in connection with the offer, sale, or purchase of a security, to wit: **investment contract**, did feloniously, unlawfully, and willfully, directly or indirectly, make an untrue statement of material fact, or omitted to state a material fact necessary in order to make statements made, in the light of the circumstances under which they were made, not misleading upon [REDACTED]; in violation of sections 11-51-501(1) and 11-51-603(1), C.R.S.

The facts supporting Count 12 are as follows:

1. All facts in support of all other counts are incorporated here by reference.
2. In connection with the offer and sale of securities to [REDACTED], James made false or misleading representations about his investment offerings and/or failed to disclose material facts about his investment offerings, as set forth in Paragraphs 11 and 12 of the facts supporting Counts 1 and 2.
3. Between and including the dates of **September 6, 2016 and September 21, 2016**, based on representations made or caused to be made by James, [REDACTED] invested a total of \$3,328.00 in Veritas, TGI, WSS, and/or WSP via wire.

COUNT THIRTEEN

**SECURITIES FRAUD - UNTRUE STATEMENT OR OMISSION, 11-51-501(1)(b)
C.R.S. (F3) <50052>**

Between and including **November 20, 2017 and June 17, 2020**, at or triable in the City and County of Denver, State of Colorado, **GEOFFREY WESCOTT JAMES**, in connection with the offer, sale, or purchase of a security, to wit: **investment contract**, did feloniously, unlawfully, and willfully, directly or indirectly, make an untrue statement of material fact, or omitted to state a material fact necessary in order to make statements made, in the light of the circumstances under which they were made, not misleading upon [REDACTED]; in violation of sections 11-51-501(1) and 11-51-603(1), C.R.S.

The facts supporting Count 13 are as follows:

1. All facts in support of all other counts are incorporated here by reference.
2. In connection with the offer and sale of securities to [REDACTED], James made false or misleading representations about his investment offerings and/or failed to disclose material facts about his investment offerings, as set forth in Paragraphs 11 and 12 of the facts supporting Counts 1 and 2.
3. Between and including the dates of November 20, 2017 and January 17, 2018, based on representations made or caused to be made by James, [REDACTED] invested a total of \$246,000.00 in Veritas, TGI, WSS, and/or WSP via wire.

COUNT FOURTEEN

**SECURITIES FRAUD - UNTRUE STATEMENT OR OMISSION, 11-51-501(1)(b)
C.R.S. (F3) <50052>**

Between and including **March 22, 2019 and June 17, 2020**, at or triable in the City and County of Denver, State of Colorado, **GEOFFREY WESCOTT JAMES**, in connection with the offer, sale, or purchase of a security, to wit: **investment contract**, did feloniously, unlawfully, and willfully, directly or indirectly, make an untrue statement of material fact, or omitted to state a material fact necessary in order to make statements made, in the light of the circumstances under which they were made, not misleading upon [REDACTED] [REDACTED], in violation of sections 11-51-501(1) and 11-51-603(1), C.R.S.

The facts supporting Count 14 are as follows:

1. All facts in support of all other counts are incorporated here by reference.
2. In connection with the offer and sale of securities to [REDACTED], James made false or misleading representations about his investment offerings and/or failed to disclose material facts about his investment offerings, as set forth in Paragraphs 11 and 12 of the facts supporting Counts 1 and 2.
3. Between and including the dates of March 22, 2019 and May 20, 2019, based on representations made or caused to be made by James, [REDACTED] invested a total of \$112,000.00 in Veritas, TGI, WSS, and/or WSP via wire.