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CLERK'S NUMBER 115099561

FULTON COUNTY SUPERIOR COURT

THE STATE OF GEORGIA

v.

FRANCOIS SAINFORT
JULIE JACKO
ROBERT JACKO

FRANCOIS SAINFORT:
Cts. 1, 19, 22 Conspiracy to
Defraud the State, O.C.G.A.
§ 16-10-21

Cts. 2, 4, 6, 8, 14, 17, 20
Theft by Taking, O.C.G.A.
§ 16-8-2

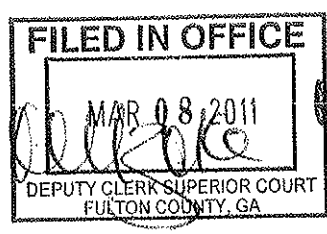
Cts. 10, 11, 12, 15 False
Statements and Writings,
O.C.G.A. § 16-10-20

JULIE JACKO:
Cts. 1, 19, 22 Conspiracy to
Defraud the State, O.C.G.A.
§ 16-10-21

Cts. 3, 5, 7, 9, 18, 21
Theft by Taking, O.C.G.A.
§ 16-8-2

Cts. 13, 16 False
Statements and Writings,
O.C.G.A. § 16-10-20

ROBERT JACKO:
Ct. 22 Conspiracy to Defraud
the State, O.C.G.A.
§ 16-10-21



March 2011, Term of Court

WITNESS:

Special Agent Wesley Horne
Georgia Bureau of Investigation

TRUE Bill

March 8, 2011

[Signature]
Grand Jury Foreperson

=====
SAMUEL S. OLENS
ATTORNEY GENERAL

Francois Sainfort waives copy of indictment, list of witnesses, formal arraignment, and pleads:

_____ Guilty

Defendant

Defendant's Attorney

Prosecuting Attorney

This ___ day of _____, 2011.

Julie Jacko waives copy of indictment, list of witnesses, formal arraignment, and pleads:

_____ Guilty

Defendant

Defendant's Attorney

Prosecuting Attorney

This ___ day of _____, 2011.

Francois Sainfort waives copy of indictment, list of witnesses, formal arraignment, and pleads:

_____ Guilty

Defendant

Defendant's Attorney

Prosecuting Attorney

This ___ day of _____, 2011.

Julie Jacko waives copy of indictment, list of witnesses, formal arraignment, and pleads:

_____ Guilty

Defendant

Defendant's Attorney

Prosecuting Attorney

This ___ day of _____, 2011.

Robert Jacko waives copy of indictment, list of witnesses, formal arraignment, and pleads:

_____ Guilty

Defendant

Defendant's Attorney

Prosecuting Attorney

This ___ day of, _____ 2011.

Robert Jacko waives copy of indictment, list of witnesses, formal arraignment, and pleads:

_____ Guilty

Defendant

Defendant's Attorney

Prosecuting Attorney

This ___ day of _____, 2011.

IN THE SUPERIOR COURT OF FULTON COUNTY
STATE OF GEORGIA

THE GRAND JURORS selected, chosen and sworn for the
County of Fulton, to wit:

- | | |
|--|--|
| 1. Trummie Lee Patrick III, Foreperson | 14. Henry, Steven R. |
| 2. Fernando Ornelas, Asst. Foreperson | 15. Jackson, LaRhonda T. |
| 3. Megan Cobb Hall, Secretary | 16. Laird, Susan M. |
| 4. Shirley Wallace, Asst. Secretary | 17. Oberoi, Madhu |
| 5. Abdulhameed, Qussai Ali | 18. Perry, Bettye |
| 6. Adams, Bryan | 19. Rosenberger, Nanci D. |
| 7. Askew, Leslie R. | 20. Salys, David |
| 8. Carr, Kirk | 21. Seyle, Gerald L. |
| 9. Davis, Tomekia L. | 22. Thomas, Tammy J. |
| 10. Delaine, Scheherazade | 23. Waggoner, Jeffrey |
| 11. Fagan, Suzanne | 24. Marquita Renee Hixon - At |
| 12. Friedman, Allison L. | 25. Pamela Lebow Klee - At |
| 13. Giblin-Murin, Linda | 26. Regina D. Holman - At |

in the name and behalf of the citizens of the State of Georgia,
charge and accuse FRANCOIS SAINFORT and JULIE JACKO with the
offense of CONSPIRACY TO DEFRAUD THE STATE, in violation of
O.C.G.A. § 16-10-21, for that the said accused, in the State of
Georgia and County of Fulton, on and between August 22, 2007,
and March 10, 2008, conspired and agreed to commit theft of
property, to wit: United States currency belonging to the
Georgia Institute of Technology, an unit of the Board of Regents
of the University System of Georgia, an agency of the State of
Georgia, (hereinafter in this count, and all other counts of the

indictment, "Georgia Tech"), contrary to the laws of said State, the good order, peace and dignity thereof.

The accused conspired and agreed to, through deception, steal United States currency in the form of their salaries from Georgia Tech through May of 2008. It was part of their conspiracy and agreement that the accused were to be employed full time by and receiving salary from Georgia Tech while simultaneously being employed full time by and receiving salary from the University of Minnesota.

It was further part of the conspiracy and agreement that the accused concealed their dual employment from Georgia Tech. As part of their conspiracy and agreement the accused created the false impression that they would not begin employment with the University of Minnesota until after May 16, 2008.

At least one overt act was committed in Fulton County in furtherance of the conspiracy and agreement.

Overt Acts

1.

On or about August 22, 2007, Francois Sainfort verbally accepted an offer of employment at the University of Minnesota to begin employment there on October 1, 2007, as Division Head of the School of Public Health's Division of Health Policy and Management, and full professor with a recommendation for tenure in the School of Public Health.

2.

On or about August 22, 2007, Julie Jacko verbally accepted an offer of employment at the University of Minnesota to begin employment there on October 1, 2007, as Director of the Institute on Health Informatics, and full professor with a recommendation for tenure in the School of Nursing and the School of Public Health.

3.

On and between September 7, 2007, and September 10, 2007, Francois Sainfort told Georgia Tech Dean for the College of Engineering, Don Giddens, that Sainfort would not be going to the University of Minnesota until Spring 2008.

4.

On or about September 20, 2007, Francois Sainfort and Julie Jacko shipped their signed employment acceptance letters to the University of Minnesota.

5.

On or about October 2, 2007, Julie Jacko sent an email to Georgia Tech Department of Biomedical Engineering Chair, Larry McIntire, requesting a two-year leave of absence from Georgia Tech starting May 16, 2008.

6.

On or about October 4, 2007, Francois Sainfort sent an email to Georgia Tech Department of Biomedical Engineering

Chair, Larry McIntire, requesting a two-year leave of absence from Georgia Tech starting May 16, 2008.

7.

On or about October 19, 2007, Francois Sainfort signed an employment contract to work as Associate Dean-Academic for Georgia Tech from July 1, 2007, through June 30, 2008.

8.

On October 31, 2007, Francois Sainfort accepted \$19,983.33 in salary from Georgia Tech.

9.

On October 31, 2007, Julie Jacko accepted \$13,916.67 in salary from Georgia Tech.

10.

On November 30, 2007, Francois Sainfort accepted \$19,983.33 in salary from Georgia Tech.

11.

On November 30, 2007, Julie Jacko accepted \$13,916.67 in salary from Georgia Tech.

12.

On December 31, 2007, Francois Sainfort accepted \$19,983.33 in salary from Georgia Tech.

13.

On December 31, 2007, Julie Jacko accepted \$13,916.67 in salary from Georgia Tech.

14.

On or about January 9, 2008, Francois Sainfort and Julie Jacko used funds of the Georgia Tech Foundation, Inc., to pay for airline tickets for a January 13, 2008, through January 16, 2008, trip to attend a welcoming reception at, and to work for, the University of Minnesota.

15.

On or about January 18, 2008, Julie Jacko signed an employment contract to work as a professor in the School of Biomedical Engineering for Georgia Tech from August 15, 2007, through May 15, 2008.

16.

On January 24, 2008, Francois Sainfort sent an email to Assistant Director of Administration and Human Resources for the Georgia Tech Department of Biomedical Engineering, Rachel Arnold, indicating that Julie Jacko's leave of absence from Georgia Tech should start on May 16, 2008, and that his leave of absence from Georgia Tech should start on June 1, 2008.

17.

On January 31, 2008, Francois Sainfort accepted \$20,982.50 in salary from Georgia Tech.

18.

On January 31, 2008, Julie Jacko accepted \$14,403.78 in salary from Georgia Tech.

19.

On or about February 11, 2008, Francois Sainfort sent an email to Georgia Tech Associate Dean for the College of Engineering, John Leonard, stating, "...Julie and I have not even signed an employment contract yet with Minnesota. In fact, we really would like to make sure our leaves from Tech are agreed upon before we do so! We have only agreed to unofficially start this semester with full residence starting in May so that they can put the searches to rest and announce it to our respective units."

20.

On or about February 21, 2008, Francois Sainfort told Georgia Tech Associate Dean for the College of Engineering, John Leonard, that, until informed by Georgia Tech, he did not know he was being paid by the University of Minnesota.

21.

On or about February 21, 2008, Francois Sainfort told Georgia Tech Dean for the College of Engineering, Don Giddens, that, until informed by Georgia Tech, he did not know he had been receiving paychecks from the University of Minnesota.

22.

On or about March 10, 2008, Julie Jacko told Georgia Tech Associate Vice President for Human Resources, Chuck Donbaugh, that she and Francois Sainfort did not have a traditional

employment relationship with the University of Minnesota, and that they had only received some retainer payments from the University of Minnesota.

COUNT TWO

The Grand Jurors aforesaid, in the name and behalf of the citizens of Georgia, further charge and accuse FRANCOIS SAINFORT with the offense of THEFT BY TAKING, in violation of O.C.G.A. §16-8-2, for that the said accused, in the State of Georgia and County of Fulton, on October 31, 2007, said date being a material averment of the indictment, did unlawfully take United States currency, in an amount greater than five hundred dollars (\$500.00), the property of Georgia Tech, with the intention of depriving the owner of said property, contrary to the laws of said State, the good order, peace and dignity thereof.

Said currency is further described as that \$19,983.33 paid to Francois Sainfort on October 31, 2007, by Georgia Tech as salary.

COUNT THREE

The Grand Jurors aforesaid, in the name and behalf of the citizens of Georgia, further charge and accuse JULIE JACKO with the offense of THEFT BY TAKING, in violation of O.C.G.A. § 16-8-2, for that the said accused, in the State of Georgia and County of Fulton, on October 31, 2007, said date being a material averment to this count of the bill of indictment, did

unlawfully take United States currency, in an amount greater than five hundred dollars (\$500.00), the property of Georgia Tech, with the intention of depriving the owner of said property, contrary to the laws of said State, the good order, peace and dignity thereof.

Said currency is further described as that \$13,916.67 paid to Julie Jacko on October 31, 2007, by Georgia Tech as salary.

COUNT FOUR

The Grand Jurors aforesaid, in the name and behalf of the citizens of Georgia, further charge and accuse FRANCOIS SAINFORT with the offense of THEFT BY TAKING, in violation of O.C.G.A. § 16-8-2, for that the said accused, in the State of Georgia and County of Fulton, on November 30, 2007, said date being a material averment to this count of the bill of indictment, did unlawfully take United States currency, in an amount greater than five hundred dollars (\$500.00), the property of Georgia Tech, with the intention of depriving the owner of said property, contrary to the laws of said State, the good order, peace and dignity thereof.

Said currency is further described as that \$19,983.33 paid to Francois Sainfort on November 30, 2007, by Georgia Tech as salary.

COUNT FIVE

The Grand Jurors aforesaid, in the name and behalf of the citizens of Georgia, further charge and accuse **JULIE JACKO** with the offense of **THEFT BY TAKING**, in violation of O.C.G.A. § 16-8-2, for that the said accused, in the State of Georgia and County of Fulton, on November 30, 2007, said date being a material averment to this count of the bill of indictment, did unlawfully take United States currency, in an amount greater than five hundred dollars (\$500.00), the property of Georgia Tech, with the intention of depriving the owner of said property, contrary to the laws of said State, the good order, peace and dignity thereof.

Said currency is further described as that \$13,916.67 paid to Julie Jacko on November 30, 2007, by Georgia Tech as salary.

COUNT SIX

The Grand Jurors aforesaid, in the name and behalf of the citizens of Georgia, further charge and accuse **FRANCOIS SAINFORT** with the offense of **THEFT BY TAKING**, in violation of O.C.G.A. § 16-8-2, for that the said accused, in the State of Georgia and County of Fulton, on December 31, 2007, said date being a material averment to this count of the bill of indictment, did unlawfully take United States currency, in an amount greater than five hundred dollars (\$500.00), the property of Georgia Tech, with the intention of depriving the owner of said

property, contrary to the laws of said State, the good order, peace and dignity thereof.

Said currency is further described as that \$19,983.33 paid to Francois Sainfort on December 31, 2007, by Georgia Tech as salary.

COUNT SEVEN

The Grand Jurors aforesaid, in the name and behalf of the citizens of Georgia, further charge and accuse **JULIE JACKO** with the offense of **THEFT BY TAKING**, in violation of O.C.G.A.

§ 16-8-2, for that the said accused, in the State of Georgia and County of Fulton, on December 31, 2007, said date being a material averment of this count of the bill of indictment, did unlawfully take United States currency, in an amount greater than five hundred dollars (\$500.00), the property of Georgia Tech, with the intention of depriving the owner of said property, contrary to the laws of said State, the good order, peace and dignity thereof.

Said currency is further described as that \$13,916.17 paid to Julie Jacko on December 31, 2007, by Georgia Tech as salary.

COUNT EIGHT

The Grand Jurors aforesaid, in the name and behalf of the citizens of Georgia, further charge and accuse **FRANCOIS SAINFORT** with the offense of **THEFT BY TAKING**, in violation of O.C.G.A.

§ 16-8-2, for that the said accused, in the State of Georgia and

County of Fulton, on January 31, 2008, said date being a material averment of this count of the bill of indictment, did unlawfully take United States currency, in an amount greater than five hundred dollars (\$500.00), the property of Georgia Tech, with the intention of depriving the owner of said property, contrary to the laws of said State, the good order, peace and dignity thereof.

Said currency is further described as that \$20,982.50 paid to Francois Sainfort on January 31, 2008, by Georgia Tech as salary.

COUNT NINE

The Grand Jurors aforesaid, in the name and behalf of the citizens of Georgia, further charge and accuse **JULIE JACKO** with the offense of **THEFT BY TAKING**, in violation of O.C.G.A. § 16-8-2, for that the said accused, in the State of Georgia and County of Fulton, on January 31, 2008, said date being a material averment of this count of the bill of indictment, did unlawfully take United States currency, in an amount greater than five hundred dollars (\$500.00), the property of Georgia Tech, with the intention of depriving the owner of said property, contrary to the laws of said State, the good order, peace and dignity thereof.

Said currency is further described as that \$14,403.78 paid to Julie Jacko on January 31, 2008, by Georgia Tech as salary.

COUNT TEN

The Grand Jurors aforesaid, in the name and behalf of the citizens of Georgia, further charge and accuse **FRANCOIS SAINFORT** with the offense of **FALSE STATEMENTS AND WRITINGS**, in violation of O.C.G.A. § 16-10-20, for that the said accused, in the State of Georgia and County of Fulton, on or about February 11, 2008, did knowingly and willfully make a false representation (more particularly described below) in a matter within the jurisdiction of Georgia Tech, a unit of the Board of Regents of the University System of Georgia, an agency of the State of Georgia, contrary to the laws of said State, the good order, peace, and dignity thereof.

Said false representation was made in an email to Georgia Tech Associate Dean for the College of Engineering, John Leonard, when the accused did represent that "...Julie and I have not even signed an employment contract yet with Minnesota. In fact, we really would like to make sure our leaves from Tech are agreed upon before we do so! We have only agreed to unofficially start this semester with full residence starting in May so that they can put the searches to rest and announce it to our respective units."

COUNT ELEVEN

The Grand Jurors aforesaid, in the name and behalf of the citizens of Georgia, further charge and accuse **FRANCOIS SAINFORT**

with the offense of **FALSE STATEMENTS AND WRITINGS**, in violation of O.C.G.A. § 16-10-20, for that the said accused, in the State of Georgia and County of Fulton, on or about February 21, 2008, did knowingly and willfully make a false representation (more particularly described below) in a matter within the jurisdiction of Georgia Tech, a unit of the Board of Regents of the University System of Georgia, an agency of the State of Georgia, contrary to the laws of said State, the good order, peace, and dignity thereof.

Said false representation was made in a conversation with Georgia Tech Associate Dean for the College of Engineering, John Leonard, when he did represent that, until informed by Georgia Tech, he did not know he was being paid by the University of Minnesota.

COUNT TWELVE

The Grand Jurors aforesaid, in the name and behalf of the citizens of Georgia, further charge and accuse **FRANCOIS SAINFORT** with the offense of **FALSE STATEMENTS AND WRITINGS**, in violation of O.C.G.A. § 16-10-20, for that the said accused, in the State of Georgia and County of Fulton, on or about February 21, 2008, did knowingly and willfully make a false representation (more particularly described below) in a matter within the jurisdiction of Georgia Tech, a unit of the Board of Regents of the University System of Georgia, an agency of the State of

Georgia, contrary to the laws of said State, the good order, peace, and dignity thereof.

Said false representation was made in a conversation with Georgia Tech Dean for the College of Engineering, Don Giddens, when the accused did represent that, until informed by Georgia Tech, he did not know he had been receiving paychecks from the University of Minnesota.

COUNT THIRTEEN

The Grand Jurors aforesaid, in the name and behalf of the citizens of Georgia, further charge and accuse **JULIE JACKO** with the offense of **FALSE STATEMENTS AND WRITINGS**, in violation of O.C.G.A. § 16-10-20, for that the said accused, in the State of Georgia and County of Fulton, on or about March 10, 2008, did knowingly and willfully make a false representation (more particularly described below) in a matter within the jurisdiction of Georgia Tech, a unit of the Board of Regents of the University System of Georgia, an agency of the State of Georgia, contrary to the laws of said State, the good order, peace, and dignity thereof.

Said false representation was made in a phone conversation with Georgia Tech Associate Vice President for Human Resources, Chuck Donbaugh, when the accused did represent that she and Francois Sainfort did not have a traditional employment relationship with the University of Minnesota, but had only

received some retainer payments from the University of Minnesota.

COUNT FOURTEEN

The Grand Jurors aforesaid, in the name and behalf of the citizens of Georgia, further charge and accuse FRANCOIS SAINFORT with the offense of THEFT BY TAKING, in violation of O.C.G.A. § 16-8-2, for that the said accused, in the State of Georgia and County of Fulton, on or about July 21, 2006, did unlawfully take United States currency, in an amount greater than five hundred dollars (\$500.00), the property of Georgia Tech, with the intention of depriving the owner of said property, contrary to the laws of said state, the good order, peace and dignity thereof.

Said United States currency is further described as that \$506.61 used to purchase airline tickets for Francois Sainfort for an August 2, 2006, and August 3, 2006, trip to the University of Minnesota.

The crime alleged does not fall outside of the limitations on prosecution because the crime was unknown until on or about January 30, 2008.

COUNT FIFTEEN

The Grand Jurors aforesaid, in the name and behalf of the citizens of Georgia, further charge and accuse FRANCOIS SAINFORT with the offense of FALSE STATEMENTS AND WRITINGS, in violation

of O.C.G.A. § 16-10-20, for that the said accused, in the State of Georgia and County of Fulton, on or about June 28, 2007, did knowingly and willfully use a false document, to wit: a Georgia Tech Travel Expense Statement for expenses for June 12, 2007, through June 13, 2007, knowing the same to contain a false statement (more particularly described below) in a matter within the jurisdiction of Georgia Tech, a unit of the Board of Regents of the University System of Georgia, an agency of the State of Georgia, contrary to the laws of said state, the good order, peace and dignity thereof.

Said false document contained the following false statement: "I have incurred the described expenses and the State use mileage in the discharge of my official duties for the State and have not been reimbursed and have not filed, nor will I file, for reimbursement from any other source for said expenses".

COUNT SIXTEEN

The Grand Jurors aforesaid, in the name and behalf of the citizens of Georgia, further charge and accuse **JULIE JACKO** with the offense of **FALSE STATEMENTS AND WRITINGS**, in violation of O.C.G.A. § 16-10-20, for that the said accused, in the State of Georgia and County of Fulton, on or about June 28, 2007, did knowingly and willfully use a false document, to wit: a Georgia Tech Travel Expense Statement for expenses for June 12, 2007,

through June 13, 2007, knowing the same to contain a false statement (more particularly described below), in a matter within the jurisdiction of Georgia Tech, a unit of the Board of Regents of the University System of Georgia, an agency of the State of Georgia, contrary to the laws of said state, the good order, peace and dignity thereof.

Said false document contained the false statement: "I have incurred the described expenses and the State use mileage in the discharge of my official duties for the State".

COUNT SEVENTEEN

The Grand Jurors aforesaid, in the name and behalf of the citizens of Georgia, further charge and accuse **FRANCOIS SAINFORT** with the offense of **THEFT BY TAKING**, in violation of O.C.G.A. § 16-8-2, for that the said accused, in the State of Georgia and County of Fulton, on or about January 9, 2008, did unlawfully take United States currency, in an amount greater than five hundred dollars (\$500.00), the property of the Georgia Tech Foundation, Inc., with the intention of depriving the owner of said property, contrary to the laws of said state, the good order, peace and dignity thereof.

Said United States currency is further described as that \$840.80 used to purchase airline tickets for Francois Sainfort to travel to the University of Minnesota from January 13, 2008, through January 16, 2008.

COUNT EIGHTEEN

The Grand Jurors aforesaid, in the name and behalf of the citizens of Georgia, further charge and accuse **JULIE JACKO** with the offense of **THEFT BY TAKING**, in violation of O.C.G.A. § 16-8-2, for that the said accused, in the State of Georgia and County of Fulton, on or about January 9, 2008, did unlawfully take United States currency, in an amount greater than five hundred dollars (\$500.00), the property of the Georgia Tech Foundation, Inc., with the intention of depriving the owner of said property, contrary to the laws of said state, the good order, peace and dignity thereof.

Said United States currency is further described as that \$840.80 used to purchase airline tickets for Julie Jacko to travel to the University of Minnesota from January 13, 2008, through January 16, 2008.

COUNT NINETEEN

The Grand Jurors aforesaid, in the name and behalf of the citizens of the State of Georgia, further charge and accuse **FRANCOIS SAINFORT** and **JULIE JACKO** with the offense of **CONSPIRACY TO DEFRAUD THE STATE**, in violation of O.C.G.A. § 16-10-21, for that the said accused, in the State of Georgia and County of Fulton, on and between December 21, 2007, and February 14, 2008, conspired and agreed with one another to commit theft of property, to wit: United States currency

belonging to Georgia Tech, a unit of the Board of Regents of the University System of Georgia, an agency of the State of Georgia, and United States currency belonging to the Georgia Tech Foundation, Inc., a not-for-profit organization in support of Georgia Tech, contrary to the laws of said State, the good order, peace and dignity thereof.

The accused conspired and agreed to, through deception, steal United States currency in the form of monies used to pay for airline tickets for trips to Duke University. It was part of the conspiracy and agreement that the accused represented that the trips to Duke University were travel for Georgia Tech business. It was further part of the conspiracy and agreement that the accused concealed the fact that Francois Sainfort and Julie Jacko were traveling to Duke University for Francois Sainfort to interview for the position of Dean of the Pratt School of Engineering.

At least one overt act was committed in Fulton County in furtherance of the conspiracy and agreement.

Overt Acts

1.

On or about December 21, 2007, Francois Sainfort caused Phyllis Brooks to sign his name to a Georgia Tech Travel Authority Request requesting authorization for him to travel on

January 5, 2008, to visit Duke University on behalf of Georgia Tech.

2.

On or about December 21, 2007, Francois Sainfort caused Georgia Tech to be billed for airline tickets for Francois Sainfort to travel on January 5, 2008, to Duke University, to interview for the position of Dean of the Pratt School of Engineering at Duke University.

3.

On or about January 5, 2008, Francois Sainfort traveled from Atlanta, Georgia, to Duke University, to interview for the position of Dean of the Pratt School of Engineering at Duke University.

4.

On or about February 7, 2008, Francois Sainfort caused Phyllis Brooks to sign his name to, and approve, a Georgia Tech Travel Authority Request requesting authorization for him to travel from February 12, 2008, through February 13, 2008, for the expressed purpose "to attend meetings at Georgia Tech."

5.

On or about February 7, 2008, Julie Jacko caused Phyllis Brooks to sign her name to, and approve, a Georgia Tech Travel Authority Request requesting authorization for Julie Jacko to

travel from February 12, 2008, through February 13, 2008, for the expressed purpose "to attend meetings at Georgia Tech."

6.

On or about February 7, 2008, Francois Sainfort caused Georgia Tech to be billed for airline tickets for him to travel on and between February 12, 2008, and February 13, 2008, from Minneapolis, Minnesota to Duke University to interview for the position of Dean of the Pratt School of Engineering at Duke University.

7.

On or about February 7, 2008, Julie Jacko caused Georgia Tech to be billed for airline tickets for Julie Jacko to travel on and between February 12, 2008, and February 13, 2008, from Minneapolis, Minnesota to Duke University, to accompany Francois Sainfort to interview for the position of Dean of the Pratt School of Engineering at Duke University.

8.

On or about February 11, 2008, Francois Sainfort sent an email to Phyllis Brooks asking her, "Am I getting in trouble with John Leonard? Is he getting anxious because of my travel from and back to Minneapolis? If so, I'd rather be safe and use Minnesota resources. Please let me know what you think!"

On and between February 12, 2008, and February 14, 2008, Francois Sainfort traveled from Minneapolis, Minnesota, to Duke University to interview for the position of Dean of the Pratt School of Engineering at Duke University.

COUNT TWENTY

The Grand Jurors aforesaid, in the name and behalf of the citizens of Georgia, further charge and accuse **FRANCOIS SAINFORT** with the offense of **THEFT BY TAKING**, in violation of O.C.G.A. § 16-8-2, for that the said accused, in the State of Georgia and County of Fulton, on or about February 7, 2008, did unlawfully take United States currency, in an amount greater than five hundred dollars (\$500.00), the property of Georgia Tech, with the intention of depriving the owner of said property, contrary to the laws of said state, the good order, peace and dignity thereof.

Said United States currency is further described as that \$539.00 used to purchase airline tickets for Francois Sainfort to travel to Duke University February 12, 2008, through February 13, 2008.

COUNT TWENTY-ONE

The Grand Jurors aforesaid, in the name and behalf of the citizens of Georgia, further charge and accuse **JULIE JACKO** with the offense of **THEFT BY TAKING**, in violation of O.C.G.A.

§ 16-8-2, for that the said accused, in the State of Georgia and County of Fulton, on or about February 7, 2008, did unlawfully take United States currency, in an amount greater than five hundred dollars (\$500.00), the property of the Georgia Tech Foundation, Inc., with the intention of depriving the owner of said property, contrary to the laws of said state, the good order, peace and dignity thereof.

Said United States currency is further described as that \$664.50 used to purchase an airline ticket for Julie Jacko to travel from Duke University on February 13, 2008.

COUNT TWENTY-TWO

The Grand Jurors aforesaid, in the name and behalf of the citizens of Georgia, further charge and accuse **FRANCOIS SAINFORT, ROBERT JACKO, and JULIE JACKO**, with the offense of **CONSPIRACY TO DEFRAUD THE STATE**, in violation of O.C.G.A.

§ 16-10-21, for that the said accused, in the State of Georgia and County of Fulton, on and between May 3, 2006, and May 29, 2008, conspired and agreed to commit theft of property, to wit: United States currency belonging to Georgia Tech, a unit of the Board of Regents of the University System of Georgia, an agency of the State of Georgia, contrary to the laws of said State, the good order, peace and dignity thereof.

The accused conspired and agreed to, through deception, steal United States currency in the form of checks made payable

to Robert Jacko from the Comprehensive Health Services Inc. Workforce Health Assessment Model (hereinafter "CHS WHAM") project. It was part of their conspiracy and agreement to have Robert Jacko approved to do work as a consultant for the Georgia Tech Health Systems Institute.

As part of the conspiracy and agreement, invoices were submitted to Georgia Tech claiming that Robert Jacko was contributing significant services and work product to the CHS WHAM project, which he was not. As a further part of the conspiracy and agreement, Robert Jacko established a bank account where the proceeds of the scheme could be deposited, and from which Francois Sainfort, Robert Jacko, and Julie Jacko could obtain monies from the scheme.

At least one overt act was committed in Fulton County in furtherance of the conspiracy and agreement.

Overt Acts

1.

On or about May 3, 2006, Robert Jacko completed a Georgia Tech Vendor Profile Form to receive payments as a consultant for the Georgia Tech Health Systems Institute in which he failed to disclose that Francois Sainfort, the Director of the Health Systems Institute, was his brother-in-law.

2.

On or about May 3, 2006, Robert Jacko listed his address on his Georgia Tech Vendor Profile Form as 1266 West Paces Ferry Road, Atlanta, Georgia, 30327, when in fact he was living at the residence of Francois Sainfort and Julie Jacko at 3558 Rainier Drive NW, Atlanta, Georgia.

3.

On or about May 15, 2006, Robert Jacko leased a mailbox at The UPS Store at 1266 West Paces Ferry Road, Atlanta, Georgia 30327, indicating that his home address was 2 Grove Isle Drive, B203, Miami, Florida 33133, when in fact he was residing at the residence of Francois Sainfort and Julie Jacko at 3558 Rainier Drive NW, Atlanta, Georgia.

4.

On or about June 13, 2006, Robert Jacko created an invoice labeled #601 and dated June 12, 2006, which was presented to Georgia Tech in which he claimed to have performed \$10,000 in services.

5.

On or about June 13, 2006, Francois Sainfort sent Phyllis Brooks an email asking her to process Robert Jacko's June 12, 2006, invoice.

6.

On or about July 22, 2006, Robert Jacko opened Bank of America account no. 334000234872.

7.

On or about July 22, 2006, Robert Jacko deposited \$9,800 in proceeds from Georgia Tech Bank of America check no. 344365 in the amount of \$10,000 into Bank of America account no. 334000234872.

8.

On or about August 31, 2006, Robert Jacko deposited Georgia Tech Bank of America check no. 351629 in the amount of \$18,000.00 into his Bank of America account no. 334000234872.

9.

On or about October 20, 2006, Robert Jacko deposited Georgia Tech Bank of America check no. 357867 in the amount of \$10,000 and Georgia Tech Bank of America check no. 358195 in the amount of \$9,000 into his Bank of America account no. 334000234872.

10.

On or about December 4, 2006, Robert Jacko deposited Georgia Tech Bank of America check no. 360943 in the amount of \$10,000 into his Bank of America account no. 334000234872.

11.

On or about March 1, 2007, Robert Jacko deposited Georgia Tech Bank of America check no. 370262 in the amount of \$18,000 into his Bank of America account no. 334000234872.

12.

On or about May 7, 2007, Robert Jacko deposited Georgia Tech Bank of America check no. 374562 in the amount of \$20,000 into his Bank of America account no. 334000234872.

13.

On or about May 29, 2008, at a time when he was no longer employed by Georgia Tech, Francois Sainfort accessed the Georgia Tech computer system and downloaded files related to the CHS WHAM project.

SAMUEL S. OLENS, Attorney General