

COPY

APPLICATION FOR CRIMINAL COMPLAINT	APPLICATION NO. (COURT USE ONLY)	Page 1 of 2	TRIAL COURT OF MASSACHUSETTS DISTRICT COURT DEPARTMENT
The undersigned alleges the following as a <input checked="" type="checkbox"/> full or <input type="checkbox"/> partial statement of the factual basis for the offense(s) for which a criminal complaint is sought			

By Trooper Luis DeJesus #3100

HANEY ALEXANDER

PCF #: 00000668407

I Trooper Luis DeJesus of the Massachusetts State Police respectfully submit the following:

On 01-08-2011 I at approximately 11:37hrs I responded to a call at 65 Stafford Road in the town of Holland. The resident NIEMEYER, Ruth MA OLN: S [REDACTED] /04-04-1952 (disable person) wanted to file charges against her son for stealing her identity, getting a Walmart Credit Card (# [REDACTED]) and charging \$778.00 to it. She stated that she never gave her consent to get a credit card in her name. She stated that she was tired of her son HANEY, Alexander A MA OLN: S [REDACTED] /07-02-1969 and his girlfriend a Kim Cyr MA OLN: S [REDACTED] /12-01-1970 of Strubridge constantly stealing from her. She said that she was made aware of the existence of the credit by walmart creditors, who call the house looking to settle the debt. She also had received a letter from NCO Financial Systems INC. She then looked for the credit card in her sons room because she suspected this was his doing. She found the Walmart Credit Card inside her sons wallet on top of the bureau in his room. She handed me the NCO Financial Systems Inc letter and the Walmart Credit Card as evidence. As I was standing in the living room of 65 Stafford Road in the town of Holland speaking with Mrs. NIEMEYER I could see into her sons room and observe a black handgun on top of a table. The handgun was not properly secured, was in plain view, and was laying on top of a pair of brass knuckles. NIEMEYER informed me that was her sons room and that was his gun. I informed her that it was illegal to just leave a loaded gun laying about like that without at the very least a trigger lock. The pistol had a loaded magazine with 8 rounds inside the magazine. I asked NIEMEYER for a consent search to make sure there were no other unsecured weapons laying about. I located a loaded 12 ga shotgun laying on top of a table in the basement. The weapon had two 12 ga slugs in its magazine and there were an additional two 12 ga. slugs right next to the gun. Both weapons were secured and taken as evidence. Holland Police officer Fourcier arrived on scene to assist, I advised him of the situation and he suspended HANEY'S FID on MIRCS for improperly secured firearms, as well as a possession of of handgun without a license.

I will be requesting a subpoena for record to Walmart Fraud Investigators concerning the charges to the credit card, times, dates ect.. When Holland PD spoke to HANEY he stated that it was Kim CYR who filed the paperwork and got the credit card from Walmart. However both parties have being actively using the credit card since July 27, 2009 until January 2, 2011. Kim CYR was only able to obtain a Walmart credit card on Ruth A. Niemeyer's name because HANEY provided her with his mothers information. The credit card was found by his mother inside his room, in his wallet, he was in constructive possession of the card. Surveillance video has being requested from Walmart Corporation showing both HANEY and CYR using the card. Walmart has already provided detail statements regarding the use of the card, and have requested to also be named as victims of Credit Card Fraud.