

<p>DISTRICT COURT, CITY AND COUNTY OF DENVER, COLORADO</p> <p>1437 Bannock Street Denver, CO 80202</p> <hr/> <p>THE PEOPLE OF THE STATE OF COLORADO</p> <p>Plaintiff,</p> <p>v.</p> <p>JEREMY MICHAEL HART, DOB: 11/26/73 RICHARD DORR NOVARIA, DOB: 10/27/64</p> <p>Defendants</p>	<p style="text-align: center;">▲ COURT USE ONLY ▲</p>
<p>JOHN W. SUTHERS, Attorney General JEAN WOODFORD* First Assistant Attorney General 1525 Sherman Street, 7th Floor Denver, CO 80203 (303) 866-5172 Registration Number: 24834 *Counsel of Record</p>	<p>Case No.: 09 CR 0001</p>
<p>COLORADO STATE GRAND JURY INDICTMENT</p>	

Of the 2009-2010 term of the Denver District Court in the year 2010; the 2009-2010 Colorado State Grand Jurors, chosen, selected and sworn in the name and by the authority of the People of the State of Colorado, upon their oaths, present the following:

Essential Facts:

Dreamweaver Foundation Inc. was incorporated in Colorado in March of 2004. Richard Novaria owns and controls Dreamweaver Foundation. Between July 2006 and May 2008, Jeremy Hart and Richard Novaria successfully solicited over \$3,500,000.00 from approximately twenty-nine investors who received promissory notes from Dreamweaver Foundation as evidence of their investment.

When solicited, investors were told different accounts of how their money would be invested. Common themes promoted by Hart and Novaria included

real estate, small business loans, bank products, and bond funds. Investors were routinely told that the investment was safe and low risk or risk free. The investors were not provided with any type of offering document and relied on the oral presentations of Hart and Novaria. The evidence of investment given to most investors after their initial investment was unsecured promissory notes that promised various rates of return from 7% to 14%. The promissory notes were issued by Dreamweaver Foundation, Inc., and were all signed by Richard Novaria, President. Investor funds were then deposited into two Dreamweaver accounts controlled by Novaria. Dreamweaver Foundation never generated any significant revenues.

Novaria used \$155,073 of investor money to make monthly interest payments to other investors. He also used investor money to pay Jeremy Hart over \$423,000 and over \$55,000 to himself. Novaria co-mingled investor monies with funds from other sources, including other investors and his other businesses and used the funds in a variety of ways. After co-mingling investor money, Novaria used a portion of investor money to pay over \$376,000 of his personal mortgage debts, make an additional \$268,054 of investor payments and pay Jeremy Hart an additional \$59,626.

Both Hart and Novaria had previously held securities licenses. Hart was licensed as a registered representative from 1997 to 2009. He held a Series 6 license beginning in February of 1997, and had also held Series 63 and 22 licenses. Hart received his license to sell life and accident and health insurance in 1994. Novaria received his Series 6 license in 1999 and he held a limited security agent license until 2002.

Many of the investors had a pre-existing business relationship with Jeremy Hart as clients of his insurance business which he incorporated with the Colorado Secretary of State Office in 1997 as Hart Financial Inc. Hart Financial is currently non-compliant with the Secretary of State's Office for failure to file an annual report.

Dreamweaver Foundation Inc. is currently non-compliant with the Colorado Secretary of State's Office for failure to maintain a registered agent.

COUNT ONE (Securities Fraud)

On and between July 31, 2006 to May 15, 2008, in the State of Colorado, Jeremy Hart and Richard Novaria, in connection with the offer, sale or purchase of any security, directly or indirectly, unlawfully, feloniously, and willfully engaged in an act, practice, or course of business which operated as a fraud or

deceit upon Steve and Donna Vail, contrary to the form of the statutes in such case made and provided by § § 11-51-501(1)(c) and 11-51-603(1) C.R.S., and against the peace and dignity of the People of the State of Colorado. (Class 3 felony)

COUNT TWO
(Securities Fraud)

On and between August 21, 2006 to May 15, 2008, in the State of Colorado, Jeremy Hart and Richard Novaria, in connection with the offer, sale or purchase of any security, directly or indirectly, unlawfully, feloniously, and willfully engaged in an act, practice, or course of business which operated as a fraud or deceit upon Michelle Caforio, contrary to the form of the statutes in such case made and provided by § § 11-51-501(1)(c) and 11-51-603(1) C.R.S., and against the peace and dignity of the People of the State of Colorado. (Class 3 felony)

COUNT THREE
(Securities Fraud)

On and between August 31, 2006 to May 15, 2008, in the State of Colorado, Jeremy Hart and Richard Novaria, in connection with the offer, sale or purchase of any security, directly or indirectly, unlawfully, feloniously, and willfully engaged in an act, practice, or course of business which operated as a fraud or deceit upon Gregory Dewey, contrary to the form of the statutes in such case made and provided by § § 11-51-501(1)(c) and 11-51-603(1) C.R.S., and against the peace and dignity of the People of the State of Colorado. (Class 3 felony)

COUNT FOUR
(Securities Fraud)

On and between August 31, 2006 to May 15, 2008, in the State of Colorado, Jeremy Hart and Richard Novaria, in connection with the offer, sale or purchase of any security, directly or indirectly, unlawfully, feloniously, and willfully engaged in an act, practice, or course of business which operated as a fraud or deceit upon Janet Donegan, contrary to the form of the statutes in such case made and provided by § § 11-51-501(1)(c) and 11-51-603(1) C.R.S., and against the peace and dignity of the People of the State of Colorado. (Class 3 felony)

COUNT FIVE
(Securities Fraud)

On and between September 7, 2006 to May 15, 2008, in the State of Colorado, Jeremy Hart and Richard Novaria, in connection with the offer, sale or purchase of any security, directly or indirectly, unlawfully, feloniously, and willfully engaged in an act, practice, or course of business which operated as a fraud or deceit upon Renee Gibson, contrary to the form of the statutes in such case made and provided by § § 11-51-501(1)(c) and 11-51-603(1) C.R.S., and against the peace and dignity of the People of the State of Colorado. (Class 3 felony)

COUNT SIX
(Securities Fraud)

On and between September 15, 2006 to May 15, 2008, in the State of Colorado, Jeremy Hart and Richard Novaria, in connection with the offer, sale or purchase of any security, directly or indirectly, unlawfully, feloniously, and willfully engaged in an act, practice, or course of business which operated as a fraud or deceit upon Sandra Ford, contrary to the form of the statutes in such case made and provided by § § 11-51-501(1)(c) and 11-51-603(1) C.R.S., and against the peace and dignity of the People of the State of Colorado. (Class 3 felony)

COUNT SEVEN
(Securities Fraud)

On and between September 30, 2006 to May 15, 2008, in the State of Colorado, Jeremy Hart and Richard Novaria, in connection with the offer, sale or purchase of any security, directly or indirectly, unlawfully, feloniously, and willfully engaged in an act, practice, or course of business which operated as a fraud or deceit upon Madra Pineda, contrary to the form of the statutes in such case made and provided by § § 11-51-501(1)(c) and 11-51-603(1) C.R.S., and against the peace and dignity of the People of the State of Colorado. (Class 3 felony)

COUNT EIGHT
(Securities Fraud)

On and between November 30, 2006 to May 15, 2008, in the State of Colorado, Jeremy Hart and Richard Novaria, in connection with the offer, sale or purchase of any security, directly or indirectly, unlawfully, feloniously, and willfully engaged in an act, practice, or course of business which operated as a

fraud or deceit upon Michael Wei, contrary to the form of the statutes in such case made and provided by § § 11-51-501(1)(c) and 11-51-603(1) C.R.S., and against the peace and dignity of the People of the State of Colorado. (Class 3 felony)

COUNT NINE
(Securities Fraud)

On and between December 28, 2006 to May 15, 2008, in the State of Colorado, Jeremy Hart and Richard Novaria, in connection with the offer, sale or purchase of any security, directly or indirectly, unlawfully, feloniously, and willfully engaged in an act, practice, or course of business which operated as a fraud or deceit upon Virginia Lasher, contrary to the form of the statutes in such case made and provided by § § 11-51-501(1)(c) and 11-51-603(1) C.R.S., and against the peace and dignity of the People of the State of Colorado. (Class 3 felony)

COUNT TEN
(Securities Fraud)

On and between January 31, 2007 to May 15, 2008, in the State of Colorado, Jeremy Hart and Richard Novaria, in connection with the offer, sale or purchase of any security, directly or indirectly, unlawfully, feloniously, and willfully engaged in an act, practice, or course of business which operated as a fraud or deceit upon Matthew Fieber, contrary to the form of the statutes in such case made and provided by § § 11-51-501(1)(c) and 11-51-603(1) C.R.S., and against the peace and dignity of the People of the State of Colorado. (Class 3 felony)

COUNT ELEVEN
(Securities Fraud)

On and between February 28, 2007 to May 15, 2008, in the State of Colorado, Jeremy Hart and Richard Novaria, in connection with the offer, sale or purchase of any security, directly or indirectly, unlawfully, feloniously, and willfully engaged in an act, practice, or course of business which operated as a fraud or deceit upon Gloria Roder, contrary to the form of the statutes in such case made and provided by § § 11-51-501(1)(c) and 11-51-603(1) C.R.S., and against the peace and dignity of the People of the State of Colorado. (Class 3 felony)

COUNT TWELVE
(Securities Fraud)

On and between March 29, 2007 to May 15, 2008, in the State of Colorado, Jeremy Hart and Richard Novaria, in connection with the offer, sale or purchase of any security, directly or indirectly, unlawfully, feloniously, and willfully engaged in an act, practice, or course of business which operated as a fraud or deceit upon James Wallace, contrary to the form of the statutes in such case made and provided by § § 11-51-501(1)(c) and 11-51-603(1) C.R.S., and against the peace and dignity of the People of the State of Colorado. (Class 3 felony)

COUNT THIRTEEN
(Securities Fraud)

On and between March 31, 2007 to May 15, 2008, in the State of Colorado, Jeremy Hart and Richard Novaria, in connection with the offer, sale or purchase of any security, directly or indirectly, unlawfully, feloniously, and willfully engaged in an act, practice, or course of business which operated as a fraud or deceit upon Ronald and Ida Gonzales, contrary to the form of the statutes in such case made and provided by § § 11-51-501(1)(c) and 11-51-603(1) C.R.S., and against the peace and dignity of the People of the State of Colorado. (Class 3 felony)

COUNT FOURTEEN
(Securities Fraud)

On and between March 31, 2007 to May 15, 2008, in the State of Colorado, Jeremy Hart and Richard Novaria, in connection with the offer, sale or purchase of any security, directly or indirectly, unlawfully, feloniously, and willfully engaged in an act, practice, or course of business which operated as a fraud or deceit upon Albert Wood, contrary to the form of the statutes in such case made and provided by § § 11-51-501(1)(c) and 11-51-603(1) C.R.S., and against the peace and dignity of the People of the State of Colorado. (Class 3 felony)

COUNT FIFTEEN
(Securities Fraud)

On and between March 31, 2007 to May 15, 2008, in the State of Colorado, Jeremy Hart and Richard Novaria, in connection with the offer, sale or purchase of any security, directly or indirectly, unlawfully, feloniously, and willfully engaged in an act, practice, or course of business which operated as a fraud or deceit upon Lydia Wood, contrary to the form of the statutes in such case made

and provided by § § 11-51-501(1)(c) and 11-51-603(1) C.R.S., and against the peace and dignity of the People of the State of Colorado. (Class 3 felony)

COUNT SIXTEEN
(Securities Fraud)

On and between April 30, 2007 to May 15, 2008, in the State of Colorado, Jeremy Hart and Richard Novaria, in connection with the offer, sale or purchase of any security, directly or indirectly, unlawfully, feloniously, and willfully engaged in an act, practice, or course of business which operated as a fraud or deceit upon Susan Friede, contrary to the form of the statutes in such case made and provided by § § 11-51-501(1)(c) and 11-51-603(1) C.R.S., and against the peace and dignity of the People of the State of Colorado. (Class 3 felony)

COUNT SEVENTEEN
(Securities Fraud)

On and between April 30, 2007 to May 15, 2008, in the State of Colorado, Jeremy Hart and Richard Novaria, in connection with the offer, sale or purchase of any security, directly or indirectly, unlawfully, feloniously, and willfully engaged in an act, practice, or course of business which operated as a fraud or deceit upon Lola Stanley, contrary to the form of the statutes in such case made and provided by § § 11-51-501(1)(c) and 11-51-603(1) C.R.S., and against the peace and dignity of the People of the State of Colorado. (Class 3 felony)

COUNT EIGHTEEN
(Securities Fraud)

On and between May 31, 2007 to May 15, 2008, in the State of Colorado, Jeremy Hart and Richard Novaria, in connection with the offer, sale or purchase of any security, directly or indirectly, unlawfully, feloniously, and willfully engaged in an act, practice, or course of business which operated as a fraud or deceit upon Charles and Sandra Davis, contrary to the form of the statutes in such case made and provided by § § 11-51-501(1)(c) and 11-51-603(1) C.R.S., and against the peace and dignity of the People of the State of Colorado. (Class 3 felony)

COUNT NINETEEN
(Securities Fraud)

On and between May 31, 2007 to May 15, 2008, in the State of Colorado, Jeremy Hart and Richard Novaria, in connection with the offer, sale or purchase of any security, directly or indirectly, unlawfully, feloniously, and willfully

engaged in an act, practice, or course of business which operated as a fraud or deceit upon Michelle McDonough, contrary to the form of the statutes in such case made and provided by § § 11-51-501(1)(c) and 11-51-603(1) C.R.S., and against the peace and dignity of the People of the State of Colorado. (Class 3 felony)

COUNT TWENTY
(Securities Fraud)

On and between May 31, 2007 to May 15, 2008, in the State of Colorado, Jeremy Hart and Richard Novaria, in connection with the offer, sale or purchase of any security, directly or indirectly, unlawfully, feloniously, and willfully engaged in an act, practice, or course of business which operated as a fraud or deceit upon William McDonough, contrary to the form of the statutes in such case made and provided by § § 11-51-501(1)(c) and 11-51-603(1) C.R.S., and against the peace and dignity of the People of the State of Colorado. (Class 3 felony)

COUNT TWENTY-ONE
(Securities Fraud)

On and between September 30, 2007 to May 15, 2008, in the State of Colorado, Jeremy Hart and Richard Novaria, in connection with the offer, sale or purchase of any security, directly or indirectly, unlawfully, feloniously, and willfully engaged in an act, practice, or course of business which operated as a fraud or deceit upon Mark Simmons, contrary to the form of the statutes in such case made and provided by § § 11-51-501(1)(c) and 11-51-603(1) C.R.S., and against the peace and dignity of the People of the State of Colorado. (Class 3 felony)

COUNT TWENTY-TWO
(Securities Fraud)

On and between November 5, 2007 to May 15, 2008, in the State of Colorado, Jeremy Hart and Richard Novaria, in connection with the offer, sale or purchase of any security, directly or indirectly, unlawfully, feloniously, and willfully engaged in an act, practice, or course of business which operated as a fraud or deceit upon Bruce Ballinger, contrary to the form of the statutes in such case made and provided by § § 11-51-501(1)(c) and 11-51-603(1) C.R.S., and against the peace and dignity of the People of the State of Colorado. (Class 3 felony)

COUNT TWENTY-THREE
(Securities Fraud)

On and between November 20, 2007 to May 15, 2008, in the State of Colorado, Jeremy Hart and Richard Novaria, in connection with the offer, sale or purchase of any security, directly or indirectly, unlawfully, feloniously, and willfully engaged in an act, practice, or course of business which operated as a fraud or deceit upon Eugene Chantler, contrary to the form of the statutes in such case made and provided by § § 11-51-501(1)(c) and 11-51-603(1) C.R.S., and against the peace and dignity of the People of the State of Colorado. (Class 3 felony)

COUNT TWENTY-FOUR
(Securities Fraud)

On and between December 31, 2007 to May 15, 2008, in the State of Colorado, Jeremy Hart and Richard Novaria, in connection with the offer, sale or purchase of any security, directly or indirectly, unlawfully, feloniously, and willfully engaged in an act, practice, or course of business which operated as a fraud or deceit upon Joan and Sanford Lerner, contrary to the form of the statutes in such case made and provided by § § 11-51-501(1)(c) and 11-51-603(1) C.R.S., and against the peace and dignity of the People of the State of Colorado. (Class 3 felony)

COUNT TWENTY-FIVE
(Securities Fraud)

On and between February 29, 2008 to May 15, 2008, in the State of Colorado, Jeremy Hart and Richard Novaria, in connection with the offer, sale or purchase of any security, directly or indirectly, unlawfully, feloniously, and willfully engaged in an act, practice, or course of business which operated as a fraud or deceit upon Anne Solis, contrary to the form of the statutes in such case made and provided by § § 11-51-501(1)(c) and 11-51-603(1) C.R.S., and against the peace and dignity of the People of the State of Colorado. (Class 3 felony)

COUNT TWENTY-SIX
(Securities Fraud)

On and between March 31, 2008 to May 15, 2008, in the State of Colorado, Jeremy Hart and Richard Novaria, in connection with the offer, sale or purchase of any security, directly or indirectly, unlawfully, feloniously, and willfully engaged in an act, practice, or course of business which operated as a fraud or deceit upon William Kepner, contrary to the form of the statutes in such case

made and provided by § § 11-51-501(1)(c) and 11-51-603(1) C.R.S., and against the peace and dignity of the People of the State of Colorado. (Class 3 felony)

COUNT TWENTY-SEVEN
(Securities Fraud)

On and between April 9, 2008 to May 15, 2008, in the State of Colorado, Jeremy Hart and Richard Novaria, in connection with the offer, sale or purchase of any security, directly or indirectly, unlawfully, feloniously, and willfully engaged in an act, practice, or course of business which operated as a fraud or deceit upon Sharon Barrett, contrary to the form of the statutes in such case made and provided by § § 11-51-501(1)(c) and 11-51-603(1) C.R.S., and against the peace and dignity of the People of the State of Colorado. (Class 3 felony)

COUNT TWENTY-EIGHT
(Securities Fraud)

On and between April 30, 2008 to May 15, 2008, in the State of Colorado, Jeremy Hart and Richard Novaria, in connection with the offer, sale or purchase of any security, directly or indirectly, unlawfully, feloniously, and willfully engaged in an act, practice, or course of business which operated as a fraud or deceit upon Judy Vincent, contrary to the form of the statutes in such case made and provided by § § 11-51-501(1)(c) and 11-51-603(1) C.R.S., and against the peace and dignity of the People of the State of Colorado. (Class 3 felony)

COUNT TWENTY-NINE
(Securities Fraud)

On or about May 15, 2008, in the State of Colorado, Jeremy Hart and Richard Novaria, in connection with the offer, sale or purchase of any security, directly or indirectly, unlawfully, feloniously, and willfully engaged in an act, practice, or course of business which operated as a fraud or deceit upon Jeffrey Stucky, contrary to the form of the statutes in such case made and provided by § § 11-51-501(1)(c) and 11-51-603(1) C.R.S., and against the peace and dignity of the People of the State of Colorado. (Class 3 felony)

COUNT THIRTY
(Theft)

On and between July 2006 and May 2008, in the State of Colorado, Jeremy Hart and Richard Novaria, unlawfully, feloniously, and knowingly obtained investor money, with a value of twenty thousand 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 of its use or benefit, contrary to the form of the statutes in such case made and provided by § 18-4-401(1)(b)(2)(d) C.R.S., and against the peace and dignity of the People of the State of Colorado. (Class 3 felony)