

VANDERBURGH CIRCUIT COURT
STATE OF INDIANA)
★ FILED)★
COUNTY OF VANDERBURGH) SS:
MAY 13 2010

IN THE VANDERBURGH SUPERIOR COURT
CIRCUIT
CAUSE NUMBER: 82D02/C01-1005-FC- 583

STATE OF INDIANA
VS *[Signature]* CLERK

INFORMATION FOR:

ROBERT KYLE BUCHANAN
AKA KYLE BUCHANAN

COUNT 1:
COMMODITY FRAUD
A CLASS C FELONY
AGENCY: VANDERBURGH CO. PROSECUTOR'S OFFICE

WHITE/M
DOB: 06/03/1956; 06/03/1959; 06/03/1960
6528 GLADE AVE
APT 5
CINCINNATI, OHIO 45230
276 W. CADY DRIVE
APT 912
CARMEL, INDIANA 46032

I.C. 23-2-6-24 AND I.C. 23-2-6-33
CASE #: 10-NONE

COUNT 2:
SALE OF COMMODITY CONTRACT
A CLASS C FELONY
AGENCY: VANDERBURGH CO. PROSECUTOR'S OFFICE

I.C. 23-2-6-17 AND I.C. 23-2-6-33
CASE #: 10-NONE

COUNT 3:
FAILURE TO REGISTER AS A COMMODITY MERCHANT
A CLASS C FELONY
AGENCY: VANDERBURGH CO. PROSECUTOR'S OFFICE

I.C. 23-2-6-23 AND I.C. 23-2-6-33
CASE #: 10-NONE

COUNT 1

The undersigned, being duly sworn upon his/her oath, says that in Vanderburgh County, State of Indiana, between December 1, 2009 and December 31, 2009, Robert Kyle Buchanan aka Kyle Buchanan, did knowingly offer to sell any commodity contract, directly or indirectly, and when doing so failed to state a material fact that is necessary to make a report, record or statement made not misleading, to wit: that he was not registered to sell a commodity contract, and/or Robert Kyle Buchanan misappropriated or converted the funds of Elaine Brown that were to be used for commodity trading by placing said funds in a private bank account and not investing them contrary, contrary to the form of the statutes in such cases made and provided by IC 23-2-6-24 and IC 23-2-6-33 and against the peace and dignity of the State of Indiana.

COUNT 2

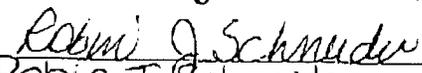
The undersigned, being duly sworn upon his/her oath, says that in Vanderburgh County, State of Indiana, between December 1, 2009 and December 31, 2009, Robert Kyle Buchanan aka Kyle Buchanan, sold, purchased, or offered to sell or purchase a commodity under any commodity contract or under any commodity option; or offered to enter into as seller or purchaser any commodity contract or any commodity option when he sold a commodity contract to Elaine Brown in December 2009, and he offered to sell a commodity contract to Elaine Brown in January 2010, contrary to the form of the statutes in such cases made and provided by IC 23-2-6-17 and IC 23-2-6-33 and against the peace and dignity of the State of Indiana.

COUNT 3

The undersigned, being duly sworn upon his/her oath, says that in Vanderburgh County, State of Indiana, between December 1, 2009 and December 31, 2009, Robert Kyle Buchanan aka Kyle Buchanan, engaged in the commodities trade or business or otherwise acted as a commodity merchant without the registration required by law when he sold a commodity contract to Elaine Brown in December 2009, and offered to sell a commodity contract to Elaine Brown in January 2010, contrary to the form of the statutes in such cases made and provided by IC 23-2-6-23 and IC 23-2-6-33 and against the peace and dignity of the State of Indiana.


SUSIE MATTINGLY, AFFIANT

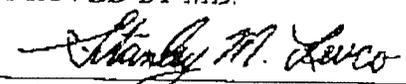
Subscribed and sworn to before me this 12th day of May, 2010.
My commission expires:
September 8, 2015


Robin J. Schneider
Notary Public
A Resident of Warrick County

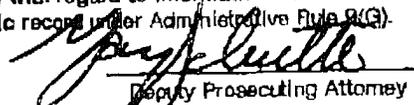
WITNESSES:
REDACTED

GJS;amg

APPROVED BY ME:


STANLEY M. LEVCO
Prosecuting Attorney

I/We hereby certify that the foregoing document complies with the requirements of Trial Rule 5(G) with regard to information excluded from public record under Administrative Rule 8(G).


Deputy Prosecuting Attorney