

In The Superior Court Of The State Of Connecticut
For The Judicial District of Fairfield
CR19-0331942

PART A

JUNE

2023

TAMBERLYN E. CHAPMAN, Senior Assistant State's Attorney

Accuses **JASON JULIAN**

Of **LARCENY IN THE FIRST DEGREE**

and charges that in and around the Town of Fairfield, State of Connecticut, on divers from August 4, 2014 to October 31, 2016, the said **JASON JULIAN** did file a claim for benefits from the Town of Fairfield which he knew to be false, and that the value of said property was in excess of Two Thousand Dollars (\$2,000), in violation of Sections 53a-119(6) and 53a-122(a)(4) of the Connecticut General Statutes.

COUNT TWO

AND SAID STATE'S ATTORNEY FURTHER ACCUSES the said **JASON JULIAN**, of the crime of **LARCENY IN THE FIRST DEGREE**, and charges that in the Town of Fairfield, State of Connecticut, on divers dates from June 1, 2016 to August 31, 2016, the said **JASON JULIAN** did file a claim for benefits from the Town of Fairfield which he knew to be false, regarding materials and services at Penfield Beach, and that the value of said property was in excess of Two Thousand Dollars (\$2,000), in violation of Sections 53a-119(6) and 53a-122(a)(4) of the Connecticut General Statutes.

COUNT THREE

AND SAID STATE'S ATTORNEY FURTHER ACCUSES the said **JASON JULIAN**, of the crime of **LARCENY IN THE FIRST DEGREE**, and charges that in the Town of Fairfield, Fairfield County, on divers dates from August 5, 2014 to October 16, 2016, the said **JASON JULIAN** did file a claim for benefits from the Town of Fairfield which he knew to be false, regarding materials and services at the Old Dam Road Tennis Facility, and that the value of said property was in excess of Two Thousand Dollars (\$2,000), in violation of Sections 53a-119(6) and 53a-122(a)(4) of the Connecticut General Statutes.

JUDICIAL DISTRICT OF
FAIRFIELD COUNTY
STATE OF CONNECTICUT

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CLERK OF THE COURT
SUPERIOR COURT

COUNT FOUR

AND SAID STATE'S ATTORNEY FURTHER ACCUSES the said **JASON JULIAN**, of the crime of **FORGERY IN THE FIRST DEGREE**, and charges that in the Town of Fairfield, State of Connecticut, on or about October 3, 2016, the said **JASON JULIAN**, with intent to deceive and defraud another, did falsely make, complete, alter and possess any written instrument, including a fraudulent bond, and presented it as real, in violation of Sections 53a-138(a)(2) of the Connecticut General Statutes.

COUNT FIVE

AND SAID STATE'S ATTORNEY FURTHER ACCUSES the said **JASON JULIAN**, of the crime of **FORGERY IN THE SECOND DEGREE**, and charges that in the Town of Fairfield, State of Connecticut, on or about August 19, 2016, the said **JASON JULIAN**, with intent to deceive and defraud another, did falsely make, complete, alter and possess any written instrument, including a credit memo, and presented it as real, in violation of Sections 53a-139 of the Connecticut General Statutes.

COUNT SIX

AND SAID STATE'S ATTORNEY FURTHER ACCUSES the said **JASON JULIAN**, of the crime of **FORGERY IN THE SECOND DEGREE**, and charges that in the Town of Fairfield, State of Connecticut, on or about August 19, 2016, the said **JASON JULIAN**, with intent to deceive and defraud another, did falsely make, complete, alter and possess any written instrument, including an invoice, and presented it as real, in violation of Sections 53a-139 of the Connecticut General Statutes.

COUNT SEVEN

AND SAID STATE'S ATTORNEY FURTHER ACCUSES the said **JASON JULIAN**, of the crime of **FORGERY IN THE SECOND DEGREE**, and charges that in the Town of Fairfield, State of Connecticut, on or about August 19, 2016, the said **JASON JULIAN**, with intent to deceive and defraud another, did falsely make, complete, alter and possess any written instrument, including a credit memo, and presented it as real, in violation of Sections 53a-139 of the Connecticut General Statutes.

COUNT EIGHT

AND SAID STATE'S ATTORNEY FURTHER ACCUSES the said **JASON JULIAN**, of the crime of **PAYING KICKBACKS**, and charges that in the Town of Fairfield, State of Connecticut, on divers dates from August 5, 2014 to July 30, 2019, the said **JASON JULIAN** did knowingly offer and pay any benefit, in cash and in kind, to another person with an intent to influence such person or to arrange for the referral of an individual for the furnishing of any goods, facilities, and services to such person for which a claim for benefits or reimbursement was filed with the Town of Fairfield, in violation of Section 53a-161d of the Connecticut General Statutes.

COUNT NINE

AND SAID STATE'S ATTORNEY FURTHER ACCUSES the said **JASON JULIAN**, of the crime of **ILLEGAL DUMPING**, and charges that in the Town of Fairfield, State of Connecticut, on divers dates from August 5, 2014 through December 13, 2016, the said **JASON JULIAN** did knowingly dump, or cause to be dumped, material on the property of the Town of Fairfield, in violation of Sections 22a-250(d) and 22a-226a of the Connecticut General Statutes.

COUNT TEN

AND SAID STATE'S ATTORNEY FURTHER ACCUSES the said **JASON JULIAN**, of the crime of **RECEIVING SOLID WASTE AT AN UNPERMITTED FACILITY**, and charges that in the Town of Fairfield, State of Connecticut, on divers dates from August 5, 2014 through October 2016, the said **JASON JULIAN** did knowingly receive, or cause to be received, solid waste at a location in Fairfield not permitted pursuant to C.G.S. 22a-208a, in violation of Sections 22a-208c and 22a-226a of the Connecticut General Statutes

COUNT ELEVEN

AND SAID STATE'S ATTORNEY FURTHER ACCUSES the said **JASON JULIAN**, of the crime of **OPERATING A SOLID WASTE FACILITY WITHOUT A PERMIT**, and charges that in the Town of Fairfield, State of Connecticut, on divers dates from August 5, 2014 through October 2016, the said **JASON JULIAN** did knowingly operate a solid waste facility at an area near Richard White Way, in violation of Sections 22a-208a(b) and 22a-226a of the Connecticut General Statutes

COUNT TWELVE

AND SAID STATE'S ATTORNEY FURTHER ACCUSES the said **JASON JULIAN**, of the crime of **TRANSPORTING SOLID WASTE TO AN UNPERMITTED FACILITY**, and charges that in the Town of Fairfield, State of Connecticut, on divers dates from April 5, 2016 to August 11, 2016, the said **JASON JULIAN** did knowingly transport, or cause to be transported, solid waste to a location in Fairfield, including Penfield Beach, not permitted pursuant to C.G.S. 22a-208a, in violation of Sections 22a-208c and 22a-226a of the Connecticut General Statutes.

COUNT THIRTEEN

AND SAID STATE'S ATTORNEY FURTHER ACCUSES the said **JASON JULIAN**, of the crime of **DISPOSAL OF ASBESTOS AT AN UNPERMITTED FACILITY**, and charges that in the Town of Fairfield, State of Connecticut, on divers dates from April 5, 2016 to August 11, 2016, the said **JASON JULIAN** did knowingly dump, discard and dispose of more than one cubic foot of any substance which contained asbestos at a location, including Penfield Beach, not permitted pursuant to C.G.S. 22a-208a, in violation of Sections 22a-252 and 22a-226a of the Connecticut General Statutes.

COUNT FOURTEEN

AND SAID STATE'S ATTORNEY FURTHER ACCUSES the said **JASON JULIAN**, of the crime of **ILLEGAL DISPOSAL OF PCBs (PolychlorinatedByphenyls)**, and charges that in the Town of Fairfield, State of Connecticut, on divers dates from April 5, 2016 to August 11, 2016, the said **JASON JULIAN** did knowingly dispose of material which contained greater than 1ppm of PCBs at a location, including Penfield Beach, in violation of Sections 22a-467 and 22a-438(c) of the Connecticut General Statutes.

COUNT FIFTEEN

AND SAID STATE'S ATTORNEY FURTHER ACCUSES the said **JASON JULIAN**, of the crime of **ILLEGAL DISPOSAL OF PCBs (PolychlorinatedByphenyls)**, and charges that in the Town of Fairfield, State of Connecticut, on divers dates from August 5, 2014 to December 13, 2016, the said **JASON JULIAN**, as a corporate officer, did knowingly dispose of material which contained greater than 1ppm of PCBs at a location near Richard White Way, in violation of Sections 22a-467 and 22a-438(c) of the Connecticut General Statutes.

COUNT SIXTEEN

AND SAID STATE'S ATTORNEY FURTHER ACCUSES the said **JASON JULIAN**, of the crime of **MAINTAINING A DISCHARGE OF MATERIALS INTO THE WATERS OF CT WITHOUT A PERMIT**, and charges that the Town of Fairfield, State of Connecticut, on divers dates from August 5, 2014 to December 13, 2016, the said **JASON JULIAN**, did knowingly maintain a discharge of any materials into the waters of Connecticut, in violation of Sections 22a-430(a) and 22a-438(c) of the Connecticut General Statutes.

COUNT SEVENTEEN

AND SAID STATE'S ATTORNEY FURTHER ACCUSES the said **JASON JULIAN** of the crime of **CONSPIRACY**, and charges that in and around the Town of Fairfield, State of Connecticut, on divers dates from August 5, 2014 to January 16, 2020, the said **JASON JULIAN**, with intent that conduct constituting the crimes of **(a) LARCENY IN THE FIRST DEGREE**, in violation of Sections 53a-48, 53a-119(6), and 53a-122(a)(4) of the Connecticut General Statutes; **(b) FORGERY IN THE SECOND DEGREE**, in violation of Sections 53a-48 and 53a-139 of the Connecticut General Statutes; **(c) ILLEGAL DUMPING**, in violation of Sections 53a-48, 22a-250(d), and 22a-226a of the Connecticut General Statutes; **(d) RECEIVING SOLID WASTE AT AN UNPERMITTED FACILITY**, in violation of Sections 53a-48, 22a-208c, and 22a-226a of the Connecticut General Statutes; **(e) OPERATING A SOLID WASTE FACILITY WITHOUT A PERMIT**, in violation of Sections 53a-48, 22a-208a, and 22a-226a of the Connecticut General Statutes; **(f) DISPOSAL OF ASBESTOS AT AN UNPERMITTED FACILITY**, in violation of Sections 53a-48, 22a-252 and 22a-226a of the Connecticut General Statutes; **(g) ILLEGAL DISPOSAL OF PCBs**, in violation of Sections 53a-48, 22a-467, and 22a-438(c) of the Connecticut General Statutes; and **(h) MAINTAINING A DISCHARGE OF MATERIALS INTO THE WATERS OF CT WITHOUT A PERMIT**, in violation of Sections 53a-48, 22a-430(a), and 22a-438(c) of the Connecticut General Statutes be performed, agreed with one or more persons, to engage in or cause the performance of such conduct, and that one or more of such persons committed an overt act in pursuance of such conspiracy, including, but not limited to any one of the following:

1. On divers dates from 8/2014 - 12/2016, Julian employees crushed demolition material and buried it at the DPW site;
2. On divers dates from 12/2014 - 12/2016, Jason Julian made cash payments to Scott Bartlett;
3. On or about 8/2015, Scott Bartlett told DPW employees to allow unacceptable


materials onto the DPW site;

4. On divers dates from 9/2015 - 3/2016, Julian employees trucked in construction demolition material onto the DPW site;
5. On or about 1/28/2016, Scott Bartlett emailed Joseph Michelangelo pursuing an extension of the Julian Enterprises contract;
6. On or about 1/29/2016, Scott Bartlett emailed Jason Julian internal town information concerning the fill pile on DPW property;
7. On divers dates from 4/5/2016 to 8/11/2016, Joseph Michelangelo supervised trucks transporting Julian materials from the DPW site to the Penfield Pavilion;
8. On or about 8/2/2016, Joseph Michelangelo emailed Jason Julian warning about Town of Fairfield citizens contacting an attorney and the first selectman regarding the fill pile;
9. On or about 8/2/2016, Scott Bartlett emailed Jason Julian asking him to prevent a Fairfield citizen from contacting the first selectman about the fill pile;
10. On or about 8/11/2016, Scott Bartlett emailed Jason Julian and a Julian employee asking for documents to offset unpaid rents;
11. On or about 8/11/2016, a Julian employee emailed Scott Bartlett invoices and credit memos;
12. On or about 8/19/2016, Scott Bartlett presented invoices and credit memos to the town auditor;
13. On or about 8/29/2016, Scott Bartlett emailed Jason Julian warning about the presence of DEEP on the DPW property;
14. On or about 9/5/2016, Robert Grabarek emailed the DEEP Water Bureau, copying Scott Bartlett and Joseph Michelangelo, representing compliance with a prior Notice of Violation
15. On or about 10/4/2016, Scott Bartlett emailed Jason Julian and other Julian employees to produce additional invoices;
16. On or about 10/21/2016, Scott Bartlett emailed Jason Julian and other Julian employees conspiring to defend Julian Enterprises against the town audit;
17. On or about 12/12/2018, Robert Mayer (*uncharged co-conspirator*) joined a police commission private executive session discussing Christopher Lyddy (*uncharged co-conspirator*) as a candidate for the police chief position;

18. On or about 12/18/2018, then acting police chief Christopher Lyddy secretly provided confidential police records regarding the pending investigation to Emmet Hibson;
19. On or about 1/9/2019, Robert Mayer attended a police commission meeting where Christopher Lyddy was promoted to police chief;
20. On divers dates, 1/31/2019 – 4/17/2019, Emmet Hibson and Robert Mayer drafted and provided Christopher Lyddy's employment contract promoting him to police chief for 3 years;
21. On or about 7/19/2019, then police chief Christopher Lyddy communicated with Jason Julian's corporate attorney just before law enforcement executed a search warrant at Julian Enterprises business headquarters;
22. On or about 7/23/2019, then police chief Christopher Lyddy emailed Emmet Hibson providing internal law enforcement records regarding the pending investigation;
23. On or about 7/29/2019, Michael Tetreau (*uncharged co-conspirator*) held a meeting with Emmet Hibson and Christopher Lyddy regarding the investigation of dumping of contaminated materials;
24. On or about 8/3/2019, then police chief Christopher Lyddy participated in a private phone conference informing Emmet Hibson that the pile case is "coming to a head";
25. On or about 8/6/2019, then police chief Christopher Lyddy emailed Michael Tetreau unsigned law enforcement records regarding the pending criminal investigation of the municipal corruption;
26. On or about 8/6/2019, Michael Tetreau emailed Emmet Hibson and Robert Mayer unsigned law enforcement records regarding the pending criminal investigation of the municipal corruption;
27. On divers dates, 8/7/2019 – 8/19/2019, Robert Mayer emailed several people, including the town auditor and his daughter, the unsigned law enforcement records regarding a pending criminal investigation of the municipal corruption;
28. On or about 8/15/2019, Michael Tetreau emailed then police chief Christopher Lyddy, copying Brian Carey, requesting information regarding fill locations;
29. On or about 8/15/2019, then police chief Christopher Lyddy sent an email to Michael Tetreau, copying Brian Carey, representing his intention to provide information from law enforcement obtained via search and seizure warrant;

30. On or about 8/20/2019, then police chief Christopher Lyddy emailed Robert Mayer unsigned law enforcement records regarding the pending criminal investigation and prosecution;
31. On or about 8/21/2019, Michael Tetreau attended a public meeting and represented that Town officials had not received any information about the police investigation;
32. On or about 9/6/2019, Robert Mayer instructed a town finance employee to sign vouchers which were previously submitted by Scott Bartlett and paid by the town;
33. On or about 9/6/2019, Robert Mayer instructed a town finance employee to alter an official town policy;
34. On or about 1/16/2020, Robert Mayer removed documents from Town of Fairfield offices relating to the pending criminal investigation and prosecution of the municipal corruption.

Dated at Bridgeport, Connecticut this 7th day of June, 2023.


TAMBERLYN E. CHAPMAN
Senior Assistant State's Attorney
Office of the Chief State's Attorney