

**COUNTY COURT: COUNTY OF SUFFOLK
STATE OF NEW YORK**

THE PEOPLE OF THE STATE OF NEW YORK

**WAIVER OF INDICTMENT AND
CONSENT TO BE PROSECUTED BY
SUPERIOR COURT INFORMATION**

- against -

CPL SECTION 195.20

STRADA BAXTER DESIGN/BUILD, LLC.,

**SCI NUMBER: 00797-2020
CC#: 17-990712**

DEFENDANT.

I, STRADA BAXTER DESIGN/BUILD, LLC., having been held for the action of a Grand Jury by a local Criminal Court of Suffolk County, hereby waive Indictment and consent to be prosecuted by the attached Superior Court Information, which charges me with one count of Offering a False Instrument For Filing in The First Degree, in violation of New York State Penal Law §175.35(1),

1. I am aware:

(a) that under the Constitution of the State of New York, I have the right to be prosecuted by an Indictment filed by a Grand Jury;

(b) that the attached Superior Court Information to be filed by the District Attorney of Suffolk County will charge the Felonies and Misdemeanor named above; and

(c) that the attached Superior Court Information, once filed, will have the same force and effect as an Indictment filed by a Grand Jury.

2. I waive my right to be prosecuted by an Indictment filed by a Grand Jury and consent to be prosecuted by the attached Superior Court Information to be filed by the District Attorney of Suffolk County.

3. I hereby sign this Waiver in open Court and in the presence of my attorney.

STRADA BAXTER DESIGN/BUILD, LLC.
Corporate Defendant
(Signature)

This waiver was signed by the defendant in open Court and in my presence:

Defense Attorney for Corporate Defendant
(Signature)

Defense Attorney for Corporate Defendant
(Print Name)

I, TIMOTHY D. SINI, the District Attorney of Suffolk County, hereby consent to this Waiver:

TIMOTHY D. SINI
District Attorney of Suffolk County
By: Shaun McCready
Assistant District Attorney
(Signature)

This Court, being satisfied that this Waiver complies with the provisions of Sections 195.10 and 195.20 of the Criminal Procedure Law, it is,

ORDERED, that this Waiver is approved.

Dated: December 10, 2020

E N T E R

HON. ANTHONY SENFT
Judge of the County Court

COUNTY COURT: COUNTY OF SUFFOLK
STATE OF NEW YORK

THE PEOPLE OF THE STATE OF NEW YORK

- against -

STRADA BAXTER DESIGN/BUILD, LLC.,

Defendant.

SUPERIOR COURT INFORMATION

CPL SECTION 195.20

SCI NUMBER: 00797-2020

COUNT ONE

I, TIMOTHY D. SINI, District Attorney of Suffolk County, pursuant to the provisions of Article 195 of the Criminal Procedure Law, by this Superior Court Information, accuse the defendant, STRADA BAXTER DESIGN/BUILD, LLC., of the crime of Offering a False Instrument For Filing in the First Degree, in violation of New York State Penal Law §175.35(1), a class E felony, committed as follows:

The defendant, STRADA BAXTER DESIGN/BUILD, LLC., on or about July 27, 2017, in Suffolk County, New York, knowing that a written instrument contained a false statement or false information, and with intent to defraud the state or any political subdivision, public authority or public benefit corporation of the state, did offer or present it to a public office, public servant, public authority or public benefit corporation with the knowledge or belief that it would be filed with, registered or recorded in or otherwise become a part of the records of such public office, public servant, public authority or public benefit corporation, namely, by submitting a NYS-45 Quarterly Wage Reports form to the New York State Department of Labor which omitted multiple employees' remunerations, and said form submitted with the intent to avoid paying the proper amount of contributions to the New York State Unemployment Insurance Fund.

Dated: December 10, 2020

TIMOTHY D. SINI
Suffolk County District Attorney