

SUPREME COURT: COUNTY OF NASSAU  
-----X  
THE PEOPLE OF THE STATE OF NEW YORK

- against -

Indictment No. 2281N09

KEVIN COHEN,

Defendant.

-----X

THE GRAND JURY OF THE COUNTY OF NASSAU, by this indictment accuses the defendant, KEVIN COHEN, of the crime of GRAND LARCENY IN THE SECOND DEGREE, in violation of Section 155.40(1) of the Penal Law of the State of New York, a class C felony, committed as follows:

The defendant, KEVIN COHEN, on or about and between the 7<sup>th</sup> day of March, 2009 and the 25<sup>th</sup> day of September, 2009, in the County of Nassau, State of New York, stole property, the value of which exceeded fifty thousand dollars, to wit: the defendant engaged in an ongoing course of conduct during which the defendant intentionally made false representations and created and provided fraudulent documentation to Deborah and Milton Josephs regarding prospective adoptions which the defendant knew did not exist and thereby stole approximately \$60,000 from the Josephs, who paid the defendant in reliance upon his representations.

#### COUNT TWO

THE GRAND JURY OF THE COUNTY OF NASSAU, by this indictment further accuses the defendant, KEVIN COHEN, of the crime of GRAND LARCENY IN THE THIRD DEGREE, in violation of Section 155.35 of the Penal Law of the State of New York, a class D felony, committed as follows:

The defendant, KEVIN COHEN, on or about and between the 21<sup>st</sup> day of September, 2009 and the 25<sup>th</sup> day of September, 2009, in the County of Nassau, State of New York, stole property, the value of which exceeded three thousand dollars, to wit: the defendant engaged in an ongoing course of conduct during which the defendant intentionally made false representations and created and provided fraudulent documentation to Brigid and Benjamin Vogt regarding prospective adoptions which the defendant knew did not exist and thereby stole approximately \$22,500 from the Vogts, who paid the defendant in reliance upon his representations.

COUNT THREE

THE GRAND JURY OF THE COUNTY OF NASSAU, by this indictment further accuses the defendant, KEVIN COHEN, of the crime of GRAND LARCENY IN THE THIRD DEGREE, in violation of Section 155.35 of the Penal Law of the State of New York, a class D felony, committed as follows:

The defendant, KEVIN COHEN, on or about and between the 21<sup>st</sup> day of September, 2009 and the 25<sup>th</sup> day of September, 2009, in the County of Nassau, State of New York, stole property, the value of which exceeded three thousand dollars, to wit: the defendant engaged in an ongoing course of conduct during which the defendant intentionally made false representations and created and provided fraudulent documentation to Individuals Known to the Grand Jury (Confidential Witness #3 and his partner) regarding prospective adoptions which the defendant knew did not exist and thereby stole approximately \$30,000 from Confidential Witness #3 and his partner, who paid the defendant in reliance upon his representations.

COUNT FOUR

THE GRAND JURY OF THE COUNTY OF NASSAU, by this indictment further accuses the defendant, KEVIN COHEN, of the crime of GRAND LARCENY IN THE THIRD DEGREE, in violation of Section 155.35 of the Penal Law of the State of New York, a class D felony, committed as follows:

The defendant, KEVIN COHEN, on or about and between the 23<sup>rd</sup> day of December, 2008 and the 25<sup>th</sup> day of September, 2009, in the County of Nassau, State of New York, stole property, the value of which exceeded three thousand dollars, to wit: the defendant engaged in an ongoing course of conduct during which the defendant intentionally made false representations and created and provided fraudulent documentation to Francesca Jewels regarding prospective adoptions which the defendant knew did not exist and thereby stole approximately \$30,000 from Francesca Jewels, who paid the defendant in reliance upon his representations.

COUNT FIVE

THE GRAND JURY OF THE COUNTY OF NASSAU, by this indictment further accuses the defendant, KEVIN COHEN, of the crime of GRAND LARCENY IN THE THIRD DEGREE, in violation of Section 155.35 of the Penal Law of the State of New York, a class D felony, committed as follows:

The defendant, KEVIN COHEN, on or about and between the 15<sup>th</sup> day of May, 2009 and the 25<sup>th</sup> day of September, 2009, in the County of Nassau, State of New York, stole property, the value of which exceeded three thousand dollars, to wit: the defendant engaged in an ongoing course of conduct during which the defendant intentionally made false representations and created and provided fraudulent documentation to Individuals Known to the Grand Jury (Confidential Witness #5 and her husband) regarding prospective adoptions which the defendant knew did not

exist and thereby stole approximately \$35,000 from Confidential Witness #5 and her husband, who paid the defendant in reliance upon his representations.

#### COUNT SIX

THE GRAND JURY OF THE COUNTY OF NASSAU, by this indictment further accuses the defendant, KEVIN COHEN, of the crime of GRAND LARCENY IN THE THIRD DEGREE, in violation of Section 155.35 of the Penal Law of the State of New York, a class D felony, committed as follows:

The defendant, KEVIN COHEN, on or about and between the 23<sup>rd</sup> day of December, 2008 and the 25<sup>th</sup> day of September, 2009, in the County of Nassau, State of New York, stole property, the value of which exceeded three thousand dollars, to wit: the defendant engaged in an ongoing course of conduct during which the defendant intentionally made false representations and created and provided fraudulent documentation to Individuals Known to the Grand Jury (Confidential Witness #6 and her husband) regarding prospective adoptions which the defendant knew did not exist and thereby stole approximately \$23,750 from Confidential Witness #6 and her husband, who paid the defendant in reliance upon his representations.

#### COUNT SEVEN

THE GRAND JURY OF THE COUNTY OF NASSAU, by this indictment further accuses the defendant, KEVIN COHEN, of the crime of GRAND LARCENY IN THE THIRD DEGREE, in violation of Section 155.35 of the Penal Law of the State of New York, a class D felony, committed as follows:

The defendant, KEVIN COHEN, on or about and between the 1<sup>st</sup> day of October, 2007 and the 25<sup>th</sup> day of September, 2009, in the County of Nassau, State of New York, stole property, the value of which exceeded three thousand dollars, to wit: the defendant engaged in an ongoing course of conduct during which the defendant intentionally made false representations and created and provided fraudulent documentation to Individuals Known to the Grand Jury (Confidential Witness #7 and her husband) regarding prospective adoptions which the defendant knew did not exist and thereby stole approximately \$5,000 from Confidential Witness #7 and her husband, who paid the defendant in reliance upon his representations.

#### COUNT EIGHT

THE GRAND JURY OF THE COUNTY OF NASSAU, by this indictment further accuses the defendant, KEVIN COHEN, of the crime of GRAND LARCENY IN THE THIRD DEGREE, in violation of Section 155.35 of the Penal Law of the State of New York, a class D felony, committed as follows:

The defendant, KEVIN COHEN, on or about and between the 9th day of January, 2009 and the 25<sup>th</sup> day of September, 2009, in the County of Nassau, State of New York, stole property, the value of which exceeded three thousand dollars, to wit: the defendant engaged in an ongoing course of conduct during which the defendant intentionally made false representations and created and provided fraudulent documentation to Michael and Ilyse Rhomberg regarding prospective adoptions which the defendant knew did not exist and thereby stole approximately \$7500 from the Rhombergs and their two minor children, who paid the defendant in reliance upon his representations.

#### COUNT NINE

THE GRAND JURY OF THE COUNTY OF NASSAU, by this indictment further accuses the defendant, KEVIN COHEN, of the crime of GRAND LARCENY IN THE THIRD DEGREE, in violation of Section 155.35 of the Penal Law of the State of New York, a class D felony, committed as follows:

The defendant, KEVIN COHEN, on or about and between the 29th day of April, 2009 and the 25<sup>th</sup> day of September, 2009, in the County of Nassau, State of New York, stole property, the value of which exceeded three thousand dollars, to wit: the defendant engaged in an ongoing course of conduct during which the defendant intentionally made false representations and created and provided fraudulent documentation to Lorraine Ferrari and Robert Blazicevic regarding prospective adoptions which the defendant knew did not exist and thereby stole approximately \$30,000 from Lorraine Ferrari and Robert Blazicevic, who paid the defendant in reliance upon his representations.

#### COUNT TEN

THE GRAND JURY OF THE COUNTY OF NASSAU, by this indictment further accuses the defendant, KEVIN COHEN, of the crime of GRAND LARCENY IN THE THIRD DEGREE, in violation of Section 155.35 of the Penal Law of the State of New York, a class D felony, committed as follows:

The defendant, KEVIN COHEN, on or about and between the 23<sup>rd</sup> day of December, 2008 and the 25<sup>th</sup> day of September, 2009, in the County of Nassau, State of New York, stole property, the value of which exceeded three thousand dollars, to wit: the defendant engaged in an ongoing course of conduct during which the defendant intentionally made false representations and created and provided fraudulent documentation to Jennifer and Elan Czeisler regarding prospective adoptions which the defendant knew did not exist and thereby stole approximately \$25,000 from the Czeislars, who paid the defendant in reliance upon his representations.

COUNT ELEVEN

THE GRAND JURY OF THE COUNTY OF NASSAU, by this indictment further accuses the defendant, KEVIN COHEN, of the crime of GRAND LARCENY IN THE THIRD DEGREE, in violation of Section 155.35 of the Penal Law of the State of New York, a class D felony, committed as follows:

The defendant, KEVIN COHEN, on or about and between the 24<sup>th</sup> day of January, 2009 and the 25<sup>th</sup> day of September, 2009, in the County of Nassau, State of New York, stole property, the value of which exceeded three thousand dollars, to wit: the defendant engaged in an ongoing course of conduct during which the defendant intentionally made false representations and created and provided fraudulent documentation to Michele Calvosa and Paul Gyllenhammer regarding prospective adoptions which the defendant knew did not exist and thereby stole approximately \$25,000 from the Michele Calvosa and Paul Gyllenhammer, who paid the defendant in reliance upon his representations.

COUNT TWELVE

THE GRAND JURY OF THE COUNTY OF NASSAU, by this indictment further accuses the defendant, KEVIN COHEN, of the crime of GRAND LARCENY IN THE THIRD DEGREE, in violation of Section 155.35 of the Penal Law of the State of New York, a class D felony, committed as follows:

The defendant, KEVIN COHEN, on or about and between the 1<sup>st</sup> day of January, 2009 and the 25<sup>th</sup> day of September, 2009, in the County of Nassau, State of New York, stole property, the value of which exceeded three thousand dollars, to wit: the defendant engaged in an ongoing course of conduct during which the defendant intentionally made false representations and created and provided fraudulent documentation to Matthew Menchel and Terri Hoffman-Menchel regarding prospective adoptions which the defendant knew did not exist and thereby stole approximately \$30,000 from the Menchels, who paid the defendant in reliance upon his representations.

COUNT THIRTEEN

THE GRAND JURY OF THE COUNTY OF NASSAU, by this indictment accuses the defendant, KEVIN COHEN, of the crime of, CRIMINAL POSSESSION OF FORGERY DEVICES, in violation of Section 170.40(2) of the Penal Law of the State of New York, a class D felony, committed as follows:

The defendant, KEVIN COHEN, on or about the 25<sup>th</sup> day of September, 2009, in the County of Nassau, State of New York, with intent to use, or to aid or permit another to use, the same for purposes of forgery, did make or possess any device, apparatus, equipment or article capable of or adaptable to such use, to wit: a computer disc containing templates capable of or adaptable to being used for the purpose of forging medical histories of purported birth mothers.

COUNT FOURTEEN

THE GRAND JURY OF THE COUNTY OF NASSAU, by this indictment further accuses the defendant, KEVIN COHEN, of the crime of, CRIMINAL POSSESSION OF FORGERY DEVICES, in violation of Section 170.40(2) of the Penal Law of the State of New York, a class D felony, committed as follows:

The defendant, KEVIN COHEN, on or about the 25<sup>th</sup> day of September, 2009, in the County of Nassau, State of New York, with intent to use, or to aid or permit another to use, the same for purposes of forgery, did make or possess any device, apparatus, equipment or article capable of or adaptable to such use, to wit: a computer disc containing templates capable of or adaptable to being used for the purpose of forging reports of Laboratory Test Results of purported birth mothers.

COUNT FIFTEEN

THE GRAND JURY OF THE COUNTY OF NASSAU, by this indictment further accuses the defendant, KEVIN COHEN, of the crime of, CRIMINAL POSSESSION OF FORGERY DEVICES, in violation of Section 170.40(2) of the Penal Law of the State of New York, a class D felony, committed as follows:

The defendant, KEVIN COHEN, on or about the 25<sup>th</sup> day of September, 2009, in the County of Nassau, State of New York, with intent to use, or to aid or permit another to use, the same for purposes of forgery, did make or possess any device, apparatus, equipment or article capable of or adaptable to such use, to wit: a compact disc containing sonogram headings capable of or adaptable to being used for the purpose of forging sonograms.

COUNT SIXTEEN

THE GRAND JURY OF THE COUNTY OF NASSAU, by this indictment further accuses the defendant, KEVIN COHEN, of the crime of ATTEMPTED GRAND LARCENY IN THE THIRD DEGREE, in violation of Section 110/155.35 of the Penal Law of the State of New York, a class E felony, committed as follows:

The defendant, KEVIN COHEN, on or about and between the 20<sup>th</sup> day of April, 2009 and the 5<sup>th</sup> day of May, 2009, in the County of Nassau, State of New York, attempted to steal property, the value of which exceeded three thousand dollars, to wit: the defendant engaged in an ongoing course of conduct during which the defendant intentionally made false representations and created and provided fraudulent documentation to Richard and Marnie Bucchieri regarding prospective adoptions which the defendant knew did not exist and thereby attempted to steal approximately \$25,000 from the Bucchieris.

COUNT SEVENTEEN

THE GRAND JURY OF THE COUNTY OF NASSAU, by this indictment further accuses the defendant, KEVIN COHEN, of the crime of SCHEME TO DEFRAUD IN THE FIRST DEGREE, in violation of Section 190.65 of the Penal Law of the State of New York, a class E felony, committed as follows:

The defendant, KEVIN COHEN, on or about and between the 1<sup>st</sup> day of October, 2007 and the 25<sup>th</sup> day of September, 2009, in the County of Nassau, State of New York, engaged in a scheme constituting a systematic ongoing course of conduct, with intent to defraud, or obtain property from, more than one person, or to obtain property from more than one person by false or fraudulent pretenses, representations or promises, and so obtained property with a value in excess of one thousand dollars from one or more such persons, to wit: the defendant, an attorney, engaged in a systematic ongoing course of conduct whereby he made false representations and created and provided false documentation regarding prospective adoptions to clients who retained him to represent them regarding the adoptions with intent to defraud and obtain money from said prospective adoptive parents by false or fraudulent pretenses, representations or promises and so obtained at least \$323,750.

COUNT EIGHTEEN

THE GRAND JURY OF THE COUNTY OF NASSAU, by this indictment further accuses the defendant, KEVIN COHEN, of the crime of FORGERY IN THE THIRD DEGREE, in violation of Section 170.05 of the Penal Law of the State of New York, a class A misdemeanor, committed as follows:

The defendant, KEVIN COHEN, on or about 16<sup>th</sup> day of September, 2009, in the County of Nassau, State of New York, with intent to defraud, deceive or injure another, he falsely made, completed or altered a written instrument, to wit: a sonogram image purported to be taken of "Erin" at Mount Nittany Medical Center on August 24, 2009.

COUNT NINETEEN

THE GRAND JURY OF THE COUNTY OF NASSAU, by this indictment further accuses the defendant, KEVIN COHEN, of the crime of FORGERY IN THE THIRD DEGREE, in violation of Section 170.05 of the Penal Law of the State of New York, a class A misdemeanor, committed as follows:

The defendant, KEVIN COHEN, on or about 16<sup>th</sup> day of September, 2009, in the County of Nassau, State of New York, with intent to defraud, deceive or injure another, he falsely made, completed or altered a written instrument, to wit: a sonogram image purported to be taken of "Erin" at Mount Nittany Medical Center on August 24, 2009.

The subject matter of this Count being different than that contained in Count 18 above.

COUNT TWENTY

THE GRAND JURY OF THE COUNTY OF NASSAU, by this indictment further accuses the defendant, KEVIN COHEN, of the crime of FORGERY IN THE THIRD DEGREE, in violation of Section 170.05 of the Penal Law of the State of New York, a class A misdemeanor, committed as follows:

The defendant, KEVIN COHEN, on or about 16<sup>th</sup> day of September, 2009, in the County of Nassau, State of New York, with intent to defraud, deceive or injure another, he falsely made, completed or altered a written instrument, to wit: a sonogram image purported to be taken of "Erin" at Mount Nittany Medical Center on August 24, 2009.

The subject matter of this Count being different than that contained in Counts 18 & 19 above.

COUNT TWENTY-ONE

THE GRAND JURY OF THE COUNTY OF NASSAU, by this indictment further accuses the defendant, KEVIN COHEN, of the crime of FORGERY IN THE THIRD DEGREE, in violation of Section 170.05 of the Penal Law of the State of New York, a class A misdemeanor, committed as follows:

The defendant, KEVIN COHEN, on or about 16<sup>th</sup> day of September, 2009, in the County of Nassau, State of New York, with intent to defraud, deceive or injure another, he falsely made, completed or altered a written instrument, to wit: a sonogram image purported to be taken of "Erin" at Mount Nittany Medical Center on August 24, 2009.

The subject matter of this Count being different than that contained in Counts 18, 19, and 20 above.

COUNT TWENTY-TWO

THE GRAND JURY OF THE COUNTY OF NASSAU, by this indictment further accuses the defendant, KEVIN COHEN, of the crime of FORGERY IN THE THIRD DEGREE, in violation of Section 170.05 of the Penal Law of the State of New York, a class A misdemeanor, committed as follows:

The defendant, KEVIN COHEN, on or about 16<sup>th</sup> day of September, 2009, in the County of Nassau, State of New York, with intent to defraud, deceive or injure another, he falsely made, completed or altered a written instrument, to wit: a sonogram image purported to be taken of "Erin" at Mount Nittany Medical Center on August 24, 2009.

The subject matter of this Count being different than that contained in Counts 18, 19, 20, and 21 above.

COUNT TWENTY-THREE

THE GRAND JURY OF THE COUNTY OF NASSAU, by this indictment further accuses the defendant, KEVIN COHEN, of the crime of FORGERY IN THE THIRD DEGREE, in violation of Section 170.05 of the Penal Law of the State of New York, a class A misdemeanor, committed as follows:

The defendant, KEVIN COHEN, on or about 16<sup>th</sup> day of September, 2009, in the County of Nassau, State of New York, with intent to defraud, deceive or injure another, he falsely made, completed or altered a written instrument, to wit: a sonogram image purported to be taken of "Rosanna" at Saint Elizabeth Regional Medical Center on August 24, 2009.

COUNT TWENTY-FOUR

THE GRAND JURY OF THE COUNTY OF NASSAU, by this indictment further accuses the defendant, KEVIN COHEN, of the crime of FORGERY IN THE THIRD DEGREE, in violation of Section 170.05 of the Penal Law of the State of New York, a class A misdemeanor, committed as follows:

The defendant, KEVIN COHEN, on or about 16<sup>th</sup> day of September, 2009, in the County of Nassau, State of New York, with intent to defraud, deceive or injure another, he falsely made, completed or altered a written instrument, to wit: a sonogram image purported to be taken of "Rosanna" at Saint Elizabeth Regional Medical Center on August 24, 2009.

The subject matter of this Count being different than that contained in Count 23 above.

COUNT TWENTY-FIVE

THE GRAND JURY OF THE COUNTY OF NASSAU, by this indictment further accuses the defendant, KEVIN COHEN, of the crime of FORGERY IN THE THIRD DEGREE, in violation of Section 170.05 of the Penal Law of the State of New York, a class A misdemeanor, committed as follows:

The defendant, KEVIN COHEN, on or about 16<sup>th</sup> day of September, 2009, in the County of Nassau, State of New York, with intent to defraud, deceive or injure another, he falsely made, completed or altered a written instrument, to wit: a sonogram image purported to be taken of "Rosanna" at Saint Elizabeth Regional Medical Center on August 24, 2009.

The subject matter of this Count being different than that contained in Counts 23 & 24 above.

COUNT TWENTY-SIX

THE GRAND JURY OF THE COUNTY OF NASSAU, by this indictment further accuses the defendant, KEVIN COHEN, of the crime of FORGERY IN THE THIRD DEGREE, in violation of Section 170.05 of the Penal Law of the State of New York, a class A misdemeanor, committed as follows:

The defendant, KEVIN COHEN, on or about 16<sup>th</sup> day of September, 2009, in the County of Nassau, State of New York, with intent to defraud, deceive or injure another, he falsely made, completed or altered a written instrument, to wit: a sonogram image purported to be taken of "Rosanna" at Saint Elizabeth Regional Medical Center on August 24, 2009.

The subject matter of this Count being different than that contained in Counts 23, 24 & 25 above.

COUNT TWENTY-SEVEN

THE GRAND JURY OF THE COUNTY OF NASSAU, by this indictment further accuses the defendant, KEVIN COHEN, of the crime of FORGERY IN THE THIRD DEGREE, in violation of Section 170.05 of the Penal Law of the State of New York, a class A misdemeanor, committed as follows:

The defendant, KEVIN COHEN, on or about 16<sup>th</sup> day of September, 2009, in the County of Nassau, State of New York, with intent to defraud, deceive or injure another, he falsely made, completed or altered a written instrument, to wit: a sonogram image purported to be taken to "Erin" at Mount Nittany Medical Center on August 24, 2009.

The subject matter of this Count being different than that contained in Counts 18, 19, 20, 21 & 22 above.

COUNT TWENTY-EIGHT

THE GRAND JURY OF THE COUNTY OF NASSAU, by this indictment further accuses the defendant, KEVIN COHEN, of the crime of CRIMINAL POSSESSION OF A FORGED INSTRUMENT IN THE THIRD DEGREE, in violation of Section 170.20 of the Penal Law of the State of New York, a class A misdemeanor, committed as follows:

The defendant, KEVIN COHEN, on or about and between the 1st day of April, 2009, and the 30<sup>th</sup> day of April, 2009, in the County of Nassau, State of New York, with knowledge that it was forged and with intent to defraud, deceive or injure another, he uttered or possessed a forged instrument, to wit: the defendant, knowing that it was forged, possessed a document dated March 30, 2009 regarding "Laboratory Test Results Birth Mother Rosanna" which purported to be an authentic creation of Planned Parenthood of Nebraska & Council Bluffs, and provided said

document to his clients and prospective adoptive parents, Deborah and Milton Josephs, with the intent to defraud, injure or deceive them.

COUNTY TWENTY-NINE

THE GRAND JURY OF THE COUNTY OF NASSAU, by this indictment further accuses the defendant, KEVIN COHEN, of the crime of CRIMINAL POSSESSION OF A FORGED INSTRUMENT IN THE THIRD DEGREE, in violation of Section 170.20 of the Penal Law of the State of New York, a class A misdemeanor, committed as follows:

The defendant, KEVIN COHEN, on or about 7<sup>th</sup> day of March, 2009, in the County of Nassau, State of New York, with knowledge that it was forged and with intent to defraud, deceive or injure another, he uttered or possessed a forged instrument, to wit: the defendant, knowing that it was forged, possessed a document dated March 3, 2009 regarding "Erin [last name redacted] Social, Medical & Mental History Narrative" which purported to be an authentic creation of Lawrence Galtman, M.D., and provided said document to his clients and prospective adoptive parents, Deborah and Milton Josephs, with the intent to defraud, injure or deceive them.

COUNTY THIRTY

THE GRAND JURY OF THE COUNTY OF NASSAU, by this indictment further accuses the defendant, KEVIN COHEN, of the crime of CRIMINAL POSSESSION OF A FORGED INSTRUMENT IN THE THIRD DEGREE, in violation of Section 170.20 of the Penal Law of the State of New York, a class A misdemeanor, committed as follows:

The defendant, KEVIN COHEN, on or about 21<sup>st</sup> day of September, 2009, in the County of Nassau, State of New York, with knowledge that it was forged and with intent to defraud, deceive or injure another, he uttered or possessed a forged instrument, to wit: the defendant, knowing that it was forged, possessed a document dated September 9, 2009 regarding "Erin O'Malley Social, Medical & Mental History Narrative" which purported to be an authentic creation of Lawrence Galtman, M.D., and provided said document to his clients and prospective adoptive parents, Brigid and Benjamin Vogt, with the intent to defraud, injure or deceive them.

COUNT THIRTY-ONE

THE GRAND JURY OF THE COUNTY OF NASSAU, by this indictment further accuses the defendant, KEVIN COHEN, of the crime of CRIMINAL POSSESSION OF A FORGED INSTRUMENT IN THE THIRD DEGREE, in violation of Section 170.20 of the Penal Law of the State of New York, a class A misdemeanor, committed as follows:

The defendant, KEVIN COHEN, on or about 21<sup>st</sup> day of September, 2009, in the County of Nassau, State of New York, with knowledge that it was forged and with intent to defraud, deceive or injure another, he uttered or possessed a forged instrument, to wit: the defendant,

knowing that it was forged, possessed a document dated September 10, 2009 regarding "Laboratory Test Results & Pre-Natal Visits Birth Mother Erin" which purported to be an authentic creation of Mount Nittany Medical Center, and provided said document to his clients and prospective adoptive parents, Brigid and Benjamin Vogt, with the intent to defraud, injure or deceive them.

#### COUNT THIRTY-TWO

THE GRAND JURY OF THE COUNTY OF NASSAU, by this indictment further accuses the defendant, KEVIN COHEN, of the crime of CRIMINAL POSSESSION OF A FORGED INSTRUMENT IN THE THIRD DEGREE, in violation of Section 170.20 of the Penal Law of the State of New York, a class A misdemeanor, committed as follows:

The defendant, KEVIN COHEN, on or about 21<sup>st</sup> day of September, 2009, in the County of Nassau, State of New York, with knowledge that it was forged and with intent to defraud, deceive or injure another, he uttered or possessed a forged instrument, to wit: the defendant, knowing that it was forged, possessed a document dated September 9, 2009 regarding "Erin O'Malley Social, Medical & Mental History Narrative" which purported to be an authentic creation of Lawrence Galtman, M.D., and provided said document to his clients and prospective adoptive parents, Confidential Witness #3 and his partner, with the intent to defraud, injure or deceive them.

#### COUNT THIRTY-THREE

THE GRAND JURY OF THE COUNTY OF NASSAU, by this indictment further accuses the defendant, KEVIN COHEN, of the crime of CRIMINAL POSSESSION OF A FORGED INSTRUMENT IN THE THIRD DEGREE, in violation of Section 170.20 of the Penal Law of the State of New York, a class A misdemeanor, committed as follows:

The defendant, KEVIN COHEN, on or about 21<sup>st</sup> day of September, 2009, in the County of Nassau, State of New York, with knowledge that it was forged and with intent to defraud, deceive or injure another, he uttered or possessed a forged instrument, to wit: the defendant, knowing that it was forged, possessed a document which purported to be a sonogram image of "Erin" taken on August 24, 2009 and an authentic creation of Mount Nittany Medical Center, and provided said document to his clients and prospective adoptive parents, Confidential Witness #3 and his partner, with the intent to defraud, injure or deceive them.

#### COUNT THIRTY-FOUR

THE GRAND JURY OF THE COUNTY OF NASSAU, by this indictment further accuses the defendant, KEVIN COHEN, of the crime of CRIMINAL POSSESSION OF A FORGED INSTRUMENT IN THE THIRD DEGREE, in violation of Section 170.20 of the Penal Law of the State of New York, a class A misdemeanor, committed as follows:

The defendant, KEVIN COHEN, on or about 23<sup>rd</sup> day of December, 2008, in the County of Nassau, State of New York, with knowledge that it was forged and with intent to defraud, deceive or injure another, he uttered or possessed a forged instrument, to wit: the defendant, knowing that it was forged, possessed a document dated December 22, 2008 regarding "Laboratory Test Results & Pre-Natal Visits Birth Mother Nancy" which purported to be an authentic creation of Yuma Regional Medical Center, and provided said document to his client and prospective adoptive parent, Francesca Jewels, with the intent to defraud, injure or deceive her.

COUNT THIRTY-FIVE

THE GRAND JURY OF THE COUNTY OF NASSAU, by this indictment further accuses the defendant, KEVIN COHEN, of the crime of CRIMINAL POSSESSION OF A FORGED INSTRUMENT IN THE THIRD DEGREE, in violation of Section 170.20 of the Penal Law of the State of New York, a class A misdemeanor, committed as follows:

The defendant, KEVIN COHEN, on or about the 23<sup>rd</sup> day of December, 2008, in the County of Nassau, State of New York, with knowledge that it was forged and with intent to defraud, deceive or injure another, he uttered or possessed a forged instrument, to wit: the defendant, knowing that it was forged, possessed a document which purported to be a sonogram image taken of "Nancy" taken on October 13, 2008 and an authentic creation of Yuma Regional Medical Center, and provided said document to his client and prospective adoptive parent, Francesca Jewels, with the intent to defraud, injure or deceive her.

COUNT THIRTY-SIX

THE GRAND JURY OF THE COUNTY OF NASSAU, by this indictment further accuses the defendant, KEVIN COHEN, of the crime of CRIMINAL POSSESSION OF A FORGED INSTRUMENT IN THE THIRD DEGREE, in violation of Section 170.20 of the Penal Law of the State of New York, a class A misdemeanor, committed as follows:

The defendant, KEVIN COHEN, on or about 23<sup>rd</sup> day of December, 2008, in the County of Nassau, State of New York, with knowledge that it was forged and with intent to defraud, deceive or injure another, he uttered or possessed a forged instrument, to wit: the defendant, knowing that it was forged, possessed a document which purported to be a sonogram image taken of "Nancy" taken on January 8, 2009 and an authentic creation of Yuma Regional Medical Center, and provided said document to his client and prospective adoptive parent, Francesca Jewels, with the intent to defraud, injure or deceive her.

### COUNT THIRTY-SEVEN

THE GRAND JURY OF THE COUNTY OF NASSAU, by this indictment further accuses the defendant, KEVIN COHEN, of the crime of CRIMINAL POSSESSION OF A FORGED INSTRUMENT IN THE THIRD DEGREE, in violation of Section 170.20 of the Penal Law of the State of New York, a class A misdemeanor, committed as follows:

The defendant, KEVIN COHEN, on or about 5<sup>th</sup> day of April, 2009, in the County of Nassau, State of New York, with knowledge that it was forged and with intent to defraud, deceive or injure another, he uttered or possessed a forged instrument, to wit: the defendant, knowing that it was forged, possessed a document dated March 30, 2009 regarding "Laboratory Test Results & Pre-Natal Visits Birth Mother Nancy" which purported to be an authentic creation of Yuma Regional Medical Center, and provided said document to his client and prospective adoptive parent, Francesca Jewels, with the intent to defraud, injure or deceive her.

### COUNT THIRTY-EIGHT

THE GRAND JURY OF THE COUNTY OF NASSAU, by this indictment further accuses the defendant, KEVIN COHEN, of the crime of CRIMINAL POSSESSION OF A FORGED INSTRUMENT IN THE THIRD DEGREE, in violation of Section 170.20 of the Penal Law of the State of New York, a class A misdemeanor, committed as follows:

The defendant, KEVIN COHEN, on or about 28<sup>th</sup> day of February, 2009, in the County of Nassau, State of New York, with knowledge that it was forged and with intent to defraud, deceive or injure another, he uttered or possessed a forged instrument, to wit: the defendant, knowing that it was forged, possessed a document which purported to be a sonogram image of "Erin" taken on February 8, 2009 and an authentic creation of Mount Nittany Medical Center, and provided said document to his clients and prospective adoptive parents, Confidential Witness # 6 and her husband, with the intent to defraud, injure or deceive them.

### COUNT THIRTY-NINE

THE GRAND JURY OF THE COUNTY OF NASSAU, by this indictment further accuses the defendant, KEVIN COHEN, of the crime of CRIMINAL POSSESSION OF A FORGED INSTRUMENT IN THE THIRD DEGREE, in violation of Section 170.20 of the Penal Law of the State of New York, a class A misdemeanor, committed as follows:

The defendant, KEVIN COHEN, on or about 28<sup>th</sup> day of February, 2009, in the County of Nassau, State of New York, with knowledge that it was forged and with intent to defraud, deceive or injure another, he uttered or possessed a forged instrument, to wit: the defendant, knowing that it was forged, possessed a document dated February 12, 2009 regarding "Laboratory Test Results & Pre-Natal Visits Birth Mother Erin" which purported to be an authentic creation of Mount Nittany Medical Center, and provided said document to his clients

and prospective adoptive parents, Confidential Witness #6 and her husband, with the intent to defraud, injure or deceive them.

#### COUNT FORTY

THE GRAND JURY OF THE COUNTY OF NASSAU, by this indictment further accuses the defendant, KEVIN COHEN, of the crime of CRIMINAL POSSESSION OF A FORGED INSTRUMENT IN THE THIRD DEGREE, in violation of Section 170.20 of the Penal Law of the State of New York, a class A misdemeanor, committed as follows:

The defendant, KEVIN COHEN, on or about 28<sup>th</sup> day of February, 2009, in the County of Nassau, State of New York, with knowledge that it was forged and with intent to defraud, deceive or injure another, he uttered or possessed a forged instrument, to wit: the defendant, knowing that it was forged, possessed a document dated February 26, 2009 regarding "Erin [last name redacted] Social, Medical & Mental History Narrative" which purported to be an authentic creation of Lawrence Gatman, M.D., and provided said document to his clients and prospective adoptive parents, Confidential Witness #6 and her husband, with the intent to defraud, injure or deceive them.

#### COUNT FORTY-ONE

THE GRAND JURY OF THE COUNTY OF NASSAU, by this indictment further accuses the defendant, KEVIN COHEN, of the crime of CRIMINAL POSSESSION OF A FORGED INSTRUMENT IN THE THIRD DEGREE, in violation of Section 170.20 of the Penal Law of the State of New York, a class A misdemeanor, committed as follows:

The defendant, KEVIN COHEN, on or about and between the 1<sup>st</sup> day of June, 2009, and the 30<sup>th</sup> day of June, 2009, in the County of Nassau, State of New York, with knowledge that it was forged and with intent to defraud, deceive or injure another, he uttered or possessed a forged instrument, to wit: the defendant, knowing that it was forged, possessed a document dated March 30, 2009 regarding "Laboratory Test Results Birth Mother Erin" which purported to be an authentic creation of Mount Nittany Medical Center, and provided said document to his clients and prospective adoptive parents, Confidential Witness #6 and her husband, with the intent to defraud, injure or deceive them.

#### COUNT FORTY-TWO

THE GRAND JURY OF THE COUNTY OF NASSAU, by this indictment further accuses the defendant, KEVIN COHEN, of the crime of CRIMINAL POSSESSION OF A FORGED INSTRUMENT IN THE THIRD DEGREE, in violation of Section 170.20 of the Penal Law of the State of New York, a class A misdemeanor, committed as follows:

The defendant, KEVIN COHEN, on or about and between 1<sup>st</sup> day of June, 2009, and the 30<sup>th</sup> day of June, 2009, in the County of Nassau, State of New York, with knowledge that it was forged and with intent to defraud, deceive or injure another, he uttered or possessed a forged instrument, to wit: the defendant, knowing that it was forged, possessed a document dated July 2, 2009 regarding "Laboratory Test Results & Pre-Natal Visits Birth Mother Erin" which purported to be an authentic creation of Mount Nittany Medical Center, and provided said document to his clients and prospective adoptive parents, Confidential Witness #6 and her husband, with the intent to defraud, injure or deceive them.

COUNT FORTY-THREE

THE GRAND JURY OF THE COUNTY OF NASSAU, by this indictment further accuses the defendant, KEVIN COHEN, of the crime of CRIMINAL POSSESSION OF A FORGED INSTRUMENT IN THE THIRD DEGREE, in violation of Section 170.20 of the Penal Law of the State of New York, a class A misdemeanor, committed as follows:

The defendant, KEVIN COHEN, on or about and between the 23<sup>rd</sup> day of December, 2008 and the 24<sup>th</sup> day of December, 2008, in the County of Nassau, State of New York, with knowledge that it was forged and with intent to defraud, deceive or injure another, he uttered or possessed a forged instrument, to wit: the defendant, knowing that it was forged, possessed a document dated December 22, 2009 regarding "Laboratory Test Results & Pre-Natal Visits Birth Mother Nancy" which purported to be an authentic creation of Yuma Regional Medical Center, and provided said document to his clients and prospective adoptive parents, Confidential Witness #7 and her husband, with the intent to defraud, injure or deceive them.

COUNT FORTY-FOUR

THE GRAND JURY OF THE COUNTY OF NASSAU, by this indictment further accuses the defendant, KEVIN COHEN, of the crime of CRIMINAL POSSESSION OF A FORGED INSTRUMENT IN THE THIRD DEGREE, in violation of Section 170.20 of the Penal Law of the State of New York, a class A misdemeanor, committed as follows:

The defendant, KEVIN COHEN, on or about and between the 23<sup>rd</sup> day of December, 2008 and the 24<sup>th</sup> day of December, 2008, in the County of Nassau, State of New York, with knowledge that it was forged and with intent to defraud, deceive or injure another, he uttered or possessed a forged instrument, to wit: the defendant, knowing that it was forged, possessed a document which purported to be a sonogram image of "Nancy" taken on October 13, 2008 and an authentic creation of Yuma Regional Medical Center, and provided said document to his clients and prospective adoptive parents, Confidential Witness #7 and her husband, with the intent to defraud, injure or deceive them.

COUNT FORTY-FIVE

THE GRAND JURY OF THE COUNTY OF NASSAU, by this indictment further accuses the defendant, KEVIN COHEN, of the crime of CRIMINAL POSSESSION OF A FORGED INSTRUMENT IN THE THIRD DEGREE, in violation of Section 170.20 of the Penal Law of the State of New York, a class A misdemeanor, committed as follows:

The defendant, KEVIN COHEN, on or about 20<sup>th</sup> day of February, 2009, in the County of Nassau, State of New York, with knowledge that it was forged and with intent to defraud, deceive or injure another, he uttered or possessed a forged instrument, to wit: the defendant, knowing that it was forged, possessed a document dated February 12, 2009 regarding "Confirmation of Pregnancy" which purported to be an authentic creation of Planned Parenthood of Nebraska & Council Bluffs, and provided said document to his clients and prospective adoptive parents, Confidential Witness #7 and her husband, with the intent to defraud, injure or deceive them.

COUNT FORTY-SIX

THE GRAND JURY OF THE COUNTY OF NASSAU, by this indictment further accuses the defendant, KEVIN COHEN, of the crime of CRIMINAL POSSESSION OF A FORGED INSTRUMENT IN THE THIRD DEGREE, in violation of Section 170.20 of the Penal Law of the State of New York, a class A misdemeanor, committed as follows:

The defendant, KEVIN COHEN, on or about and between the 20<sup>th</sup> day of January, 2009 and the 7<sup>th</sup> day of February, 2009, in the County of Nassau, State of New York, with knowledge that it was forged and with intent to defraud, deceive or injure another, he uttered or possessed a forged instrument, to wit: the defendant, knowing that it was forged, possessed a document which purported to be a sonogram image of "Francesca" taken on December 23, 2008 and an authentic creation of Yuma Regional Medical Center, and provided said document to his clients and prospective adoptive parents, Michael and Ilyse Rhomberg, with the intent to defraud, injure or deceive them.

COUNT FORTY-SEVEN

THE GRAND JURY OF THE COUNTY OF NASSAU, by this indictment further accuses the defendant, KEVIN COHEN, of the crime of CRIMINAL POSSESSION OF A FORGED INSTRUMENT IN THE THIRD DEGREE, in violation of Section 170.20 of the Penal Law of the State of New York, a class A misdemeanor, committed as follows:

The defendant, KEVIN COHEN, on or about the 30<sup>th</sup> day of March, 2009, in the County of Nassau, State of New York, with knowledge that it was forged and with intent to defraud, deceive or injure another, he uttered or possessed a forged instrument, to wit: the defendant, knowing that it was forged, possessed a document dated March 30, 2009 regarding "Laboratory Test Results & Pre-Natal Visits Birth Mother Francesca" which purported to be an authentic

creation of Yuma Regional Medical Center, and provided said document to his clients and prospective adoptive parents, Michael and Ilyse Rhomberg, with the intent to defraud, injure or deceive them.

COUNT FORTY-EIGHT

THE GRAND JURY OF THE COUNTY OF NASSAU, by this indictment further accuses the defendant, KEVIN COHEN, of the crime of CRIMINAL POSSESSION OF A FORGED INSTRUMENT IN THE THIRD DEGREE, in violation of Section 170.20 of the Penal Law of the State of New York, a class A misdemeanor, committed as follows:

The defendant, KEVIN COHEN, on or about and between the 15<sup>th</sup> day of May, 2009 and the 1<sup>st</sup> day of June, 2009 in the County of Nassau, State of New York, with knowledge that it was forged and with intent to defraud, deceive or injure another, he uttered or possessed a forged instrument, to wit: the defendant, knowing that it was forged, possessed a document dated May 15, 2009 regarding "Erin [last name redacted] Social, Medical & Mental History" which purported to be an authentic creation of Dr. Lawrence Galtman, and provided said document to his clients and prospective adoptive parents, Michael and Ilyse Rhomberg, with the intent to defraud, injure or deceive them.

COUNT FORTY-NINE

THE GRAND JURY OF THE COUNTY OF NASSAU, by this indictment further accuses the defendant, KEVIN COHEN, of the crime of CRIMINAL POSSESSION OF A FORGED INSTRUMENT IN THE THIRD DEGREE, in violation of Section 170.20 of the Penal Law of the State of New York, a class A misdemeanor, committed as follows:

The defendant, KEVIN COHEN, on or about the 29<sup>th</sup> day of April, 2009, in the County of Nassau, State of New York, with knowledge that it was forged and with intent to defraud, deceive or injure another, he uttered or possessed a forged instrument, to wit: the defendant, knowing that it was forged, possessed a document dated April 27, 2009 regarding "Francesca [last name redacted] Social, Medical & Mental History Narrative" which purported to be an authentic creation of Dr. Raymond Hatton, M.D., and provided said document to his clients and prospective adoptive parents, Lorraine Ferrari and Robert Blazicevic, with the intent to defraud, injure or deceive them.

COUNT FIFTY

THE GRAND JURY OF THE COUNTY OF NASSAU, by this indictment further accuses the defendant, KEVIN COHEN, of the crime of CRIMINAL POSSESSION OF A FORGED INSTRUMENT IN THE THIRD DEGREE, in violation of Section 170.20 of the Penal Law of the State of New York, a class A misdemeanor, committed as follows:

The defendant, KEVIN COHEN, on or about the 29<sup>th</sup> day of April, 2009, in the County of Nassau, State of New York, with knowledge that it was forged and with intent to defraud, deceive or injure another, he uttered or possessed a forged instrument, to wit: the defendant, knowing that it was forged, possessed a document dated April 27, 2009 regarding "Laboratory Test Results & Pre-Natal Visits Birth Mother Francesca" which purported to be an authentic creation of Yuma Regional Medical Center, and provided said document to his clients and prospective adoptive parents, Lorraine Ferrari and Robert Blazicevic, with the intent to defraud, injure or deceive them.

COUNT FIFTY-ONE

THE GRAND JURY OF THE COUNTY OF NASSAU, by this indictment further accuses the defendant, KEVIN COHEN, of the crime of CRIMINAL POSSESSION OF A FORGED INSTRUMENT IN THE THIRD DEGREE, in violation of Section 170.20 of the Penal Law of the State of New York, a class A misdemeanor, committed as follows:

The defendant, KEVIN COHEN, on or about and between the 28<sup>th</sup> day of April, 2009 and the 30<sup>th</sup> day of April, 2009, in the County of Nassau, State of New York, with knowledge that it was forged and with intent to defraud, deceive or injure another, he uttered or possessed a forged instrument, to wit: the defendant, knowing that it was forged, possessed a document dated April 27, 2009 regarding "Rosanna [last name redacted] Social, Medical & Mental History Narrative" which purported to be an authentic creation of Raymond Hatton, M.D., and provided said document to his clients and prospective adoptive parents, Richard and Marnie Bucchieri, with the intent to defraud, injure or deceive them.

COUNT FIFTY-TWO

THE GRAND JURY OF THE COUNTY OF NASSAU, by this indictment further accuses the defendant, KEVIN COHEN, of the crime of CRIMINAL POSSESSION OF A FORGED INSTRUMENT IN THE THIRD DEGREE, in violation of Section 170.20 of the Penal Law of the State of New York, a class A misdemeanor, committed as follows:

The defendant, KEVIN COHEN, on or about and between the 28<sup>th</sup> day of April, 2009 and the 30<sup>th</sup> day of April, 2009, in the County of Nassau, State of New York, with knowledge that it was forged and with intent to defraud, deceive or injure another, he uttered or possessed a forged instrument, to wit: the defendant, knowing that it was forged, possessed a document dated April 27, 2009 regarding "Laboratory Test Results & Pre-Natal Visits Birth Mother Rosanna" which purported to be an authentic creation of Yuma Regional Medical Center, and provided said document to his clients and prospective adoptive parents, Richard and Marnie Bucchieri, with the intent to defraud, injure or deceive them.

COUNT FIFTY-THREE

THE GRAND JURY OF THE COUNTY OF NASSAU, by this indictment further accuses the defendant, KEVIN COHEN, of the crime of CRIMINAL POSSESSION OF A FORGED INSTRUMENT IN THE THIRD DEGREE, in violation of Section 170.20 of the Penal Law of the State of New York, a class A misdemeanor, committed as follows:

The defendant, KEVIN COHEN, on or about and between the 30<sup>th</sup> day of March, 2009 and the 31<sup>st</sup> day of May, 2009, in the County of Nassau, State of New York, with knowledge that it was forged and with intent to defraud, deceive or injure another, he uttered or possessed a forged instrument, to wit: the defendant, knowing that it was forged, possessed a document dated March 30, 2009 regarding "Laboratory Test Results & Pre-Natal Visits Birth Mother Francesca" which purported to be an authentic creation of Yuma Regional Medical Center, and provided said document to his clients and prospective adoptive parents, Jennifer and Elan Czeisler, with the intent to defraud, injure or deceive them.

COUNT FIFTY-FOUR

THE GRAND JURY OF THE COUNTY OF NASSAU, by this indictment further accuses the defendant, KEVIN COHEN, of the crime of CRIMINAL POSSESSION OF A FORGED INSTRUMENT IN THE THIRD DEGREE, in violation of Section 170.20 of the Penal Law of the State of New York, a class A misdemeanor, committed as follows:

The defendant, KEVIN COHEN, on or about the 29<sup>th</sup> day of December, 2008, in the County of Nassau, State of New York, with knowledge that it was forged and with intent to defraud, deceive or injure another, he uttered or possessed a forged instrument, to wit: the defendant, knowing that it was forged, possessed a document which purported to be a sonogram image of "Francesca" taken on December 23, 2008 and an authentic creation of Yuma Regional Medical Center, and provided said document to his clients and prospective adoptive parents, Jennifer and Elan Czeisler, with the intent to defraud, injure or deceive them.

COUNT FIFTY-FIVE

THE GRAND JURY OF THE COUNTY OF NASSAU, by this indictment further accuses the defendant, KEVIN COHEN, of the crime of CRIMINAL POSSESSION OF A FORGED INSTRUMENT IN THE THIRD DEGREE, in violation of Section 170.20 of the Penal Law of the State of New York, a class A misdemeanor, committed as follows:

The defendant, KEVIN COHEN, on or about and between the 15<sup>th</sup> day of May, 2009 and the 30<sup>th</sup> day of May, 2009, in the County of Nassau, State of New York, with knowledge that it was forged and with intent to defraud, deceive or injure another, he uttered or possessed a forged instrument, to wit: the defendant, knowing that it was forged, possessed a document dated May 15, 2009 regarding "Erin [last name redacted] Social, Medical & Mental History" which purported to be an authentic creation of Lawrence Galtman, M.D., and provided said document

to his clients and prospective adoptive parents, Jennifer and Elan Czeisler, with the intent to defraud, injure or deceive them.

COUNT FIFTY-SIX

THE GRAND JURY OF THE COUNTY OF NASSAU, by this indictment further accuses the defendant, KEVIN COHEN, of the crime of CRIMINAL POSSESSION OF A FORGED INSTRUMENT IN THE THIRD DEGREE, in violation of Section 170.20 of the Penal Law of the State of New York, a class A misdemeanor, committed as follows:

The defendant, KEVIN COHEN, on or about and between the 15<sup>th</sup> day of May, 2009 and the 30<sup>th</sup> day of June, 2009, in the County of Nassau, State of New York, with knowledge that it was forged and with intent to defraud, deceive or injure another, he uttered or possessed a forged instrument, to wit: the defendant, knowing that it was forged, possessed a document dated May 15, 2009 regarding "Erin [last name redacted] Social, Medical & Mental History" which purported to be an authentic creation of William Swisher, M.D., and provided said document to his clients and prospective adoptive parents, Michele Calvosa and Paul Gyllenhammer, with the intent to defraud, injure or deceive them.

COUNT FIFTY-SEVEN

THE GRAND JURY OF THE COUNTY OF NASSAU, by this indictment further accuses the defendant, KEVIN COHEN, of the crime of CRIMINAL POSSESSION OF A FORGED INSTRUMENT IN THE THIRD DEGREE, in violation of Section 170.20 of the Penal Law of the State of New York, a class A misdemeanor, committed as follows:

The defendant, KEVIN COHEN, on or about the 25<sup>th</sup> day of September, 2009, in the County of Nassau, State of New York, with knowledge that it was forged and with intent to defraud, deceive or injure another, he uttered or possessed a forged instrument, to wit: the defendant, knowing that it was forged, and with the intent to defraud, deceive or injure another, possessed a document dated May 15, 2009 regarding "Erin [last name redacted] Social, Medical & Mental History" which purported to be an authentic creation of Wayne Chiavacci, M.D., which document was recovered amongst the defendant's client files.

COUNT FIFTY-EIGHT

THE GRAND JURY OF THE COUNTY OF NASSAU, by this indictment further accuses the defendant, KEVIN COHEN, of the crime of CRIMINAL POSSESSION OF A FORGED INSTRUMENT IN THE THIRD DEGREE, in violation of Section 170.20 of the Penal Law of the State of New York, a class A misdemeanor, committed as follows:

The defendant, KEVIN COHEN, on or about the 25<sup>th</sup> day of September, 2009, in the County of Nassau, State of New York, with knowledge that it was forged and with intent to defraud,

deceive or injure another, he uttered or possessed a forged instrument, to wit: the defendant, knowing that it was forged, and with the intent to defraud, deceive or injure another, possessed a document dated March 3, 2009 regarding "Erin O'Malley Social, Medical & Mental History Narrative" which purported to be an authentic creation of Lawrence Galtman, M.D., which document was recovered amongst the defendant's client files.

#### COUNT FIFTY-NINE

THE GRAND JURY OF THE COUNTY OF NASSAU, by this indictment further accuses the defendant, KEVIN COHEN, of the crime of CRIMINAL POSSESSION OF A FORGED INSTRUMENT IN THE THIRD DEGREE, in violation of Section 170.20 of the Penal Law of the State of New York, a class A misdemeanor, committed as follows:

The defendant, KEVIN COHEN, on or about the 25<sup>th</sup> day of September, 2009, in the County of Nassau, State of New York, with knowledge that it was forged and with intent to defraud, deceive or injure another, he uttered or possessed a forged instrument, to wit: the defendant, knowing that it was forged, and with the intent to defraud, deceive or injure another, possessed a document dated June 9, 2009 regarding "Rosanna O'Malley Social, Medical & Mental History Narrative" which purported to be an authentic creation of William Swisher, M.D., which document was recovered amongst the defendant's client files.

#### COUNT SIXTY

THE GRAND JURY OF THE COUNTY OF NASSAU, by this indictment further accuses the defendant, KEVIN COHEN, of the crime of CRIMINAL POSSESSION OF A FORGED INSTRUMENT IN THE THIRD DEGREE, in violation of Section 170.20 of the Penal Law of the State of New York, a class A misdemeanor, committed as follows:

The defendant, KEVIN COHEN, on or about the 25<sup>th</sup> day of September, 2009, in the County of Nassau, State of New York, with knowledge that it was forged and with intent to defraud, deceive or injure another, he uttered or possessed a forged instrument, to wit: the defendant, knowing that it was forged, and with the intent to defraud, deceive or injure another, possessed a document dated September 9, 2009 regarding "Erin O'Malley Social, Medical & Mental History Narrative" which purported to be an authentic creation of Lawrence Galtman, M.D., which document was recovered amongst the defendant's client files, in a file for an unnamed potential client.

#### COUNT SIXTY-ONE

THE GRAND JURY OF THE COUNTY OF NASSAU, by this indictment further accuses the defendant, KEVIN COHEN, of the crime of CRIMINAL POSSESSION OF A FORGED INSTRUMENT IN THE THIRD DEGREE, in violation of Section 170.20 of the Penal Law of the State of New York, a class A misdemeanor, committed as follows:

The defendant, KEVIN COHEN, on or about the 25<sup>th</sup> day of September, 2009, in the County of Nassau, State of New York, with knowledge that it was forged and with intent to defraud, deceive or injure another, he uttered or possessed a forged instrument, to wit: the defendant, knowing that it was forged, and with the intent to defraud, deceive or injure another, possessed a document purported to be a sonogram taken of "Erin" on August 24, 2009 at Mount Nittany Medical Center, which document was recovered amongst the defendant's client files, in a file for an unnamed potential client.

COUNT SIXTY-TWO

THE GRAND JURY OF THE COUNTY OF NASSAU, by this indictment further accuses the defendant, KEVIN COHEN, of the crime of CRIMINAL POSSESSION OF A FORGED INSTRUMENT IN THE THIRD DEGREE, in violation of Section 170.20 of the Penal Law of the State of New York, a class A misdemeanor, committed as follows:

The defendant, KEVIN COHEN, on or about and between the 12<sup>th</sup> day of January, 2009 and the 31<sup>st</sup> day of January, 2009, in the County of Nassau, State of New York, with knowledge that it was forged and with intent to defraud, deceive or injure another, he uttered or possessed a forged instrument, to wit: the defendant, knowing that it was forged, possessed a document which purported to be a sonogram taken of "Francesca" on December 23, 2008 and an authentic creation of Yuma Regional Medical Center, and provided said document to his clients and prospective adoptive parents, Matthew Menchel and Terri Hoffman-Menchel, with the intent to defraud, injure or deceive them.

COUNT SIXTY-THREE

THE GRAND JURY OF THE COUNTY OF NASSAU, by this indictment further accuses the defendant, KEVIN COHEN, of the crime of CRIMINAL POSSESSION OF A FORGED INSTRUMENT IN THE THIRD DEGREE, in violation of Section 170.20 of the Penal Law of the State of New York, a class A misdemeanor, committed as follows:

The defendant, KEVIN COHEN, on or about and between the 16<sup>th</sup> of September, 2009 and the 18<sup>th</sup> of September, 2009, in the County of Nassau, State of New York, with knowledge that it was forged and with intent to defraud, deceive or injure another, he uttered or possessed a forged instrument, to wit: the defendant, knowing that it was forged, possessed a document dated March 30, 2009 regarding "Laboratory Test Results Birth Mother Rosanna" which purported to be an authentic creation of Planned Parenthood & Nebraska and Council Bluffs, and provided said document to his clients and prospective adoptive parents, Matthew Menchel and Terri Hoffman-Menchel, with the intent to defraud, injure or deceive them.

COUNT SIXTY-FOUR

THE GRAND JURY OF THE COUNTY OF NASSAU, by this indictment further accuses the defendant, KEVIN COHEN, of the crime of CRIMINAL POSSESSION OF A FORGED INSTRUMENT IN THE THIRD DEGREE, in violation of Section 170.20 of the Penal Law of the State of New York, a class A misdemeanor, committed as follows:

The defendant, KEVIN COHEN, on or about and between the 18<sup>th</sup> day of September, 2009, in the County of Nassau, State of New York, with knowledge that it was forged and with intent to defraud, deceive or injure another, he uttered or possessed a forged instrument, to wit: the defendant, knowing that it was forged, possessed a document dated June 9, 2009 regarding "Rosanna [last name redacted] Social, Medical & Mental History Narrative" which purported to be an authentic creation of William Swisher, M.D., and provided said document to his clients and prospective adoptive parents, Matthew Menchel and Terri Hoffman-Menchel, with the intent to defraud, injure or deceive them.

COUNT SIXTY-FIVE

THE GRAND JURY OF THE COUNTY OF NASSAU, by this indictment further accuses the defendant, KEVIN COHEN, of the crime of CRIMINAL POSSESSION OF A FORGED INSTRUMENT IN THE THIRD DEGREE, in violation of Section 170.20 of the Penal Law of the State of New York, a class A misdemeanor, committed as follows:

The defendant, KEVIN COHEN, on or about 18<sup>th</sup> day of September, 2009, in the County of Nassau, State of New York, with knowledge that it was forged and with intent to defraud, deceive or injure another, he uttered or possessed a forged instrument, to wit: the defendant, knowing that it was forged, possessed a document dated August 24, 2009 regarding "Laboratory Test Results Birth Mother Rosanna" which purported to be an authentic creation of Saint Elizabeth Regional Medical Center, and provided said document to his clients and prospective adoptive parents, Matthew Menchel and Terri Hoffman-Menchel, with the intent to defraud, injure or deceive them.

COUNT SIXTY-SIX

THE GRAND JURY OF THE COUNTY OF NASSAU, by this indictment further accuses the defendant, KEVIN COHEN, of the crime of CRIMINAL POSSESSION OF A FORGED INSTRUMENT IN THE THIRD DEGREE, in violation of Section 170.20 of the Penal Law of the State of New York, a class A misdemeanor, committed as follows:

The defendant, KEVIN COHEN, on or about the 18<sup>th</sup> day of September, 2009, in the County of Nassau, State of New York, with knowledge that it was forged and with intent to defraud, deceive or injure another, he uttered or possessed a forged instrument, to wit: the defendant, knowing that it was forged, possessed a document which purported to be a sonogram image taken of "Rosanna" taken on August 24, 2009 and an authentic creation of Saint Elizabeth

Regional Medical Center, and provided said document to his clients and prospective adoptive parents, Matthew Menchel and Terri Hoffman-Menchel, with the intent to defraud, injure or deceive them.

#### COUNT SIXTY-SEVEN

THE GRAND JURY OF THE COUNTY OF NASSAU, by this indictment further accuses the defendant, KEVIN COHEN, of the crime of CRIMINAL POSSESSION OF A FORGED INSTRUMENT IN THE THIRD DEGREE, in violation of Section 170.20 of the Penal Law of the State of New York, a class A misdemeanor, committed as follows:

The defendant, KEVIN COHEN, on or about the 18<sup>th</sup> day of September, 2009, in the County of Nassau, State of New York, with knowledge that it was forged and with intent to defraud, deceive or injure another, he uttered or possessed a forged instrument, to wit: the defendant, knowing that it was forged, possessed a document which purported to be a sonogram image of "Rosanna" taken on August 24, 2009 and an authentic creation of Saint Elizabeth Regional Medical Center, and provided said document to his clients and prospective adoptive parents, Matthew Menchel and Terri Hoffman-Menchel, with the intent to defraud, injure or deceive them.

#### COUNT SIXTY-EIGHT

THE GRAND JURY OF THE COUNTY OF NASSAU, by this indictment further accuses the defendant, KEVIN COHEN, of the crime of CRIMINAL IMPERSONATION IN THE SECOND DEGREE, in violation of Section 190.25(1) of the Penal Law of the State of New York, a class A misdemeanor, committed as follows:

The defendant, KEVIN COHEN, on or about the 19<sup>th</sup> day of May, 2009, in the County of Nassau, State of New York, impersonated another and did act in such assumed character with intent to obtain a benefit or to injure or defraud another, to wit: in furtherance of his scheme to defraud prospective adoptive parents, the defendant provided Confidential Witness # 7 with the phone number for an individual to call as a reference and then assumed the identity of that reference by identifying himself as the reference on the telephone.

#### COUNT SIXTY-NINE

THE GRAND JURY OF THE COUNTY OF NASSAU, by this indictment further accuses the defendant, KEVIN COHEN, of the crime of CRIMINAL IMPERSONATION IN THE SECOND DEGREE, in violation of Section 190.25(2) of the Penal Law of the State of New York, a class A misdemeanor, committed as follows:

The defendant, KEVIN COHEN, on or about 22<sup>nd</sup> day of September, 2009, in the County of Nassau, State of New York, pretended to be a representative of some person or organization and did an act in such pretended capacity with intent to obtain a benefit or to injure or defraud

another, to wit: in furtherance of his scheme to defraud prospective adoptive parents, the defendant assumed the identity of a representative of Bank of America N.A. and made representations to Matthew Menchel regarding the status of the defendant's own accounts with the bank.

All of the acts and transactions alleged in each of the several counts of this Indictment are connected together and form part of a common scheme and plan.

Dated: Mineola, New York  
October 26, 2009

  
KATHLEEN M. RICE  
District Attorney