



Exploding The Phone

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Bibliographic Cover Sheet

- Title** **State of California v. Draper, Forcier, and Squire, Municipal court for Oakland-Piedmont-Emeryville, Alameda County -- Indictment or Complaint**
- Date** 1987-01-08
- Abstract** Indictment or complaint in County of Alameda, State of California against John Thomas Draper, Parry Thomas Forcier, and William Mallot Squire for devising a scheme to duplicate BART cards.
- Keywords** BART card duplication; Alameda County; John Thomas Draper; Parry Thomas Forcier; William Mallot Squire
- Source** An anonymous phone phreak

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MUNICIPAL COURT FOR THE OAKLAND-PIEDMONT-EMERYVILLE JUDICIAL DISTRICT
COUNTY OF ALAMEDA, STATE OF CALIFORNIA

THE PEOPLE OF THE STATE OF CALIFORNIA

JAN 8 4 07 PM '87

285739 C

vs.
DRAPER, JOHN THOMAS
FORCIER, PARRY THOAMS
SQUIRE, WILLIAM MALLOT

MUNICIPAL COMPLAINT
OAK-PIED-EMPEN: A QV337
JUDICIAL DISTRICT: A QV335
GEORGE R. DICKEY, CLERK
BY DEPUTY: P F N: A M B 8 6 7

CEN: 7001877
CEN: 7001910
CEN: 7001874

Defendant(s)

(PER ALL DEFENDANTS)

The undersigned, being sworn, says, on information and belief, that said defendant(s) did, in the Oakland-Piedmont-Emeryville Judicial District, County of Alameda, State of California, on or about January 5, 1987 commit a FELONY to-wit: a violation of Section(s) 182 of the Penal Code of California, in that said defendants and other persons whose true names are in the undersigned unknown, did conspire, combine, confederate and agree together that the said JOHN THOMAS DRAPER, PARRY THOMAS FORCIER and WILLIAM MALLOT SQUIRE should cheat and defraud the BAY AREA RAPID TRANSIT DISTRICT of any property, by any means which are in themselves criminal, or to obtain money or property by false pretenses or by false promises with fraudulent intent not to perform such promises and to defraud the BAY AREA RAPID TRANSIT DISTRICT by falsely making, altering and or duplicating revenue tickets.

FIRST OVERT ACT

(PER DEFENDANT DRAPER)

The UNDERSIGNED further deposes and says on information and belief, that pursuant to the above-said combination, confederation, agreement and conspiracy, and to carry out the objects thereof, the said JOHN THOMAS DRAPER, did, on or about the 5th day of January, 1987, County of Alameda, State of California, did then and there participate in the use of an electronic device to forge and alter and falsely make BAY AREA RAPID TRANSIT revenue tickets.

FIRST OVERT ACT

(PER DEFENDANT FORCIER)

The UNDERSIGNED further deposes and says on information and belief, that pursuant to the above-said combination, confederation, agreement and conspiracy, and to carry out the objects thereof, the said PARRY THOMAS FORCIER did, on or about the 5th day of January, 1987, County of Alameda, State of California, did then and there participate in the use of an electronic device to forge and alter and falsely make BAY AREA RAPID TRANSIT revenue tickets.

FIRST OVERT ACT

(PER DEFENDANT SQUIRE)

The UNDERSIGNED further deposes and says on information and belief, that pursuant to the above-said combination, confederation, agreement and conspiracy, and to carry out the objects thereof, the said WILLIAM MALLOT SQUIRE, did, on or about the 5th day of January, 1987, County of Alameda, State of California, did then and there participate in the use of an electronic device to forge and alter and falsely make BAY AREA RAPID TRANSIT revenue tickets.

SECOND OVERT ACT

(PER DEFENDANT DRAPER)

The UNDERSIGNED further deposes and says on information and belief, that pursuant to the above-said combination, confederation, agreement and conspiracy, and to carry out the objects thereof, the said JOHN THOMAS DRAPER, did, on or about the 6th day of January, 1987, County of Alameda, State of California, did then and there participate in the use of an electronic device to forge and alter, and/or falsely make BAY AREA RAPID TRANSIT DISTRICT revenue tickets.

SECOND OVERT ACT

(PER DEFENDANT PARRY)

The UNDERSIGNED further deposes and says on information and belief, that pursuant to the above-said combination, confederation, agreement and conspiracy, and to carry out the objects thereof, the said PARRY THOMAS FORCIER, did, on or about the 6th day of January, 1987, County of Alameda, State of California, did then and there participate in the use of an electronic device to forge and alter and/or falsely make BAY AREA RAPID TRANSIT DISTRICT revenue tickets.

SECOND OVERT ACT

(PER DEFENDANT SQUIRE)

~~The UNDERSIGNED further deposes and says on information and belief, that pursuant to the above-said combination, confederation, agreement and conspiracy, and to carry out the objects thereof, the said WILLIAM MALLOT SQUIRE, did, on or about the 6th day of January, 1987, County of Alameda, State of California, did then and there participate in the use of an electronic device to forge and alter and/or falsely make BAY AREA RAPID TRANSIT DISTRICT revenue tickets.~~

THIRD OVERT ACT

(PER DEFENDANT DRAPER)

The UNDERSIGNED further deposes and says on information and belief, that pursuant to the above-said combination, confederation, agreement and conspiracy, and to carry out the objects thereof, the said JOHN THOMAS DRAPER, did, on or about the 5th day of January, 1987, County of Alameda, State of California, did in the presence of BAY AREA RAPID TRANSIT DISTRICT Officer Parker, said "Oh, This is your buddy from BART, the guy who is getting the tickets." and he said that if you (Parker) could get him the program or code for the (BART) tickets it would be worth a lot in the future.

FOURTH OVERT ACT

(PER DEFENDANT DRAPER)

The UNDERSIGNED further deposes and says on information and belief, that pursuant to the above-said combination, confederation, agreement and conspiracy, and to carry out the objects thereof, the said JOHN THOMAS DRAPER, did, on or about the 5th day of January, 1987, County of Alameda, State of California, told Officer Parker that if they had the code for BART tickets they could program it into a computer and make a master ticket; Once they make the master ticket, they can print as many tickets as they want with whatever value they desire.

FIFTH OVERT ACT

(PER DEFENDANT SQUIRE)

The UNDERSIGNED further deposes and says on information and belief, that pursuant to the above-said combination, confederation, agreement and conspiracy, and to carry out the objects thereof, the said WILLIAM MALLOT SQUIRE, did, on or about the 5th day of January, 1987, County of Alameda, State of California, asked Officer Parker to provide him with all the information possible concerning the BART tickets.

SECOND COUNT

(PER ALL DEFENDANTS)

The UNDERSIGNED further deposes and says on information and belief, that said defendant did, in the Oakland-Piedmont-Emeryville Judicial District, County of Alameda, State of California, on or about January 5, 1987, commit a FELONY, to wit: a violation of Section 470 of the Penal Code of California, in that said defendants did then and there fraudulently forge and counterfeit a certain BART ticket, and did then and there utter, publish and pass the same, knowing that the said BART ticket was false, altered, forged and counterfeited, with the intent then and there to defraud the BAY AREA RAPID TRANSIT DISTRICT.

THIRD COUNT

(PER ALL DEFENDANTS)

The UNDERSIGNED further deposes and says on information and belief, that said defendant did, in the Oakland-Piedmont-Emeryville Judicial District, County of Alameda, State of California, on or about January 5, 1987, commit a FELONY, to wit: a violation of Section 502(b) of the Penal Code of California, in that said defendants did then and there intentionally access and cause to be accessed a computer system and computer network for the purpose of devising and executing a scheme and artifice to defraud and extort and to obtain money, property and services with false and fraudulent intent, representation and promises.

FOURTH COUNT

(PER DEF. PARRY & FORCIER)

The UNDERSIGNED further deposes and says on information and belief, that said defendant did, in the Oakland-Piedmont-Emeryville Judicial District, County of Alameda, State of California, on or about January 6, 1987, commit a FELONY, to wit: a violation of Section 470 of the Penal Code of California, in that said defendant did then and there fraudulently forge and counterfeited a certain BART ticket, and did then and there utter, publish and pass the same, knowing that the said BART ticket was false, altered, forged and counterfeited, with the intent then and there to defraud the BAY AREA RAPID TRANSIT DISTRICT.

FIFTH COUNT

(PER DEFENDANT PARRY & FORCIER)

The UNDERSIGNED further deposes and says on information and belief, that said defendant did, in the Oakland-Piedmont-Emeryville Judicial District, County of Alameda, State of California, on or about January 6, 1987, commit a FELONY, to wit: a violation of section 502(b) of the Penal Code of California, in that said defendants did then and there intentionally access and cause to be accessed a computer system and computer network for the purpose of devising and executing a scheme and artifice to defraud and extort and to obtain money, property and services with false and fraudulent intent, representation and promises.

SIXTH COUNT

(PER ALL DEFENDANTS)

The UNDERSIGNED further deposes and says on information and belief, that said defendant did, in the Oakland-Piedmont-Emeryville Judicial District, County of Alameda, State of California, on or about January 6, 1987, commit a FELONY, to wit: a violation of Section 182 of the Penal Code of California, in that said defendants and other persons whose true names are to the undersigned unknown, did conspire, combine, confederate and agree together that the said JOHN THOMAS DRAPER, PARRY THOMAS FORCIER and WILLIAM MALLOT SQUIRE should cheat and defraud PACIFIC BELL of any property, by any means which are in themselves criminal, or to obtain money or property by false pretenses or by false promises with fraudulent intent not to perform such promises and to defraud PACIFIC BELL by using an electronic device to evade telephone toll charges.

FIRST OVERT ACT

(PER DEFENDANT DRAPER)

The UNDERSIGNED further deposes and says on information and belief, that pursuant to the above-said combination, confederation, agreement and conspiracy, and to carry out the objects thereof, the said JOHN THOMAS DRAPER, did, on or about the 5th day of January, 1987, County of Alameda, State of California, possessed and used devices designed to evade telephone toll charges.

FIRST OVERT ACT

(PER DEFENDANT FORCIER)

The UNDERSIGNED further deposes and says on information and belief, that pursuant to the above-said combination, confederation, agreement and conspiracy, and to carry out the objects thereof, the said PARRY THOMAS FORCIER, did, on or about the 5th day of January, 1987, County of Alameda, State of California, possessed and used devices designed to evade telephone toll charges.

FIRST OVERT ACT

(PER DEFENDANT SQUIRE)

The UNDERSIGNED further deposes and says on information and belief, that pursuant to the above-said combination, confederation, agreement and conspiracy, and to carry out the objects thereof, the said WILLIAM MALLOT SQUIRE, did, on or about the 5th day of January, 1987, County of Alameda, State of California, possessed and used devices designed to evade telephone toll charges.

SECOND OVERT ACT

(PER DEFENDANT DRAPER)

The UNDERSIGNED further deposes and says on information and belief, that pursuant to the above-said combination, confederation, agreement and conspiracy, and to carry out the objects thereof, the said JOHN THOMAS DRAPER, did, on or about the 6th day of January, 1987, County of Alameda, State of California, possessed and used devices designed to evade telephone toll charges.

SECOND OVERT ACT

(PER DEFENDANT FORCIER)

The UNDERSIGNED further deposes and says on information and belief, that pursuant to the above-said combination, confederation, agreement and conspiracy, and to carry out the objects thereof, the said PARRY THOMAS FORCIER, did, on or about the 6th day of Janaury, 1987, County of Alameda, State of California, possessed and used devices designed to evade telephone toll charges.

SECOND OVERT ACT

(PER DEFENDANT SQUIRE)

The UNDERSIGNED further deposes and says on information and belief, that pursuant to the above-said combination, confederation, agreement and conspiracy, and to carry out the objects thereof, the said WILLIAM MALLOT SQUIRE, did, on or about the 6th day of January, 1987, County of Alameda, State of California, possessed and used devices designed to evade telephone toll charges.

Complainant therefore prays that a warrant issue and that said defendant(s) be dealt with according to law.

Subscribed and sworn to before me,

Mike Hutton

BART/HOTTON/87-00410
76569JG/bmc

this 8th day of January, 19 87 Address

Michael Jaffey

Deputy District Attorney,
Alameda County, California.

Phone