

UNITED STATES DISTRICT COURT Eastern District of Kentucky
EASTERN DISTRICT OF KENTUCKY
CENTRAL DIVISION
FRANKFORT

FILED

SEP 03 2008

LESLIE G WHITMER
CLERK U.S. DISTRICT COURT

UNITED STATES OF AMERICA

V.

INDICTMENT NO. 3:08-cr-21-DCR

LEONARD V. LAWSON,
CHARLES WILLIAM "BILL" NIGHBERT, and
BRIAN RUSSELL BILLINGS

* * * * *

THE GRAND JURY CHARGES:

BACKGROUND TO COUNTS 1-4

1. At all times relevant hereto, the Kentucky Transportation Cabinet, hereafter (KTC), was an agency of state government, within the purview of 18 U.S.C. § 666(a)(1). The KTC has the responsibility of letting contracts to private entities for the construction or repair of state roads and highways. The funds for payment on the contracts constitute property within the care, custody, and control of an agency of state government, within the purview of 18 U.S.C. § 666(a)(1)(A)(ii).

2. At all relevant times during any given twelve month period, the KTC received millions of dollars of federal highway funds, and thus was a federally funded agency of state government, within the purview of 18 U.S.C. § 666(b).

3. From about 2005 until 2007, CHARLES WILLIAM "BILL" NIGHBERT was the Secretary of the KTC, its chief administrative officer, and ultimately responsible for

