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SUPERIOR COURT OF CALIFORNIA
COUNTY OF SANTA CLARA

THE PEOPLE OF THE STATE OF CALIFORNIA,

Plaintiff,

vs.

JAMES JENSEN, HARPAUL NAHAL, MICHAEL
NICHOLS, CHRISTOPHER SCHUMB

Defendant(s).

NO.

INDICTMENT

COUNT 1

The Grand Jury of the County of Santa Clara, State of California hereby makes the following accusation: On or about and between April 17, 2018 and August 1, 2019, in the County of Santa Clara, State of California, the crime of CONSPIRACY BETWEEN DEFENDANT AND OTHERS, in violation of PENAL CODE SECTION 182(a)(1), a Felony, was committed by JAMES JENSEN, HARPAUL NAHAL, MICHAEL NICHOLS, and CHRISTOPHER

SCHUMB, who did conspire among themselves and with Martin Nielsen, Christian West, and Jack Stromgren to commit a crime, BRIBING EXECUTIVE OFFICER, a violation of section 67 of the Penal Code of the State of California.

OVERT ACT 1

That thereafter, at and in the County of Santa Clara, State of California and in the furtherance of the conspiracy and to effect its object, on or about April 30, 2018, to help AS Solution, Inc. manager Martin Nielsen procure hard-to-obtain CCW licenses for his company's executive protection agents, local gun parts manufacturer MICHAEL NICHOLS texted attorney HARPAUL NAHAL: "I need you to meet my buddy that runs the Facebook Executive protection team" followed by: "it's a potential \$50K".

OVERT ACT 2

That thereafter, at and in the County of Santa Clara, State of California and in the furtherance of the conspiracy and to effect its object, on or about May 3, 2018, Martin Nielsen and AS Solution, Inc. CEO Christian West met with MICHAEL NICHOLS, HARPAUL NAHAL, and attorney CHRISTOPHER SCHUMB at the Sainte Claire Club in San Jose, at which meeting CHRISTOPHER SCHUMB described his fundraising for the re-election of Santa Clara County Sheriff Laurie Smith and encouraged Martin Nielsen to attend the "Best in the West" SWAT competition hosted by the Santa Clara County Sheriff's Office and seek out Santa Clara County Sheriff's Lieutenant JAMES JENSEN.

OVERT ACT 3

That thereafter, at and in the County of Santa Clara, State of California and in the furtherance of the conspiracy and to effect its object, on or about May 10, 2018, at the Best in the West, MICHAEL NICHOLS introduced Martin Nielsen to JAMES JENSEN, whereupon they met and agreed in principle that AS Solution's executive protection agents would receive CCW licenses issued by the Sheriff in exchange for a donation from the company.

OVERT ACT 4

That thereafter, at and in the County of Santa Clara, State of California and in the furtherance of the conspiracy and to effect its object, on or about May 10, 2018, after attending the Best in the West, Martin Nielsen texted Christian West: "Done with SWAT competition. Met the players for CCW issuance. We gonna do drinks and cigars after DC/NY. Up to 3-4 people per address in Santa Clara....it's looking good. Now just timeline for donation and event to present and amount...."

OVERT ACT 5

That thereafter, at and in the County of Santa Clara, State of California and in the furtherance of the conspiracy and to effect its object, on or about May 29, 2018, Martin Nielsen and Christian West met with JAMES JENSEN, HARPAUL NAHAL, and MICHAEL NICHOLS at the Jamba Juice on Coleman Avenue in San Jose and reached an agreement that CCW licenses would be issued to as many as 10 to 12 AS solution employees in exchange for a \$90,000 donation supporting the re-election of Sheriff Laurie Smith.

OVERT ACT 6

That thereafter, at and in the County of Santa Clara, State of California and in the furtherance of the conspiracy and to effect its object, on or about June 19, 2018, in accordance with JAMES JENSEN's instructions to Martin Nielsen, AS Solution, Inc. manager Jack Stromgren directed his executive protection agents who were filling out their CCW license applications to list false employer names and positions and to use false Santa Clara County residence addresses if they did not reside in the county.

OVERT ACT 7

That thereafter, at and in the County of Santa Clara, State of California and in the furtherance of the conspiracy and to effect its object, on or about July 26, 2018, at Starbucks on Coleman Avenue in San Jose, Martin Nielsen gave now-Captain JAMES JENSEN the CCW license applications of multiple employees of AS Solution, Inc., including himself and Christian West.

OVERT ACT 8

That thereafter, at and in the County of Santa Clara, State of California and in the furtherance of the conspiracy and to effect its object, on or about July 26, 2018, after the Starbucks meeting, Martin Nielsen texted Christian West "CCWS are in" and "Chris Schaum [sic] will reach out to me soon about financial part."

OVERT ACT 9

That thereafter, at and in the County of Santa Clara, State of California and in the furtherance of the conspiracy and to effect its object, on or about August 14, 2018, Martin Nielsen texted

JAMES JENSEN the email addresses of the AS Solution employees whose CCW license applications he had earlier turned over at Starbucks.

OVERT ACT 10

That thereafter, at and in the County of Santa Clara, State of California and in the furtherance of the conspiracy and to effect its object, on or about September 26, 2018, after meeting with CHRISTOPHER SCHUMB at Schumb's law office, JAMES JENSEN texted Martin Nielsen that the initial \$45,000 donation for a \$5,000-per-plate fundraising dinner supporting Sheriff Laurie Smith's reelection would only cover nine dinners: "You can only sponsor about to 9 deputies."

OVERT ACT 11

That thereafter, at and in the County of Santa Clara, State of California and in the furtherance of the conspiracy and to effect its object, on or about September 28, 2018, at Starbucks on Coleman Avenue in San Jose, Martin Nielsen gave JAMES JENSEN a CCW license application of another AS Solution Inc. employee.

OVERT ACT 12

That thereafter, at and in the County of Santa Clara, State of California and in the furtherance of the conspiracy and to effect its object, on or about October 2, 2018, Martin Nielsen moved \$45,000 into his personal checking account from \$70,000 that had been wired to his business account from AS Solution, Inc. the day before, and then texted JAMES JENSEN: "Fyi. All set for tomorrow."

OVERT ACT 13

That thereafter, at and in the County of Santa Clara, State of California and in the furtherance of the conspiracy and to effect its object, on or about October 3, 2018, JAMES JENSEN texted Martin Nielsen the address of CHRISTOPHER SCHUMB's law office.

OVERT ACT 14

That thereafter, at and in the County of Santa Clara, State of California and in the furtherance of the conspiracy and to effect its object, on or about October 3, 2018, after receiving the address from JAMES JENSEN, Martin Nielsen traveled to CHRISTOPHER SCHUMB's office and handed him a personal check for \$45,000 made payable to the "Santa Clara County Safety Alliance" [sic], referring to an independent expenditure committee supporting the reelection of Sheriff Laurie Smith of which CHRISTOPHER SCHUMB was assistant treasurer.

OVERT ACT 15

That thereafter, at and in the County of Santa Clara, State of California and in the furtherance of the conspiracy and to effect its object, on or about and between December 5, 2018 and February 1, 2019 Martin Nielsen met with JAMES JENSEN and delivered to him the CCW license application of another AS Solution, Inc. employee.

OVERT ACT 16

That thereafter, at and in the County of Santa Clara, State of California and in the furtherance of the conspiracy and to effect its object, on or about February 24, 2019, as he was leaving a meeting at CHRISTOPHER SCHUMB's home, Martin Nielsen complained about not having

received any CCW licenses, whereupon CHRISTOPHER SCHUMB promised to make a call, and then shortly thereafter did call JAMES JENSEN's work and personal cell phones.

OVERT ACT 17

That thereafter, at and in the County of Santa Clara, State of California and in the furtherance of the conspiracy and to effect its object, on or about March 12, 2019, during lunch at Antipastos in San Jose, JAMES JENSEN signed Martin Nielsen's range qualification paperwork required for issuance of his CCW license.

OVERT ACT 18

That thereafter, at and in the County of Santa Clara, State of California and in the furtherance of the conspiracy and to effect its object, on or about March 20, 2019, at the Sheriff's Office's firearms range near Morgan Hill, JAMES JENSEN administered the firearms qualification training and testing to two of the AS Solution, Inc. CCW license applicants.

OVERT ACT 19

That thereafter, at and in the County of Santa Clara, State of California and in the furtherance of the conspiracy and to effect its object, on or about April 4, 2019, JAMES JENSEN texted Martin Nielsen that the CCW permits for Martin Nielsen and two other AS Solution, Inc. employees were ready to be picked up.

OVERT ACT 20

That thereafter, at and in the County of Santa Clara, State of California and in the furtherance of the conspiracy and to effect its object, on or about April 5, 2019, Martin Nielsen picked up his CCW license signed by Sheriff Laurie Smith.

OVERT ACT 21

That thereafter, at and in the County of Santa Clara, State of California and in the furtherance of the conspiracy and to effect its object, on or about July 11, 2019, at the Sheriff's Office Training Center on Hedding Street in San Jose, JAMES JENSEN suggested that Martin Nielsen make the second \$45,000 donation (of the original \$90,000 quoted) to the Sheriff's Advisory Board.

COUNT 2

The Grand Jury of the County of Santa Clara, State of California hereby makes the following accusation: On or about and between April 17, 2018 and August 1, 2019, in the County of Santa Clara, State of California, the crime of BRIBING EXECUTIVE OFFICER, in violation of PENAL CODE SECTION 67, a Felony, was committed by JAMES JENSEN, HARPAUL NAHAL, MICHAEL NICHOLS, and CHRISTOPHER SCHUMB, who did give and offer a bribe to an executive officer in the State of California with the intent to influence the executive officer in respect to an act, decision, vote, opinion, and other proceeding as such officer.

COUNT 3

The Grand Jury of the County of Santa Clara, State of California hereby makes the following accusation: On or about May 10, 2018 and August 1, 2019, in the County of Santa Clara, State of California, the crime of CONSPIRACY BETWEEN DEFENDANT AND OTHERS, in violation of PENAL CODE SECTION 182(a)(1), a Felony, was committed by JAMES JENSEN who did conspire together with Martin Nielsen, Christian West, Jack Stromgren,

Leonard Lawrence, Jonathan Taunton, and Rachel Paskavan to commit a crime, FILING A CCW LICENSE APPLICATION WITH A FALSE STATEMENT, a violation of section 26180(a) of the Penal Code of the State of California.

OVERT ACT 1

That thereafter, at and in the County of Santa Clara, State of California and in the furtherance of the conspiracy and to effect its object, on or about June 19, 2018, in accordance with Sheriff's Lieutenant JAMES JENSEN's instructions to AS Solution, Inc. manager Martin Nielsen, AS Solution, Inc. manager Jack Stromgren directed his executive protection agents who were filling out their CCW license applications to list false employer names and positions and to use false Santa Clara County residence addresses if they did not reside in the county.

OVERT ACT 2

That thereafter, at and in the County of Santa Clara, State of California and in the furtherance of the conspiracy and to effect its object, on or about June 22, 2018, following Jack Stromgren's instructions, AS Solution, Inc. employee Rachael Paskvan completed, signed, and submitted to Jack Stromgren her CCW license application falsely listing her employer as "3D Global Consulting," her occupation as "Event Coordinator," and her residence address as "516 Jackson St. Palo Alto."

OVERT ACT 3

That thereafter, at and in the County of Santa Clara, State of California and in the furtherance of the conspiracy and to effect its object, on or about June 26, 2018, following Jack Stromgren's instructions, AS Solution, Inc. employee Leonard Lawrence completed, signed,

and submitted to Jack Stromgren his CCW license application falsely listing his occupation at “AS Solution” as “Facility Supervisor,” and his residence address as “516 Jackson Dr. Palo Alto.”

OVERT ACT 4

That thereafter, at and in the County of Santa Clara, State of California and in the furtherance of the conspiracy and to effect its object, on or about July 10, 2018, Jack Stromgren completed and signed his CCW license application falsely listing his employer as “Asgard Technologies,” his occupation as “Director of Operations,” and his residence address as “333 Santana Row #324 San Jose.”

OVERT ACT 5

That thereafter, at and in the County of Santa Clara, State of California and in the furtherance of the conspiracy and to effect its object, on or about and between July 10, 2018 and July 26, 2018, Jack Stromgren turned over to Martin Nielsen his CCW license application as well as the CCW license applications of Rachael Paskvan and Leonard Lawrence among others

OVERT ACT 6

That thereafter, at and in the County of Santa Clara, State of California and in the furtherance of the conspiracy and to effect its object, on or about July 26, 2018, at Starbucks on Coleman Avenue in San Jose, Martin Nielsen gave now-Captain JAMES JENSEN the CCW license applications of multiple employees of AS Solution, Inc., including himself, Christian West, Jack Stromgren, Rachael Paskvan, and Leonard Lawrence.

OVERT ACT 7

That thereafter, at and in the County of Santa Clara, State of California and in the furtherance of the conspiracy and to effect its object, on or about December 3, 2018, following Jack Stromgren's instructions, AS Solution, Inc. employee Jonathan Taunton completed and submitted to Jack Stromgren his CCW license application falsely listing his employer as "Asgard Technologies," his occupation as "Transportation Manager," and his residence address as "516 Jackson Dr. Palo Alto."

OVERT ACT 8

That thereafter, at and in the County of Santa Clara, State of California and in the furtherance of the conspiracy and to effect its object, on or about February 1, 2019, Martin Nielsen met with JAMES JENSEN and delivered to him the CCW license application of Jonathan Taunton.

OVERT ACT 9

That thereafter, at and in the County of Santa Clara, State of California and in the furtherance of the conspiracy and to effect its object, on or about July 11, 2019, Martin Nielsen advised Jack Stromgren by email to have the latest CCW license applicant falsely put "Asgard Technology" as his employer and falsely put "Global site supervisor or North America logistics manager or something close" as his title.

COUNT 4

The Grand Jury of the County of Santa Clara, State of California hereby makes the following accusation: On or about October 19, 2018, in the County of Santa Clara, the crime of **FALSIFICATION OF PUBLIC RECORD BY CUSTODIAL OFFICER**, in violation of

GOVERNMENT CODE SECTION 6200, a Felony, was committed by JAMES JENSEN, who, as an officer having custody of records, did willfully falsify the whole and any part of a record filed and deposited in a public office, to wit: C.C.W. Firearms Proficiency form for Dave Sanders.

COUNT 5

The Grand Jury of the County of Santa Clara, State of California hereby makes the following accusation: On or about January 4, 2019, in the County of Santa Clara, the crime of FALSIFICATION OF PUBLIC RECORD BY CUSTODIAL OFFICER, in violation of GOVERNMENT CODE SECTION 6200, a Felony, was committed by JAMES JENSEN, who, as an officer having custody of records, did willfully falsify the whole and any part of a record filed and deposited in a public office, to wit: C.C.W. Firearms Proficiency form for Dave Sanders.

COUNT 6

The Grand Jury of the County of Santa Clara, State of California hereby makes the following accusation: On or about March 12, 2019, in the County of Santa Clara, the crime of FALSIFICATION OF PUBLIC RECORD BY CUSTODIAL OFFICER, in violation of GOVERNMENT CODE SECTION 6200, a Felony, was committed by JAMES JENSEN, who, as an officer having custody of records, did willfully falsify the whole and any part of a record filed and deposited in a public office, to wit: C.C.W. Firearms Proficiency form for Martin Nielsen.

COUNT 7

The Grand Jury of the County of Santa Clara, State of California hereby makes the following accusation: On or about April 6, 2019, in the County of Santa Clara, the crime of FALSIFICATION OF PUBLIC RECORD BY CUSTODIAL OFFICER, in violation of GOVERNMENT CODE SECTION 6200, a Felony, was committed by JAMES JENSEN, who, as an officer having custody of records, did willfully falsify the whole and any part of a record filed and deposited in a public office, to wit: C.C.W. Firearms Proficiency form for Mike Wasserman.

COUNT 8

The Grand Jury of the County of Santa Clara, State of California hereby makes the following accusation: On or about May 13, 2019, in the County of Santa Clara, the crime of FALSIFICATION OF PUBLIC RECORD BY CUSTODIAL OFFICER, in violation of GOVERNMENT CODE SECTION 6200, a Felony, was committed by JAMES JENSEN, who, as an officer having custody of records, did willfully falsify the whole and any part of a record filed and deposited in a public office, to wit: C.C.W. Firearms Proficiency form for William Gates.

COUNT 9

The Grand Jury of the County of Santa Clara, State of California hereby makes the following accusation: On or about February 21, 2019, in the County of Santa Clara, the crime of FALSIFICATION OF PUBLIC RECORD BY CUSTODIAL OFFICER, in violation of GOVERNMENT CODE SECTION 6200, a Felony, was committed by JAMES JENSEN, who,

as an officer having custody of records, did willfully falsify the whole and any part of a record filed and deposited in a public office, to wit: C.C.W. Firearms Proficiency form for Brett Landes.

COUNT 10

The Grand Jury of the County of Santa Clara, State of California hereby makes the following accusation: On or about February 21, 2019, in the County of Santa Clara, the crime of **FALSIFICATION OF PUBLIC RECORD BY CUSTODIAL OFFICER**, in violation of **GOVERNMENT CODE SECTION 6200**, a Felony, was committed by **JAMES JENSEN**, who, as an officer having custody of records, did willfully falsify the whole and any part of a record filed and deposited in a public office, to wit: C.C.W. Firearms Proficiency form for James Landes.

Any defendant, including a juvenile, who is convicted of and pleads guilty and no contest to any felony offense, including any attempt to commit the offense, charged in this indictment is required to provide buccal swab samples, right thumbprints and a full palm print impression of each hand, and any blood specimens or other biological samples required pursuant to the DNA and Forensic Identification Database and Data Bank Act of 1998 and Penal Code section 296, et seq.

DISCOVERY REQUEST

Pursuant to Penal Code sections 1054 through 1054.7, the People request that, within 15 days, the defendant and/or his/her attorney disclose: (A) The names and addresses of persons, other than the defendant, he/she intends to call as witnesses at trial, together with any relevant written or recorded statements of those persons, or reports of the statements of those persons, including

any reports or statements of experts made in connection with the case, and including the results of physical or mental examinations, scientific tests, experiments, or comparisons which the defendant intends to offer in evidence at the trial; (B) Any real evidence which the defendant intends to offer in evidence at the trial. This request is a continuing request, to cover not only all such material currently in existence, but all material which comes into existence to the conclusion of this case.

Jeffrey F. Rosen
District Attorney

By _____
JOHN CHASE
Deputy District Attorney

"A TRUE BILL"

FOREMAN OF THE GRAND JURY

Dated: _____

NAMES OF WITNESSES EXAMINED BY THE GRAND JURY
ON THE FINDING OF THE FOREGOING INDICTMENT

1. Richard Glennon
2. Martin Nielsen
3. Jonathan Taunton
4. Jack Stromgren
5. Reginald Cooks
6. Mike Wasserman
7. Robert Garcia
8. Brett Landes
9. James Landes
10. Dave Sanders
11. Leonard Lawrence
12. Lacy Hyland
13. William Gates
14. Michael Low
15. Christian West
16. Laurie Smith
17. Rick Sung
18. Jeff Nichols
19. Mike Montonye