

Defendant's Name: Lewis Green Clinton Jr.
PFN: DRR751
CEN: 4317465
CEPD REPORT #14F0182

DECLARATION IN SUPPORT OF PROBABLE CAUSE

THE UNDERSIGNED HEREBY DECLARES:

1. That he is an INSPECTOR with the Alameda County District Attorney's Office, Oakland, California.
2. That the contents of this declaration, provides probable cause to believe the above-named defendant committed the following offenses:
 - a.) PC § 487(a) x's 4
3. I declare under information and belief that the following is true and correct:

The Allen Temple Baptist Church, a large religious organization located in Alameda County, created corporations through which it provides housing and delivers other services to low- and moderate-income persons in the community. Among these are the Allen Temple Housing and Economic Development Corporation (ATHEDCO), and an affiliated corporation called the Allen Temple Housing Corporation IV (ATC IV).

Another organization affiliated with the church is the Allen Temple Foundation, Inc. (ATF). ATF was established to receive philanthropic gifts and endowments from benefactors.

These three corporations have tax-exempt status. They are all based in Alameda County. Each corporation is governed by a board of directors. ATHEDCO and ATC IV have overlapping boards.

Offenses

Beginning in or about 2007, Defendant, Lewis Green Clinton Jr., became president of the boards of ATHEDCO and ATC IV, a position he held throughout the period of time pertinent to the charged offenses. Defendant was a signatory on financial accounts for the corporations. Defendant was also a board member of ATF and, due to resignations and deaths of other board members, eventually became the only member of the ATF board.

Count 1

During the period of April 12, 2007 through February 4, 2013, Defendant, in his position on the boards of each of these corporations, used his access to the corporate financial accounts to divert in excess of \$500,000.00 to a checking account for Eagle Asset Management (EAM), an entity solely owned and controlled by Defendant.

Specifically, Defendant committed the following acts:

--between March 1, 2008 and February 28, 2013, Defendant improperly took approximately \$66,000 from Wells Fargo account(s) belonging to ATHEDCO. These amounts were withdrawn in the form of debit card purchases and ATM withdrawals (Count 3);

The total amount of loss attributable to the charged offenses is greater than \$500,000.

Evidence shows Clinton used the EAM account for personal expenses including among other things, mortgage payments on his home, tuition payments for private school for his children, loan payments, personal real estate tax payments, golf club membership and the purchase of at least one luxury automobile.

I declare under penalty of perjury under the laws of the State of California that the foregoing is correct.

Inspector's Signature

Inspector James Taranto, #253

The Court, upon the review of this declaration, hereby

Does not Find

Date: _____

Time: _____

Magistrate of the Superior Court