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AT HARRISONBURG, VA
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**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF VIRGINIA
CHARLOTTESVILLE**

UNITED STATES OF AMERICA, :
 :
 : Case No. 3:20cr00014
 v. :
 :
 : Violations: 18 U.S.C. § 875(d)
 DANIEL KINCHELOE, :
 : 18 U.S.C. § 2
 :
 :
 Defendant. :

CRIMINAL INFORMATION

The United States Attorney charges that:

Relevant Entities and Individuals

1. DANIEL KINCHELOE was an active member of the Virginia bar whose office was located in Richmond, Virginia.
2. Timothy Litzenburg was an active member of the Virginia bar whose office was located in Charlottesville, Virginia.
3. Company 1 was a chemicals manufacturer, with facilities located all over the world.
4. Company 2 was a publicly traded U.S. corporation listed on the NASDAQ exchange. In or around 2018, Company 2 acquired Company 1.
5. Attorney 1 was a lawyer employed at a large U.S. law firm. Attorney 1 represented Company 1 in discussions with Litzenburg and KINCHELOE.
6. Golden Ratio, LLC was an active Virginia corporation registered on or about October 21, 2019. KINCHELOE was listed as the registered agent of Golden Ratio, LLC.

COUNT 1
Transmission of Interstate Communications with Intent to Extort
(18 U.S.C. § 875(d))

1. Paragraphs 1 through 6 of this Criminal Information are realleged and incorporated by reference as though fully set forth herein.

2. On or about October 24, 2019, in the Western District of Virginia and elsewhere, Timothy Litzenburg, aided and abetted by the defendant, DANIEL KINCHELOE, did knowingly, and with intent to extort from a corporation any money and other thing of value, did transmit in interstate commerce a communication containing a threat to injure the property and reputation of a corporation, to wit, Litzenburg, aided and abetted by KINCHELOE, in an interstate email sent to Attorney 1, threatened to cause substantial financial harm to Company 1 and its reputation if Company 1 did not agree to enter a purported “consulting agreement” with Litzenburg and KINCHELOE, and make payments to Litzenburg, KINCHELOE, and others of \$200,000,000 to their company, Golden Ratio, LLC.

In violation of Title 18, United States Code, Sections 875(d) and 2.

ROBERT A. ZINK
Chief, Fraud Section
Criminal Division
United States Department of Justice

By:



L. Rush Atkinson
Assistant Chief
Henry P. Van Dyck
Principal Assistant Chief