

STATE OF NEW YORK  
COUNTY COURT :: BROOME COUNTY

-----  
THE PEOPLE OF THE STATE OF NEW YORK

I N D I C T M E N T

-vs-

(Felony Pleading No. 21-034)

HAROLD M. COLE

2021 BROOME COUNTY TERM I

Defendant.  
-----

THE GRAND JURY OF THE COUNTY OF BROOME, by this Indictment, accuse the above defendant, HAROLD M. COLE, of the crime of CONSPIRACY IN THE SECOND DEGREE, in violation of Section 105.15 of the Penal Law of the State of New York, a Class B Felony, committed as follows:

That the said defendant, HAROLD M. COLE, in the Town of Dickinson, County of Broome and State of New York, on or about the 15<sup>th</sup> day of January, 2021, with intent that conduct constituting a Class A Felony be performed, did agree with one or more persons to engage in or cause the performance of such conduct, to wit: at the aforementioned time and place, said defendant, with the intent that conduct constituting Murder in the First Degree, a class A-1 felony in violation of PL 125.27 [1][vi], be committed, did make an agreement with another individual for the purpose of having that individual murder Mike Shine (DOB 11/17/1977) in exchange for \$1,000 and the defendant's servitude to the Aryan Brotherhood. Said defendant committed overt acts in furtherance of this offense by providing other conspirators materials such as notes containing instructions and descriptions of the intended victims and maps of residences and engaged in a phone call wherein he described in greater detail what he wished to be done and the consideration he would pay in return, all contrary to the provisions of the statute in such case made and provided.

COUNT TWO

THE GRAND JURY OF THE COUNTY OF BROOME, by this Indictment, accuse the above defendant, HAROL M. COLE, of the crime of CONSPIRACY IN THE SECOND DEGREE, in violation of Section 105.15 of the Penal Law of the State of New York, a Class B Felony, committed as follows:

That the said defendant, HAROLD M. COLE, in the Town of Dickinson, County of Broome and State of New York, on or about the 15<sup>th</sup> day of January, 2021, with intent that conduct constituting a Class A Felony be performed, did agree with one or more persons to engage in or cause the performance of such conduct, to wit: with the intent that conduct constituting Murder in the First Degree, a class A-1 felony in violation of PL 125.27 [1][vi], be committed, did make an agreement with another individual for the purpose of having that individual murder Adeline Neville (DOB 02/27/1993) in exchange for \$1,000 and the defendant's servitude to the Aryan Brotherhood. Said defendant committed overt acts in furtherance of this offense by providing other conspirators materials such as notes containing instructions and descriptions of the intended victims and maps of residences and engaged in a phone call wherein he described in greater detail what he wished to be done and the consideration he would pay in return, all contrary to the provisions of the statute in such case made and provided.

COUNT THREE

THE GRAND JURY OF THE COUNTY OF BROOME, by this Indictment, accuse the above defendant, HAROLD M. COLE, of the crime of CONSPIRACY IN THE FOURTH DEGREE, in violation of Section 105.10, Subdivision 1, of the Penal Law of the State of New York, a Class E Felony, committed as follows:

That the said defendant, HAROLD M. COLE, in the Town of Dickinson, County of Broome and State of New York, on or about the 15<sup>th</sup> day of January, 2021, with intent that conduct constituting a Class B or Class C Felony be performed, did agree with one or more persons to engage in or cause the performance of such conduct, to wit: At the aforementioned time and place, said defendant, with the intent that conduct constituting Kidnapping in the Second Degree, a class B felony in violation of PL 135.20, be committed, did make an agreement with another individual for the purpose of having that individual kidnap Theresa L. Clark (DOB 07/24/1984) in exchange for \$1,000 and the defendant's servitude to the Aryan Brotherhood. Said defendant committed overt acts in furtherance of this offense by providing other conspirators materials such as notes containing instructions and descriptions of the intended victims and maps of residences and engaged in a phone call wherein he described in greater detail what he wished to be done and the consideration he would pay in return all contrary to the provisions of the statute in such case made and provided.

COUNT FOUR

THE GRAND JURY OF THE COUNTY OF BROOME, by this Indictment, accuse the above defendant, HAROLD M. COLE, of the crime of CONSPIRACY IN THE FOURTH DEGREE, in violation of Section 105.10, Subdivision 1, of the Penal Law of the State of New York, a Class E Felony, committed as follows:

That the said defendant, HAROLD M. COLE, in the Town of Dickinson, County of Broome and State of New York, on or about the 15<sup>th</sup> day of January, 2021, with intent that conduct constituting a Class B or Class C Felony be performed, did agree with one or more persons to engage in or cause the performance of such conduct, to wit: At the aforementioned time and place, said defendant, with the intent that conduct constituting Kidnapping in the Second Degree, a class B felony in violation of PL 135.20, be committed, did make an agreement with another individual for the purpose of having that individual kidnap Tammy J. Hayes (DOB 12/29/1997) in exchange for \$1,000 and the defendant's servitude to the Aryan Brotherhood. Said defendant committed overt acts in furtherance of this offense by providing other conspirators materials such as notes containing instructions and descriptions of the intended victims and maps of residences and engaged in a phone call wherein he described in greater detail what he wished to be done and the consideration he would pay in return., all contrary to the provisions of the statute in such case made and provided.

Dated: January 21, 2021

s/ Shannon Kochinsky

---

Foreperson

s/ Michael A. Korchak

---

District Attorney for Broome County