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PRESS STATEMENT

November 24, 2008

State v. Gary & Mary Malino
2007-CR-3536

Today, 59 year old Gary Malino and his wife, 55 year old Mary Malino were sentenced to five years probation and ordered to pay over \$167,000 restitution to the estate of the victim as a result of their convictions on October 27, 2008.

The Montgomery County Grand Jury indicted the pair on October 16, 2007, charging defendant Gary Malino with one count of Receiving Stolen Property (over \$100,000) a third degree felony, and Mary Malino with one count of Theft from an Elderly or Disabled Adult (over \$100,000) a first degree felony.

The defendant, Mary Malino, was the niece of the elderly victim in this case, and the defendant had a Power of Attorney. The victim, now deceased, was robbed of nearly \$500,000 by the defendant.

Prosecuting Attorney Mat Heck, Jr. said, "The irony of this case is that the defendant stood to inherit most of the estate anyway. However, the defendant was unable to wait! The greed of this defendant, taking \$496,000 from an 85 year old relative, is appalling. We established our Adult Protection Unit earlier this year to educate the elderly and caregivers about abuses such as this. Hopefully, we can put a stop to this kind of elder abuse, which is often committed by relatives of the victims."

For additional information, contact: Mr. Greg Flannagan, Administrative Assistant, 937-225-5610

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