

TERRY GODDARD
Attorney General
Firm Bar No. 14000

TIMOTHY P. LINNINS
State Bar No. 018838
Assistant Attorney General
1275 West Washington Street
Phoenix, Arizona 85007-2926
Telephone (602)542-3881
fraudcrm@azag.gov

**IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
IN AND FOR THE COUNTY OF PINAL COUNTY**

STATE OF ARIZONA,

Plaintiff,

v.

LARRY GARCIA (001),

Defendant.

Case No:

INDICTMENT

CHARGING VIOLATIONS OF:

**COUNT 1: PARTICIPATING
IN/DIRECTING A CRIMINAL
SYNDICATE**, a Class 2 Felony, in violation of
A.R.S. § 13-2308(A)(1)

**COUNT 2: POSSESSION OF A
DANGEROUS DRUG FOR SALE IN AN
AMOUNT OVER THE STATUTORY
THRESHOLD**, a Class 2 Felony, in violation
of A.R.S. § 13-3407

**COUNT 3: POSSESSION OF A NARCOTIC
DRUG FOR SALE IN AN AMOUNT OVER
THE STATUTORY THRESHOLD**, a Class 2
Felony, in violation of A.R.S. § 13-3408

**COUNT 4: MISCONDUCT INVOLVING
WEAPONS**, a Class 4 Felony, in violation of
A.R.S. § 13-3102(A)(8)

**COUNT 5: USING A BUILDING FOR THE
SALE, MANUFACTURE OR
DISTRIBUTION OF DANGEROUS
DRUGS**, a Class 6 Felony, in violation of
A.R.S. §13-3421

**COUNT 6: USING A BUILDING FOR THE
SALE, MANUFACTURE OR
DISTRIBUTION OF NARCOTIC DRUGS**, a
Class 6 Felony, in violation of A.R.S. §13-3421

COUNT 7: POSSESSION OF MARIJUANA, a Class 6 Felony, in violation of A.R.S. § 13-3405 (A)(1) and (B)(1)

COUNTS 8, 9, & 10: POSSESSION OF DRUG PARAPHERNALIA, a Class 6 Felonies, in violation of A.R.S. § 13-3415

COUNT 11: CONSPIRACY TO COMMIT TRAFFICKING IN THE IDENTITY OF ANOTHER PERSON, a Class 2 Felony, in violation of A.R.S. §§ 13-1003 and 13-2010

COUNT 12: UNLAWFUL POSSESSION OF AN ACCESS DEVICE, a Class 5 Felony, in violation of A.R.S. § 13-2316.01

The Arizona State Grand Jury accuses **LARRY GARCIA**, charging on this 29th day of June, 2009 that in or from PINAL COUNTY, Arizona:

COUNT 1

PARTICIPATING IN/DIRECTING A CRIMINAL SYNDICATE

Between about JUNE 1, 2008 and DECEMBER 5, 2008, LARRY GARCIA participated in a criminal syndicate by intentionally organizing, managing, directing, supervising, or financing a criminal syndicate with the intent to promote or further the objectives of the criminal syndicate, in violation of A.R.S. §§ 13-2308(A)(1), 13-2301, 13-301, 13-302, 13-303, 13-304, 13-701, 13-702, 13-702.01 and 13-801.

COUNT 2

POSSESSION OF A DANGEROUS DRUG FOR SALE IN AN AMOUNT OVER THE STATUTORY THRESHOLD

On or about DECEMBER 5, 2008, LARRY GARCIA knowingly possessed a dangerous drug for sale, namely: METHAMPHETAMINE, in an amount over the statutory threshold amount, in violation

of A.R.S. §§ 13-3407, 13-3401, 13-301, 13-302, 13-303, 13-304, 13-701, 13-702, 13-702.01 and 13-801.

COUNT 3

POSSESSION OF A NARCOTIC DRUG FOR SALE IN AN AMOUNT OVER THE STATUTORY THRESHOLD

On or about DECEMBER 5, 2008, LARRY GARCIA knowingly possessed a narcotic drug for sale, namely: HYDROCODONE, in an amount over the statutory threshold amount, in violation of A.R.S. §§ 13-3408 (A)(2), 13-3401, 13-3401(36) 13-301, 13-302, 13-303, 13-304, 13-701, 13-702, 13-702.01 and 13-801.

COUNT 4

MISCONDUCT INVOLVING WEAPONS

On or about DECEMBER 5, 2008, LARRY GARCIA knowingly used or possessed a deadly weapon, namely: A HANDGUN, during the commission of a felony offense included in Chapter 34 of Title 13, Criminal Code, Arizona Revised Statutes, in violation of A.R.S. §§ 13-3102(A)(8), 13-3101, 13-701, 13-702, 13-702.01 and 13-801.

COUNT 5

USING A BUILDING FOR THE SALE, MANUFACTURE OR DISTRIBUTION OF DANGEROUS DRUGS

On or about DECEMBER 5, 2008, LARRY GARCIA, as lessee or occupant of a building, intentionally used a building for the purpose of unlawfully selling, manufacturing, or distributing a dangerous drug, namely: METHAMPHETAMINE, in violation of A.R.S. §§13-3421(A), 13-3401, 13-301, 13-302, 13-303, 13-304, 13-701, 13-702, 13-702.01 and 13-801.

COUNT 6

USING A BUILDING FOR THE SALE, MANUFACTURE OR DISTRIBUTION OF NARCOTIC DRUGS

On or about DECEMBER 5, 2008, LARRY GARCIA, as lessee or occupant of a building, intentionally used a building for the purpose of unlawfully selling, manufacturing, or distributing a narcotic drug, namely: HYDROCODONE, in violation of A.R.S. §§13-3421(A), 13-3401, 13-301, 13-302, 13-303, 13-304, 13-701, 13-702, 13-702.01 and 13-801.

COUNT 7

POSSESSION OF MARIJUANA

On or about DECEMBER 5, 2008, LARRY GARCIA knowingly possessed marijuana having a weight of less than two pounds, in violation of A.R.S. §§ 13-3405 (A) (1) and (B) (1), 13-3401, 13-301, 13-302, 13-303, 13-304, 13-701, 13-702, 13-702.01 and 13-801.

COUNT 8

POSSESSION OF DRUG PARAPHERNALIA

On or about DECEMBER 5, 2008, LARRY GARCIA unlawfully used or possessed with the intent to use a PIPE, drug paraphernalia, used to ingest, inhale and/or otherwise introduce into the human body a drug in violation of Chapter 34 of Title 13 of the Arizona Revised Statutes, in violation of A.R.S. §§ 13-3415, 13-3401, 13-701, 13-702, 13-702.01 and 13-801.

COUNT 9

POSSESSION OF DRUG PARAPHERNALIA

On or about DECEMBER 5, 2008, LARRY GARCIA unlawfully used or possessed with the intent to use PLASTIC BAGGIES, drug paraphernalia, to pack, repack, store, and/or contain a drug in violation of Chapter 34 of Title 13 of the Arizona Revised Statutes, in violation of A.R.S. §§ 13-3415, 13-3401, 13-701, 13-702, 13-702.01 and 13-801.

COUNT 10

POSSESSION OF DRUG PARAPHERNALIA

On or about DECEMBER 5, 2008, LARRY GARCIA unlawfully used or possessed with the intent to use a TIN CONTAINER, drug paraphernalia, to pack, repack, store, contain, and/or a drug in violation of Chapter 34 of Title 13 of the Arizona Revised Statutes, in violation of A.R.S. §§ 13-3415, 13-3401, 13-701, 13-702, 13-702.01 and 13-801.

COUNT 11

CONSPIRACY TO COMMIT TRAFFICKING IN THE IDENTITY OF ANOTHER PERSON

On or between about JUNE 1, 2008 and DECEMBER 5, 2008, LARRY GARCIA, with the intent to promote or aid the commission of TRAFFICKING IN THE IDENTITY OF ANOTHER PERSON agreed with one or more persons that at least one of them or another person would engage in conduct constituting TRAFFICKING IN THE IDENTITY OF ANOTHER PERSON and one of the parties committed an overt act in furtherance of TRAFFICKING IN THE IDENTITY OF ANOTHER PERSON. A.R.S. §§ 13-2010, 13-2001, 13-1003, 13-301, 13-302, 13-303, 13-304, 13-701, 13-702, 13-702.01 and 13-801.

COUNT 12

UNLAWFUL POSSESSION OF AN ACCESS DEVICE

Between JUNE 1, 2008 and DECEMBER 5, 2008, LARRY GARCIA knowingly possessed, trafficked in, published or controlled five or more but fewer than one hundred access devices without the consent of the issuer, owner or authorized user and with the intent to use or distribute the access devices, in violation of A.R.S. §§ 13-2316, 13-2316.01(A), 13-2316.01 (C), 13-701, 13-702, 13-702.01 and 13-801.

Pursuant to A.R.S. § 21-425, the State Grand Jurors find that the offenses described above were committed in PINAL COUNTY County, Arizona.

(A "True Bill")

TERRY GODDARD
ATTORNEY GENERAL
STATE OF ARIZONA

Dated: _____

TIMOTHY P. LINNINS
Assistant Attorney General

Foreperson of the State Grand Jury

#493414