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Attorneys for Plaintiff

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA

IN AND FOR THE COUNTY OF COCHISE

STATE OF ARIZONA,

Plaintiff,

v.

VICTOR LOPEZ (001),

Defendant.

Case No:

SGJ

INDICTMENT

CHARGING VIOLATIONS OF:

COUNT 1: CONSPIRACY, a Class 2 Felony,
in violation of A.R.S. § 13-1003

**COUNT 2: FRAUDULENT SCHEMES AND
ARTIFICES**, a class 2 Felony, in violation of
A.R.S. §13-2310

COUNT 3: THEFT, a Class 2 Felony, in
violation of A.R.S. § 13-1802(A)(1)

COUNT 4: THEFT, a Class 2 Felony, in
violation of A.R.S. § 13-1802(A)(2)

COUNT 5: THEFT, a Class 2 Felony, in
violation of A.R.S. § 13-1802(A)(3)

The Arizona State Grand Jury accuses VICTOR LOPEZ (001), charging on this ____
day of _____ 2011 that in or from Cochise County, Arizona:

COUNT 1

On or between August 1, 2005 and December 31, 2009, VICTOR LOPEZ (001), with the intent to promote or aid the commission of an offense, agreed with one or more persons that at least one of them or another person would engage in conduct constituting the offense and one of the parties committed an overt act in furtherance of the offense, in particular, Fraudulent Schemes and Artifices, in violation of A.R.S. § 13-2310; Theft, in violation of A.R.S. § 13-1802(A)(1); Theft, in violation of A.R.S. § 13-1802(A)(2); and Theft, in violation of A.R.S. § 13-1802(A)(3). Such conduct also in violation of A.R.S. §13-1003, 13-2310(B), 13-1801, 13-1802(G), 13-1802(H), 13-603, 13-701, 13-702, 13-801 and 13-804.

Said conduct occurred on or between August 1, 2005 and December 31, 2009, when VICTOR LOPEZ (001) entered into an agreement with his wife, Angelina Lopez, that she would take money from her employer without authorization, for the benefit of the household, knowing the money belonged to her employer, Sierra Vista Medical.

COUNT 2

On or between August 1, 2005 and December 31, 2009, VICTOR LOPEZ (001), pursuant to a scheme or artifice to defraud, knowingly obtained a benefit by means of false or fraudulent pretenses, representations, promises or material omissions in violation of A.R.S. § 13-2310, 13-2301, 13-301, 13-302, 13-303, 13-603, 13-701- 13-702, 13-801 and 13-804.

Said conduct occurred on or between August 1, 2005 and December 31, 2009 when VICTOR LOPEZ (001) aided, counseled and/or solicited his spouse, Angelina Lopez, to commit Fraudulent Schemes and Artifices.

COUNT 3

On or between August 1, 2005 and December 31, 2009 VICTOR LOPEZ (001), without lawful authority, controlled property of another, in an amount more than \$25,000, with the intent

to deprive the other person of such property in violation of A.R.S. §§13-1802(A)(1), 13-1801, 13-1802(G), 13-1802(H), 13-301, 13-302, 13-303, 13-603, 13-701, 13-702, 13-801, and 13-804.

Said conduct occurred on or between August 1, 2005 and December 31, 2009 when Victor Lopez aided, counseled and/or solicited his spouse, Angelina Lopez, to control the funds in the accounts of Sierra Vista Internal Medicine with the intent to deprive Sierra Vista Internal Medicine of the money in those accounts.

COUNT 4

On or between August 1, 2005 and December 31, 2009 VICTOR LOPEZ (001), without lawful authority, knowingly converted for an unauthorized term or use services or property of another, in an amount more than \$25,000, entrusted to her or placed in her possession for a limited, authorized term or use in violation of A.R.S. §§13-1802(A)(2), 13-1801, 13-1802(G), 13-301, 13-302, 13-303, 13-1802(H), 13-603, 13-701, 13-702, 13-801, and 13-804.

Said conduct occurred on or between August 1, 2005 and December 31, 2009 when Victor Lopez aided, counseled and/or solicited his spouse, Angelina Lopez, to use monies entrusted to her in her employment as bookkeeper/manager at Sierra Vista Internal Medicine for their own, unauthorized, personal use.

COUNT 5

On or between August 1, 2005 and December 31, 2009 VICTOR LOPEZ (001), without lawful authority, obtained services or the property of another, in an amount more than \$25,000, by means of any material misrepresentation with the intent to deprive the other person of such property or services in violation of A.R.S. §§13-1802(A)(2), 13-1801, 13-1802(G), 13-1802(H), 13-603, 13-701, 13-702, 13-801, and 13-804.

Said conduct occurred on or between August 1, 2005 and December 31, 2009 when Victor Lopez aided, counseled and/or solicited his spouse, Angelina Lopez, to obtain services and property by misrepresenting how she was spending the funds of Sierra Vista Internal Medicine and by misrepresenting that she was authorized to spend funds belonging to Sierra Vista Internal Medicine for their own personal use.

THOMAS C. HORNE
ATTORNEY GENERAL
STATE OF ARIZONA

(A "True Bill")

Dated: _____

Christina M. Vejar
Assistant Attorney General

Foreperson of the State Grand Jury