

MARK BRNOVICH  
Attorney General  
Firm Bar No. 14000

ADAM J SCHWARTZ  
State Bar No. 028969  
Assistant Attorney General  
1275 West Washington Street  
Phoenix, Arizona 85007-2926  
Telephone 602-542-3881  
crmfraud@azag.gov

Attorneys for Plaintiff

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

STATE OF ARIZONA,

Plaintiff,

v.

**BAGDAD HILLSIDE, LLC**, an Arizona  
Limited Liability Corporation,

Defendant.

Case No:

**81 SGJ 90**

**INDICTMENT**

CHARGING VIOLATIONS OF:

**COUNT 1: DISCHARGE  
ELIMINATION SYSTEM VIOLATION  
– COMPLIANCE VIOLATION**, a Class 5  
Felony, in violation of A.R.S. § 49-263.01;

**COUNT 2: DISCHARGE  
ELIMINATION SYSTEM VIOLATION  
– COMPLIANCE VIOLATION**, a Class 5  
Felony, in violation of A.R.S. § 49-263.01;

**COUNT 3: DISCHARGE  
ELIMINATION SYSTEM VIOLATION  
– UNLAWFUL DISCHARGE**, a Class 5  
Felony, in violation of A.R.S. § 49-263.01;

The Arizona State Grand Jury accuses, **BAGDAD HILLSIDE, LLC**, charging on  
this 12<sup>th</sup> day of July, 2017, that in or from Maricopa County, Arizona:

**COUNT 1**  
**DISCHARGE ELIMINATION SYSTEM VIOLATION – COMPLIANCE**  
**VIOLATION**

On or between January 1, 2015, and July 6, 2015, **BAGDAD HILLSIDE, LLC** was subject to A.R.S. § 49-255.01 and knowingly violated an effective compliance order issued for violations of the Arizona Pollutant Discharge Elimination System Program. A.R.S. §§ 49-263.01; 49-255.01; 49-255; 49-201; 49-261.

**COUNT 2**  
**DISCHARGE ELIMINATION SYSTEM VIOLATION – COMPLIANCE**  
**VIOLATION**

On or between September 1, 2015 and December 31, 2015, **BAGDAD HILLSIDE, LLC** was subject to A.R.S. § 49-255.01 and knowingly violated an effective compliance order issued for violations of the Arizona Pollutant Discharge Elimination System Program. A.R.S. §§ 49-263.01; 49-255.01; 49-255; 49-201; 49-261.

**COUNT 3**  
**DISCHARGE ELIMINATION SYSTEM VIOLATION – UNLAWFUL**  
**DISCHARGE**

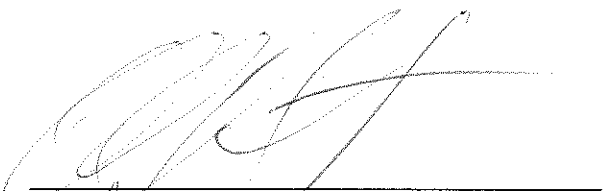
On or about May 28, 2015, **BAGDAD HILLSIDE, LLC** was subject to A.R.S. § 49-255.01 and knowingly discharged without a permit or appropriate authority under the Arizona Pollutant Discharge Elimination System Program. A.R.S. §§ 49-263.01; 49-255.01; 49-255; 49-201; 49-261.

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

A TRUE BILL  
(A "True Bill")

MARK BRNOVICH  
ATTORNEY GENERAL  
STATE OF ARIZONA

Dated: 7/12/2017

  
\_\_\_\_\_  
ADAM J SCHWARTZ  
Assistant Attorney General

  
\_\_\_\_\_  
Foreperson of the State Grand Jury

#6024009v2