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

STATE OF ARIZONA,

Plaintiff,

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GRETEL DE LA FUENTE GAMEZ (001) (Counts 1-5, 9-12, 19-23, 37, 38)

and

and

(003),

(Counts 36)

Defendants

Case No

CR 2019 - 0 0 7 2 2 8 - 0 0 2 V

86 SGJ 44

**INDICTMENT** 

CHARGING VIOLATIONS OF

COUNT 1: FRAUDULENT SCHEMES AND ARTIFICES, a Class 2 Felony, in violation of A R S § 13-2310

COUNT 2: MONEY LAUNDERING IN THE SECOND DEGREE, a Class 3 Felony, in violation of A R S §13-2317

COUNT 3: ILLEGAL CONTROL OF AN ENTERPRISE, a Class 3 Felony, in violation of A R S §13-2312

COUNT 4: THEFT, a class 3 felony, in violation of A R S §13-1802

COUNT 5: ASSISTING A CRIMINAL SYDICATE, a class 4 felony in violation of A R S §13-2308

COUNT 6: SALE OR TRANSPORTATION OF DANGEROUS DRUGS, a Class 2 Felony, in violation of A R S §13-3407

COUNT 7: SALE OR TRANSPORTATION OF NARCOTIC DRUGS, a Class 2 Felony, in violation of A R S §13-3408

COUNT 8: UNLAWFUL USE OF FOOD STAMPS, a Class 5 Felony, in violation of A R S §13-3701

COUNT 9: SALE OR TRANSPORTATION OF NARCOTIC DRUGS IN AN AMOUNT OVER THE STATUTORY THRESHOLD, a Class 2 Felony, in violation of A R S §13-3407

COUNT 10: UNLAWFUL USE OF FOOD STAMPS, a Class 5 Felony, in violation of A R S §13-3701

COUNT 11: SALE OR TRANSPORTATION OF DANGEROUS DRUGS, a Class 2 Felony, in violation of A R S §13-3407

COUNT 12: UNLAWFUL USE OF FOOD STAMPS, a Class 5 Felony, in violation of A R S §13-3701

COUNT 13: SALE OR TRANSPORTATION OF NARCOTIC DRUGS IN AN AMOUNT OVER THE STATUTORY THRESHOLD, a Class 2 Felony, in violation of A R S §13-3408

COUNT 14: UNLAWFUL USE OF FOOD STAMPS, a Class 5 Felony, in violation of A R S §13-3701

**COUNT 15: SALE OR TRANSPORTATION OF DANGEROUS DRUGS,** a Class 2 Felony, in violation of A R S §13-3407

COUNT 16: UNLAWFUL USE OF FOOD STAMPS, a Class 5 Felony, in violation of A R S §13-3701

COUNT 17: SALE OR TRANSPORTATION OF NARCOTIC DRUGS IN AN AMOUNT OVER THE STATUTORY THRESHOLD, a Class 2 Felony, in violation of A R S §13-3407

COUNT 18: UNLAWFUL USE OF FOOD STAMPS, a Class 5 Felony, in violation of ARS §13-3701

COUNT 19: SALE OR TRANSPORTATION OF DANGEROUS DRUGS, a Class 2 Felony, in violation of A R S §13-3408

COUNT 20: SALE OR TRANSPORTATION OF DANGEROUS DRUGS, a Class 2 Felony, in violation of A R S §13-3407

COUNT 21 UNLAWFUL USE OF FOOD STAMPS, a Class 5 Felony, in violation of A R S §13-3701

COUNT 22. SALE OR TRANSPORTATION OF NARCOTIC DRUGS IN AN AMOUNT OVER THE STATUTORY THRESHOLD, a Class 2 Felony, in violation of A R S §13-3408

COUNT 23: UNLAWFUL USE OF FOOD STAMPS, a Class 5 Felony, in violation of A R S §13-3701

COUNT 24: SALE OR TRANSPORTATION OF DANGEROUS DRUGS, a Class 2 Felony, in violation of A R S §13-3407

COUNT 25: UNLAWFUL USE OF FOOD STAMPS, a Class 5 Felony, in violation of A R S §13-3701

COUNT 26: SALE OR TRANSPORTATION OF DANGEROUS DRUGS, a Class 2 Felony, in violation of A R S §13-3407

COUNT 27: UNLAWFUL USE OF FOOD STAMPS, a Class 5 Felony, in violation of A R S §13-3701

COUNT 28: SALE OR TRANSPORTATION OF NARCOTIC DRUGS, a Class 2 Felony, in violation of A R S §13-3408

COUNT 29: UNLAWFUL USE OF FOOD STAMPS, a Class 5 Felony, in violation of A R S §13-3701

COUNT 30: SALE OR TRANSPORTATION OF NARCOTIC DRUGS, a Class 2 Felony, in violation of A R S §13-3408

OUNT 31: SALE OR TRANSPORTATION OF NARCOTIC DRUGS, a Class 2 Felony, in violation of A R S §13-3408

COUNT 32: UNLAWFUL USE OF FOOD STAMPS, a Class 5 Felony, in violation of A R S §13-3701

COUNT 33: SALE OR TRANSPORTATION OF DANGEROUS DRUGS IN AN AMOUNT OVER THE STATUTORY THRESHOLD, a Class 2 Felony, in violation of A R S §13-3407

COUNT 34: SALE OR TRANSPORTATION OF NARCOTIC DRUGS, a Class 2 Felony, in violation of A R S §13-3408

COUNT 35: SALE OR TRANSPORTATION OF NARCOTIC DRUGS, a Class 2 Felony, in violation of A R S §13-3408

COUNT 36: SALE OR TRANSPORTATION OF DANGEROUS DRUGS IN AN AMOUNT OVER THE STATUTORY THRESHOLD, a Class 2 Felony, in violation of A R S §13-3407

COUNT 37: 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 (A)(2)

COUNT 38: POSSESSION OF A NARCOTIC DRUG FOR SALE, a Class 2 Felony, in violation of A R S § 13-3408 (A)(2)

The Arizona State Grand Jury accuses, GRETEL DE LA FUENTE GAMEZ (001), BEJAR ABDULAZIZ (002), and (003), charging on this 9<sup>th</sup> day of December, 2019, that in or from Maricopa County, Arizona

## COUNT 1

## FRAUDULENT SCHEMES AND ARTIFICES

On or between September 20, 2017 and April 3, 2019, GRETEL DE LA FUENTE GAMEZ (001) and BEJAR ABDULAZIZ (002), pursuant to a scheme or artifice to defraud, knowingly obtained a benefit by means of false or fraudulent pretenses, representation, promises, or material omissions, in violation of ARS §§ 13-2310, 13-2301, 13-301, 13-302, 13-303, 13-304, 13-701, 13-702 and 13-801

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#### MONEY LAUDERING IN THE SECOND DEGREE

On or between September 20, 2017 and April 3, 2019, GRETEL DE LA FUENTE GAMEZ (001) and BEJAR ABDULAZIZ (002), acquired or maintained an interest in, transacted, transferred, transported, received, or concealed the existence or nature of racketeering proceeds knowing or having reason to know that they were proceeds of an offense, TO WIT FRAUDULENT SCHEMES AND ARTIFICES, in violation of A R S §§ 13-2317(B)(1), 13-2301, 13-301, 13-302, 13-303, 13-304, 13-701, 13-702, and 13-801

#### COUNT 3

#### **ILLEGALLY CONDUCTING AN ENTERPRISE**

- A On or between September 20, 2017 and April 3, 2017, GRETEL DE LA FUENTE GAMEZ (001) and BEJAR ABDULAZIZ (002), defendants herein, employed by or associated with an enterprise, did knowingly conduct such enterprise's affairs through racketeering or did knowingly participate directly or indirectly in the conduct of the enterprise which they knew was being conducted through racketeering
- B The enterprise was a group of persons associated in fact, including but not limited to GRETEL DE LA FUENTE GAMEZ (001) and BEJAR ABDULAZIZ (002),
  - C The racketeering included
    - 1) SALE OR TRANSPORTATION OF A DANGEROUS DRUG (METHAMPHETAMINE) IN AN AMOUNT OVER THE STATUTORY THRESHOLD, a Class 2 Felony, in violation of A R S § 13-3407 as to BEJAR ABDULAZIZ (002) only,

- 2) SALE OR TRANSPORTATION OF A DANGEROUS DRUG (SPICE), a Class 2 Felony, in violation of A R S § 13-3407,
- 3) SALE OR TRANSPORTATION OF A NARCOTIC DRUG (COCAINE), a Class 2 Felony, in violation of A R S § 13-3408
- 4) SALE OR TRANSPORTATION OF A NARCOTIC DRUG (CANNABIS), a Class 2 Felony, in violation of A R S § 13-3408

The racketeering included but was not limited to, the acts of racketeering described in Counts 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, and 38 of this Indictment (which are incorporated herein by reference as if set forth in full), in violation of A R S §§ 13-2312(B), 13-2301, 13-3407, 13-3408, 13-701, 13-702, 13-801, 13-301, 13-302, 13-303, 13-304, and 13-811

## COUNT 4 THEFT

On or between September 20, 2017 and April 3, 2019, GRETEL DE LA FUENTE GAMEZ (001) and BEJAR ABDULAZIZ (002), without lawful authority, knowingly took control of property of the United States Department of Agriculture with the intent to deprive United States Department of Agriculture of such property, TO WIT U S currency value of \$4,000 or more but less than \$25,000 in violation of A R S §§ 13-1802(A)(1), 13-1801, 13-701, 13-702, 13-801, 13-301, 13-302, 13-303, 13-304,, and 13-811

#### ASSISTING A CRIMINAL SYNDICATE

On or between September 20, 2017 and April 3, 2017, GRETEL DE LA

FUENTE GAMEZ (001) and BEJAR ABDULAZIZ (002), assisted in organizing,
managing, directing, supervising, or financing a criminal syndicate with the intent to
promote or further the criminal objectives of the syndicate, in violation of A R S §§ 132308(A)(1), 13-2301, 13-701, 13-702, 13-301, 13-302, 13-303, 13-304, 13-305, 13-306,
and 13-801

#### COUNT 6

#### SALE OR TRANSPORTATION OF A DANGEROUS DRUG

On or about September 20, 2017, **BEJAR ABDULAZIZ** (002), knowingly sold or transferred a dangerous drug, namely Spice, in violation of ARS §§ 13-3407 (A)(7), 13-3401, 13-701, 13-702 and 13-801

#### COUNT 7

## SALE OR TRANSPORTATION OF A NARCOTIC DRUG

On or about September 20, 2017, **BEJAR ABDULAZIZ** (002), knowingly sold or transferred a narcotic drug, namely Cocaine, in violation of ARS §§ 13-3408 (A)(7), 13-3401, 13-701, 13-702 and 13-801

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## **UNLAWFUL USE OF FOOD STAMPS**

On or about September 20, 2017, **BEJAR ABDULAZIZ** (002), knowingly bought sold, transferred, acquired or redeemed food stamps, or eligible food purchased with food stamps, in exchange for cash or consideration other than eligible food, in violation of A R S §§ 13-3701(A)(4), 13-701, 13-702, and 13-801

### COUNT 9

# SALE OR TRANSPORTATION OF A NARCOTIC DRUG IN AN AMOUNT OVER THE STATUTORY THRESHOLD

On or about September 22, 2017, GRETEL DE LA FUENTE GAMEZ (001) and BEJAR ABDULAZIZ (002), knowingly sold or transferred a narcotic drug, namely Cocaine, in an amount over the statutory threshold amount, in violation of A R S §§ 13-3408 (A)(7), 13-3401, 13-3401(36), 13-701, 13-702, 13-301, 13-302, 13-303, 13-304, and 13-801

#### COUNT 10

#### UNLAWFUL USE OF FOOD STAMPS

On or about September 22, 2017, GRETEL DE LA FUENTE GAMEZ (001) and BEJAR ABDULAZIZ (002), knowingly bought sold, transferred, acquired or redeemed food stamps, or eligible food purchased with food stamps, in exchange for cash or consideration other than eligible food, in violation of ARS §§ 13-3701(A)(4), 13-301, 13-302, 13-303, 13-304, 13-701, 13-702, and 13-801

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## SALE OR TRANSPORTATION OF A DANGEROUS DRUG

On or about September 29, 2017, GRETEL DE LA FUENTE GAMEZ (001) and BEJAR ABDULAZIZ (002), knowingly sold or transferred a dangerous drug, namely Spice, in violation of ARS §§ 13-3407 (A)(7), 13-3401, 13-301, 13-302, 13-303, 13-304, 13-701, 13-702 and 13-801

#### COUNT 12

#### UNLAWFUL USE OF FOOD STAMPS

On or about September 29, 2017, GRETEL DE LA FUENTE GAMEZ (001) and BEJAR ABDULAZIZ (002), knowingly bought sold, transferred, acquired or redeemed food stamps, or eligible food purchased with food stamps, in exchange for cash or consideration other than eligible food, in violation of ARS §§ 13-3701(A)(4), 13-701, 13-702, 13-301, 13-302, 13-303, 13-304, and 13-801

### COUNT 13

# SALE OR TRANSPORTATION OF A NARCOTIC DRUG IN AN AMOUNT OVER THE STATUTORY THRESHOLD

On or between October 5, 2017 and October 6, 2017, **BEJAR ABDULAZIZ** (002), knowingly sold or transferred a narcotic drug, namely Cocaine, in an amount over the statutory threshold amount, in violation of ARS §§ 13-3408 (A)(7), 13-3401, 13-3401(36), 13-701, 13-702, 13-301, 13-302, 13-303, 13-304, and 13-801

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#### UNLAWFUL USE OF FOOD STAMPS

On or between October 5, 2017 and October 6, 2017, **BEJAR ABDULAZIZ** (002), knowingly bought sold, transferred, acquired or redeemed food stamps, or eligible food purchased with food stamps, in exchange for cash or consideration other than eligible food, in violation of A R S §§ 13-3701(A)(4), 13-701, 13-702, and 13-801

#### COUNT 15

#### SALE OR TRANSPORTATION OF A DANGEROUS DRUG

On or about October 18, 2017, **BEJAR ABDULAZIZ** (002), knowingly sold or transferred a dangerous drug, namely Spice, in violation of ARS §§ 13-3407 (A)(7), 13-3401, 13-701, 13-702 and 13-801

#### COUNT 16

#### UNLAWFUL USE OF FOOD STAMPS

On or about October 18, 2017, BEJAR ABDULAZIZ (002), knowingly bought sold, transferred, acquired or redeemed food stamps, or eligible food purchased with food stamps, in exchange for cash or consideration other than eligible food, in violation of ARS §§ 13-3701(A)(4), 13-701, 13-702, and 13-801

#### COUNT 17

# SALE OR TRANSPORTATION OF A NARCOTIC DRUG IN AN AMOUNT OVER THE STATUTORY THRESHOLD

On or between November 2, 2017 and November 3, 2017, BEJAR ABDULAZIZ (002), knowingly sold or transferred a narcotic drug, namely Cocaine, in an amount over

the statutory threshold amount, in violation of ARS §§ 13-3408 (A)(7), 13-3401, 13-3401(36), 13-701, 13-702, 13-301, 13-302, 13-303, 13-304, and 13-801

#### **COUNT 18**

#### UNLAWFUL USE OF FOOD STAMPS

On or between November 2, 2017 and November 3, 2017, GRETEL DE LA FUENTE GAMEZ (001) and BEJAR ABDULAZIZ (002), knowingly bought sold, transferred, acquired or redeemed food stamps, or eligible food purchased with food stamps, in exchange for cash or consideration other than eligible food, in violation of ARS §§ 13-3701(A)(4), 13-701, 13-702, 13-301, 13-302, 13-303, 13-304, and 13-801

#### COUNT 19

### SALE OR TRANSPORTATION OF A DANGEROUS DRUG

On or about November 3, 2017, GRETEL DE LA FUENTE GAMEZ (001), knowingly sold or transferred a dangerous drug, namely Spice, in violation of A R S §§ 13-3407 (A)(7), 13-3401, 13-701, 13-702 and 13-801

#### COUNT 20

#### SALE OR TRANSPORTATION OF A DANGEROUS DRUG

On or between November 21, 2017 and November 28, 2017, GRETEL DE LA FUENTE GAMEZ (001) and BEJAR ABDULAZIZ (002), knowingly sold or transferred a dangerous drug, namely Spice, in violation of ARS §§ 13-3407 (A)(7), 13-301, 13-302, 13-303, 13-304, 13-3401, 13-701, 13-702 and 13-801

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#### UNLAWFUL USE OF FOOD STAMPS

On or between November 21, 2017 and November 28, 2017, GRETEL DE LA FUENTE GAMEZ (001) and BEJAR ABDULAZIZ (002), knowingly bought sold, transferred, acquired or redeemed food stamps, or eligible food purchased with food stamps, in exchange for cash or consideration other than eligible food, in violation of ARS §§ 13-3701(A)(4), 13-701, 13-702, 13-301, 13-302, 13-303, 13-304, and 13-801

### COUNT 22

# SALE OR TRANSPORTATION OF A NARCOTIC DRUG IN AN AMOUNT OVER THE STATUTORY THRESHOLD

On or between December 20, 2017 and December 21, 2017, GRETEL DE LA FUENTE GAMEZ (001) and BEJAR ABDULAZIZ (002), knowingly sold or transferred a narcotic drug, namely Cocaine, in an amount over the statutory threshold amount, in violation of A R S §§ 13-3408 (A)(7), 13-3401, 13-3401(36), 13-701, 13-702, 13-301, 13-302, 13-303, 13-304, and 13-801

#### COUNT 23

#### UNLAWFUL USE OF FOOD STAMPS

On or between December 20, 2017 and December 21, 2017, GRETEL DE LA FUENTE GAMEZ (001) and BEJAR ABDULAZIZ (002), knowingly bought sold, transferred, acquired or redeemed food stamps, or eligible food purchased with food stamps, in exchange for cash or consideration other than eligible food, in violation of ARS §§ 13-3701(A)(4), 13-701, 13-702, 13-301, 13-302, 13-303, 13-304, and 13-80

### SALE OR TRANSPORTATION OF A DANGEROUS DRUG

On about January 9, 2018, **BEJAR ABDULAZIZ** (002), knowingly sold or transferred a dangerous drug, namely Spice, in violation of ARS §§ 13-3407 (A)(7), 13-3401, 13-701, 13-702 and 13-801

### COUNT 25

#### UNLAWFUL USE OF FOOD STAMPS

On about January 9, 2018, **BEJAR ABDULAZIZ** (002), knowingly bought sold, transferred, acquired or redeemed food stamps, or eligible food purchased with food stamps, in exchange for cash or consideration other than eligible food, in violation of ARS §§ 13-3701(A)(4), 13-701, 13-702, and 13-801

#### **COUNT 26**

### SALE OR TRANSPORTATION OF A DANGEROUS

On or between July 19, 2018 and July 26, 2018, **BEJAR ABDULAZIZ** (002), knowingly sold or transferred a dangerous drug, namely Spice, in violation of A R S §§ 13-3407 (A)(7), 13-3401, 13-701, 13-702 and 13-801

#### COUNT 27

#### UNLAWFUL USE OF FOOD STAMPS

On about July 19, 2018, **BEJAR ABDULAZIZ** (002), knowingly bought sold, transferred, acquired or redeemed food stamps, or eligible food purchased with food stamps, in exchange for cash or consideration other than eligible food, in violation of A R S §§ 13-3701(A)(4), 13-701, 13-702, and 13-801

## SALE OR TRANSPORTATION OF A NARCOTIC DRUG

On or about October 18, 2018, BEJAR ABDULAZIZ (002), knowingly sold or transferred a dangerous drug, namely Cannabis, in violation of ARS §§ 13-3408 (A)(7), 13-3401, 13-701, 13-702 and 13-801

## COUNT 29

### UNLAWFUL USE OF FOOD STAMPS

On or about October 18, 2018, **BEJAR ABDULAZIZ** (002), knowingly bought sold, transferred, acquired or redeemed food stamps, or eligible food purchased with food stamps, in exchange for cash or consideration other than eligible food, in violation of ARS §§ 13-3701(A)(4), 13-701, 13-702, and 13-801

### COUNT 30

#### SALE OR TRANSPORTATION OF A NARCOTIC DRUG

On or about March 4, 2019, **BEJAR ABDULAZIZ** (002), knowingly sold or transferred a dangerous drug, namely Cannabis, in violation of ARS §§ 13-3408 (A)(7), 13-3401, 13-701, 13-702 and 13-801

#### COUNT 31

#### SALE OR TRANSPORTATION OF A NARCOTIC DRUG

On or about March 13, 2019, **BEJAR ABDULAZIZ** (002), knowingly sold or transferred a dangerous drug, namely Cannabis, in violation of ARS §§ 13-3408 (A)(7), 13-3401, 13-701, 13-702 and 13-801

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#### UNLAWFUL USE OF FOOD STAMPS

On or about March 14, 2019, **BEJAR ABDULAZIZ** (002), knowingly bought sold, transferred, acquired or redeemed food stamps, or eligible food purchased with food stamps, in exchange for cash or consideration other than eligible food, in violation of ARS §§ 13-3701(A)(4), 13-701, 13-702, and 13-801

## COUNT 33

## SALE OR TRANSPORTATION OF A DANGEROUS DRUG IN AN AMOUNT

16th 2019 OVER THE STATUTORY THRESHOLD

On about—January 9, 2018; BEJAR ABDULAZIZ (002), knowingly sold or transferred a dangerous drug, namely Methamphetamine, in an amount over the statutory threshold amount, in violation of A R S §§ 13-3407 (A)(7), 13-3401, 13-3401 (36), 13-301, 13-302, 13-303, 13-304, 13-701, 13-702 and 13-801

#### COUNT 34

## SALE OR TRANSPORTATION OF A NARCOTIC DRUG

On or about May 6, 2019, **BEJAR ABDULAZIZ** (002), knowingly sold or transferred a dangerous drug, namely Cannabis, in violation of ARS §§ 13-3408 (A)(7), 13-3401, 13-701, 13-702 and 13-801

#### **COUNT 35**

## SALE OR TRANSPORTATION OF A NARCOTIC DRUG

On or about May 29, 2019, **BEJAR ABDULAZIZ** (002), knowingly sold or transferred a dangerous drug, namely Cannabis, in violation of ARS §§ 13-3408 (A)(7), 13-3401, 13-701, 13-702 and 13-801

## SALE OR TRANSPORTATION OF A DANGEROUS DRUG IN AN AMOUNT OVER THE STATUTORY THRESHOLD

On or about June 3, 2019, BEJAR ABDULAZIZ (002) and

(003), knowingly sold or transferred a dangerous drug, namely Spice, in an amount over the statutory threshold amount, in violation of ARS §§ 13-3407 (A)(7), 13-3401, 13-3401(36), 13-301, 13-302, 13-303, 13-304, 13-701, 13-702 and 13-801

### COUNT 37

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

On or about June 10, 2019, GRETEL DE LA FUENTE GAMEZ (001) and BEJAR ABDULAZIZ (002), knowingly possessed a dangerous drug for sale, namely Spice, in violation of A R S §§ 13-3407 (A)(2), 13-3401, 13-3401(36), 13-301, 13-302, 13-303, 13-304, 13-701, 13-702 and 13-801

#### COUNT 38

## POSSESSION OF A NARCOTIC DRUG FOR SALE

On or about June 10, 2019, GRETEL DE LA FUENTE GAMEZ (001) and BEJAR ABDULAZIZ (002), knowingly possessed a narcotic drug for sale, namely Cannabis, in violation of A R S §§ 13-3408 (A)(2), 13-3401, 13-701, 13-702 and 13-801 //

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

(A "True Bill")

MARK BRNOVICH
ATTORNEY GENERAL
STATE OF ARIZONA

Dated

Poreperson of the State Grand Jury

Assistant Attorney General

#8208069v2