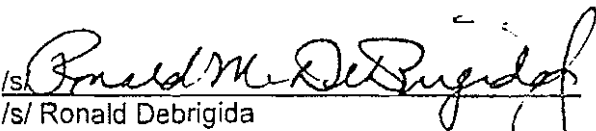
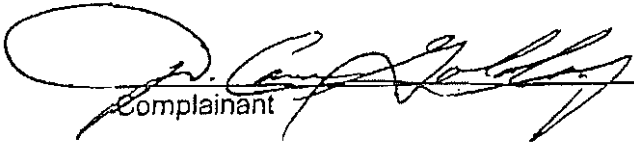


**COUNT 2:**

WILLIAM COWLING, on or about the 29<sup>th</sup> day of June, 2004, acknowledged, certified, notarized, procured, or offered to be filed, registered, or recorded in the Office of the Maricopa County Recorder, a public office in this state, State of Arizona Voter Registration Form, an instrument he knew to be false or forged, which, if genuine, could be filed, registered, or recorded under any law of this state or the United States, or in compliance with established procedure, in violation of A.R.S. §§ 39-161, 13-701, 13-702, 13-702.01, and 13-801.

  
/s/ Ronald Debrigida  
Deputy County Attorney

It is requested that a SUMMONS be issued.  
IT IS requested that Defendant appear for fingerprints and photograph.

  
Complainant

Agency: Maricopa County Attorney's Office

Subscribed and sworn upon information and belief this 24 day of September, 2007.

RD:r/AO

**COURT INFORMATION SHEET (CIS)**

County Attorney Case Number: CA2007032881

Filing ID Number: CA2007032881-1-1

**STATE v. WILLIAM COWLING**

Defendant's **SUMMONS**  
Last Known Address: 2214 East Beachcomber Drive  
Gilbert, AZ 85234

Defendant's **UNKNOWN**  
Employer Address:

**CR2007 - 008620 - 0010T**

Defendant's Attorney: Public Defender

**DEFENDANT'S DESCRIPTION:**

Race: UNKN Sex: M Hair: GRY Eyes: BLU Hgt: 508  
OWN  
Wgt: 180 DOB: 10/29/1932 Soc Sec #: 550527076

SID #: Unknown FBI #: Unknown Old LEJIS #: Unknown  
JMS Booking #: Unknown JMS LEJIS #: Unknown

**FILING STATUS:**

Direct Complaint CR #: \_\_\_\_\_ (Court Use Only)

Direct Complaint Date Filed: \_\_\_\_\_  
Court Designation: RCC - Downtown  
Justice Court Precinct: DOWNTOWN JUSTICE COURT

**ATTORNEY: RONALD DEBRIGIDA Bar ID: 015697 Location: DOWNTOWN**

**PRELIMINARY HEARING/GRAND JURY CHARGES:**

**COUNT 1: ILLEGAL VOTING, A CLASS 5 FELONY (WILLIAM COWLING)**  
**COUNT 2: PRESENTMENT OF FALSE INSTRUMENT FOR FILING, A CLASS 6 FELONY (WILLIAM COWLING)**

<u>Count</u>	<u>ARS</u>	<u>Date of Crime</u>
1	16-1016	11/2/2004
2	39-161	6/29/2004

**DEPARTMENTAL REPORTS:**

DR 2005000033 - Maricopa County Attorney's Office

**EXTRADITE: AO**

**DWL**

IN THE SUPERIOR COURT  
STATE OF ARIZONA, COUNTY OF MARICOPA  
**RELEASE QUESTIONNAIRE**

Information to be supplied by a prosecutor or law enforcement officer.

STATE OF ARIZONA vs. William G. Cowling      DOB \_\_\_\_\_      CASE / BK. NO. \_\_\_\_\_

**A. GENERAL INFORMATION**

- Charge and Class: Illegal Voting, CSF;  
Presenting False Instrument for Filing,  
CSF
- Offense Location: 201 W. Jefferson, Phoenix  
Date: 6/29/04; 11/2/04 Time: \_\_\_\_\_
- Arrest Location: N/A  
Date: \_\_\_\_\_ Time: \_\_\_\_\_

**B. CIRCUMSTANCES OF THE OFFENSE**

- Was a firearm or other weapon used?  
 YES  NO  
Type of weapon: \_\_\_\_\_  
Was anyone injured by the defendant?  
 YES  NO  
Was medical attention necessary?  
 YES  NO  
Nature of injuries: \_\_\_\_\_
- Was anyone threatened by the defendant?  
 YES  NO  
Nature and extent of threats: \_\_\_\_\_
- If property offense, value of property taken or damaged: N/A  
Was the property recovered?  
 YES  NO

**C. CIRCUMSTANCES OF THE ARREST**

- Did the defendant attempt to:  
Avoid arrest?  YES  NO  
Resist arrest?  YES  NO  
Explain: \_\_\_\_\_
- Was the defendant armed when arrested?  
 YES  NO  
Type of weapon: \_\_\_\_\_
- Was evidence of the offense found in the defendant's possession?  
 YES  NO  
Explain: \_\_\_\_\_
- Was the defendant under the influence of alcohol or drugs at the time of the offense?  
 YES  NO  UNK

**D. CRIMES OF VIOLENCE** N/A

- Relationship of defendant to victim  
Do the victim and defendant reside together?  
 YES  NO
- How was the situation brought to the attention of police?  
 Victim  
 Third party  
 Officer observed
- Have there been any previous incidents involving these same parties?  
 YES  NO  
Explain: \_\_\_\_\_
- Is defendant currently the subject of:  
 An order of protection  
 Injunction against harassment  
 Any other court order  
Explain: \_\_\_\_\_

**E. OTHER INFORMATION**

- Is the defendant presently on-probation, parole or any other form of release involving other charges or convictions?  
 YES  NO  
Explain: \_\_\_\_\_
- List any prior arrests, convictions, and/or P.T.A.'s:  
None.
- Is there any indication the defendant is:  
 An alcoholic?       An addict?  
 Mentally disturbed?       Physically ill?
- Is the defendant currently employed?  
 YES  NO  
With whom \_\_\_\_\_  
How long \_\_\_\_\_  
Nature of employment \_\_\_\_\_
- Where does the defendant currently reside?  
With whom \_\_\_\_\_  
How long \_\_\_\_\_
- What facts indicate the defendant will flee if released?  
Explain: None.
- What facts does the State have to oppose an unsecured release?  
Explain: None.

F. DRUG OFFENSES **N/A**

SECTION III: Probable Cause Statement

1. If the defendant is considered a major drug dealer, please state the supporting facts:

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

2. What quantities and types of illegal drugs are directly involved in this offense?

\_\_\_\_\_  
 \_\_\_\_\_

Approximate monetary value:

\_\_\_\_\_

3. Was any money seized?

YES  NO

Amount: \_\_\_\_\_

4. Were any automatic weapons in the possession of the defendant at the time of the arrest?

YES  NO

Quantity and type: \_\_\_\_\_

1. Please summarize and include the information which establishes probable cause for the arrest:

On 6/29/04, the defendant registered to vote, stating that he was a U.S. citizen. He then voted in the general election in November of 2004. On 12/3/05, the defendant completed and signed a juror affidavit questionnaire stating he was not a U.S. citizen. The defendant was interviewed and shown the relevant documentation. The voter rolls of November 2, 2004 showed that the defendant voted by early ballot, which was signed by the defendant and mailed back to elections after the early ballot form had been mailed to his home. The defendant is a Canadian national and a legal permanent resident.

\*\* If a fugitive arrest, a form IVA must also be completed \*\*

MARICOPA COUNTY JUSTICE COURT PRECINCTS

- |                       |                        |
|-----------------------|------------------------|
| 1. Buckeye            | 13. Northwest Phoenix  |
| 2. Central Phoenix    | 14. Peoria             |
| 3. Chandler           | 15. Scottsdale         |
| 4. East Mesa          | 16. South Mesa/Gilbert |
| 5. East Phoenix #1    | 17. South Phoenix      |
| 6. East Phoenix #2    | 18. Tempe East         |
| 7. Gila Bend          | 19. Tempe West         |
| 8. Glendale           | 20. Tolleson           |
| 9. Maryvale           | 21. West Mesa          |
| 10. North Mesa        | 22. West Phoenix       |
| 11. North Valley      | 23. Wickenburg         |
| 12. Northeast Phoenix |                        |

(PLEASE REFER TO PRECINCT MAP)

JUDICIAL OFFICER REVIEW  
 OF PROBABLE CAUSE  
 STATEMENT AND COMPLAINT  
 ON OATH OR AFFIRMATION

I certify that the information presented is true to the best of my knowledge.

Complaint review

Witness sworn

Reviewed Form IV

Other sources:

PC determined

Judicial Officer

Det. Cave Golding, 199

ARRESTING OFFICER / SERIAL NUMBER

MCAO, (602) 506-3844

AGENCY / DUTY PHONE NUMBER

9/11/07

DATE

Pursuant to AO 2003-046, the oath has been administered pursuant to the law and required procedures. C.S.

ANDREW P THOMAS  
MARICOPA COUNTY ATTORNEY

Ronald Debrigida  
Deputy County Attorney  
Bar Id #: 015697  
301 West Jefferson, 5th Floor  
Phoenix, AZ 85003  
Telephone: (602) 506-8547  
MCAO Firm #: 00032000  
Attorney for Plaintiff

MICHAEL K. JEANES, CLERK  
DEP

BY C. Saunders

FILED

2007 SEP 25 PM 3:12

DR 2005000033 - Maricopa County Attorney's Office  
DOWNTOWN JUSTICE COURT

CA2007032876

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA

COUNTY OF MARICOPA, RCC - Downtown

THE STATE OF ARIZONA,

Plaintiff,

vs.

DESMOND DEZE NOWAK,

Defendant.

CR 2007 - 0 0 8 6 2 6 - 0 0 1 DT

) DIRECT COMPLAINT

) COUNT 1: ILLEGAL VOTING, A CLASS 5

) FELONY (DESMOND DEZE NOWAK)

) COUNT 2: PRESENTMENT OF FALSE

) INSTRUMENT FOR FILING, A CLASS 6

) FELONY (DESMOND DEZE NOWAK)

The complainant herein personally appears and, being duly sworn, complains on information and belief against DESMOND DEZE NOWAK, charging that in Maricopa County, Arizona:

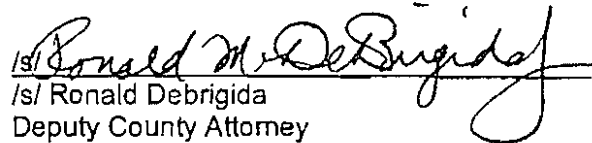
**COUNT 1:**

DESMOND DEZE NOWAK, on or about the 5<sup>th</sup> day of November, 2002, not being entitled to vote, knowingly voted in the 2002 General election, in violation of A.R.S. §§ 16-1016, 16-101, 13-701, 13-702, 13-702.01, and 13-801.

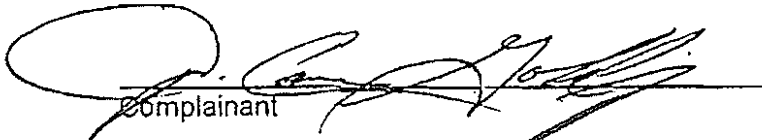
**DCO**

**COUNT 2:**

DESMOND DEZE NOWAK, on or about the 19<sup>th</sup> day of May, 1990, acknowledged, certified, notarized, procured, or offered to be filed, registered, or recorded in the Office of the Maricopa County Recorder, a public office in this state, State of Arizona Voter Registration Form, an instrument he knew to be false or forged, which, if genuine, could be filed, registered, or recorded under any law of this state or the United States, or in compliance with established procedure, in violation of A.R.S. §§ 39-161, 13-701, 13-702, and 13-801.

  
/s/ Ronald Debrigida  
Deputy County Attorney

It is requested that a SUMMONS be issued.  
IT IS requested that Defendant appear for fingerprints and photograph.

  
Complainant

Agency: Maricopa County Attorney's Office

Subscribed and sworn upon information and belief this 21 day of September, 2007.

RD:rv/AO

**COURT INFORMATION SHEET (CIS)**

County Attorney Case Number: CA2007032876

Filing ID Number: CA2007032876-1-1

**STATE v. DESMOND DEZE NOWAK**

Defendant's **SUMMONS**  
Last Known Address: 1927 East Hampton 213  
Mesa, AZ 85204

Defendant's **UNKNOWN**  
Employer Address:

**CR 2007 - 008 626 - 0010T**

Defendant's Attorney: Private Attorney

**DEFENDANT'S DESCRIPTION:**

Race: W Sex: M Hair: BLN Eyes: GRN Hgt: 509  
Wgt: 175 DOB: 1/13/1948 Soc Sec #: 526816137

SID #: Unknown FBI #: Unknown Old LEJIS #: Unknown  
JMS Booking #: Unknown JMS LEJIS #: Unknown

**FILING STATUS:**

Direct Complaint CR #: \_\_\_\_\_ (Court Use Only)

Direct Complaint Date Filed: \_\_\_\_\_  
Court Designation: RCC - Downtown  
Justice Court Precinct: DOWNTOWN JUSTICE COURT

**ATTORNEY: RONALD DEBRIGIDA Bar ID: 015697 Location: DOWNTOWN**

**PRELIMINARY HEARING/GRAND JURY CHARGES:**

**COUNT 1: ILLEGAL VOTING, A CLASS 5 FELONY (DESMOND DEZE NOWAK)**  
**COUNT 2: PRESENTMENT OF FALSE INSTRUMENT FOR FILING, A CLASS 6 FELONY (DESMOND DEZE NOWAK)**

<u>Count</u>	<u>ARS</u>	<u>Date of Crime</u>
1	16-1016	11/5/2002
2	39-161	5/19/1990

**DEPARTMENTAL REPORTS:**

DR 2005000033 - Maricopa County Attorney's Office

**EXTRADITE: AO**

**DWL**

IN THE SUPERIOR COURT  
STATE OF ARIZONA, COUNTY OF MARICOPA

RELEASE QUESTIONNAIRE

Information to be supplied by a prosecutor or law enforcement officer.

STATE OF ARIZONA vs. Desmond Nowak DOB \_\_\_\_\_ CASE / BK. NO. \_\_\_\_\_

A. GENERAL INFORMATION

1. Charge and Class: Illegal Voting, CSF;  
Presenting False Instrument for Filing,  
CSF
2. Offense Location: 201 W. Jefferson, Phoenix  
Date: 5/19/90; 11/4/02 Time: \_\_\_\_\_
3. Arrest Location: N/A  
Date: \_\_\_\_\_ Time: \_\_\_\_\_

B. CIRCUMSTANCES OF THE OFFENSE

1. Was a firearm or other weapon used?  
 YES  NO  
Type of weapon: \_\_\_\_\_  
Was anyone injured by the defendant?  
 YES  NO  
Was medical attention necessary?  
 YES  NO  
Nature of injuries: \_\_\_\_\_
2. Was anyone threatened by the defendant?  
 YES  NO  
Nature and extent of threats: \_\_\_\_\_
3. If property offense, value of property taken or damaged: N/A  
Was the property recovered?  
 YES  NO

C. CIRCUMSTANCES OF THE ARREST

1. Did the defendant attempt to: N/A  
Avoid arrest?  YES  NO  
Resist arrest?  YES  NO  
Explain: \_\_\_\_\_
2. Was the defendant armed when arrested?  
 YES  NO  
Type of weapon: \_\_\_\_\_
3. Was evidence of the offense found in the defendant's possession?  
 YES  NO  
Explain: \_\_\_\_\_
4. Was the defendant under the influence of alcohol or drugs at the time of the offense?  
 YES  NO  UNK

D. CRIMES OF VIOLENCE N/A

1. Relationship of defendant to victim  
Do the victim and defendant reside together?  
 YES  NO
2. How was the situation brought to the attention of police?  
 Victim  
 Third party  
 Officer observed
3. Have there been any previous incidents involving these same parties?  
 YES  NO  
Explain: \_\_\_\_\_
4. Is defendant currently the subject of:  
 An order of protection  
 Injunction against harassment  
 Any other court order  
Explain: \_\_\_\_\_

E. OTHER INFORMATION

1. Is the defendant presently on-probation, parole or any other form of release involving other charges or convictions?  
 YES  NO  
Explain: \_\_\_\_\_
2. List any prior arrests, convictions, and/or P.T.A.'s:  
None.
3. Is there any indication the defendant is:  
 An alcoholic?  An addict?  
 Mentally disturbed?  Physically ill?
4. Is the defendant currently employed?  
 YES  NO  
With whom \_\_\_\_\_  
How long \_\_\_\_\_  
Nature of employment \_\_\_\_\_
5. Where does the defendant currently reside?  
With whom \_\_\_\_\_  
How long \_\_\_\_\_
6. What facts indicate the defendant will flee if released?  
Explain: None.
7. What facts does the State have to oppose an unsecured release?  
Explain: None.

**F. DRUG OFFENSES**

N/A

1. If the defendant is considered a major drug dealer, please state the supporting facts:

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

2. What quantities and types of illegal drugs are directly involved in this offense?

\_\_\_\_\_  
 \_\_\_\_\_

Approximate monetary value:

\_\_\_\_\_

3. Was any money seized?

YES  NO

Amount: \_\_\_\_\_

4. Were any automatic weapons in the possession of the defendant at the time of the arrest?

YES  NO

Quantity and type: \_\_\_\_\_

\_\_\_\_\_  
 \_\_\_\_\_

**SECTION III: Probable Cause Statement**

I. Please summarize and include the information which establishes probable cause for the arrest:

ON 5/18/90, the defendant registered to vote and stated that he was a U.S. citizen. He then voted in the general elections in November of 2000 and 2002. On \_\_\_\_\_ he completed a juror affidavit and stated he was not a U.S. citizen and therefore could not serve on a jury. The defendant is a legal permanent resident who entered the U.S. from Yugoslavia in 1984. He was interviewed and admitted that he had executed the relevant documents, and that he had voted.

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

\*\* If a fugitive arrest, a form IVA must also be completed \*\*

**MARICOPA COUNTY JUSTICE COURT PRECINCTS**

- |                       |                        |
|-----------------------|------------------------|
| 1. Buckeye            | 13. Northwest Phoenix  |
| 2. Central Phoenix    | 14. Peoria             |
| 3. Chandler           | 15. Scottsdale         |
| 4. East Mesa          | 16. South Mesa/Gilbert |
| 5. East Phoenix #1    | 17. South Phoenix      |
| 6. East Phoenix #2    | 18. Tempe East         |
| 7. Gila Bend          | 19. Tempe West         |
| 8. Glendale           | 20. Tolleson           |
| 9. Maryvale           | 21. West Mesa          |
| 10. North Mesa        | 22. West Phoenix       |
| 11. North Valley      | 23. Wickenburg         |
| 12. Northeast Phoenix |                        |

(PLEASE REFER TO PRECINCT MAP)

**JUDICIAL OFFICER REVIEW OF PROBABLE CAUSE STATEMENT AND COMPLAINT ON OATH OR AFFIRMATION**

certify that the information presented is true to the best of my knowledge.

- Complaint review
- Witness sworn
- Reviewed Form IV
- Other sources:
- PC determined

Judicial Office

Det. Cave Golding, 199  
 ARRESTING OFFICER / SERIAL NUMBER

MCAO, (602) 506-3844  
 AGENCY / DUTY PHONE NUMBER

9/11/07  
 DATE

Pursuant to AO 2003-046, the oath has been administered pursuant to the law and required procedures. CS

12/12/07 8:00 AM

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CR2007-008626-001 DT

12/11/2007

COMMISSIONER DAVID O. CUNANAN

CLERK OF THE COURT  
O. Hernandez  
Deputy

STATE OF ARIZONA

CYNTHIA L GIALKETSIS

v.

DESMOND DEZE NOWAK (001)  
DOB: 1/13/1948

BRUCE A ALLDREDGE

APO-SENTENCINGS-CCC  
APPEALS-CCC  
DISPOSITION CLERK-CSC  
RFR  
VICTIM SERVICES DIV-CA-CCC

SUSPENSION OF SENTENCE - UNSUPERVISED PROBATION

8:58 a.m.

Courtroom 713

State's Attorney: Chris Rapp  
Defendant's Attorney: Bruce Alldredge  
Defendant: Present

A record of the proceedings is made by audio and/or videotape in lieu of a court reporter.

Count(s) 2: WAIVER OF TRIAL: The Defendant knowingly, intelligently and voluntarily waived all pertinent constitutional and appellate rights and entered a plea of guilty.

IT IS THE JUDGMENT of the Court Defendant is guilty of the following:

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CR2007-008626-001 DT

12/11/2007

OFFENSE: Count 2 (as amended): Presentment of False Instrument for Filing  
Class 1 misdemeanor  
A.R.S. § 39-161, 12-114.01, 13-702(G), 707 and 802  
Date of Offense: 5/19/1990  
Non Dangerous - Non Repetitive

IT IS ORDERED suspending imposition of sentence and placing defendant on  
Unsupervised Probation to be monitored by the Adult Probation Department (APD):

Count 2 Probation Term: 1 year

To begin 12/11/2007.

Conditions of probation include the following:

Condition 16 - Restitution, Fines, and Fees:

PROBATION SERVICE FEE: Count 2 - \$35.00 per month, beginning 2/1/2008.

FINE: Count 2 - Total amount of \$685.00, which includes surcharges of \$185.00, payable  
\$30.00 per month beginning 2/1/2008.

Fine is to be paid to the Arizona Drug Enforcement Fund.

ASSESSMENTS:

Count 2: PROBATION SURCHARGE: \$5.00

All amounts payable through the Clerk of the Superior Court.

Condition 19 - Count 2: Complete a total of 10 hours of community restitution. Provide  
proof of completion to APD as stated in the written conditions of probation.

IT IS ORDERED granting the Motion To Dismiss the following: Count 1.

Defendant has waived the preparation of a presentence report.

9:02 a.m. Matter concludes.

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CLERK OF THE COURT  
FORM TH1

12/11/07  
Date

HONORABLE DAVID CUNANAN

O. HERNANDEZ  
Deputy

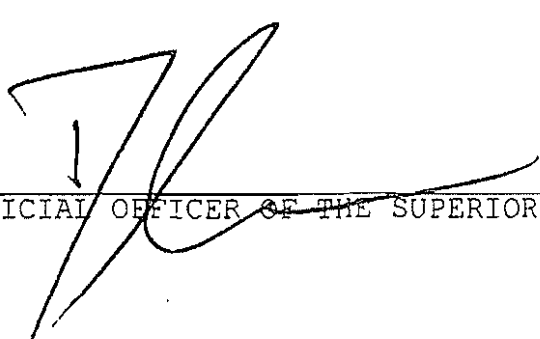
CR 2007-008626-001DT

STATE v. Nowak

Defendant's thumbprint is permanently affixed to this  
sentencing order in open court.



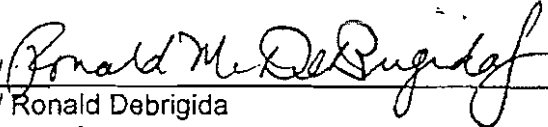
(thumbprint)

  
JUDICIAL OFFICER OF THE SUPERIOR COURT



**COUNT 2:**

DAVID MICHAEL GRANT, on or about the 7<sup>th</sup> day of October, 2002, acknowledged, certified, notarized, procured, or offered to be filed, registered, or recorded in the Office of the Maricopa County Recorder, a public office in this state, State of Arizona Voter Registration Form, an instrument he knew to be false or forged, which, if genuine, could be filed, registered, or recorded under any law of this state or the United States, or in compliance with established procedure, in violation of A.R.S. §§ 39-161, 13-701, 13-702, 13-702.01, and 13-801.

  
/s/ Ronald Debrigida  
Deputy County Attorney

It is requested that a SUMMONS be issued.  
IT IS requested that Defendant appear for fingerprints and photograph.

  
Complainant

Agency: Maricopa County Attorney's Office

Subscribed and sworn upon information and belief this 2 day of September, 2007.

RD:rv/AO

**COURT INFORMATION SHEET (CIS)**

County Attorney Case Number: CA2007032868

Filing ID Number: CA2007032868-1-1

**STATE v. DAVID MICHAEL GRANT**

Defendant's **SUMMONS**  
Last Known Address: 7942 West Indianola Avenue  
Phoenix, AZ 85033

Defendant's **UNKNOWN**  
Employer Address:

Defendant's Attorney: Public Defender

**CR2007 -008627 -001DT**

**DEFENDANT'S DESCRIPTION:**

Race: W Sex: M Hair: GRY Eyes: HAZ Hgt: 600  
Wgt: 225 DOB: 6/13/1943 Soc Sec #: 359425551

SID #: Unknown FBI #: 668017NC6 Old LEJIS #: Unknown  
JMS Booking #: Unknown JMS LEJIS #: Unknown

**FILING STATUS:**

Direct Complaint CR #: \_\_\_\_\_ (Court Use Only)

Direct Complaint Date Filed: \_\_\_\_\_  
Court Designation: RCC - Downtown  
Justice Court Precinct: DOWNTOWN JUSTICE COURT

**ATTORNEY: RONALD DEBRIGIDA Bar ID: 015697 Location: DOWNTOWN**

**PRELIMINARY HEARING/GRAND JURY CHARGES:**

**COUNT 1: ILLEGAL VOTING, A CLASS 5 FELONY (DAVID MICHAEL GRANT)**  
**COUNT 2: PRESENTMENT OF FALSE INSTRUMENT FOR FILING, A CLASS 6 FELONY (DAVID MICHAEL GRANT)**

<u>Count</u>	<u>ARS</u>	<u>Date of Crime</u>
1	16-1016	11/2/2004
2	39-161	10/7/2002

**DEPARTMENTAL REPORTS:**

DR 2005000033 - Maricopa County Attorney's Office

**EXTRADITE: AO**

IN THE SUPERIOR COURT  
STATE OF ARIZONA, COUNTY OF MARICOPA  
RELEASE QUESTIONNAIRE

Information to be supplied by a prosecutor or law enforcement officer.

STATE OF ARIZONA vs. David Grant DOB \_\_\_\_\_ CASE / BK. NO. \_\_\_\_\_

A. GENERAL INFORMATION

- Charge and Class: Illegal Voting, CSF;  
Presenting False Instrument for Filing,  
CSF
- Offense Location: 201 W. Jefferson, Phoenix  
Date: 10/7/02; 11/2/04 Time: \_\_\_\_\_
- Arrest Location: N/A  
Date: \_\_\_\_\_ Time: \_\_\_\_\_

B. CIRCUMSTANCES OF THE OFFENSE

- Was a firearm or other weapon used?  
 YES  NO  
Type of weapon: \_\_\_\_\_  
Was anyone injured by the defendant?  
 YES  NO  
Was medical attention necessary?  
 YES  NO  
Nature of injuries: \_\_\_\_\_
- Was anyone threatened by the defendant?  
 YES  NO  
Nature and extent of threat: \_\_\_\_\_
- If property offense, value of property taken or damaged: N/A  
Was the property recovered?  
 YES  NO

C. CIRCUMSTANCES OF THE ARREST N/A

- Did the defendant attempt to:  
Avoid arrest?  YES  NO  
Resist arrest?  YES  NO  
Explain: \_\_\_\_\_
- Was the defendant armed when arrested?  
 YES  NO  
Type of weapon: \_\_\_\_\_
- Was evidence of the offense found in the defendant's possession?  
 YES  NO  
Explain: \_\_\_\_\_
- Was the defendant under the influence of alcohol or drugs at the time of the offense?  
 YES  NO  UNK

D. CRIMES OF VIOLENCE N/A

- Relationship of defendant to victim  
Do the victim and defendant reside together?  
 YES  NO
- How was the situation brought to the attention of police?  
 Victim  
 Third party  
 Officer observed
- Have there been any previous incidents involving these same parties?  
 YES  NO  
Explain: \_\_\_\_\_
- Is defendant currently the subject of:  
 An order of protection  
 Injunction against harassment  
 Any other court order  
Explain: \_\_\_\_\_

E. OTHER INFORMATION

- Is the defendant presently on probation, parole or any other form of release involving other charges or convictions?  
 YES  NO  
Explain: \_\_\_\_\_
- List any prior arrests, convictions, and/or F.T.A.'s:  
None.
- Is there any indication the defendant is:  
 An alcoholic?  An addict?  
 Mentally disturbed?  Physically ill?
- Is the defendant currently employed?  
 YES  NO  
With whom \_\_\_\_\_  
How long \_\_\_\_\_  
Nature of employment \_\_\_\_\_
- Where does the defendant currently reside?  
With whom \_\_\_\_\_  
How long \_\_\_\_\_
- What facts indicate the defendant will flee if released?  
Explain: None.
- What facts does the State have to oppose an unsecured release?  
Explain: None.

F. DRUG OFFENSES

N/A

1. If the defendant is considered a major drug dealer, please state the supporting facts:

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

2. What quantities and types of illegal drugs are directly involved in this offense?

\_\_\_\_\_  
 \_\_\_\_\_

Approximate monetary value:

\_\_\_\_\_

3. Was any money seized?

YES  NO

Amount: \_\_\_\_\_

4. Were any automatic weapons in the possession of the defendant at the time of the arrest?

YES  NO

Quantity and type: \_\_\_\_\_

\_\_\_\_\_  
 \_\_\_\_\_

SECTION III: Probable Cause Statement

1. Please summarize and include the information which establishes probable cause for the arrest:

Investigation showed that the defendant registered to vote via the internet on 10/7/02, and then voted in the general election in November of 2004. On July 13, 2004, the defendant completed and signed a juror affidavit questionnaire and indicated he was not a U.S. citizen, after having previously claimed he was a U.S. citizen when he registered to vote. The defendant is not a U.S. citizen. He is a Canadian national with legal permanent resident status. The defendant was interviewed and admitted that he had executed the relevant documents and had voted.

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

\*\* If a fugitive arrest, a form IVA must also be completed \*\*

MARICOPA COUNTY JUSTICE COURT PRECINCTS

- |                       |                        |
|-----------------------|------------------------|
| 1. Buckeye            | 13. Northwest Phoenix  |
| 2. Central Phoenix    | 14. Peoria             |
| 3. Chandler           | 15. Scottsdale         |
| 4. East Mesa          | 16. South Mesa/Gilbert |
| 5. East Phoenix #1    | 17. South Phoenix      |
| 6. East Phoenix #2    | 18. Tempe East         |
| 7. Gila Bend          | 19. Tempe West         |
| 8. Glendale           | 20. Tolleson           |
| 9. Maryvale           | 21. West Mesa          |
| 10. North Mesa        | 22. West Phoenix       |
| 11. North Valley      | 23. Wickenburg         |
| 12. Northeast Phoenix |                        |

(PLEASE REFER TO PRECINCT MAP)

JUDICIAL OFFICER REVIEW OF PROBABLE CAUSE STATEMENT AND COMPLAINT ON OATH OR AFFIRMATION

- Complaint review  
 Witness sworn  
 Reviewed Form IV  
 Other sources:  
 PC determined

Judicial Office

I certify that the information presented is true to the best of my knowledge.

Det. Cave Golding, 199  
 ARRESTING OFFICER / SERIAL NUMBER

MCAO, (602) 506-3844  
 AGENCY / DUTY PHONE NUMBER

9/11/07  
 DATE

Pursuant to AO 2003-046, the oath has been administered pursuant to the law and required procedures. C.S.

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CR2007-008627-001 DT

12/19/2007

COMMISSIONER CHARLES DONOFRIO III

CLERK OF THE COURT  
M. Ebel  
Deputy

STATE OF ARIZONA

CYNTHIA L GIALKETSIS

v.

DAVID MICHAEL GRANT (001)

ROBERT D WOOTEN

APO-PLEAS-CCC  
VICTIM SERVICES DIV-CA-CCC

PLEA AGREEMENT/CHANGE OF PLEA

2:00 p.m.

Courtroom 712

State's Attorney: Shane Miller  
Defendant's Attorney: Robert Wooten  
Defendant: Present

A record of the proceedings is made by audio and/or videotape in lieu of a court reporter.

The Court reviews the Plea Agreement with Defendant. The Court advises Defendant of the range of possible sentence and the availability of probation, and any special conditions of sentencing and probation. The Court advises Defendant of all pertinent constitutional rights and rights of review. (Defendant participated in a group advisement conducted earlier this date.)

Defendant enters a plea of **No Contest** to the following:

OFFENSE: Count 2, amended - Presentment of False Instrument for Filing

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CR2007-008627-001 DT

12/19/2007

Class 1 Misdemeanor  
A.R.S. § 39-161, 13-701, 13-702, 13-702.01, 13-801  
Date of Offense: on or about 10/07/2002  
Non Dangerous - Non Repetitive

IT IS ORDERED accepting the plea.

IT IS ORDERED setting time for sentencing on **01/07/2008 at 8:30 a.m.** before this Court.

IT IS FURTHER ORDERED that the following will be deemed submitted at the time of sentencing: Motion To Dismiss Count 1 as reflected in the Plea Agreement.

IT IS ORDERED the RCC Adult Probation Department shall prepare a Criminal History only, and that Defendant shall report to the Adult Probation Department if not in custody.

IT IS ORDERED vacating any pending dates.


IT IS FURTHER ORDERED affirming prior release orders.

Filed: Information

2:37 p.m. Matter concludes.

ANDREW P THOMAS  
MARICOPA COUNTY ATTORNEY

Tophas Anderson  
Deputy County Attorney  
Bar Id #: 021418  
301 West Jefferson, 5th Floor  
Phoenix, AZ 85003  
Telephone: (602) 506-7259  
MCAO Firm #: 00032000  
Attorney for Plaintiff

**FILED**  
*07-28-05 11:11A*  
MICHAEL K. JEANES, Clerk  
By   
Deputy

DR 2005000049 - Maricopa County Attorney's Office  
EAST PHOENIX JUSTICE COURT

CA2005026364

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA  
COUNTY OF MARICOPA, RCC - DOWNTOWN

THE STATE OF ARIZONA,  
Plaintiff,

vs.

CARLOS MAGALLANES (001),  
Defendant.

CR 2005 - 011817 - 001DT


DIRECT COMPLAINT

COUNT 1: PRESENTMENT OF FALSE INSTRUMENT  
FOR FILING, A CLASS 6 FELONY


The complainant herein personally appears and, being duly sworn, complains on information and belief against  
CARLOS MAGALLANES, charging that in Maricopa County, Arizona:

COUNT 1:

CARLOS MAGALLANES, on or about the 7<sup>th</sup> day of November, 2000, acknowledged, certified, notarized, procured,  
or offered to be filed, registered, or recorded in the Office of the Maricopa County Recorder, a public office in this state, State  
of Arizona Voter Registration Application, an instrument he knew to be false or forged, which, if genuine, could be filed,  
registered, or recorded under any law of this state or the United States, or in compliance with established procedure, in  
violation of A.R.S. §§ 39-161, 13-701, 13-702, 13-702.01, and 13-801.

  
Tophas Anderson  
Deputy County Attorney

It is requested that a SUMMONS be issued.  
IT IS requested that Defendant appear for fingerprints and photograph.

  
Complainant Agency: Maricopa County Attorney's Office

Subscribed and sworn upon information and belief this \_\_\_ day of July, 2005.

TA/VAO

DCO

**COURT INFORMATION SHEET (CIS)**

County Attorney Case Number: CA2005026364

Filing ID Number: CA2005026364-1-1

**STATE v. CARLOS MAGALLANES**

Defendant Sequence: 1

Defendant's Address: **SUMMONS**  
360 East 6th Avenue #1  
Mesa, AZ 85210

Defendant's Employer: UNKNOWN

Defendant's Attorney:

CR 2005-011817-001DT

**DEFENDANT'S DESCRIPTION:**

Race: H Sex: M Hair: UNKNOWN Eyes: UNK Hgt: UNKNO  
NOW WN  
N  
Wgt: UNKN DOB: 11/4/1948 Soc Sec #: Unknown  
OWN

SID #: 13938954 FBI #: Unknown Old LEJIS #: Unknown  
JMS Booking #: Unknown JMS LEJIS #: Unknown

**FILING STATUS:**

Direct Complaint CR #: \_\_\_\_\_ Date Filed: \_\_\_\_\_  
Court Designation: RCC - DOWNTOWN  
Justice Court Precinct: EAST PHOENIX I JUSTICE

**ATTORNEY: TOPHAS ANDERSON Bar ID: 021418 Location: DOWNTOWN**

**PRELIMINARY HEARING/GRAND JURY CHARGES:**

**COUNT 1: PRESENTMENT OF FALSE INSTRUMENT FOR FILING, A CLASS 6 FELONY**

<u>Count</u>	<u>ARS</u>	<u>Date of Crime</u>
1	39-161	11/7/2000

**DEPARTMENTAL REPORTS:**

DR 2005000049 - Maricopa County Attorney's Office

**EXTRADITE: AO**

IN THE RCC DT  
 STATE OF ARIZONA, COUNTY OF MARICOPA  
 RELEASE QUESTIONNAIRE

COURT: WILLIAM H. HAYES  
 JUDGE: WILLIAM H. HAYES  
 CLERK: WILLIAM H. HAYES

Information to be supplied by a prosecutor or law enforcement officer.

STATE OF ARIZONA vs. CARLOS MAGALLANES DOB 11/4/1948 CASE/BK. NO. \_\_\_\_\_

A. GENERAL INFORMATION

1. Charge and Class: \_\_\_\_\_  
Presentment of a False Document  
For filing, ARS 539-161  
 2. Offense Location: 111 S. Third Ave  
Phoenix, AZ 85003  
 Date: 11/7/00 Time: \_\_\_\_\_  
 3. Arrest Location: \_\_\_\_\_  
 Date: \_\_\_\_\_ Time: \_\_\_\_\_

B. CIRCUMSTANCES OF THE OFFENSE

1. Was a firearm or other weapon used?  
 YES  NO  
 Type of weapon: \_\_\_\_\_  
 Was anyone injured by the defendant?  
 YES  NO  
 Was medical attention necessary?  
 YES  NO  
 Nature of injuries: \_\_\_\_\_  
 2. Was anyone threatened by the defendant?  
 YES  NO  
 Nature and extent of threats: \_\_\_\_\_  
 3. If property offense, value of property taken or damaged: \_\_\_\_\_  
 Was the property recovered?  
 YES  NO

C. CIRCUMSTANCES OF THE ARREST

1. Did the defendant attempt to:  
 Avoid arrest?  YES  NO  
 Resist arrest?  YES  NO  
 Explain: \_\_\_\_\_  
 2. Was the defendant armed when arrested?  
 YES  NO  
 Type of weapon: \_\_\_\_\_  
 3. Was evidence of the offense found in the defendant's possession?  
 YES  NO  
 Explain: \_\_\_\_\_  
 4. Was the defendant under the influence of alcohol or drugs at the time of the offense?  
 YES  NO  UNK

D. CRIMES OF VIOLENCE

1. Relationship of defendant to victim: \_\_\_\_\_  
 Do the victim and defendant reside together?  
 YES  NO  
 2. How was the situation brought to the attention of police?  
 Victim  
 Third party  
 Officer observed  
 3. Have there been any previous incidents involving these same parties?  
 YES  NO  
 Explain: \_\_\_\_\_  
 4. Is defendant currently the subject of:  
 An order of protection  
 Injunction against harassment  
 Any other court order  
 Explain: \_\_\_\_\_

E. OTHER INFORMATION

1. Is the defendant presently on probation, parole or any other form of release involving other charges or convictions?  
 YES  NO  
 Explain: \_\_\_\_\_  
 2. List any prior arrests, convictions, and/or F.T.A.'s:  
 \_\_\_\_\_  
 3. Is there any indication the defendant is:  
 An alcoholic?  An addict?  
 Mentally disturbed?  Physically ill?  
 4. Is the defendant currently employed?  
 YES  NO  
 With whom: \_\_\_\_\_  
 How long: \_\_\_\_\_  
 Nature of employment: \_\_\_\_\_  
 5. Where does the defendant currently reside?  
360 E 6th Ave #1  
Mesa, AZ 8  
 With whom: \_\_\_\_\_  
 How long: \_\_\_\_\_  
 6. What facts indicate the defendant will flee if released?  
 Explain: \_\_\_\_\_  
 7. What facts does the State have to oppose an unsecured release?  
 Explain: \_\_\_\_\_



Michael K. Jeanes, Clerk of Court  
\*\*\* Filed \*\*\*

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

11-22-2006; 8:00  
a.m.

CR2005-011817-001 DT

11/21/2006

COMM. DAVID O. CUNANAN

CLERK OF THE COURT  
Y. Smith  
Deputy

STATE OF ARIZONA

TOPHAS ANDERSON

v.

CARLOS MAGALLANES (001)

JAMES A WILSON

DISPOSITION CLERK-CSC  
VICTIM SERVICES DIV-CA-CCC

MINUTE ENTRY

State is represented by Tophas Anderson. Defendant's presence is waived. Defendant is represented by James A. Wilson.

Court reporter, Patty Connally, is present.

Court and counsel discuss case.

The State makes an oral motion to dismiss without prejudice.

Defense counsel argues for dismissal with prejudice.

IT IS ORDERED granting the Defendant's motion, and dismissing this matter against Carlos Magallanes without prejudice.

1:45 p.m. Matter concludes.

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CR2005-011817-001 DT

11/21/2006



~~JUDICIAL OFFICER OF THE SUPERIOR COURT~~

# CRIMINAL CASE - DOCKET DISPLAY

CR2005011817 001 DT  
Carlos Magallanes

Branch: Downtown  
Calendar: CRJ10, George Foster  
File Date: 7/28/2005

Status Date: 12/17/2006  
Status: T - Terminated

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## ALIAS

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## OTHER PARTIES

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## JUDGMENTS

1	File Date: 8/26/2005 at 9:10 AM	Pages: 4	Status Date:
	Judgement Type: Reimbursement	Amount: \$ 90.00	Frequency: One Time
		For State Of Arizona	
		Against Carlos Magallanes	

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## CRIMINAL CASE - DOCKET DISPLAY

CR2005011817 001 DT

### DOCKET EVENTS

<i>Filed</i>	<i>Docketed</i>	<i>Minute Entry</i>	<i>Docket Type</i>	<i>Filed By</i>
11/29/2006	12/5/2006		DRE - Disposition Report	The Court
11/22/2006	11/22/2006	11/21/2006	042 - ME: Case Dismissed - Full	The Court
11/15/2006	11/15/2006	11/7/2006	064 - ME: Trial Continued/Reset	The Court
11/6/2006	11/6/2006		MCO - Motion To Continue	James A Wilson
<i>Note:</i> eFile Id 27767 --				
11/6/2006	12/4/2006		MIL - Motion In Limine	James A Wilson
<i>Note:</i> TO SUPPRESS DEFENDANTS STATEMENTS FOR STATES FAILURE TO SHOW CORUPS DELICTI				
8/24/2006	8/24/2006	8/15/2006	064 - ME: Trial Continued/Reset	The Court
7/19/2006	7/19/2006	7/5/2006	064 - ME: Trial Continued/Reset	The Court
7/5/2006	8/8/2006		MCO - Motion To Continue	Tophas (meao) Anderson
6/19/2006	6/19/2006	6/13/2006	064 - ME: Trial Continued/Reset	The Court
6/5/2006	6/8/2006		MCO - Motion To Continue	James A Wilson
5/31/2006	5/31/2006	5/16/2006	023 - ME: Order Entered By Court	The Court
5/15/2006	5/18/2006		MIL - Motion In Limine	RONALD M DEBRIGIDA
<i>Note:</i> RE STATEMENTS AS TO IMMIGRATION CONSEQUENCES				
5/3/2006	5/4/2006		SUA - Subpoena And Affidavit Of Service	James A Wilson
<i>Note:</i> DUCES TECUM SERVED 05/02/06				
5/1/2006	5/4/2006		NOT - Notice	James A Wilson
<i>Note:</i> SUPPLEMENTAL/OF DISCLOSURE				
4/11/2006	4/11/2006		ALT - Appeals Letter Of Transmittal	The Court
4/11/2006	4/11/2006		MAN - Order Of Mandate	The Court
<i>Note:</i> DECISION ORDER				
3/21/2006	3/21/2006	3/14/2006	029 - ME: Status Conferenee	The Court
3/10/2006	3/10/2006	3/9/2006	028 - ME: Status Conference Set	The Court
2/27/2006	2/27/2006	2/21/2006	002 - ME: Hearing Vacated	The Court
2/3/2006	2/7/2006		CER - Certificate	The Court
<i>Note:</i> OF SERVICE				
1/27/2006	1/27/2006	1/26/2006	023 - ME: Order Entered By Court	The Court
1/26/2006	2/3/2006		MEM - Memorandum	The Court
1/23/2006	1/26/2006		MOT - Motion	Tophas (meao) Anderson
<i>Note:</i> FOR STAY				
1/18/2006	1/18/2006	1/17/2006	019 - ME: Ruling	The Court
1/9/2006	1/9/2006	1/5/2006	020 - ME: Matter Under Advisement	The Court
1/3/2006	1/11/2006		TSP - Transcript Of Proceedings	The Court
<i>Note:</i> 10-03-05 AMY C PRELLWITZ-FULLER				
12/30/2005	1/5/2006		MOT - Motion	James A Wilson
<i>Note:</i> SUPPLEMENTAL / TO COMPEL DISCLOSURE				
12/16/2005	12/21/2005		REL - Reply	James A Wilson
<i>Note:</i> TO STATE'S RESPONSE TO MOTION TO COMPEL DISCLOSURE				
12/13/2005	12/14/2005		SDT - Subpoena Duces Tecum	James A Wilson

## CRIMINAL CASE - DOCKET DISPLAY

CR2005011817 001 DT

<i>Note:</i> SERVED 12/12/05				
12/13/2005	12/20/2005		RMR - Response to Defendant's Motion	Tophas (mcao) Anderson
<i>Note:</i> COMPEL DISCLOSURE				
12/2/2005	12/2/2005	11/30/2005	022 - ME: Order Signed	The Court
12/2/2005	12/2/2005	12/1/2005	094 - ME: Oral Argument Set	The Court
11/30/2005	12/8/2005		ORD - Order	The Court
<i>Note:</i> RE: TRANSCRIPTS				
11/21/2005	11/21/2005	11/18/2005	022 - ME: Order Signed	The Court
11/18/2005	11/18/2005	11/15/2005	194 : Me: Initial Pretrial Conference	The Court
11/18/2005	11/29/2005		MOT - Motion	James A Wilson
<i>Note:</i> TO COMPEL DISCLOSURE				
11/18/2005	11/28/2005		ORD - Order	James A Wilson
<i>Note:</i> FOR TRANSCRIPTION OF SPANISH TAPES BY OFFICE OF COURT INTERPRETER AND TRANSLATION SERV.				
11/18/2005	11/28/2005		NOT - Notice	James A Wilson
<i>Note:</i> SUPPLEMENTAL/OF DEFENSES				
11/15/2005	11/30/2005		TDA - Trial Date Acknowledgement	The Court
11/9/2005	11/16/2005		MOT - Motion	James A Wilson
<i>Note:</i> FOR TRANSLATION AND TRANSCRIPTION OF SPANISH TAPES BY OFFICE OF COURT INTERPRETATION A TRANSLATION SERVICES				
11/1/2005	11/22/2005		DAR - Notice of Disclosure and Request for Disclosu	Tophas (mcao) Anderson
10/21/2005	10/21/2005	10/20/2005	023 - ME: Order Entered By Court	The Court
10/13/2005	10/25/2005		NDR - Notice of Defenses and Request for Notice of R	James A Wilson
10/13/2005	10/25/2005		RET - Request For Extension Of Time	James A Wilson
<i>Note:</i> TO CHALLENGE THE GRAND JURY PROCEEDINGS				
10/13/2005	10/25/2005		MOT - Motion	James A Wilson
<i>Note:</i> FOR DISCOVERY				
10/7/2005	10/7/2005	10/3/2005	581 - ME: Preliminary Hearing/Ng Arraignment	The Court
10/7/2005	10/12/2005		SJR - Satisfaction of Judgment for Attorney Reimburse	The Court
10/3/2005	10/12/2005		ROR - Release Order	The Court
<i>Note:</i> OWN RECOGNIZANCE				
10/3/2005	10/12/2005		INF - Information	Andrew P Thomas
9/21/2005	9/21/2005	9/19/2005	584 - ME: Preliminary Hearing Continued	The Court
9/19/2005	10/12/2005		ORD - Order	The Court
<i>Note:</i> GRANTING MOTION TO CONTINUE				
9/14/2005	9/14/2005	9/12/2005	584 - ME: Preliminary Hearing Continued	The Court
9/12/2005	10/12/2005		ORD - Order	The Court
<i>Note:</i> GRANTING MOTION TO CONTINUE				
8/31/2005	8/31/2005	8/26/2005	179 - ME: Initial Appearance	The Court
8/26/2005	10/12/2005		ORI - Order Regarding Appointment Of Court Interpre	The Court
8/26/2005	8/29/2005		DRO - Indigent Defense Reimbursement Order	The Court
8/26/2005	10/12/2005		ROR - Release Order	The Court
<i>Note:</i> OWN RECOGNIZANCE 08/26/05				

## CRIMINAL CASE - DOCKET DISPLAY

CR2005011817 001 DT


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8/16/2005	10/12/2005	SAS - Summons & Affidavit Of Service	Tophas (mcao) Anderson
<i>Note:</i> SERVED 08/12/05			
8/11/2005	10/12/2005	SUM - Summons	Tophas (mcao) Anderson
8/11/2005	10/12/2005	SUM - Summons	Tophas (mcao) Anderson
7/28/2005	7/28/2005	DCO - Direct Complaint	COUNTY ATTORNEY C

---

ANDREW P THOMAS  
MARICOPA COUNTY ATTORNEY

Tophas Anderson  
Deputy County Attorney  
Bar Id #: 021418  
301 West Jefferson, 5th Floor  
Phoenix, AZ 85003  
Telephone: (602) 506-7259  
MCAO Firm #: 00032000  
Attorney for Plaintiff

FILED  
07-28-05 11:14A  
MICHAEL K. JEANES, Clerk  
By   
Deputy

DR 2005000044 - Maricopa County Attorney's Office  
EAST PHOENIX JUSTICE COURT

CA2005026358

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA  
COUNTY OF MARICOPA, RCC - DOWNTOWN

THE STATE OF ARIZONA,  
Plaintiff,

vs.

MARGARITO BLANCAS (001),  
Defendant.

CR 2005-011819-001DT

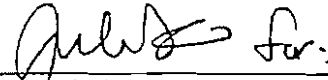
DIRECT COMPLAINT

COUNT 1: PRESENTMENT OF FALSE INSTRUMENT  
FOR FILING, A CLASS 6 FELONY

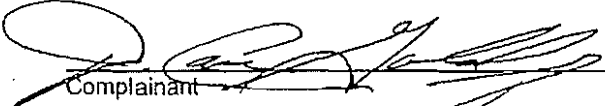
The complainant herein personally appears and, being duly sworn, complains on information and belief against  
MARGARITO BLANCAS, charging that in Maricopa County, Arizona:

COUNT 1:

MARGARITO BLANCAS, on or about the 13<sup>th</sup> day of September, 1992, acknowledged, certified, notarized, procured,  
or offered to be filed, registered, or recorded in the Office of the Maricopa County Recorder, a public office in this state, State  
of Arizona Voter Registration Application, an instrument he knew to be false or forged, which, if genuine, could be filed,  
registered, or recorded under any law of this state or the United States, or in compliance with established procedure, in  
violation of A.R.S. §§ 39-161, 13-701, 13-702, and 13-801.

  
Tophas Anderson  
Deputy County Attorney

It is requested that a SUMMONS be issued.  
IT IS requested that Defendant appear for fingerprints and photograph.

  
Complainant

Agency: Maricopa County Attorney's Office

Subscribed and sworn upon information and belief this \_\_\_ day of July, 2005.

TA/VAO

DCO

**COURT INFORMATION SHEET (CIS)**

County Attorney Case Number: CA2005026358

Filing ID Number: CA2005026358-1-1

**STATE v. MARGARITO BLANCAS**

Defendant Sequence: **1**

Defendant's Address: **SUMMONS**  
2936 East Adams  
Phoenix, AZ 85034

Defendant's Employer: **UNKNOWN**

Defendant's Attorney: **CR 2005 - 011819 - 001DT**

**DEFENDANT'S DESCRIPTION:**

Race: H Sex: M Hair: UNKNOWN Eyes: UNK Hgt: UNKNO  
NOW WN  
Wgt: UNKN DOB: 3/16/1974 Soc Sec #: Unknown  
OWN

SID #: 13094209 FBI #: 725754FB6 Old LEJIS #: Unknown  
JMS Booking #: Unknown JMS LEJIS #: Unknown

**FILING STATUS:**

Direct Complaint CR #: \_\_\_\_\_ Date Filed: \_\_\_\_\_  
Court Designation: **RCC - DOWNTOWN**  
Justice Court Precinct: **EAST PHOENIX I JUSTICE**

**ATTORNEY: TOPHAS ANDERSON Bar ID: 021418 Location: DOWNTOWN**

**PRELIMINARY HEARING/GRAND JURY CHARGES:**

**COUNT 1: PRESENTMENT OF FALSE INSTRUMENT FOR FILING, A CLASS 6 FELONY**

<u>Count</u>	<u>ARS</u>	<u>Date of Crime</u>
1	39-161	9/13/1992

**DEPARTMENTAL REPORTS:**

DR 2005000044 - Maricopa County Attorney's Office

**EXTRADITE: AO**

**DWL**

IN THE RCC DT COURT  
 STATE OF ARIZONA, COUNTY OF MARICOPA  
 RELEASE QUESTIONNAIRE

Information to be supplied by a prosecutor or law enforcement officer.

STATE OF ARIZONA vs. MARGARITO BLANCAS DOB 3/16/74 CASE: BK. NO. \_\_\_\_\_

**A. GENERAL INFORMATION**

1. Charge and Class: \_\_\_\_\_  
Presentment of a False Document  
Presenting ARS 839-161  
 2. Offense Location: 111 S. Third Ave  
Phoenix, AZ 85003  
 Date: 8/19/82 Time: \_\_\_\_\_  
 Arrest Location: \_\_\_\_\_  
 Date: \_\_\_\_\_ Time: \_\_\_\_\_

**B. CIRCUMSTANCES OF THE OFFENSE**

1. Was a firearm or other weapon used?  
 YES  NO  
 Type of weapon: \_\_\_\_\_  
 Was anyone injured by the defendant?  
 YES  NO  
 Was medical attention necessary?  
 YES  NO  
 Nature of injuries: \_\_\_\_\_  
 2. Was anyone threatened by the defendant?  
 YES  NO  
 Nature and extent of threats: \_\_\_\_\_  
 3. If property offense, value of property taken or damaged: \_\_\_\_\_  
 Was the property recovered?  
 YES  NO

**C. CIRCUMSTANCES OF THE ARREST**

1. Did the defendant attempt to:  
 Avoid arrest?  YES  NO  
 Resist arrest?  YES  NO  
 Explain: \_\_\_\_\_  
 2. Was the defendant armed when arrested?  
 YES  NO  
 Type of weapon: \_\_\_\_\_  
 3. Was evidence of the offense found in the defendant's possession?  
 YES  NO  
 Explain: \_\_\_\_\_  
 4. Was the defendant under the influence of alcohol or drugs at the time of the offense?  
 YES  NO  UNK

**D. CRIMES OF VIOLENCE**

1. Relationship of defendant to victim:  
 Do the victim and defendant reside together?  
 YES  NO  
 2. How was the situation brought to the attention of police?  
 Victim  
 Third party  
 Officer observed  
 3. Have there been any previous incidents involving these same parties?  
 YES  NO  
 Explain: \_\_\_\_\_  
 4. Is defendant currently the subject of:  
 An order of protection  
 Injunction against harassment  
 Any other court order  
 Explain: \_\_\_\_\_

**E. OTHER INFORMATION**

1. Is the defendant presently on probation, parole or any other form of release involving other charges or convictions?  
 YES  NO  
 Explain: \_\_\_\_\_  
 2. List any prior arrests, convictions, and/or F.T.A.'s:  
 \_\_\_\_\_  
 3. Is there any indication the defendant is:  
 An alcoholic?  An addict?  
 Mentally disturbed?  Physically ill?  
 4. Is the defendant currently employed?  
 YES  NO  
 With whom \_\_\_\_\_  
 How long \_\_\_\_\_  
 Nature of employment \_\_\_\_\_  
 5. Where does the defendant currently reside?  
2936 E Adams  
 With whom Phoenix, AZ 85034  
 How long \_\_\_\_\_  
 6. What facts indicate the defendant will flee if released?  
 Explain: \_\_\_\_\_  
 7. What facts does the State have to oppose an unsecured release?  
 Explain: \_\_\_\_\_



# CRIMINAL CASE - DOCKET DISPLAY

CR2005011819 001 DT  
Margarito Blancas

Branch: Downtown  
Calendar: CRJ14, Rosa Mroz  
File Date: 7/28/2005

Status Date: 11/28/2006  
Status: T - Terminated

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ALIAS

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OTHER PARTIES

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JUDGMENTS

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## CRIMINAL CASE - DOCKET DISPLAY

CR2005011819 001 DT

### DOCKET EVENTS

<i>Filed</i>	<i>Docketed</i>	<i>Minute Entry</i>	<i>Docket Type</i>	<i>Filed By</i>
11/20/2006	11/30/2006		DRE - Disposition Report	The Court
11/10/2006	11/10/2006	11/6/2006	042 - ME: Case Dismissed - Full	The Court
11/6/2006	11/6/2006	10/31/2006	064 - ME: Trial Continued/Reset	The Court
11/1/2006	11/1/2006	10/24/2006	064 - ME: Trial Continued/Reset	The Court
10/30/2006	10/30/2006		RES - Response	Tophas (mcao) Anderson
<i>Note:</i> eFile Id 26100 -- TO MOTION IN LIMINE TO SUPPRESS DEFENDANTS STATEMENTS FOR STATES FAILURE T SHOW CORPUS DELICTI				
10/26/2006	10/26/2006	10/19/2006	085 - ME: Conference	The Court
10/23/2006	10/26/2006		MIL - Motion In Limine	BRUCE EDWIN BUCK
<i>Note:</i> TO SUPPRESS DEFENDANTS STATEMENTS FOR STATES FAILURE TO SHOW CORPUS DELICTI				
9/18/2006	9/18/2006	9/7/2006	083 - ME: Conference Reset/Cont	The Court
9/18/2006	9/18/2006	9/8/2006	064 - ME: Trial Continued/Reset	The Court
9/1/2006	9/11/2006		MCO - Motion To Continue	BRUCE EDWIN BUCK
8/1/2006	8/8/2006		BWA - Bench Warrant	The Court
<i>Note:</i> QUASHED 7/26/06				
7/31/2006	7/31/2006	7/26/2006	185 - ME: Bw Quashed/Case Reset	The Court
7/24/2006	7/24/2006	7/21/2006	056 - ME: Hearing Set	The Court
7/13/2006	7/21/2006		MTQ - Motion To Quash	Candace Primack
<i>Note:</i> BENCH WARRANT AND RESET FOR TRIAL MANAGEMENT CONFERENCE				
7/12/2006	7/12/2006	7/6/2006	133 - ME: Bw Issued Hrg/Trl Vacate	The Court
5/17/2006	5/17/2006	5/4/2006	064 - ME: Trial Continued/Reset	The Court
5/3/2006	5/5/2006		MCO - Motion To Continue	Candace Primack
<i>Note:</i> TRIAL SCHEDULED FOR MAY 9, 2006				
5/2/2006	5/2/2006	4/18/2006	089 - ME: Trial Setting	The Court
3/21/2006	3/25/2006		NOI - Notice Of Intent	The Court
<i>Note:</i> TO INTRODUCE DEFENDANTS LEGAL STATUS IN THE UNITED STATES				
3/17/2006	3/17/2006	3/13/2006	027 - ME: Pretrial Conference	The Court
2/16/2006	2/16/2006	2/8/2006	08I - ME: Trial Vacated	The Court
2/7/2006	2/10/2006		MOT - Motion	Candace Primack
<i>Note:</i> SUPPLEMENTAL/TO COMPEL DISCLOSURE				
2/7/2006	2/10/2006		MCO - Motion To Continue	Candace Primack
2/2/2006	2/6/2006		NOT - Notice	Candace Primack
<i>Note:</i> PROPOSED JURY INSTRUCTIONS				
2/1/2006	2/3/2006		MIL - Motion In Limine	RONALD M DEBRIGIDA
<i>Note:</i> RE-STATEMENTS AS THE IMMIGRATION CONSEQUENCES				
11/15/2005	11/28/2005		NDR - Notice of Defenses and Request for Notice of R	Candace Primack
11/4/2005	11/4/2005	10/27/2005	017 - ME: Counsel Appointed	The Court
11/3/2005	11/17/2005		MOT - Motion	Candace Primack
<i>Note:</i> FOR DISCOVERY				
10/27/2005	11/22/2005		TDA - Trial Date Acknowledgement	The Court

## CRIMINAL CASE - DOCKET DISPLAY

CR2005011819 001 DT


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10/18/2005	10/28/2005		DAR - Notice of Disclosure and Request for Disclosu	Tophas (mcao) Anderson
<i>Note:</i> STATE'S				
10/17/2005	10/31/2005		MFW - Motion For Withdraw of counsel	Thomas P Alongi
9/23/2005	9/27/2005		ROR - Release Order	The Court
<i>Note:</i> OWN RECOGNIZANCE 09/01/05				
9/20/2005	9/20/2005	9/15/2005	152 - ME: Not Guilty Plea Arraign	The Court
9/15/2005	9/27/2005		WPH - Waiver Of Preliminary Hearing	The Court
9/15/2005	9/27/2005		ROR - Release Order	The Court
<i>Note:</i> OWN RECOGNIZANCE 09/15/05				
9/15/2005	9/27/2005		INF - Information	Andrew P Thomas
9/2/2005	9/2/2005	9/1/2005	179 - ME: Initial Appearance	The Court
9/1/2005	9/15/2005		SUM - Summons	Tophas (mcao) Anderson
9/1/2005	9/8/2005		NAR - Notice Of Appearance	Thomas P Alongi
8/16/2005	9/27/2005		SUM - Summons	Tophas (mcao) Anderson
8/11/2005	9/27/2005		SUM - Summons	Tophas (mcao) Anderson
7/28/2005	7/28/2005		DCO - Direct Complaint	COUNTY ATTORNEY C

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ANDREW P THOMAS  
MARICOPA COUNTY ATTORNEY

Tophas Anderson  
Deputy County Attorney  
Bar Id #: 021418  
301 West Jefferson, 5th Floor  
Phoenix, AZ 85003  
Telephone: (602) 506-7259  
MCAO Firm #: 00032000  
Attorney for Plaintiff

FILED  
07-28-05 11:07A  
MICHAEL K. JEANES, Clerk  
By   
Deputy

DR 2005000042 - Maricopa County Attorney's Office  
EAST PHOENIX JUSTICE COURT

CA2005026362

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA  
COUNTY OF MARICOPA, RCC - DOWNTOWN

THE STATE OF ARIZONA,  
  
Plaintiff,  
  
vs.  
  
IRMA LUGO LEMONS (001),  
  
Defendant.

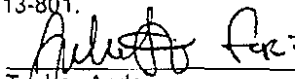
CR 2005-011814-001DT

DIRECT COMPLAINT  
COUNT 1: PRESENTMENT OF FALSE INSTRUMENT  
FOR FILING, A CLASS 6 FELONY

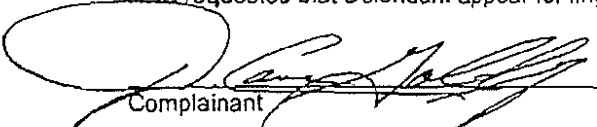
The complainant herein personally appears and, being duly sworn, complains on information and belief against IRMA LUGO LEMONS, charging that in Maricopa County, Arizona:

COUNT 1:

IRMA LUGO LEMONS, on or about the 4<sup>th</sup> day of November, 2003, acknowledged, certified, notarized, procured, or offered to be filed, registered, or recorded in the Office of the Maricopa County Recorder, a public office in this state, State Of Arizona Voter Registration Application, an instrument she knew to be false or forged, which, if genuine, could be filed, registered, or recorded under any law of this state or the United States, or in compliance with established procedure, in violation of A.R.S. §§ 39-161, 13-701, 13-702, 13-702.01, and 13-801.

  
Tophas Anderson  
Deputy County Attorney

It is requested that a SUMMONS be issued.  
IT IS requested that Defendant appear for fingerprints and photograph.

  
Complainant

Agency: Maricopa County Attorney's Office

Subscribed and sworn upon information and belief this \_\_\_ day of July, 2005.

TAI/VAO  
DCO

**COURT INFORMATION SHEET (CIS)**

County Attorney Case Number: CA2005026362

Filing ID Number: CA2005026362-1-1

**STATE v. IRMA LUGO LEMONS**

**Defendant Sequence: 1**

Defendant's Address: **SUMMONS**  
5410 South 3rd Street #102  
Phoenix, AZ 85040

Defendant's Employer: **UNKNOWN**

Defendant's Attorney:

CR 2005 - 011814 - 001DT

**DEFENDANT'S DESCRIPTION:**

Race: H Sex: F Hair: BRO Eyes: BRO Hgt: 501  
Wgt: 180 DOB: 10/31/1951 Soc Sec #: 550153100

SID #: 06993613 FBI #: 765186KA9 Old LEJIS #: Unknown  
JMS Booking #: Unknown JMS LEJIS #: Unknown

**FILING STATUS:**

Direct Complaint CR #: \_\_\_\_\_ Date Filed: \_\_\_\_\_  
Court Designation: **RCC - DOWNTOWN**  
Justice Court Precinct: **EAST PHOENIX | JUSTICE**

**ATTORNEY: TOPHAS ANDERSON** Bar ID: 021418 Location: DOWNTOWN

**PRELIMINARY HEARING/GRAND JURY CHARGES:**

**COUNT 1: PRESENTMENT OF FALSE INSTRUMENT FOR FILING, A CLASS 6 FELONY**

<u>Count</u>	<u>ARS</u>	<u>Date of Crime</u>
1	39-161	11/4/2003

**DEPARTMENTAL REPORTS:**

DR 2005000042 - Maricopa County Attorney's Office

**EXTRADITE: AO**

RCC DT  
IN THE STATE OF ARIZONA, COUNTY OF MARICOPA COURT  
RELEASE QUESTIONNAIRE

Information to be supplied by a prosecutor or law enforcement officer.

STATE OF ARIZONA vs. IRMA LEMONS DOB 10/31/51 CASE/BK. NO. \_\_\_\_\_

**A. GENERAL INFORMATION**

1. Charge and Class: \_\_\_\_\_

Presentment of a False Document  
 For filing ARS 539-161

2. Offense Location: 111 S. Third Ave  
Phoenix, AZ 85003

Date of Offense: 11/4/2003 Time: \_\_\_\_\_

3. Arrest Location: \_\_\_\_\_  
Date: \_\_\_\_\_ Time: \_\_\_\_\_

**B. CIRCUMSTANCES OF THE OFFENSE**

1. Was a firearm or other weapon used?  
 YES  NO  
Type of weapon: \_\_\_\_\_

Was anyone injured by the defendant?  
 YES  NO  
Was medical attention necessary?  
 YES  NO  
Nature of injuries: \_\_\_\_\_

2. Was anyone threatened by the defendant?  
 YES  NO  
Nature and extent of threats: \_\_\_\_\_

3. If property offense, value of property taken or damaged: \_\_\_\_\_  
Was the property recovered?  
 YES  NO

**C. CIRCUMSTANCES OF THE ARREST**

1. Did the defendant attempt to:  
Avoid arrest?  YES  NO  
Resist arrest?  YES  NO  
Explain: \_\_\_\_\_

2. Was the defendant armed when arrested?  
 YES  NO  
Type of weapon: \_\_\_\_\_

3. Was evidence of the offense found in the defendant's possession?  
 YES  NO  
Explain: \_\_\_\_\_

4. Was the defendant under the influence of alcohol or drugs at the time of the offense?  
 YES  NO  UNK

**D. CRIMES OF VIOLENCE**

1. Relationship of defendant to victim:  
Do the victim and defendant reside together?  
 YES  NO

2. How was the situation brought to the attention of police?  
 Victim  
 Third party  
 Officer observed

3. Have there been any previous incidents involving these same parties?  
 YES  NO  
Explain: \_\_\_\_\_

4. Is defendant currently the subject of:  
 An order of protection  
 Injunction against harassment  
 Any other court order  
Explain: \_\_\_\_\_

**E. OTHER INFORMATION**

1. Is the defendant presently on probation, parole or any other form of release involving other charges or convictions?  
 YES  NO  
Explain: \_\_\_\_\_

2. List any prior arrests, convictions, and/or F.T.A.'s:  
\_\_\_\_\_

3. Is there any indication the defendant is:  
 An alcoholic?  An addict?  
 Mentally disturbed?  Physically ill?

4. Is the defendant currently employed?  
 YES  NO  
With whom \_\_\_\_\_  
How long \_\_\_\_\_  
Nature of employment \_\_\_\_\_

5. Where does the defendant currently reside?  
5410 S. 3rd Street  
With whom \_\_\_\_\_  
How long Phoenix, AZ

6. What facts indicate the defendant will flee if released?  
Explain: \_\_\_\_\_

7. What facts does the State have to oppose an unsecured release?  
Explain: \_\_\_\_\_

**F. DRUG OFFENSES**

1. If the defendant is considered a major drug dealer, please state the supporting facts:

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

2. What quantities and types of illegal drugs are directly involved in this offense?

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

Approximate monetary value:

\_\_\_\_\_

3. Was any money seized?

YES  NO

Amount: \_\_\_\_\_

4. Were any automatic weapons in the possession of the defendant at the time of the arrest?

YES  NO

Quantity and type: \_\_\_\_\_

**G. SUMMARY**

1. Please include information which establishes probable cause for the arrest.

*The defendant completed & filed a state of Arizona voter registration card with false information. On the card, the A falsely claimed to be a US citizen*

\_\_\_\_\_  
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 \_\_\_\_\_

**MARICOPA COUNTY JUSTICE COURT PRECINCTS**

- 1. East Phoenix #1
- 2. East Phoenix #2
- 3. Central Phoenix
- 4. West Phoenix
- 5. Northeast Phoenix
- 6. Northwest Phoenix
- 7. South Phoenix
- 8. Glendale
- 9. Peoria
- 10. Tolleson
- 11. Scottsdale

- 12. Tempe
- 13. Chandler
- 14. East Mesa
- 15. West Mesa
- 16. Wickenburg
- 17. Gila Bend
- 18. Buckeye
- 19. Maryvale
- 20. North Mesa
- 21. South Mesa/Gilbert

(PLEASE REFER TO PRECINCT MAP)

**JUDICIAL OFFICER REVIEW OF PROBABLE CAUSE STATEMENT AND COMPLAINT ON OATH OR AFFIRMATION**

- Complaint review
- Witness sworn
- Review of [unclear] TV
- Other sources
- PC determined

I certify that the information presented is true to the best of my knowledge.

*[Signature]* 199  
 ARRESTING OFFICER/SERIAL NUMBER

*MCAO 602.506-5845*  
 AGENCY DUTY PHONE NUMBER

*7.27.05*  
 DATE

Pursuant to AO 2003-046, the oath has been administered pursuant to the law and required procedures. *[Signature]*

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CR2005-011814-001 DT

11/13/2006

HONORABLE CATHY M. HOLT

CLERK OF THE COURT  
A. Moore  
Deputy

STATE OF ARIZONA

TOPHAS ANDERSON

v.

IRMA LUGO LEMONS (001)

KARLA LINN MOMBERGER

DISPOSITION CLERK-CSC  
VICTIM SERVICES DIV-CA-CCC

CASE DISMISSED

10:30 a.m. This is the time set for Status Conference.

State's Attorney:	Tophas Anderson
Defendant's Attorney:	Karla Momberger
Defendant:	Not Present
Court Reporter:	Traci Webster


The Court having previously granted Defendant's Motion to Suppress re State's Failure to Show Corpus Delicti, pursuant to State's oral motion,

IT IS ORDERED dismissing this case without prejudice.

10:33 a.m. Matter concludes.

ANDREW P THOMAS  
MARICOPA COUNTY ATTORNEY

Tophas Anderson  
Deputy County Attorney  
Bar Id #: 021418  
301 West Jefferson, 5th Floor  
Phoenix, AZ 85003  
Telephone: (602) 506-7259  
MCAO Firm #: 00032000  
Attorney for Plaintiff

**FILED**  
07-28-05 11:06A  
MICHAEL K. JEANES, Clerk  
By   
Deputy

DR 2005000041 - Maricopa County Attorney's Office  
EAST PHOENIX JUSTICE COURT

CA2005026371

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA  
COUNTY OF MARICOPA, RCC - DOWNTOWN

THE STATE OF ARIZONA,  
  
Plaintiff,  
  
vs.  
  
ISRAEL RIVERA (001),  
  
Defendant.


CR 2005 - 011813 - 001DT

DIRECT COMPLAINT  
COUNT 1: PRESENTMENT OF FALSE INSTRUMENT  
FOR FILING, A CLASS 6 FELONY

The complainant herein personally appears and, being duly sworn, complains on information and belief against ISRAEL RIVERA, charging that in Maricopa County, Arizona:

COUNT 1:

ISRAEL RIVERA, on or about the 30<sup>th</sup> day of March, 2004, acknowledged, certified, notarized, procured, or offered to be filed, registered, or recorded in the Office of the Maricopa County Recorder, a public office in this state, State Of Arizona Voter Registration Application, an instrument he knew to be false or forged, which, if genuine, could be filed, registered, or recorded under any law of this state or the United States, or in compliance with established procedure, in violation of A.R.S. §§ 39-161, 13-701, 13-702, 13-702.01, and 13-801.

  
Tophas Anderson  
Deputy County Attorney

It is requested that a SUMMONS be issued.  
IT IS requested that Defendant appear for fingerprints and photograph.

  
Complainant

Agency: Maricopa County Attorney's Office

Subscribed and sworn upon information and belief this \_\_\_ day of July, 2005.

TA/IVAO

DCO

COURT INFORMATION SHEET (CIS)

County Attorney Case Number: CA2005026371

Filing ID Number: CA2005026371-1-1

STATE v. ISRAEL RIVERA  
Defendant Sequence: 1

Defendant's Address: **SUMMONS**  
321 West Tamarisk  
Phoenix, AZ 85041

Defendant's Employer: UNKNOWN

Defendant's Attorney:

CR 2005 - 011813 - 001DT

DEFENDANT'S DESCRIPTION:

Race: H Sex: M Hair: UNKNOWN Eyes: UNK Hgt: UNKNO  
NOW WN  
N  
Wgt: UNKN DOB: 10/30/1950 Soc Sec #: Unknown  
OWN

SID #: Unknown FBI #: Unknown Old LEJIS #: Unknown  
JMS Booking #: Unknown JMS LEJIS #: Unknown

FILING STATUS:

Direct Complaint CR #: \_\_\_\_\_ Date Filed: \_\_\_\_\_  
Court Designation: RCC - DOWNTOWN  
Justice Court Precinct: EAST PHOENIX JUSTICE

ATTORNEY: TOPHAS ANDERSON Bar ID: 021418 Location: DOWNTOWN

PRELIMINARY HEARING/GRAND JURY CHARGES:

COUNT 1: PRESENTMENT OF FALSE INSTRUMENT FOR FILING, A CLASS 6 FELONY

<u>Count</u>	<u>ARS</u>	<u>Date of Crime</u>
1	39-161	3/30/2004

DEPARTMENTAL REPORTS:

DR 2005000041 - Maricopa County Attorney's Office

EXTRADITE: AO

DWL

IN THE RCC DT COURT  
 STATE OF ARIZONA, COUNTY OF MARICOPA  
 RELEASE QUESTIONNAIRE

Information to be supplied by a prosecutor or law enforcement officer.

STATE OF ARIZONA vs ISRAEL RIVERA DOB 10/30/50 CASE/BK. NO. \_\_\_\_\_

**A. GENERAL INFORMATION**

1. Charge and Class: 6A  
Presentment by False Document  
ARS 539-161  
 2. Offense Location: 111 S. Third Ave  
Phoenix, AZ  
 Date: 3/30/04 Time: \_\_\_\_\_  
 3. Arrest Location: \_\_\_\_\_  
 Date: \_\_\_\_\_ Time: \_\_\_\_\_

**B. CIRCUMSTANCES OF THE OFFENSE**

1. Was a firearm or other weapon used?  
 YES  NO  
 Type of weapon: \_\_\_\_\_  
 Was anyone injured by the defendant?  
 YES  NO  
 Was medical attention necessary?  
 YES  NO  
 Nature of injuries: \_\_\_\_\_  
 2. Was anyone threatened by the defendant?  
 YES  NO  
 Nature and extent of threats: \_\_\_\_\_  
 3. If property offense, value of property taken or damaged:  
 \_\_\_\_\_  
 Was the property recovered?  
 YES  NO

**C. CIRCUMSTANCES OF THE ARREST**

1. Did the defendant attempt to:  
 Avoid arrest?  YES  NO  
 Resist arrest?  YES  NO  
 Explain: \_\_\_\_\_  
 2. Was the defendant armed when arrested?  
 YES  NO  
 Type of weapon: \_\_\_\_\_  
 3. Was evidence of the offense found in the defendant's possession?  
 YES  NO  
 Explain: \_\_\_\_\_  
 4. Was the defendant under the influence of alcohol or drugs at the time of the offense:  
 YES  NO  UNK

**D. CRIMES OF VIOLENCE**

1. Relationship of defendant to victim:  
 Do the victim and defendant reside together?  
 YES  NO  
 2. How was the situation brought to the attention of police?  
 Victim  
 Third party  
 Officer observed  
 3. Have there been any previous incidents involving these same parties?  
 YES  NO  
 Explain: \_\_\_\_\_  
 4. Is defendant currently the subject of:  
 An order of protection  
 Injunction against harassment  
 Any other court order  
 Explain: \_\_\_\_\_

**E. OTHER INFORMATION**

1. Is the defendant presently on probation, parole or any other form of release involving other charges or convictions?  
 YES  NO  
 Explain: \_\_\_\_\_  
 2. List any prior arrests, convictions, and/or F.T.A.'s:  
 \_\_\_\_\_  
 3. Is there any indication the defendant is:  
 An alcoholic?  An addict?  
 Mentally disturbed?  Physically ill?  
 4. Is the defendant currently employed?  
 YES  NO  
 With whom \_\_\_\_\_  
 How long \_\_\_\_\_  
 Nature of employment \_\_\_\_\_  
 5. Where does the defendant currently reside?  
321 W Tamarisk  
 With whom Phoenix  
 How long \_\_\_\_\_  
 6. What facts indicate the defendant will flee if released?  
 Explain: \_\_\_\_\_  
 7. What facts does the State have to oppose an unsecured release?  
 Explain: \_\_\_\_\_

**F. DRUG OFFENSES**

1. If the defendant is considered a major drug dealer, please state the supporting facts:

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

2. What quantities and types of illegal drugs are directly involved in this offense?

\_\_\_\_\_  
 \_\_\_\_\_

Approximate monetary value:

\_\_\_\_\_

3. Was any money seized?

YES  NO

Amount: \_\_\_\_\_

4. Were any automatic weapons in the possession of the defendant at the time of the arrest?

YES  NO

Quantity and type: \_\_\_\_\_

**G. SUMMARY**

1. Please include information which establishes probable cause for the arrest.

*The defendant completed & filed a state of Arizona voter registration card with false information. On the card, the Δ falsely claimed to be a US citizen.*

\_\_\_\_\_  
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**MARICOPA COUNTY JUSTICE COURT PRECINCTS**

- 1. East Phoenix #1
- 2. East Phoenix #2
- 3. Central Phoenix
- 4. West Phoenix
- 5. Northeast Phoenix
- 6. Northwest Phoenix
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- 11. Scottsdale

- 12. Tempe
- 13. Chandler
- 14. East Mesa
- 15. West Mesa
- 16. Wickenburg
- 17. Gila Bend
- 18. Buckeye
- 19. Maryvale
- 20. North Mesa
- 21. South Mesa/Gilbert

(PLEASE REFER TO PRECINCT MAP)

**JUDICIAL OFFICER REVIEW OF PROBABLE CAUSE STATEMENT AND COMPLAINT ON OATH OR AFFIRMATION**

I certify that the information presented is true to the best of my knowledge.

- Complaint review
  - Witness sworn
  - Reviewed Form IV
  - Other sources:
  - PC determined
- Judicial Officer \_\_\_\_\_

*[Signature]*  
 ARRESTING OFFICER/SERIAL NUMBER

*MCAD 602-506-5845*  
 AGENCY/DUTY PHONE NUMBER

*7-15-05*  
 DATE

Pursuant to AO 2003-046, the oath has been administered pursuant to the law and required procedures.

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CR2005-011813-001 DT

10/30/2006

HONORABLE CATHY M. HOLT

CLERK OF THE COURT  
A. Moore  
Deputy

STATE OF ARIZONA

TOPHAS ANDERSON

v.

ISRAEL RIVERA (001)

GERALD M BRADLEY

CITS - CCC SPANISH  
DISPOSITION CLERK-CSC  
VICTIM SERVICES DIV-CA-CCC

CASE DISMISSED

8:50 a.m. This is the time set for Status Conference.

State's Attorney:	Tophas Anderson
Defendant's Attorney:	Gerald Bradley
Defendant:	Present
Interpreter:	Gabriella Lindsey-Hall
Court Reporter:	Traci Webster

State's counsel has filed a Motion to Dismiss.

Counsel present argument to the Court re dismissal with or without prejudice.

IT IS ORDERED taking State's Motion to Dismiss under advisement.

9:03 a.m. Matter concludes.

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CR2005-011813-001 DT

10/30/2006

LATER:

IT IS ORDERED dismissing this case without prejudice.

Court of Appeals Division One

Criminal

1 CA-CR 06-0836

STATE v. RIVERA

Appellate Case Information

Case Filed: 12-Oct-2006
Case Closed:

Dept/Composition

Side 1. STATE OF ARIZONA, Appellant

(Litigant Group) STATE OF ARIZONA

- State of Arizona

Attorney for: Appellant

David E Wood, Esq. (AZ Bar No. 21403)

Side 2. ISRAEL RIVERA, Appellee

(Litigant Group) ISRAEL RIVERA

- Israel Rivera

Attorney for: Appellee

Tennie B Martin, Esq. (AZ Bar No. 16257)

CASE STATUS

Nov 21, 2006...Record Complete-Notice Completion Sent

PREDECESSOR CASE(S)

Table with 6 columns: MAR, CR2005-011813-001 DT, Granting Defendant's Motion to Suppress, Cathy M Holt, Authoring Judge of Order, Trial, Dispo

OPEN DUE DATE

Reply Brief due

Due By: Tuesday, January 15, 2008

FILED: APPELLEE'S ANSWERING BRIEF

[2 extensions]

CALENDAR

Wednesday MOTION CALENDAR

26-Dec-2007

File date: 12/24/2007.....Motion for Extension of Time to File the Reply Brief (Appellant)

DECISION RENDERED: See proceeding entry for ORDER dated 28-Dec-2007 for more information...

37. PROCEEDING ENTRIES

- 1. 12-Oct-2006 Notice of Appeal from Maricopa County Superior Court filed 10/10/06 - Notification to Court Reporters 10/11/06..
2. 9-Nov-2006 FILED: Reporters Transcript (10/02/06 [Patricia A Connolly])
3. 21-Nov-2006 FILED: Record on Appeal: Instruments: 1 part Minute Entries: 1 part Disposition Report: None Exhibits: List and 1 in manila envelope
4. 21-Nov-2006 FILED: Index of Record
5. 21-Nov-2006 FILED: Notice of Completion of Record
6. 5-Jan-2007 ORDERED: opening brief due date EXTENDED from Friday, 01-05-2007 to Friday, 02-02-2007. Fred Cole ProTem Judge - Author
7. 1-Feb-2007 FILED: Motion for Extension of Time (Opening Brief) (Appellant State)

Court of Appeals Division One

Criminal

1 CA-CR 06-0836

STATE v. RIVERA

37 PROCEEDING ENTRIES

8. 9-Feb-2007 ORDERED: Motion for Extension of Time (Opening Brief) (Appellant State) = GRANTED. Due date EXTENDED from Friday, 02-02-2007 to Friday, 03-09-2007. Absent compelling circumstances, no further extensions will be granted. Anthony Mackey ProTem Judge - Author
9. 9-Mar-2007 FILED: Motion for Extension of Time (Opening Brief)(Appellant)
10. 13-Mar-2007 FILED: APPELLANT'S OPENING BRIEF
11. 14-Mar-2007 ORDERED: Motion for Extension of Time to File Opening Brief (Appellant) = GRANTED. Due date EXTENDED to/including 04-19-2007. Anthony Mackey ProTem Judge - Author
12. 14-Mar-2007 FILED: Receipt for Certified Mail, # 7005 1820 0000 7718 0985, to David Wood
13. 19-Mar-2007 FILED: Returned Receipt for Certified Mail, # 7005 1820 0000 7718 0985, to David Wood signed by J Hubbard on 03/15/07
14. 30-Apr-2007 ORDERED: answering brief due date EXTENDED to/including 05-25-2007. Fred Cole ProTem Judge - Author
15. 25-May-2007 FILED: Motion for Extension of Time to File Appellant's Opening Brief (Appellee's Answering Brief) (Appellee)
16. 30-May-2007 ORDERED: answering brief due date EXTENDED to/including 06-28-2007. Absent compelling circumstances, no further extensions will be granted. Anthony Mackey ProTem Judge - Author
17. 28-Jun-2007 FILED: Motion for Extension of Time to File Appellee's Answering Brief (Appellee)  
6-Jul-2007 ORDERED: answering brief due date EXTENDED to/including 08-01-2007. FURTHER ORDERED: If answering brief not filed by date above, Sharmilla Roy is to appear before this court on Wednesday, 08-15-2007 at 1:30 pm, Dept. E, to show cause why sanctions should not be imposed. FURTHER ORDERED: directing Court to mail a copy of Court's order by certified mail to appellee's counsel. Anthony Mackey ProTem Judge - Author
19. 6-Jul-2007 FILED: Receipt for Certified Mail, # 7005 1820 0000 7717 6858, to Sharmilla Roy
20. 10-Jul-2007 FILED: Returned Receipt for Certified Mail, # 7005 1820 0000 7717 6858, to Sharmilla Roy signed by Charles Tuscher on 07/09/07
21. 6-Aug-2007 FILED: Motion to Extend Time to File Answering brief (Appellee)
22. 9-Aug-2007 ORDERED: answering brief due date EXTENDED to/including 08-31-2007. ABSENT COMPELLING CIRCUMSTANCES, NO FURTHER EXTENSIONS WILL BE GRANTED. Fred Cole ProTem Judge - Author
23. 31-Aug-2007 FILED: Motion to Extend Time to File the Answering Brief for Thirty Days (Appellee)
24. 6-Sep-2007 ORDERED: answering brief due date EXTENDED to/including 10-05-2007. ABSENT COMPELLING CIRCUMSTANCES, NO FURTHER EXTENSIONS WILL BE GRANTED. Anthony Mackey ProTem Judge - Author
25. 5-Oct-2007 FILED: Motion for Extension of Time to File the Answering Brief for Two Weeks (Appellee)
26. 10-Oct-2007 FILED: Receipt for Certified Mail, # 7005 1820 0000 7717 6223, to Tennie Martin
27. 11-Oct-2007 ORDERED: answering brief due date EXTENDED to/including 10-26-2007. FURTHER ORDERED: If answering brief not filed by date above, Tennie Martin is to appear before this court on Wednesday, 11-07-2007 at 1:30 pm, Dept. E, to show cause why sanctions should not be imposed. FURTHER ORDERED: Court to mail a copy of Court's order by certified mail to appellee's counsel. Anthony Mackey ProTem Judge - Author

**Court of Appeals Division One**

Criminal

**1 CA-CR 06-0836**

**STATE v. RIVERA**

**37 PROCEEDING ENTRIES**

28. 15-Oct-2007 FILED: Returned Receipt for Certified Mail, # 7005 1820 0000 7717 6223, to Tennie Martin signed by Charles Tuscher on 10/12/2007
29. 26-Oct-2007 FILED: Motion to Extend Time to File the Answering Brief for One Week (Appellee)
30. 31-Oct-2007 ORDERED: Answering Brief due date EXTENDED from Friday, 10-26-2007 to Monday, 11-05-2007. FURTHER ORDERED: vacating order to show cause hearing scheduled for Wednesday, 11-07-2007, at 1:30 pm, before Dept. E. FURTHER ORDERED: If answering brief is not filed by date above, Tennie B. Martin is to appear before this court on Wednesday, 11-21-2007 at 1:30 pm, Dept. E, to show cause why sanctions should not be imposed. Anthony Mackey ProTem Judge - Author
31. 31-Oct-2007 FILED: Receipt for Certified Mail, # 7005 1820 0000 7717 5882, to Tennie B. Martin
32. 5-Nov-2007 FILED: Returned Receipt for Certified Mail, # 7005 1820 0000 7717 5882, to Tennie B. Martin signed by Charles Tuscher on 11/02/07.
33. 5-Nov-2007 FILED: APPELLEE'S ANSWERING BRIEF
34. 3-Dec-2007 FILED: Motion for Extension of Time to File the Reply Brief (Appellant)
35. 6-Dec-2007 ORDERED: granting motion/extending reply brief due date to/including 12-24-2007. Absent compelling circumstances, no further extensions will be granted. Anthony Mackey ProTem Judge - Author
36. 24-Dec-2007 FILED: Motion for Extension of Time to File the Reply Brief (Appellant)
37. 28-Dec-2007 ORDERED: granting motion/extending reply brief due date to/including 01-15-2008. No further extensions will be granted. Anthony Mackey ProTem Judge - Author

# CRIMINAL CASE - DOCKET DISPLAY

CR2005011813 001 DT

Israel Rivera

Branch: Downtown

Calendar: CRJ08, Jeanne Garcia

File Date: 7/28/2005

Status Date: 11/21/2006

Status: T - Terminated

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## ALIAS

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## OTHER PARTIES

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## JUDGMENTS

1	File Date: 8/19/2005 at 2:26 PM	Pages: 3	Status Date:
	Judgement Type: Reimbursement	Amount: \$ 90.00	Frequency: One Time
		For State Of Arizona	
		Against Israel Rivera	

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## CRIMINAL CASE - DOCKET DISPLAY

CR2005011813 001 DT

### DOCKET EVENTS

<i>Filed</i>	<i>Docketed</i>	<i>Minute Entry</i>	<i>Docket Type</i>	<i>Filed By</i>
11/24/2006	12/5/2006		CAR - Court Of Appeals Receipt	The Court
11/24/2006	12/5/2006		CAR - Court Of Appeals Receipt	The Court
11/20/2006	11/27/2006		AIX - Appeals Index	The Court
11/20/2006	11/27/2006		LET - Letter	The Court
11/15/2006	11/21/2006		DRE - Disposition Report	The Court
11/6/2006	11/6/2006	10/30/2006	042 - ME: Case Dismissed - Full	The Court
10/27/2006	10/27/2006	10/20/2006	083 - ME: Conference Reset/Cont	The Court
10/13/2006	10/13/2006	10/12/2006	028 - ME: Status Conference Set	The Court
10/11/2006	10/12/2006		NOT - Notice	The Court
<i>Note:</i> NOTIFICATION TO COURT REPORTERS NOTICE OF APPEAL FILED				
10/10/2006	10/11/2006		NAP - Notice Of Appeal	Gerald R Grant
<i>Note:</i> AND REQUEST FOR PREPARATION OF TRANSCRIPTS				
10/5/2006	10/5/2006	10/2/2006	088 - ME: Case Transferred	The Court
10/4/2006	10/4/2006		MTD - Motion To Dismiss	Tophas (mcao) Anderson
<i>Note:</i> eFile Id19530 --				
10/4/2006	10/4/2006	9/26/2006	005 - ME: Hearing	The Court
10/2/2006	10/2/2006	9/25/2006	085 - ME: Conference	The Court
9/25/2006	10/4/2006		RMR - Response to Defendant's Motion	Tophas (mcao) Anderson
<i>Note:</i> IN LIMINE TO SUPPRESS DEFS STATEMENTS FOR STATES FAILURE TO SHOW CORPUS DELICTI				
9/22/2006	9/22/2006	9/18/2006	064 - ME: Trial Continued/Reset	The Court
9/20/2006	9/26/2006		RES - Response	Gerald M Bradley
<i>Note:</i> TO STATES MOTION TO CONTINUE				
9/19/2006	9/22/2006		MCO - Motion To Continue	Tophas (mcao) Anderson
9/18/2006	9/21/2006		MOT - Motion	Gerald M Bradley
<i>Note:</i> TO PRECLUDE STATES WITNESSES				
9/18/2006	9/18/2006	9/11/2006	083 - ME: Conference Reset/Cont	The Court
9/15/2006	9/20/2006		MIL - Motion In Limine	Gerald M Bradley
<i>Note:</i> TO SUPPRESS DEFENDANTS STATEMENTS FOR STATES FAILURE TO SHOW CORPUS DELICTI				
9/14/2006	9/19/2006		MOT - Motion	Gerald M Bradley
<i>Note:</i> TO SUPPRESS				
9/11/2006	9/15/2006		REQ - Request	Gerald M Bradley
<i>Note:</i> VOIR DIRE				
9/11/2006	9/15/2006		MIL - Motion In Limine	Gerald M Bradley
7/31/2006	7/31/2006	7/24/2006	064 - ME: Trial Continued/Reset	The Court
7/13/2006	7/13/2006	7/11/2006	085 - ME: Conference	The Court
6/12/2006	6/12/2006	6/5/2006	064 - ME: Trial Continued/Reset	The Court
5/8/2006	5/8/2006		CAO - Court Of Appeals Order	The Court
<i>Note:</i> DECLINING JURISDICTION(ICA-SA 06-0048)				
5/8/2006	5/8/2006		ALT - Appeals Letter Of Transmittal	The Court
5/3/2006	5/5/2006		NOT - Notice	Gerald M Bradley

## CRIMINAL CASE - DOCKET DISPLAY

CR2005011813 001 DT

<i>Note:</i> OF WITNESSES/SUPPLEMENT				
4/21/2006	4/21/2006	4/17/2006	089 - ME: Trial Setting	The Court
3/8/2006	3/8/2006	3/3/2006	083 - ME: Conference Reset/Cont	The Court
3/2/2006	3/2/2006	2/24/2006	028 - ME: Status Conference Set	The Court
2/24/2006	3/9/2006		EXW - Exhibits Work Sheet	The Court
2/6/2006	2/6/2006	1/30/2006	020 - ME: Matter Under Advisement	The Court
1/13/2006	1/13/2006	1/9/2006	064 - ME: Trial Continued/Reset	The Court
1/6/2006	1/11/2006		MOT - Motion	Gerald M Bradley
<i>Note:</i> SUPPLEMENTAL/TO COMPEL DISCLOSURE				
1/6/2006	1/11/2006		MCO - Motion To Continue	Gerald M Bradley
<i>Note:</i> AND REQUEST FOR ORAL ARGUMENT ON MOTION TO COMPEL DISCLOSURE				
12/23/2005	1/3/2006		NOT - Notice	Gerald M Bradley
<i>Note:</i> OF WITNESS/SUPPLEMENT				
12/16/2005	12/22/2005		MIL - Motion In Limine	RONALD M DEBRIGIDA
<i>Note:</i> RE STATEMENTS AS TO IMMIGRATION CONSEQUENCES				
12/13/2005	12/20/2005		RMR - Response to Defendant's Motion	Tophas (mcao) Anderson
<i>Note:</i> COMPEL DISCLOSURE				
11/23/2005	12/6/2005		NDR - Notice of Defenses and Request for Notice of R	Gerald M Bradley
<i>Note:</i> SUPPLEMENTAL				
12/23/2005	12/1/2005		MOT - Motion	Gerald M Bradley
<i>Note:</i> TO COMPEL DISCLOSURE				
10/14/2005	10/26/2005		DAR - Notice of Disclosure and Request for Disclosu	Tophas (mcao) Anderson
10/13/2005	10/25/2005		TDA - Trial Date Acknowledgement	The Court
9/15/2005	10/18/2005		RTM - Returned Mail	The Court
9/15/2005	9/19/2005		SJR - Satisfaction of Judgment for Attorney Reimburse	The Court
9/8/2005	9/7/2005		ROR - Release Order	The Court
<i>Note:</i> OWN RECOGNIZANCE 8-19-05				
9/7/2005	9/16/2005		NDR - Notice of Defenses and Request for Notice of R	Gerald M Bradley
9/7/2005	9/7/2005	9/1/2005	152 - ME: Not Guilty Plea Arraign	The Court
9/7/2005	9/22/2005		MOT - Motion	Gerald M Bradley
<i>Note:</i> FOR DISCOVERY				
9/6/2005	9/7/2005		SUM - Summons	Tophas (mcao) Anderson
9/6/2005	9/7/2005		ORC - Order Regarding Counsel	The Court
9/6/2005	9/7/2005		ORI - Order Regarding Appointment Of Court Interpre	The Court
9/1/2005	9/7/2005		WPH - Waiver Of Preliminary Hearing	The Court
9/1/2005	9/7/2005		ROR - Release Order	The Court
<i>Note:</i> OWN RECOGNIZANCE 9-1-05				
9/1/2005	9/7/2005		INF - Information	Tophas (mcao) Anderson
8/22/2005	8/22/2005	8/19/2005	179 - ME: Initial Appearance	The Court
8/19/2005	8/19/2005		DRO - Indigent Defense Reimbursement Order	The Court
8/11/2005	9/7/2005		SUM - Summons	Tophas (mcao) Anderson

# CRIMINAL CASE - DOCKET DISPLAY

CR2005011813 001 DT

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8/11/2005	9/7/2005		SAS - Summons & Affidavit Of Service	Tophas (mcao) Anderson
8/9/2005	8/9/2005	8/8/2005	003 - ME: Hearing Reset	The Court
7/28/2005	7/28/2005		DCO - Direct Complaint	COUNTY ATTORNEY C

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TO BE PROCESSED YOU MUST BRING this summons, some form of identification (i.e., Arizona Drivers License, Arizona Social Services card, Arizona I.D. card, Resident Alien card, or Military I.D. card, AND if you are under eighteen (18) years of age, a copy of the minute entry remanding your case to adult court).

GIVEN UNDER MY HAND AND SEAL of the said Court on November 29, 2005  
by order of the Court.

MICHAEL K JEANES  
CLERK OF THE SUPERIOR COURT

By McSerrano  
Deputy Clerk

ROY ANDROES  
2333 East Southern Avenue 2089  
Tempe, AZ 85282  
Phone: Home (480) 756-0454

OFFICER'S RETURN

I CERTIFY that

- This summons was served by certified mail, receipt attached,
- I personally served this summons
- I personally attempted to serve this summons

on \_\_\_\_\_ at \_\_\_\_\_  
(Defendant) (Date/Time)

at \_\_\_\_\_ Arizona.

If not served, reason: \_\_\_\_\_  
Officer Serving Summons \_\_\_\_\_

**TO BE COMPLETED BY OFFICER TAKING FINGERPRINTS & PHOTOGRAPHS:**

Case No. \_\_\_\_\_ Date: \_\_\_\_\_ Time: \_\_\_\_\_  
Location: \_\_\_\_\_ Officer: \_\_\_\_\_

TA/lt

*County attorney hand delivered  
copy of Summons no mail.*

MICHAEL K. JEANES, CLERK:  
BY: *M. K. Jeanes* DEP  
FILED

2006 JAN 11 PM 1:33

ANDREW P THOMAS  
MARICOPA COUNTY ATTORNEY

Tophas Anderson  
Deputy County Attorney  
Bar Id #: 021418  
301 West Jefferson, 5th Floor  
Phoenix, AZ 85003  
Telephone: (602) 506-7259  
MCAO Firm #: 00032000  
Attorney for Plaintiff

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

THE STATE OF ARIZONA,	)	
	)	
Plaintiff,	)	
	)	
vs.	)	
	)	
ROY ANDROES (001),	)	CR2005-015052-001 DT
	)	
Defendant.	)	381 GJ 283
	)	
	)	SUMMONS
	)	

An indictment having been filed this 5<sup>th</sup> day of January, 2006, in the Superior Court of Maricopa County, Arizona, charging you ROY ANDROES, with the crimes of **COUNT 1: ILLEGAL VOTING, A CLASS 5 FELONY; COUNT 2: PRESENTMENT OF FALSE INSTRUMENT FOR FILING, A CLASS 6 FELONY**, you are

HEREBY SUMMONED to appear before this Court to answer the Indictment in Room 501, Central Courts Building, Superior Court, 201 West Jefferson, Phoenix, Arizona, on **January 18, 2006**, at the hour of 8:30 a.m. Requests for reasonable accommodation for persons with disabilities must be made to the division assigned to the case by parties at least three judicial days in advance of a scheduled court proceeding and may be done by calling (602) 506-5927.

Failure to appear without good cause as summoned will place you in contempt of Court, and a warrant will be issued for your arrest.

YOU ARE FURTHER ORDERED to appear to be photographed and fingerprinted by the Maricopa County Sheriff's Office, 201 West Jefferson, Phoenix, AZ, telephone (602) 876-1070.

You are to contact this facility by telephone within 48 hours of receipt of this summons to schedule an appointment to be processed. **TO BE PROCESSED YOU MUST BRING this summons, some form of identification (i.e., Arizona Drivers License, Arizona Social Services Card, Arizona I.D. Only Card, Resident Alien Card, or Military I.D. Card, AND if you are under eighteen (18) years of age, a copy of the minute entry remanding your case to adult court).**

GIVEN UNDER MY HAND AND SEAL of the said Court this 5<sup>th</sup> day of January, 2006, by order of the Court.

MICHAEL K JEANES  
CLERK OF THE SUPERIOR COURT

By *MKJ*  
Deputy Clerk

ROY ANDROES  
2333 East Southern Avenue 2089  
Tempe, AZ 85282  
Home (480) 756-0454

**OFFICER'S RETURN**

I CERTIFY that

- This summons was served by certified mail, receipt attached,  
 I personally served this summons  
 I personally attempted to serve this summons

on Roy Androes at 1/9/06  
(Defendant) (Date\Time)  
at 2333 E. Southern Ave 2089 Tempe, Arizona. 85282

If not served, reason: \_\_\_\_\_

**TO BE COMPLETED BY OFFICER TAKING FINGERPRINTS & PHOTOGRAPHS:**

Case No. \_\_\_\_\_ Date: \_\_\_\_\_ Time: \_\_\_\_\_  
Location: \_\_\_\_\_ Officer: \_\_\_\_\_  
TA/II/AO

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CR2005-015052-001 DT

09/19/2006

HONORABLE J. RICHARD GAMA

CLERK OF THE COURT  
C. Strup  
Deputy

STATE OF ARIZONA

TOPHAS ANDERSON

v.

ROY ANDROES (001)  
DOB: 03/28/1964

KATHRYN TOMLINSON  
APO-SENTENCINGS-CCC  
APPEALS-CCC  
DISPOSITION CLERK-CSC  
RFR  
VICTIM SERVICES DIV-CA-CCC

SUSPENSION OF SENTENCE - PROBATION GRANTED

9:48 a.m.

State's Attorney: Burt A. Jorgensen on behalf of Tophas Anderson  
Defendant's Attorney: Kathryn Tomlinson  
Defendant: Present  
Court Reporter: Lorraine Chalkey

Count(s) 1: WAIVER OF TRIAL: The Defendant knowingly, intelligently and voluntarily waived all pertinent constitutional and appellate rights and entered a plea of guilty.

IT IS THE JUDGMENT of the Court Defendant is guilty of the following:

OFFENSE: Count 1 (as Amended): Attempted Illegal Voting  
Class 6 Felony  
A.R.S. § 13-1001, 16-1016, 16-101, 13-701, 702, 702.01, 801  
Date of Offense: 11/05/2002

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CR2005-015052-001 DT

09/19/2006

Non Dangerous - Non Repetitive

IT IS ORDERED suspending imposition of sentence and, under the supervision of the Adult Probation Department (APD), placing the defendant on probation for:

Count 1 Probation Term: 1 Year

To begin 09/19/2006.

Conditions of probation include the following:

Condition 16 - Restitution, Fines, and Fees:

ASSESSMENTS:

Count 1: PROBATION SURCHARGE: \$5.00

All amounts payable through the Clerk of the Superior Court.

IT IS ORDERED granting the Motion To Dismiss the following: Count 2 and Allegations of on Probation and Historical Prior.

The presentence investigation report is filed under CR2005-015052-001 DT.

9:57 a.m. Matter concludes.

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

Date: 9/19/04

No. CR 2005-015052-001DT

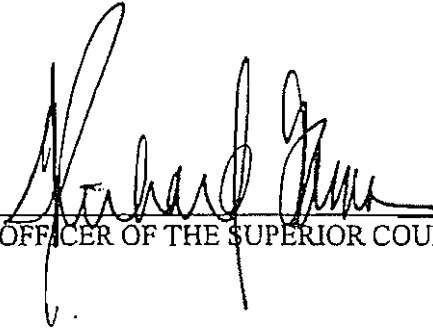
STATE v. Roy Androes

CLERK OF THE COURT

C. STRUP

Deputy

Let the record reflect that the Defendant's thumbprint is permanently affixed to this sentencing order in open court.



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JUDICIAL OFFICER OF THE SUPERIOR COURT

(thumbprint)



SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CR2007-008628-001 DT

12/10/2007

COMMISSIONER COLLEEN L. FRENCH

CLERK OF THE COURT  
R. Miller  
Deputy

STATE OF ARIZONA

JOHN SCOTT EVANS

v.

WILLIAM GARY COWLING (001)

JOSHUA BLUMENREICH

Custody Status: Own Recognizance Release

VICTIM SERVICES DIV-CA-CCC

NOT GUILTY ARRAIGNMENT

8:46 a.m.

Courtroom ECB 813

State's Attorney: Scott Evans  
Defendant's Attorney: Joshua Blumenreich  
Defendant: Present

A record of the proceedings is made by audio and/or videotape in lieu of a court reporter.

Let the record reflect that the Defendant enters a plea of not guilty to all charges.

The State has complied with Rule 15.1(a).

In preparation for the Initial Pretrial Conference (IPTC), the parties shall do the following:

1. The defense attorney shall conduct a conflicts check within the office to determine whether a conflict exists. If a conflict exists, counsel shall staff the conflict with the appropriate

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CR2007-008628-001 DT

12/10/2007

supervisor, and counsel shall file the appropriate Motion to Withdraw so new counsel can appear at the Initial Pretrial Conference.

2. Motions to Modify Release Conditions shall be heard at the Initial Pretrial Conference. Motions shall be filed with the assigned Commissioner not later than 10 days prior to the Initial Pretrial Conference.

3. If a plea agreement is extended by the State, the State shall extend the plea not later than 10 days before the Initial Pretrial Conference. Defense Counsel shall make reasonable efforts to present the plea to in custody defendants before the Initial Pretrial Conference.

4. Motion for Rule 11 Evaluations shall be heard at the Initial Pretrial Conference. Motions shall be filed with the assigned Commissioner not less than 10 days before the Initial Pretrial Conference.

5. Defense Counsel shall prepare and file a List of Specific Items of Discovery required under Rule 15.1 (b), but which were not disclosed. See Rule 15.2(e). Such list shall be filed with the assigned Commissioner not less than 5 days before the Initial Pretrial Conference.

ANY MOTION TO MODIFY RELEASE CONDITIONS, OR RULE 11 MOTIONS NOT FILED BEFORE THE INITIAL PRETRIAL CONFERENCE WILL BE HEARD AT THE COMPREHENSIVE PRETRIAL CONFERENCE BEFORE THE ASSIGNED TRIAL JUDGE. ALL MOTIONS SHALL BE IN WRITING WITH SPECIFIC FACTS TO SUPPORT THE MOTIONS.

This case is assigned to the Honorable Maria del Mar Verdin.

IT IS FURTHER ORDERED setting Initial Pretrial Conference for February 5, 2008, at 8:15 a.m. before Commissioner M. Scott McCoy.

IT IS ORDERED that the Defendant shall contact and meet with his/her attorney in person no later than three weeks from this date, for the purpose of preparing for the Initial Pretrial Conference.

NOTICE TO DEFENDANTS:

Failure to comply with the above orders may result in revocation of Defendant's release from custody and/or the imposition of other sanctions.

The Defendant may be tried in his/her absence if he/she fails to appear for trial.

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CR2007-008628-001 DT

12/10/2007

LAST DAY: 06/07/2008

8:46 a.m. Matter concludes.

ANDREW P THOMAS  
MARICOPA COUNTY ATTORNEY

MICHAEL K. JEANES, CLERK  
BY *C. Saunders* DEP  
FILED

Ronald Debrigida  
Deputy County Attorney  
Bar Id #: 015697  
301 West Jefferson, 5th Floor  
Phoenix, AZ 85003  
Telephone: (602) 506-8547  
MCAO Firm #: 00032000  
Attorney for Plaintiff

2007 SEP 25 PM 3: 25

DR 2005000033 - Maricopa County Attorney's Office  
DOWNTOWN JUSTICE COURT

CA2007032915

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA

COUNTY OF MARICOPA, RCC - Downtown

THE STATE OF ARIZONA,

Plaintiff,

vs.

JASON LEE HEIN,

Defendant.

CR 2007 - 0 0 8 6 3 6 - 0 0 1 0 T

DIRECT COMPLAINT

COUNT 1: ILLEGAL VOTING, A CLASS 5  
FELONY (JASON LEE HEIN)

The complainant herein personally appears and, being duly sworn, complains on information and belief against JASON LEE HEIN, charging that in Maricopa County, Arizona:

JASON LEE HEIN, on or about the 2<sup>nd</sup> day of November, 2004, not being entitled to vote, knowingly voted in the 2004 General election, in violation of A.R.S. §§ 16-1016, 16-101, 13-701, 13-702, 13-702.01, and 13-801.

*/s/ Ronald M. DeBrigida*  
/s/ Ronald Debrigida  
Deputy County Attorney

It is requested that a SUMMONS be issued.  
IT IS requested that Defendant appear for fingerprints and photograph.

*[Signature]*  
Complainant

Agency: Maricopa County Attorney's Office

Subscribed and sworn upon information and belief this 24 day of September, 2007.

RD:sc/AO

DCO

**COURT INFORMATION SHEET (CIS)**

County Attorney Case Number: CA2007032915

Filing ID Number: CA2007032915-1-2

**STATE v. JASON LEE HEIN**

Defendant's **SUMMONS**  
Last Known Address: 911 East Camelback Rd 3058  
AZ 85014

Defendant's **UNKNOWN**  
Employer Address:

Defendant's Attorney:

**CR2007 -0 0 8 6 3 6 - 0 0 1 0 T**

**DEFENDANT'S DESCRIPTION:**

Race: W Sex: M Hair: BRO Eyes: HAZ Hgt: 510  
Wgt: 200 DOB: 3/21/1977 Soc Sec #: 516170844

SID #: 14212141 FBI #: 780346LB7 Old LEJIS #: Unknown  
JMS Booking #: Unknown JMS LEJIS #: Unknown

**FILING STATUS:**

Direct Complaint CR #: \_\_\_\_\_ (Court Use Only)

Direct Complaint Date Filed: \_\_\_\_\_  
Court Designation: RCC - Downtown  
Justice Court Precinct: DOWNTOWN JUSTICE COURT

**ATTORNEY: RONALD DEBRIGIDA Bar ID: 015697 Location: Downtown**

**PRELIMINARY HEARING/GRAND JURY CHARGES:**

**COUNT 1: ILLEGAL VOTING, A CLASS 5 FELONY (JASON LEE HEIN)**

<u>Count</u>	<u>ARS</u>	<u>Date of Crime</u>
<u>1</u>	<u>16-1016</u>	<u>11/2/2004</u>

**DEPARTMENTAL REPORTS:**

DR 2005000033 - Maricopa County Attorney's Office

**EXTRADITE: AO**

**DWL**

IN THE SUPERIOR COURT  
STATE OF ARIZONA, COUNTY OF MARICOPA  
**RELEASE QUESTIONNAIRE**

Information to be supplied by a prosecutor or law enforcement officer.

STATE OF ARIZONA vs. Jason Lee Hein DOB 3/21/77 CASE / BK. NO. \_\_\_\_\_

**A. GENERAL INFORMATION**

- Charge and Class: Illegal Voting, C5F
- Offense Location: 201 W. Jefferson, Phoenix  
Date: 11/2/04 Time: \_\_\_\_\_
- Arrest Location: \_\_\_\_\_  
Date: \_\_\_\_\_ Time: \_\_\_\_\_

**B. CIRCUMSTANCES OF THE OFFENSE**

- Was a firearm or other weapon used?  
 YES  NO  
Type of weapon: \_\_\_\_\_  
Was anyone injured by the defendant?  
 YES  NO  
Was medical attention necessary?  
 YES  NO  
Nature of injuries: \_\_\_\_\_
- Was anyone threatened by the defendant?  
 YES  NO  
Nature and extent of threats: \_\_\_\_\_
- If property offense, value of property taken or damaged: N/A  
Was the property recovered?  
 YES  NO

**C. CIRCUMSTANCES OF THE ARREST** N/A

- Did the defendant attempt to:  
Avoid arrest?  YES  NO  
Resist arrest?  YES  NO  
Explain: \_\_\_\_\_
- Was the defendant armed when arrested?  
 YES  NO  
Type of weapon: \_\_\_\_\_
- Was evidence of the offense found in the defendant's possession?  
 YES  NO  
Explain: \_\_\_\_\_
- Was the defendant under the influence of alcohol or drugs at the time of the offense?  
 YES  NO  UNK

**D. CRIMES OF VIOLENCE** N/A

- Relationship of defendant to victim: \_\_\_\_\_  
Do the victim and defendant reside together?  
 YES  NO
- How was the situation brought to the attention of police?  
 Victim  
 Third party  
 Officer observed
- Have there been any previous incidents involving these same parties?  
 YES  NO  
Explain: \_\_\_\_\_
- Is defendant currently the subject of:  
 An order of protection  
 Injunction against harassment  
 Any other court order  
Explain: \_\_\_\_\_

**E. OTHER INFORMATION**

- Is the defendant presently on-probation, parole or any other form of release involving other charges or convictions?  
 YES  NO  
Explain: \_\_\_\_\_
- List any prior arrests, convictions, and/or F.T.A.'s:  
7/29/04 - Forgery
- Is there any indication the defendant is:  
 An alcoholic?  An addict?  
 Mentally disturbed?  Physically ill?
- Is the defendant currently employed?  
 YES  NO  
With whom \_\_\_\_\_  
How long \_\_\_\_\_  
Nature of employment \_\_\_\_\_
- Where does the defendant currently reside?  
\_\_\_\_\_  
With whom \_\_\_\_\_  
How long \_\_\_\_\_
- What facts indicate the defendant will flee if released?  
Explain: None.
- What facts does the State have to oppose an unsecured release?  
Explain: None.

F. DRUG OFFENSES N/A

SECTION III: Probable Cause Statement

1. If the defendant is considered a major drug dealer, please state the supporting facts:

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

2. What quantities and types of illegal drugs are directly involved in this offense?

\_\_\_\_\_  
 \_\_\_\_\_

Approximate monetary value:

\_\_\_\_\_

3. Was any money seized?

YES  NO

Amount: \_\_\_\_\_

4. Were any automatic weapons in the possession of the defendant at the time of the arrest?

YES  NO

Quantity and type: \_\_\_\_\_

\_\_\_\_\_  
 \_\_\_\_\_

1. Please summarize and include the information which establishes probable cause for the arrest:

The defendant registered to vote in June of 2004. He was convicted of a felony and placed on two years probation on July 29, 2004. While still on probation, he voted in the November 2004 general election. In February of 2005, he filled out and signed a Juror Affidavit questionnaire and indicated he could not serve on a jury because he was a convicted felon. He was interviewed in June of 2005 and admitted completing the documents in question, and to voting.

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

\*\* If a fugitive arrest, a form IVA must also be completed \*\*

MARICOPA COUNTY JUSTICE COURT PRECINCTS

- |                       |                        |
|-----------------------|------------------------|
| 1. Buckeye            | 13. Northwest Phoenix  |
| 2. Central Phoenix    | 14. Peoria             |
| 3. Chandler           | 15. Scottsdale         |
| 4. East Mesa          | 16. South Mesa/Gilbert |
| 5. East Phoenix #1    | 17. South Phoenix      |
| 6. East Phoenix #2    | 18. Tempe East         |
| 7. Gila Bend          | 19. Tempe West         |
| 8. Glendale           | 20. Tolleson           |
| 9. Maryvale           | 21. West Mesa          |
| 10. North Mesa        | 22. West Phoenix       |
| 11. North Valley      | 23. Wickenburg         |
| 12. Northeast Phoenix |                        |

(PLEASE REFER TO PRECINCT MAP)

JUDICIAL OFFICER REVIEW OF PROBABLE CAUSE STATEMENT AND COMPLAINT ON OATH OR AFFIRMATION

I certify that the information presented is true to the best of my knowledge.

Complaint review

Witness sworn

Reviewed Form IV

Other sources:

PC determined

Other:

Det. Cave Golding, 199

ARRESTING OFFICER / SERIAL NUMBER

MCAO (602) 506-3844

AGENCY / DUTY PHONE NUMBER

9/11/07

DATE

Pursuant to AO 2003-046, the oath has been administered pursuant to the law and required procedures. C.S.

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CR2007-008636-001 DT

11/19/2007

COMMISSIONER DAVID O. CUNANAN

CLERK OF THE COURT  
O. Hernandez  
Deputy

STATE OF ARIZONA

CYNTHIA L GIALKETSIS

v.

JASON LEE HEIN (001)

JENNIFER ROACH

DISPOSITION CLERK-CSC  
VICTIM SERVICES DIV-CA-CCC

CASE DISMISSED

Pursuant to State's Motion to Dismiss,

IT IS ORDERED dismissing without prejudice the above-entitled cause as to this defendant, quashing the Warrant/Summons, and exonerating any bond set, all in accordance with the formal written Order signed by the Court on 11/19/2007.

ANDREW P THOMAS  
MARICOPA COUNTY ATTORNEY

**FILED**  
*Nov 18 2005 11:57 AM*  
MICHAEL K. JEANES, Clerk  
By *[Signature]*  
Deputy

Tophas Anderson  
Deputy County Attorney  
Bar Id #: 021418  
301 West Jefferson, 5th Floor  
Phoenix, AZ 85003  
Telephone: (602) 506-7259  
MCAO Firm #: 00032000  
Attorney for Plaintiff

DR 2005000071 - Maricopa County Attorney's Office  
EAST PHOENIX I JUSTICE COURT

CA2005042103

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA  
COUNTY OF MARICOPA, RCC - DOWNTOWN

THE STATE OF ARIZONA,  
Plaintiff,

vs.

DAVID EAGANS (001),  
Defendant.

CR 2005 - 015048 - 001DT

) DIRECT COMPLAINT

) **COUNT 1: ILLEGAL VOTING/POLLUTION**  
) OF BALLOT BOX/REMOVAL OR  
) DESTRUCTION OF BALLOT BOX, POLL  
) LISTS OR BALLOTS, A CLASS 5 FELONY  
) **COUNT 2: PRESENTMENT OF FALSE**  
) INSTRUMENT FOR FILING, A CLASS 6  
) FELONY  
)

The complainant herein personally appears and, being duly sworn, complains on information and belief against DAVID EAGANS, charging that in Maricopa County, Arizona:


**COUNT 1:**

DAVID EAGANS, on or about the 2<sup>nd</sup> day of November, 2004, not being entitled to vote, knowingly voted in the 2004 GENERAL election, in violation of A.R.S. §§ 16-1016, 16-101, 13-701, 13-702, 13-702.01, and 13-801.

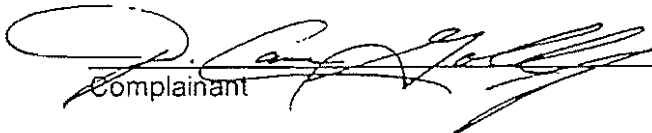
**DCO**

**COUNT 2:**

DAVID EAGANS, on or about the 7<sup>th</sup> day of November, 2000, acknowledged, certified, notarized, procured, or offered to be filed, registered, or recorded in the OFFICE OF THE MARICOPA COUNTY RECORDER, a public office in this state, STATE OF ARIZONA VOTER REGISTRATION APPLICATION, an instrument HE knew to be false or forged, which, if genuine, could be filed, registered, or recorded under any law of this state or the United States, or in compliance with established procedure, in violation of A.R.S. §§ 39-161, 13-701, 13-702, 13-702.01, and 13-801.

  
\_\_\_\_\_  
Tophas Anderson  
Deputy County Attorney

It is requested that a SUMMONS be issued.  
IT IS requested that Defendant appear for fingerprints and photograph.

  
\_\_\_\_\_  
Complainant Agency: Maricopa County Attorney's Office

Subscribed and sworn upon information and belief this 28 day of November, 2005.

TA/IVAO

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CR2005-015048-001 DT

09/29/2006

COMMISSIONER PAMELA D. SVOBODA

CLERK OF THE COURT  
D. Courtemanche  
Deputy

STATE OF ARIZONA

TOPHAS ANDERSON

v.

DAVID EAGANS (001)

RICK G TOSTO

APO-PLEAS-CCC  
JUDGE LEE  
VICTIM SERVICES DIV-CA-CCC

PLEA AGREEMENT/CHANGE OF PLEA

11:09 a.m.

State's Attorney: Jonathan Plicht  
Defendant's Attorney: Rick Tosto  
Defendant: Present

A record of the proceedings is made by audio and/or videotape in lieu of a court reporter.

The Court reviews the Plea Agreement with Defendant. The Court advises Defendant of the range of possible sentence and the availability of probation, and any special conditions of sentencing and probation. The Court advises Defendant of all pertinent constitutional rights and rights of review.

Defendant enters a plea of Guilty to the following:

OFFENSE: Count 1: Attempted Illegal Voting  
Class 6 Designated Felony

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CR2005-015048-001 DT

09/29/2006

A.R.S. § 13-1001, 16-1016, 101, 701, 702, 702.01, 801

Date of Offense: 11/02/2004

Non Dangerous - Non Repetitive

IT IS ORDERED accepting the plea.

IT IS ORDERED setting time for sentencing on 10/30/2006 at 8:30 a.m. before Judge Lee.

IT IS FURTHER ORDERED that the following will be deemed submitted at the time of sentencing: Motion To Dismiss Count 2; allegations of multiple offenses, historical prior felony convictions and probation status as reflected in the Plea Agreement.

IT IS ORDERED the Adult Probation Department shall prepare a Presentence Report, and that Defendant shall report to the Adult Probation Department if not in custody.

IT IS ORDERED vacating any pending dates.

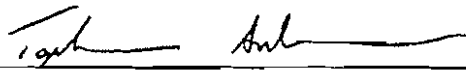
IT IS FURTHER ORDERED affirming prior release orders.

11:17 a.m. Matter concludes.

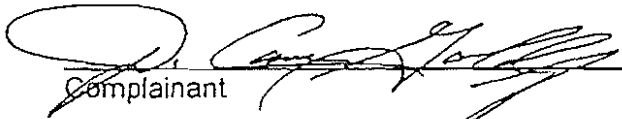


**COUNT 2:**

LORI SUSUNKEWA, on or about the 20<sup>th</sup> day of May, 2003, acknowledged, certified, notarized, procured, or offered to be filed, registered, or recorded in the OFFICE OF THE MARICOPA COUNTY RECORDER, a public office in this state, STATE OF ARIZONA VOTER REGISTRATION APPLICATION, an instrument SHE knew to be false or forged, which, if genuine, could be filed, registered, or recorded under any law of this state or the United States, or in compliance with established procedure, in violation of A.R.S. §§ 39-161, 13-701, 13-702, 13-702.01, and 13-801.

  
\_\_\_\_\_  
Tophas Anderson  
Deputy County Attorney

It is requested that a SUMMONS be issued.  
IT IS requested that Defendant appear for fingerprints and photograph.

  
\_\_\_\_\_  
Complainant Agency: Maricopa County Attorney's Office

Subscribed and sworn upon information and belief this 20 day of November, 2005.

TA/it/AO

**COURT INFORMATION SHEET (CIS)**

County Attorney Case Number: CA2005042083

Filing ID Number: CA2005042083-1-1

**STATE v. LORI SUSUNKEWA**

**Defendant Sequence: 1**

Defendant's **SUMMONS**  
Last Known Address: 3653 North 6 Avenue C26  
Phoenix, AZ 85013

Defendant's Employer: UNKNOWN

Defendant's Attorney:

CR 2005 - 015049 - 001DT

**DEFENDANT'S DESCRIPTION:**

Race: I Sex: F Hair: BLK Eyes: BRO Hgt: 500  
Wgt: 180 DOB: 6/28/1973 Soc Sec #: 600380858

SID #: 11631029 FBI #: 778809AB7 Old LEJIS #: Unknown  
JMS Booking #: Unknown JMS LEJIS #: Unknown

**FILING STATUS:**

Direct Complaint CR #: \_\_\_\_\_ Date Filed: \_\_\_\_\_  
Court Designation: RCC - DOWNTOWN  
Justice Court Precinct: EAST PHOENIX I JUSTICE COURT

**ATTORNEY: TOPHAS ANDERSON Bar ID: 021418 Location: DOWNTOWN**

**PRELIMINARY HEARING/GRAND JURY CHARGES:**

**COUNT 1: ILLEGAL VOTING/POLLUTION OF BALLOT BOX/REMOVAL OR DESTRUCTION OF BALLOT BOX,  
POLL LISTS OR BALLOTS, A CLASS 5 FELONY**  
**COUNT 2: PRESENTMENT OF FALSE INSTRUMENT FOR FILING, A CLASS 6 FELONY**

<u>Count</u>	<u>ARS</u>	<u>Date of Crime</u>
1	16-1016	11/2/2004
2	39-161	5/20/2003

**DEPARTMENTAL REPORTS:**

DR 2005000079 - Maricopa County Attorney's Office

**EXTRADITE: AO**

DWL

RCC - DIT

IN THE \_\_\_\_\_ COURT  
STATE OF ARIZONA, COUNTY OF MARICOPA  
RELEASE QUESTIONNAIRE

Information to be supplied by a prosecutor or law enforcement officer.

STATE OF ARIZONA vs. LORI SUSUNKOVA DOB 6/28/73 CASE # BRKND: 2004-00000000

**A. GENERAL INFORMATION**

1. Charge and Class: Illegal Voting, a class 5 felony

Presentment at a false instrument for filing, a class 6 felony

2. Offense Location: 111 S. Third Ave Phoenix, AZ

Date: \_\_\_\_\_ Time: \_\_\_\_\_

3. Arrest Location: \_\_\_\_\_

Date: \_\_\_\_\_ Time: \_\_\_\_\_

**B. CIRCUMSTANCES OF THE OFFENSE**

1. Was a firearm or other weapon used?  
 YES  NO  
Type of weapon: \_\_\_\_\_

Was anyone injured by the defendant?  
 YES  NO  
Was medical attention necessary?  
 YES  NO  
Nature of injuries: \_\_\_\_\_

2. Was anyone threatened by the defendant?  
 YES  NO  
Nature and extent of threats: \_\_\_\_\_

3. If property offense, value of property taken or damaged: \_\_\_\_\_  
Was the property recovered?  
 YES  NO

**C. CIRCUMSTANCES OF THE ARREST**

1. Did the defendant attempt to:  
Avoid arrest?  YES  NO  
Resist arrest?  YES  NO  
Explain: \_\_\_\_\_

2. Was the defendant armed when arrested?  
 YES  NO  
Type of weapon: \_\_\_\_\_

3. Was evidence of the offense found in the defendant's possession?  
 YES  NO  
Explain: \_\_\_\_\_

4. Was the defendant under the influence of alcohol or drugs at the time of the offense?  
 YES  NO  UNK

**D. CRIMES OF VIOLENCE**

1. Relationship of defendant to victim: \_\_\_\_\_

Do the victim and defendant reside together?  
 YES  NO

2. How was the situation brought to the attention of police?  
 Victim  
 Third party  
 Officer observed

3. Have there been any previous incidents involving these same parties?  
 YES  NO  
Explain: \_\_\_\_\_

4. Is defendant currently the subject of:  
 An order of protection  
 Injunction against harassment  
 Any other court order  
Explain: \_\_\_\_\_

**E. OTHER INFORMATION**

1. Is the defendant presently on probation, parole or any other form of release involving other charges or convictions?  
 YES  NO  
Explain: on probation for Agg DUI,

2. List any prior arrests, convictions, and/or F.T.A.'s:  
Agg DUI conviction from 2004

3. Is there any indication the defendant is:  
 An alcoholic?  An addict?  
 Mentally disturbed?  Physically ill?

4. Is the defendant currently employed?  
 YES  NO  
With whom \_\_\_\_\_  
How long \_\_\_\_\_  
Nature of employment \_\_\_\_\_

5. Where does the defendant currently reside? 3653 N 6 Ave #C26  
Phoenix, AZ 85013  
With whom \_\_\_\_\_  
How long \_\_\_\_\_

6. What facts indicate the defendant will flee if released?  
Explain: \_\_\_\_\_

7. What facts does the State have to oppose an unsecured release?  
Explain: \_\_\_\_\_

**F. DRUG OFFENSES**

1. If the defendant is considered a major drug dealer, please state the supporting facts:

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

2. What quantities and types of illegal drugs are directly involved in this offense?

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

Approximate monetary value:

\_\_\_\_\_

3. Was any money seized?

YES  NO

Amount: \_\_\_\_\_

4. Were any automatic weapons in the possession of the defendant at the time of the arrest?

YES  NO

Quantity and type: \_\_\_\_\_

**G. SUMMARY**

1. Please include information which establishes probable cause for the arrest.

*The suspect is a convicted felon who voted in the 2004 general election despite not having civil rights restored after the conviction.*

*The suspect also completed and filed a State of Arizona Voter Registration Application with false information. On the application, the suspect claimed to not have a felony conviction, or claimed to have restored civil rights.*

**MARICOPA COUNTY JUSTICE COURT PRECINCTS**

- 1. East Phoenix #1
- 2. East Phoenix #2
- 3. Central Phoenix
- 4. West Phoenix
- 5. Northeast Phoenix
- 6. Northwest Phoenix
- 7. South Phoenix
- 8. Glendale
- 9. Peoria
- 10. Tolleson
- Scottsdale

- 11. Tempe
- 13. Chandler
- 14. East Mesa
- 15. West Mesa
- 16. Wickenburg
- 17. Gila Bend
- 18. Buckeye
- 19. Maryvale
- 20. North Mesa
- 21. South Mesa/Gilbert

(PLEASE REFER TO PRECINCT MAP)

Pursuant to AO 2003-046, the oath has been administered pursuant to the law and required procedures. *CM*

I certify that the information presented is true to the best of my knowledge.

\_\_\_\_\_  
 ARRESTING OFFICER/SERIAL NUMBER

\_\_\_\_\_  
 AGENCY/DUTY PHONE NUMBER

\_\_\_\_\_  
 DATE

**JUDICIAL OFFICER REVIEW OF PROBABLE CAUSE STATEMENT AND COMPLAINT ON OATH OR AFFIRMATION**

Complaint review

Witness sworn

Reviewed Form IV

Other sources:

PC determined

\_\_\_\_\_  
 Judicial Office

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

11/16/06- 8:00AM  
*L. Mooney*  
11/08/2006

CR2005-015049-001 DT

COMMISSIONER COLLEEN L. FRENCH

CLERK OF THE COURT  
L. Mooney  
Deputy

STATE OF ARIZONA

TOPHAS ANDERSON

v.

LORI SUSUNKEWA (001)  
DOB: 06/28/1973

LAUREL A WORKMAN

APO-SENTENCINGS-CCC  
APPEALS-CCC  
DISPOSITION CLERK-CSC  
RFR  
VICTIM SERVICES DIV-CA-CCC

SUSPENSION OF SENTENCE - PROBATION GRANTED

9:13 a.m.

State's Attorney: Tophas Anderson  
Defendant's Attorney: Laurel Workman  
Defendant: Present  
Court Reporter: Cindy Benner

Count(s) 1: WAIVER OF TRIAL: The Defendant knowingly, intelligently and voluntarily waived all pertinent constitutional and appellate rights and entered a plea of guilty.

IT IS THE JUDGMENT of the Court Defendant is guilty of the following:

OFFENSE: Count 1: (Amended) Attempted Illegal Voting  
Class 6 Felony  
A.R.S. § 13-1001, 16-1016, -101, 13-701, -702, -702.01, -801  
Date of Offense: 11/02/2004

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CR2005-015049-001 DT

11/08/2006

Non Dangerous - Non Repetitive

IT IS ORDERED suspending imposition of sentence and, under the supervision of the Adult Probation Department (APD), placing the defendant on probation for:

Count 1 Probation Term: 6 Months

To begin 11/08/2006.

IT IS ORDERED that probation in CR 2005-015049-001 DT shall run concurrent with probation in CR 2004-010914-002 DT.

Conditions of probation include the following:

Condition 17 - Not consume or drink any substance containing alcohol.

Condition 19 - Count 1: Complete 25 hours of approved community work service at a minimum rate of 5 hours per month beginning as directed in writing by the Adult Probation Department.

Condition 26 - Other: Must not drive without a valid Arizona driver's license, registration and insurance.

IT IS ORDERED granting the Motion to Dismiss the following: Count 2.

IT IS FURTHER ORDERED Defendant be released from custody for this case only.

The presentence investigation report is filed under CR 2005-015049-001 DT.

9:28 a.m. Matter concludes.