

**From:** [Conrad, Donald](#)  
**To:** [Rodriguez, Lisa](#)  
**Subject:** FW: Advertisement - Internal/External Job Opening - Position #SAG000000204  
**Date:** Thursday, December 03, 2015 7:40:19 AM  
**Attachments:** [Image001.png](#)

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Is this paru's position

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**From:** Madden, Sheila  
**Sent:** Wednesday, December 02, 2015 4:56 PM  
**To:** Conrad, Donald  
**Subject:** FW: Advertisement - Internal/External Job Opening - Position #SAG000000204

Who's position is this? (Not that I want it – just wondering)

Sheila A. Madden  
Assistant Attorney General  
State of Arizona

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Thank you.

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**From:** Gee, Kay  
**Sent:** Wednesday, December 02, 2015 4:14 PM  
**To:** DL-Everyone-Statewide AGO  
**Cc:** Human Resources  
**Subject:** Advertisement - Internal/External Job Opening - Position #SAG000000204

Please note, the following internal/external job opening has been posted.

Division/Section: Criminal Division/Financial Remedies Section  
Position #: SAG000000204  
Job ID#: 20043  
Classification: Assistant Attorney General  
Grade: 01  
Salary Range: \$46,742-\$109,899.92  
Location: Phoenix  
Closing Date: 12/09/2015

To apply: Go to <http://www.hr.az.gov/AZStateJobs/index.asp>. Search for Attorney General positions by selecting "Attorney General, Office of" in the Agency field.

Thank you,

Kay Gee

Human Resources Section

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Attorney General Mark Brnovich  
1275 W. Washington, Phoenix, AZ 85007  
Desk: 602-364-0680  
[kay.gee@azag.gov](mailto:kay.gee@azag.gov)

**From:** Conrad, Donald  
**To:** Perkovich, Mark  
**Subject:** FW: AG Case  
**Date:** Thursday, October 01, 2015 4:27:40 PM  
**Attachments:** [image022.png](#)  
[image023.png](#)  
[image024.png](#)  
[image025.png](#)  
[image026.png](#)  
[image001.png](#)

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Please have duty call Ms. Burke.

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**From:** Strategic Intelligence Services PLLC [mailto:Info@StrategicIntelligenceServices.com]  
**Sent:** Thursday, October 01, 2015 8:52 AM  
**To:** Bailey, Michael  
**Cc:** Conrad, Donald  
**Subject:** RE: AG Case

Thank you!

Sincerely,

**Christine Burke, MAOM**

**Strategic Intelligence Services PLLC**

*Investigate the Possibilities*  
1900 W Chandler Boulevard, 15-263, Chandler AZ 85224  
(480) [REDACTED] Phone  
AZ #1583427  
[www.StrategicIntelligenceServices.com](http://www.StrategicIntelligenceServices.com)



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**From:** Bailey, Michael [mailto:Michael.Bailey@azag.gov]  
**Sent:** Thursday, October 1, 2015 8:49 AM  
**To:** 'Strategic Intelligence Services PLLC' <[Info@StrategicIntelligenceServices.com](mailto:Info@StrategicIntelligenceServices.com)>  
**Cc:** Conrad, Donald <[Donald.Conrad@azag.gov](mailto:Donald.Conrad@azag.gov)>  
**Subject:** RE: AG Case

Thanks Christine. Good to hear from you and hope all is well.

Please touch base with Don Conrad (copied here) on the particulars and he will get you in touch with the right prosecutor and/or investigator.

**Michael G. Bailey**

Chief Deputy / Chief of Staff  
Office of the Arizona Attorney General  
1275 W. Washington Street  
Phoenix, AZ 85007  
602-542-8080 Office  
602-542-4085 Fax

[michael.bailey@azag.gov](mailto:michael.bailey@azag.gov)

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**From:** Strategic Intelligence Services PLLC [<mailto:Info@StrategicIntelligenceServices.com>]  
**Sent:** Thursday, October 01, 2015 8:48 AM  
**To:** Bailey, Michael  
**Subject:** AG Case

Hi Mike,

Congrats on the new post!

I am working a case for a client that touches the periphery of a case the AG's office worked. I may have a suspect that was not prosecuted in the original case. I wanted to discuss with you or someone from your office if that was possible.

Sincerely,

**Christine Burke, MAOM**

**Strategic Intelligence Services PLLC**

*Investigate the Possibilities*  
1900 W Chandler Boulevard, 15-263, Chandler AZ 85224  
(480) [REDACTED] Phone  
AZ #1583427  
[www.StrategicIntelligenceServices.com](http://www.StrategicIntelligenceServices.com)

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**From:** [Conrad, Donald](#)  
**To:** [Perkovich, Mark](#)  
**Bcc:** [Rodriguez, Lisa](#)  
**Subject:** FW: AG Detail Overtime  
**Date:** Friday, November 13, 2015 9:08:30 AM  
**Attachments:** [ag\\_detail\\_ytd\\_overtime.pdf](#)

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Let's talk about this today. My inclination is to have you approve all OT. I don't think that is happening at present. We can't go on with spending for OT at this rate.

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**From:** Verver, Phillip  
**Sent:** Friday, November 13, 2015 8:42 AM  
**To:** Conrad, Donald  
**Cc:** Rodriguez, Lisa  
**Subject:** AG Detail Overtime

Hello Don,  
Attached is a report of the YTD Overtime expense (\$12K) for the AG Detail.  
Please let me know if you have any questions.

Phillip Verver  
Budget Analyst  
Operations Division – Budget & Finance Section  
Office of the Arizona Attorney General Mark Brnovich  
1275 W. Washington Ave.  
Phoenix, AZ 85007  
Ph. 602-542-8381  
[Phillip.verver@azag.gov](mailto:Phillip.verver@azag.gov)

**From:** [Conrad, Donald](#)  
**To:** [Perkovich, Mark](#)  
**Subject:** FW: AG Detail Overtime  
**Date:** Friday, November 13, 2015 9:08:30 AM  
**Attachments:** [ag\\_detail\\_ytd\\_overtime.pdf](#)

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**Cc:** Rodriguez, Lisa  
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Please let me know if you have any questions.

Phillip Verver  
Budget Analyst  
Operations Division – Budget & Finance Section  
Office of the Arizona Attorney General Mark Brnovich  
1275 W. Washington Ave.  
Phoenix, AZ 85007  
Ph. 602-542-8381  
[Phillip.verver@azag.gov](mailto:Phillip.verver@azag.gov)

**OFFICE OF THE ATTORNEY GENERAL**  
**Operation Division**  
**Budget & Finance Section**

List of Payroll Transactions By Accounting Unit By AOBJ  
For Pay Period Ending October 23, 2015

| User Level       | EIN | First Name | Last Name | Accounting Unit    | FY   | AOBJ        | Hours         | Amount          | PPE            |
|------------------|-----|------------|-----------|--------------------|------|-------------|---------------|-----------------|----------------|
| <b>7/12/2015</b> |     |            |           |                    |      |             |               |                 |                |
| AGCRMSIS-P       |     | BUDDY      | LOOMIS    | AGARPB10339        | 2016 | 6031        | 2.00          | 65.38           | 7/17/15        |
| AGCRMSIS-P       |     | BUDDY      | LOOMIS    | AGARPB10339        | 2016 | 6031        | 2.00          | 65.38           | 7/17/15        |
| AGCRMSIS-P       |     | BUDDY      | LOOMIS    | AGARPB10339        | 2016 | 6031        | 5.00          | 163.46          | 7/17/15        |
| AGCRMSIS-P       |     | BUDDY      | LOOMIS    | AGARPB10339        | 2016 | 6031        | 5.00          | 163.46          | 7/17/15        |
| AGCRMSIS-P       |     | BUDDY      | LOOMIS    | AGARPB10339        | 2016 | 6031        | 2.00          | 65.38           | 7/17/15        |
| AGCRMSIS-P       |     | BUDDY      | LOOMIS    | AGARPB10339        | 2016 | 6031        | 2.00          | 65.38           | 7/17/15        |
| AGCRMSIS-P       |     | BUDDY      | LOOMIS    | AGARPB10339        | 2016 | 6031        | 2.00          | 65.38           | 7/17/15        |
| AGCRMSIS-P       |     | BUDDY      | LOOMIS    | AGARPB10339        | 2016 | 6031        | 16.00         | 261.52          | 7/17/15        |
| AGCRMSIS-P       |     | BUDDY      | LOOMIS    | AGARPB10339        | 2016 | 6031        | 4.00          | 65.38           | 7/17/15        |
| AGCRMSIS-P       |     | ANNALISA   | MADSEN    | AGARPB10339        | 2016 | 6031        | 4.00          | 130.77          | 7/17/15        |
| AGCRMSIS-P       |     | ANNALISA   | MADSEN    | AGARPB10339        | 2016 | 6031        | 6.00          | 196.15          | 7/17/15        |
| AGCRMSIS-P       |     | ANNALISA   | MADSEN    | AGARPB10339        | 2016 | 6031        | 4.50          | 147.12          | 7/17/15        |
| AGCRMSIS-P       |     | ANNALISA   | MADSEN    | AGARPB10339        | 2016 | 6031        | 14.50         | 237.03          | 7/17/15        |
| AGCRMSIS-P       |     | TRAVIS     | WILLIAMS  | AGARPB10339        | 2016 | 6031        | 2.00          | 65.38           | 7/17/15        |
| AGCRMSIS-P       |     | TRAVIS     | WILLIAMS  | AGARPB10339        | 2016 | 6031        | 6.00          | 196.15          | 7/17/15        |
| AGCRMSIS-P       |     | TRAVIS     | WILLIAMS  | AGARPB10339        | 2016 | 6031        | 2.00          | 65.38           | 7/17/15        |
| AGCRMSIS-P       |     | TRAVIS     | WILLIAMS  | AGARPB10339        | 2016 | 6031        | 6.00          | 196.15          | 7/17/15        |
| AGCRMSIS-P       |     | TRAVIS     | WILLIAMS  | AGARPB10339        | 2016 | 6031        | 3.00          | 98.08           | 7/17/15        |
| AGCRMSIS-P       |     | TRAVIS     | WILLIAMS  | AGARPB10339        | 2016 | 6031        | 8.00          | 130.78          | 7/17/15        |
| AGCRMSIS-P       |     | TRAVIS     | WILLIAMS  | AGARPB10339        | 2016 | 6031        | 11.00         | 179.80          | 7/17/15        |
|                  |     |            |           | <b>AGARPB10339</b> |      | <b>6031</b> | <b>107.00</b> | <b>2,623.51</b> | <b>7/17/15</b> |
|                  |     |            |           |                    |      |             | <b>107.00</b> | <b>2,623.51</b> |                |
| <b>7/26/2015</b> |     |            |           |                    |      |             |               |                 |                |
| AGCRMSIS-P       |     | BUDDY      | LOOMIS    | AGARPB10339        | 2016 | 6031        | 5.00          | 163.46          | 7/31/15        |
| AGCRMSIS-P       |     | BUDDY      | LOOMIS    | AGARPB10339        | 2016 | 6031        | 5.00          | 163.46          | 7/31/15        |
| AGCRMSIS-P       |     | BUDDY      | LOOMIS    | AGARPB10339        | 2016 | 6031        | 6.00          | 196.15          | 7/31/15        |
| AGCRMSIS-P       |     | BUDDY      | LOOMIS    | AGARPB10339        | 2016 | 6031        | 5.00          | 163.46          | 7/31/15        |
| AGCRMSIS-P       |     | BUDDY      | LOOMIS    | AGARPB10339        | 2016 | 6031        | 11.00         | 179.80          | 7/31/15        |
| AGCRMSIS-P       |     | ELIZABETH  | LOPEZ     | AGARPB10339        | 2016 | 6031        | 3.00          | 53.10           | 7/31/15        |
| AGCRMSIS-P       |     | ELIZABETH  | LOPEZ     | AGARPB10339        | 2016 | 6031        | 3.00          | 26.55           | 7/31/15        |
|                  |     |            |           | <b>AGARPB10339</b> |      | <b>6031</b> | <b>38.00</b>  | <b>864.25</b>   | <b>7/31/15</b> |



**OFFICE OF THE ATTORNEY GENERAL**  
**Operation Division**  
**Budget & Finance Section**

**List of Payroll Transactions By Accounting Unit By AOBJ**  
**For Pay Period Ending October 23, 2015**

| <u>User Level</u> | <u>EIN</u> | <u>First Name</u> | <u>Last Name</u> | <u>Accounting Unit</u> | <u>FY</u> | <u>AOBJ</u> | <u>Hours</u> | <u>Amount</u>   | <u>PPE</u>     |
|-------------------|------------|-------------------|------------------|------------------------|-----------|-------------|--------------|-----------------|----------------|
| <b>8/9/2015</b>   |            |                   |                  |                        |           |             |              |                 |                |
| AGCRMSIS-P        |            | BUDDY             | LOOMIS           | AGARPB10339            | 2016      | 6031        | 3.00         | 98.08           | 8/14/15        |
| AGCRMSIS-P        |            | BUDDY             | LOOMIS           | AGARPB10339            | 2016      | 6031        | 3.00         | 98.08           | 8/14/15        |
| AGCRMSIS-P        |            | BUDDY             | LOOMIS           | AGARPB10339            | 2016      | 6031        | 2.00         | 65.38           | 8/14/15        |
| AGCRMSIS-P        |            | BUDDY             | LOOMIS           | AGARPB10339            | 2016      | 6031        | 8.00         | 130.75          | 8/14/15        |
|                   |            |                   |                  | <b>AGARPB10339</b>     |           | <b>6031</b> | <b>16.00</b> | <b>392.29</b>   | <b>8/14/15</b> |
|                   |            |                   |                  |                        |           |             | <u>16.00</u> | <u>392.29</u>   |                |
| <b>8/23/2015</b>  |            |                   |                  |                        |           |             |              |                 |                |
| AGCRMSIS-P        |            | BUDDY             | LOOMIS           | AGARPB10339            | 2016      | 6031        | 14.00        | 457.69          | 8/28/15        |
| AGCRMSIS-P        |            | BUDDY             | LOOMIS           | AGARPB10339            | 2016      | 6031        | 4.00         | 130.77          | 8/28/15        |
| AGCRMSIS-P        |            | BUDDY             | LOOMIS           | AGARPB10339            | 2016      | 6031        | 18.00        | 294.21          | 8/28/15        |
|                   |            |                   |                  | <b>AGARPB10339</b>     |           | <b>6031</b> | <b>36.00</b> | <b>882.67</b>   | <b>8/28/15</b> |
|                   |            |                   |                  |                        |           |             | <u>36.00</u> | <u>882.67</u>   |                |
| <b>9/20/2015</b>  |            |                   |                  |                        |           |             |              |                 |                |
| AGCRMSIS-P        |            | BUDDY             | LOOMIS           | AGARPB10339            | 2016      | 6031        | 1.00         | 32.69           | 9/25/15        |
| AGCRMSIS-P        |            | BUDDY             | LOOMIS           | AGARPB10339            | 2016      | 6031        | 8.00         | 261.54          | 9/25/15        |
| AGCRMSIS-P        |            | BUDDY             | LOOMIS           | AGARPB10339            | 2016      | 6031        | 8.00         | 261.54          | 9/25/15        |
| AGCRMSIS-P        |            | BUDDY             | LOOMIS           | AGARPB10339            | 2016      | 6031        | 8.00         | 261.54          | 9/25/15        |
| AGCRMSIS-P        |            | BUDDY             | LOOMIS           | AGARPB10339            | 2016      | 6031        | 8.00         | 261.54          | 9/25/15        |
| AGCRMSIS-P        |            | BUDDY             | LOOMIS           | AGARPB10339            | 2016      | 6031        | 25.00        | 408.63          | 9/25/15        |
| AGCRMSIS-P        |            | BUDDY             | LOOMIS           | AGARPB10339            | 2016      | 6031        | 8.00         | 130.76          | 9/25/15        |
| AGCRMSIS-P        |            | MARK              | ROBERTS          | AGARPB10339            | 2016      | 6031        | 3.00         | 98.08           | 9/25/15        |
| AGCRMSIS-P        |            | MARK              | ROBERTS          | AGARPB10339            | 2016      | 6031        | 1.00         | 32.69           | 9/25/15        |
| AGCRMSIS-P        |            | MARK              | ROBERTS          | AGARPB10339            | 2016      | 6031        | 4.00         | 65.38           | 9/25/15        |
| AGCRMSIS-P        |            | BRADLEY           | RUSSELL          | AGARPB10339            | 2016      | 6031        | 2.00         | 65.38           | 9/25/15        |
| AGCRMSIS-P        |            | BRADLEY           | RUSSELL          | AGARPB10339            | 2016      | 6031        | 2.00         | 32.70           | 9/25/15        |
|                   |            |                   |                  | <b>AGARPB10339</b>     |           | <b>6031</b> | <b>78.00</b> | <b>1,912.47</b> | <b>9/25/15</b> |
|                   |            |                   |                  |                        |           |             | <u>78.00</u> | <u>1,912.47</u> |                |

**OFFICE OF THE ATTORNEY GENERAL**  
**Operation Division**  
**Budget & Finance Section**

**List of Payroll Transactions By Accounting Unit By AOBJ**  
**For Pay Period Ending October 23, 2015**

| <u>User Level</u> | <u>EIN</u> | <u>First Name</u> | <u>Last Name</u> | <u>Accounting Unit</u> | <u>FY</u> | <u>AOBJ</u> | <u>Hours</u> | <u>Amount</u> | <u>PPE</u> |
|-------------------|------------|-------------------|------------------|------------------------|-----------|-------------|--------------|---------------|------------|
| 10/4/2015         |            | GEORGIA           | DAVIES           | AGARPB10339            | 2016      | 6031        | 2.50         | 81.73         | 10/9/15    |
| AGCRMISIS-P       |            | GEORGIA           | DAVIES           | AGARPB10339            | 2016      | 6031        | 2.50         | 40.86         | 10/9/15    |
| AGCRMISIS-P       |            | ISMAEL            | FUENTES          | AGARPB10339            | 2016      | 6031        | 5.00         | 163.46        | 10/9/15    |
| AGCRMISIS-P       |            | ISMAEL            | FUENTES          | AGARPB10339            | 2016      | 6031        | 5.00         | 81.73         | 10/9/15    |
| AGCRMISIS-P       |            | BUDDY             | LOOMIS           | AGARPB10339            | 2016      | 6031        | 9.00         | 294.23        | 10/9/15    |
| AGCRMISIS-P       |            | BUDDY             | LOOMIS           | AGARPB10339            | 2016      | 6031        | 2.00         | 65.38         | 10/9/15    |
| AGCRMISIS-P       |            | BUDDY             | LOOMIS           | AGARPB10339            | 2016      | 6031        | 3.00         | 98.08         | 10/9/15    |
| AGCRMISIS-P       |            | BUDDY             | LOOMIS           | AGARPB10339            | 2016      | 6031        | 6.00         | 196.15        | 10/9/15    |
| AGCRMISIS-P       |            | BUDDY             | LOOMIS           | AGARPB10339            | 2016      | 6031        | 3.00         | 98.08         | 10/9/15    |
| AGCRMISIS-P       |            | BUDDY             | LOOMIS           | AGARPB10339            | 2016      | 6031        | 3.00         | 98.08         | 10/9/15    |
| AGCRMISIS-P       |            | BUDDY             | LOOMIS           | AGARPB10339            | 2016      | 6031        | 7.00         | 228.85        | 10/9/15    |
| AGCRMISIS-P       |            | BUDDY             | LOOMIS           | AGARPB10339            | 2016      | 6031        | 11.00        | 179.80        | 10/9/15    |
| AGCRMISIS-P       |            | BUDDY             | LOOMIS           | AGARPB10339            | 2016      | 6031        | 19.00        | 310.56        | 10/9/15    |
| AGCRMISIS-P       |            | TRAVIS            | WILLIAMS         | AGARPB10339            | 2016      | 6031        | 8.00         | 261.54        | 10/9/15    |
| AGCRMISIS-P       |            | TRAVIS            | WILLIAMS         | AGARPB10339            | 2016      | 6031        | 8.00         | 130.77        | 10/9/15    |
|                   |            |                   |                  | AGARPB10339            |           | 6031        | 91.00        | 2,231.22      | 10/9/15    |
|                   |            |                   |                  |                        |           | 10/9/15     | 91.00        | 2,231.22      |            |
| 10/18/2015        |            | BUDDY             | LOOMIS           | AGARPB10339            | 2016      | 6031        | 2.00         | 65.38         | 10/23/15   |
| AGCRMISIS-P       |            | BUDDY             | LOOMIS           | AGARPB10339            | 2016      | 6031        | 14.00        | 457.69        | 10/23/15   |
| AGCRMISIS-P       |            | BUDDY             | LOOMIS           | AGARPB10339            | 2016      | 6031        | 14.00        | 457.69        | 10/23/15   |
| AGCRMISIS-P       |            | BUDDY             | LOOMIS           | AGARPB10339            | 2016      | 6031        | 14.00        | 457.69        | 10/23/15   |
| AGCRMISIS-P       |            | BUDDY             | LOOMIS           | AGARPB10339            | 2016      | 6031        | 8.00         | 261.54        | 10/23/15   |
| AGCRMISIS-P       |            | BUDDY             | LOOMIS           | AGARPB10339            | 2016      | 6031        | 6.00         | 196.15        | 10/23/15   |
| AGCRMISIS-P       |            | BUDDY             | LOOMIS           | AGARPB10339            | 2016      | 6031        | 5.50         | 179.81        | 10/23/15   |
| AGCRMISIS-P       |            | BUDDY             | LOOMIS           | AGARPB10339            | 2016      | 6031        | 8.00         | 261.54        | 10/23/15   |
| AGCRMISIS-P       |            | BUDDY             | LOOMIS           | AGARPB10339            | 2016      | 6031        | 52.00        | 849.94        | 10/23/15   |
| AGCRMISIS-P       |            | BUDDY             | LOOMIS           | AGARPB10339            | 2016      | 6031        | 19.50        | 318.73        | 10/23/15   |
|                   |            |                   |                  | AGARPB10339            |           | 6031        | 143.00       | 3,506.16      | 10/23/15   |

**OFFICE OF THE ATTORNEY GENERAL**  
**Operation Division**  
**Budget & Finance Section**

**List of Payroll Transactions By Accounting Unit By AOBJ**  
**For Pay Period Ending October 23, 2015**

| <u>User Level</u> | <u>EIN</u> | <u>First Name</u> | <u>Last Name</u> | <u>Accounting Unit</u> | <u>FY</u> | <u>AOBJ</u>         | <u>Hours</u>  | <u>Amount</u>    | <u>PPE</u> |
|-------------------|------------|-------------------|------------------|------------------------|-----------|---------------------|---------------|------------------|------------|
|                   |            |                   |                  |                        |           | 10/23/15            | 143.00        | 3,506.16         |            |
|                   |            |                   |                  |                        |           | <b>Grand Total:</b> | <b>509.00</b> | <b>12,412.57</b> |            |

**From:** Conrad, Donald  
**To:** Dailey, Mike  
**Bcc:** Conrad, Donald; Rodriguez, Lisa  
**Subject:** FW: AGO File No. P002-2012-001232 / Tempe PD Incident Report No. 12-068968 / CV2012-011279 / Luz Mendivil  
**Date:** Wednesday, November 04, 2015 4:58:38 PM  
**Attachments:** [image001.png](#)  
[PHX-#4668140-v1-Mendivil-COR-Ltr to Mlesch re Return of Assets.PDF](#)  
[CV2012-011279-Forfeiture Judgment.pdf](#)

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Mike, I was just made aware of this email to Miesch today. I don't understand why, if we have already asked Tempe to return the money, that my discussions with you on this issue have included a considerable discussion of why we shouldn't ask Tempe to return the money. Were you aware of this email? Did you authorize its issuance? I also contradicts what you told me that Ann told Tempe. You told me one of the reasons we wouldn't want to ask Tempe for a contribution is because of what Ann told Tempe and because we could adversely impact our relationship in the ongoing wire matter handled by Liz. Please respond to my concerns.

---

**From:** Perkovich, Mark  
**Sent:** Wednesday, November 04, 2015 4:19 PM  
**To:** Conrad, Donald  
**Subject:** FW: AGO File No. P002-2012-001232 / Tempe PD Incident Report No. 12-068968 / CV2012-011279 / Luz Mendivil

This was the request of Tempe PD I recalled seeing. David Miesch is the Forfeiture Detective who works for Tempe PD.

---

**From:** Womack, Stephen  
**Sent:** Friday, September 18, 2015 11:01 AM  
**To:** 'Miesch, David'  
**Cc:** Formanek, Anne; Loftus, Charles  
**Subject:** AGO File No. P002-2012-001232 / Tempe PD Incident Report No. 12-068968 / CV2012-011279 / Luz Mendivil

David,

The find attached correspondence regarding the return of funds seized from Luz Mendivil and her family on May 30, 2012.

If you have any questions, please don't hesitate to contact me or Anne.

Stephen J. Womack  
Assistant Attorney General



Office of the Attorney General – CRM/FRS  
1275 W. Washington St., Phoenix, AZ 85007  
Direct: (602) 542-8482  
[stephen.womack@azag.gov](mailto:stephen.womack@azag.gov)  
<http://www.azag.gov>

NOTICE: This email, including any attachments, may contain CONFIDENTIAL, PRIVILEGED or LAW ENFORCEMENT SENSITIVE information.

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MARK BRNOVICH  
ATTORNEY GENERAL

OFFICE OF THE ARIZONA ATTORNEY GENERAL  
CRIMINAL DIVISION

September 18, 2015

*By Email*

Det. David Miesch  
Tempe Police Department  
[david\\_miesch@tempe.gov](mailto:david_miesch@tempe.gov)

Re: Tempe P.D. Incident Report No. 12-068968  
CV2012-011279; *State v. Galvez-Leal, et al.*; Maricopa County Superior Court  
PHX-#46666070

Dear Det. Miesch:

On May 30, 2012, a search warrant was served at the residence of [REDACTED] Laveen, Arizona, as part of an investigation by the Tempe Police Department Special Investigations Bureau. The residence was the home of Luz Mendivil and her family members. The search of the residence located multiple stashes of currency totaling \$25,364.00.

That day, the currency was seized for evidence and, subsequently, it was seized for forfeiture as part of CV2012-011279. The currency was forfeited pursuant to a judgment dated September 20, 2012. See Item 2.6 of the *Appendix One* to the enclosed *Judgment: Order of Forfeiture In Rem; Findings of Fact; & Conclusions of Law*.

In 2013, I believe the currency was distributed to the agencies' RICO accounts.

More recently, an attorney for Ms. Mendivil and her family asserted on their behalf an interest in \$20,601 of the \$25,364 seized and forfeited currency. More specifically, the Mendivils assert an interest in:

- \$2,000.00 located in a boot in the master bedroom closet, evidence item #1;
- \$33 located on the shelf in the master bedroom closet, evidence item #2;
- \$4,300.00 located under the nightstand in the master bedroom, evidence item #6;
- \$7,000.00 located in a manila envelope inside of a black shoe in the southeast bedroom closet, evidence item #8;
- \$2,975.00 located under a pair of jeans in the East side middle bedroom closet, evidence item #9;
- \$4,000.00 located on the shelf of the East hallway closet, evidence item #10; and
- \$293.00 located in a purse inside a 2007 Chevy Avalanche, evidence item #14.

See Incident Report No. 12-068968 and Incident Report Narrative—Supplemental.

I have evaluated this matter and determined the currency should be returned. In particular,

the following sums should be returned to the following individuals:

|                     |                                            |
|---------------------|--------------------------------------------|
| Ferndando Granillo: | \$2,975.00 plus interest from 5-30-12;     |
| Luz Mendivil:       | \$6,626.00 plus interest from 5-30-12;     |
| Maritza Granillo:   | \$4,000.00 plus interest from 5-30-12; and |
| Monica Granillo:    | \$7,000.00 plus interest from 5-30-12.     |

I, as attorney for the State, make this determination pursuant to authority established in A.R.S. § 13-4308(A), which states in pertinent part:

If, on inquiry and examination, the attorney determines that the proceedings probably cannot be sustained or that justice does not require the institution of such proceedings, he shall notify the seizing agency and immediately authorize the release of the seizure for forfeiture on the property or on any specified interest in it.

and from A.R.S. §13-4306(A), which states in pertinent part, "[T]he attorney for the state may authorize the release of the seizure for forfeiture of the property if forfeiture or retention is unnecessary...." Additional authority for this determination comes through the *Judgment: Order of Forfeiture In Rem; Findings of Fact; & Conclusions of Law*.

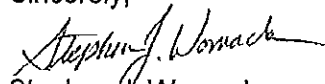
Because the \$20,601.00 to be returned was previously divided between Tempe P.D. and the State, with 80% remaining with Tempe P.D. and 20% distributed to the State, I propose Tempe P.D. issue a lump sum check to the State in the amount of \$16,480.80, which is 80% of \$20,601.00, *plus interest from May 30, 2012, to the date the check is issued*. This check should be made payable to "Arizona Attorney General" and indicate on the memo line "CV2012-011279." The State will then combine these monies with monies previously distributed to the State and issue payments to the individuals in the total amounts detailed above.

Initially, Tempe P.D. held the currency, calculated the State's 20% share, then sent the State's share in two distributions in 2013. The State's share was lumped in with distributions from other cases, however, so it would be very difficult for the State to calculate the interest previously distributed to the State. Please identify that portion of the State's distributions that constituted interest earned on the State's 20% share of \$20,601.00.

Finally, please send the 80% lump sum check and the interest calculations to: Arizona Attorney General's Office, Attn: Anne Formanek, Seized Property Manager, CRM/FRS, 1275 W. Washington St., Phoenix, AZ 85007.

If you have any questions, please do not hesitate to contact me or Ms. Formanek.

Sincerely,



Stephen J. Womack  
Assistant Attorney General  
Financial Remedies Section  
Direct: 602-542-8482  
Email: [stephen.womack@azag.gov](mailto:stephen.womack@azag.gov)

Enclosure

1 THOMAS C. HORNE  
2 Attorney General (Firm State Bar No. 14000)  
3 Mike Dailey (State Bar No. 019046)  
4 Assistant Attorney General  
5 Financial Remedies Section  
6 1275 W. Washington St.  
7 Phoenix, AZ 85007  
8 Telephone: (602) 542-7955  
9 Facsimile: (602) 542-7975  
10 Attorneys for the State  
11 CRMRacketeering@azag.gov

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

14 STATE OF ARIZONA, *ex rel.* THOMAS C.  
15 HORNE, Attorney General,

16 Plaintiff,

17 v.

18 LEONEL GALVEZ-LEAL *ET AL*,

19 Defendants *In Personam*,

20 and

21 THE PROPERTY DESCRIBED IN APPENDIX  
22 ONE ATTACHED HERETO,

23 Defendants *In Rem*.

Case No. CV2012-011279

**JUDGMENT: ORDER OF  
FORFEITURE IN REM;  
FINDINGS OF FACT;  
& CONCLUSIONS OF LAW.**

24 The State of Arizona ("State"), pursuant to A.R.S. § 13-4305, having seized for  
25 forfeiture the property listed in Appendix One (attached hereto and incorporated herein), and a  
26 Notice of Pending Forfeiture having been duly made pursuant to A.R.S. § 13-4307, the Court  
makes the following Findings of Fact and Conclusions of Law and orders as follows:



**FINDINGS OF FACT AND CONCLUSIONS OF LAW**

1  
2           1.     The property described in Appendix One is within the jurisdiction of the Superior  
3 Court, having been seized within this State.

4           2.     All persons known to have an interest in the property have been timely served  
5 with Notice of Pending Forfeiture in compliance with A.R.S. § 13-4307.

6           3.     No persons known to have an interest in the property, despite having been timely  
7 served with Notice of Pending Forfeiture, have filed a claim as required by A.R.S.  
8 §13-4311(E) establishing that the property is either exempt from forfeiture, or is not subject to  
9 forfeiture, as required by A.R.S. §13-4304.

10          4.     The State has presented evidence and information, by Application for Order of  
11 Forfeiture and accompanying exhibits thereto, demonstrating probable cause to find and  
12 conclude that the property listed in Appendix One was monies, property and/or other things of  
13 value used or intended to be used in any manner or part to facilitate the commission of an  
14 offense included in the definition of racketeering in A.R.S. § 13-2301(D)(4) and is therefore  
15 subject to forfeiture pursuant to A.R.S. § 13-4301 through A.R.S. § 13-4315.

16          5.     The showing of probable cause has satisfied this Court that forfeiture pursuant to  
17 A.R.S. § 13-2314 and to A.R.S. § 13-4301 through A.R.S. § 13-4315 is authorized as to the  
18 property described in Appendix One.

19          6.     Probable cause having been shown, the time for making claims having expired  
20 (*see* A.R.S. § 13-4311(D)), and no potential claimant having filed a claim as required by  
21 A.R.S. § 13-4311(E) , the Court is obliged by A.R.S. § 13-4314 to order the property listed in  
22 Appendix One forfeited to the State for allocation as prescribed by A.R.S. § 13-4315.

23 ...

24 ...

25

26

**ORDER**

**IT IS HEREBY ORDERED THAT:**

1  
2  
3 1. Pursuant to A.R.S. § 13-4314(A), all right, title and interest in the property  
4 described in Appendix One is forfeited to the State of Arizona, Office of the Attorney General  
5 and the Tempe Police Department, including contractual rights of any kind affording a source  
6 of influence over the property, such as rights of redemption.

7 2. Pursuant to A.R.S. § 13-4314(B), the State has clear title to the forfeited property  
8 and title to said property and its proceeds vested in the State on the commission of the act or  
9 omission giving rise to forfeiture.

10 3. Pursuant to A.R.S. § 13-4314(D), the Attorney for the State may transfer good  
11 and sufficient title to any subsequent purchaser or transferee, and the title shall be recognized  
12 by all courts, by this State and by all departments and agencies of this State and any political  
13 subdivision. Title shall pass free of any and all liens or encumbrances, including racketeering  
14 liens filed pursuant to A.R.S. § 13-2314.02.

15 4. The Clerk of the Court is directed to transmit all monies described in Appendix  
16 One, if any, together with all interest accrued thereon since its deposit with the Clerk, to the  
17 Attorney General's Anti-Racketeering Revolving Fund for allocation in conformance with  
18 A.R.S. § 13-4315.

19 5. The Court has determined that there is no just reason for delay and it is therefore  
20 directed that judgment as provided herein shall be entered forthwith.

21 DONE IN OPEN COURT this \_\_\_\_ day of September, 2012.

22  
23  
24  
25 \_\_\_\_\_  
26 Judge of the Superior Court

APPENDIX ONE

**1. In Personam:** All interests in real or personal property, tangible and intangible, existing or inchoate, owned by one or more of the following person(s) and or entities, and/or in which one or more of the following person(s) is an interest holder:

- 1.1 Galvez-Leal, Leonel;  
Last Known Address: [REDACTED], Tucson, AZ 85718
- 1.2 Bejarano, Marcelo Estrella;  
Last Known Address: [REDACTED] Tucson, AZ 85614
- 1.3 Robles Ruiz, Jesus Manuel;  
Last Known Address: [REDACTED] Tucson, AZ 85614
- 1.4 Leon, Rita Maria;  
Last Known Address: [REDACTED] #6205, Tucson, AZ 85745
- 1.5 Oros-Moreno, Marco Antonio (aka: Marco Antonio Oros);  
Last Known Address: [REDACTED] Green Valley, AZ 85614
- 1.6 Acosta, Juan Rafael (aka: Juan Acosta);  
Last Known Address: [REDACTED] Tucson, AZ 85713
- 1.7 Martinez, Reynaldo;  
Last Known Address: Unknown
- 1.8 Gastelum-Rojas, Sergio (aka: Sergio Armando Gastelum Rivas Jr.);  
Last Known Address: [REDACTED], Phoenix, AZ 85042
- 1.9 Grant, John P., Jr.;  
Last Known: [REDACTED] Tucson, AZ 85745
- 1.10 Bejarano, George;  
Last Known Address: [REDACTED], Sonora, MX

up to but not exceeding interests having a fair market aggregate value (less liens and encumbrances) of **\$1,502,859.00**, including without limitation pre-paid account deposits; contractual rights; vehicles; boats; aircraft; escrow accounts; safe deposit box contents; investment accounts; estates, including marital and decedent; trusts, including living, irrevocable, revocable; beneficial interests; survivorship agreements, insurance policies; currency, including U.S. and foreign; bank accounts, foreign and domestic, including but not limited to savings and loan associations and thrift associations; retirement benefits, defined

1 contribution plans or benefits and profit sharing plans; causes in action; precious metals, gems  
2 and jewelry; leaseholds; and including fraudulent transfers and substitute assets, including but  
3 not limited to the property described below;

4 **2. U.S. or other Currency, *In Personam* and/or *In Rem*:**

- 5       **2.1** All U.S. currency, **including but not limited to the approximate sum of**  
6       **\$889,390.00** seized from a sealed compartment in the sleeper cabin of a semi-  
7       truck driven by Arnaldo Prieto (aka: Gordito).
- 8       **2.2** All U.S. currency, **including but not limited to the approximate sum of**  
9       **\$210,062.00** seized from an aftermarket compartment built into the dash board of  
10       a vehicle being driven by Raul Luis-Acuna.<sup>1</sup>
- 11       **2.3** All U.S. currency, **including but not limited to the approximate sum of**  
12       **\$10,000.00** seized from the residence at [REDACTED] Tucson AZ  
13       **85757<sup>2</sup>**
- 14       **2.4** All U.S. currency, **including but not limited to the approximate sum of**  
15       **\$179,910.00** seized from a vehicle being driven by Jose Alonso Rodriguez-  
16       Rosas.
- 17       **2.5** All U.S. currency, **including but not limited to the approximate sum of**  
18       **\$142,951.00** seized from the residence at [REDACTED] Tucson,  
19       **AZ 85718<sup>3</sup>**
- 20       **2.6** All U.S. currency, **including but not limited to the approximate sum of**  
21       **\$25,364.00** seized from the residence at [REDACTED] Laveen, AZ 85339

22 **3. Financial Institution Accounts, *In Personam* and/or *In Rem*:**

23 **NONE**

24 **4. Vehicles, *In Personam* and/or *In Rem*:**

- 25       **4.1** 2009 White Toyota Tundra Pickup  
26       License Plate: [REDACTED] 025/ AZ  
27       VIN: STFEV5415 [REDACTED]

28 <sup>1</sup> Item 2.2 was seized by the Nogales Police Department during a traffic stop

<sup>2</sup> Item 2.3 has been reduced by \$10,000.00 from the amount set forth in the NOPF

<sup>3</sup> Item 2.5 has been reduced by \$10,000.00 from the amount set forth in the NOPF

- 1       **4.2**   2001 Red Ford F150 Pickup  
          License Plate: [REDACTED] 716/ AZ  
2           VIN: 1FTRX18L6 [REDACTED]
- 3       **4.3**   2005 Tan Jeep Grand Cherokee Limited  
4           License Plate: [REDACTED] 065/ AZ  
5           VIN: 1J8HR5822 [REDACTED]
- 6       **4.4**   2001 Gray Nissan Pathfinder  
7           License Plate: [REDACTED] 012/ AZ  
          VIN: JN8DR07X [REDACTED]

8  
9       **5. Real Property, *In Personam* and/or *In Rem*:**

10       *NONE*

11  
12       **6. Miscellaneous personal property, *In Personam* and/or *In Rem*:**

- 13       **6.1**   9mm Beretta model 92FS handgun  
          SN: [REDACTED]
- 14       **6.2**   Semi-automatic rifle  
15           SN: Unknown
- 16       **6.3**   Semi-automatic rifle  
17           SN: Unknown

18  
19                           **/// NOTHING FOLLOWS ///**

Granted

Signed on this day, September 20, 2012



/s/ Michael Barth  
Judicial Officer of Superior Court

**From:** [Conrad, Donald](#)  
**To:** [Rodríguez, Lisa](#)  
**Subject:** FW: AGO website  
**Date:** Monday, November 16, 2015 3:40:25 PM

---

Who decides what to put on ths website?

---

**From:** Flores, Kirstin  
**Sent:** Monday, November 16, 2015 2:11 PM  
**To:** Conrad, Donald  
**Cc:** Rodríguez, Lisa  
**Subject:** AGO website

Don,

The question we received last week about AGO presence in Colorado City prompted me to review the AGO website. I found the attached information about Colorado City-Polygamy and the coordinated efforts between the AZ and UT AGOs there through a program called Safety Net. Am I correct in assuming this is not current? Should I ask ISS to delete this page? (see link below and please advise, thanks.)

<https://www.azag.gov/victim-services/polygamy>

## Kirstin Flores

### Director

Criminal Division/Office of Victim Services

---

Office of the Arizona Attorney General Mark Brnovich  
1275 W. Washington, Phoenix, AZ 85007  
Desk: (602) 364-3329  
Fax: (602) 542-8453  
[kirstin.flores@azag.gov](mailto:kirstin.flores@azag.gov)

**From:** [Conrad, Donald](#)  
**To:** [Rodriguez, Lisa](#)  
**Subject:** FW: Anthony Hardina matter  
**Date:** Tuesday, November 10, 2015 7:48:28 AM  
**Attachments:** [image001.png](#)

---

I need email or phone for Schawn Steinberg.

---

**From:** GEORGIA STATON [<mailto:GStaton@JSHFIRM.com>]  
**Sent:** Monday, November 09, 2015 4:49 PM  
**To:** Conrad, Donald  
**Cc:** Elizabeth Gilbert; Martin Lucero  
**Subject:** RE: Anthony Hardina matter

Thanks Don. If Schawn could contact me or my colleague, Liz Gilbert, that would be great. Perhaps she could leave a phone or email address where we can reach her if we are not in when she calls.



**GEORGIA A. STATON** · Partner  
Jones, Skelton & Hochuli, P.L.C.  
2901 N. Central Avenue, Suite 800 · Phoenix, AZ 85012  
P 602.263.1752 · M 602. [REDACTED] F 602.200.7854  
[website](#) | [bio](#) | [vCard](#) | [map](#) | [email](#)

---

**From:** Conrad, Donald [<mailto:Donald.Conrad@azag.gov>]  
**Sent:** Monday, November 09, 2015 10:43 AM  
**To:** GEORGIA STATON  
**Subject:** Anthony Hardina matter

Georgia:

Today I was sent an email from Keith Manning of MCAO telling you that Schawn Steinberg works at the AGO. She is not due here until December. We have contact info if you need to talk to her before she officially comes on board. Let me know if you need her to talk contact you.

Donald E. Conrad  
Division Chief Counsel  
Criminal Division  
(602) 542-3881

This electronic mail transmission contains information from the law firm Jones, Skelton & Hochuli, P.L.C. that may be confidential or privileged. Such information is solely for the intended recipient, and use by any other party is not authorized. If you are not the intended recipient, be aware that any disclosure, copying, distribution or use of this message, its contents or any attachments is prohibited. Any wrongful interception of this message is punishable as a Federal Crime. Although this e-mail and any attachments are believed to be free of any virus or other defect that might affect any computer system into which it is received and opened, it is the responsibility of



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Tax Advice Disclosure: To ensure compliance with requirements imposed by the IRS under Circular 230, we inform you that any U.S. federal tax advice contained in this communication (including any attachments), unless otherwise specifically stated, was not intended or written to be used, and cannot be used, for the purpose of (1) avoiding penalties under the Internal Revenue Code or (2) promoting, marketing or recommending to another party any matters addressed herein.

**From:** Conrad, Donald  
**To:** Rodriguez, Lisa  
**Subject:** FW: APAAC Executive Training (9:30 a.m.) AND Council Meeting (1:00 p.m.) ON Friday, Oct. 23, 2015  
**Date:** Monday, October 19, 2015 8:03:51 AM  
**Attachments:** image001.png  
FORM-Proxy for Council Mtgs.doc  
Att.III-Minutes of Council Mtg-092515.pdf  
Att.IX-Best Practices Comm-Seminar Report.pdf  
Att.VI-AZ Summit Law School Fellowship Proposal.pdf  
Att.VII-Executive Comm.Report-Registration Cap.Proposals.pdf  
Att.VIII-Finance Comm.Reports-093015.pdf  
AGENDA-Council Meeting.102315.pdf

---

I need the proxy Don't print all this. They'll have a notebook

---

**From:** Diana Cooney [mailto:Diana.Cooney@apaac.az.gov]  
**Sent:** Friday, October 16, 2015 4:09 PM  
**To:** Diana Cooney  
**Subject:** APAAC Executive Training (9:30 a.m.) AND Council Meeting (1:00 p.m.) ON Friday, Oct. 23, 2015

Council,

With this email are the Agenda and attachments for APAAC's Council Meeting to be held on **Friday, October 23, 2015, at 1:00 p.m.** in the APAAC office located at 1951 W. Camelback Road, Suite 202, Phoenix. These documents (with the exception of the [Finance Committee Report](#)) are also available at <http://apaac.az.gov> - click on the Event Calendar icon on the left and select the meeting date on the Calendar for a link to the documents.

**REMINDER:** APAAC's Executive Training - "Murder in the Park" movie and discussion (see flyer below) - is scheduled from 9:30 a.m. to noon in the APAAC office prior to the Council Meeting. Lunch will be provided for those who attend both the Executive Training and Council Meeting. For your convenience, the following parking spaces are available: East Garage Parking Spaces [#11, 12, 106, 107, 108, 109, 110 and 143](#) - or you may use any of the visitor parking spaces on the surface parking lot.

**RSVP** - Please reply by email no later than [Wednesday, October 21, 2015](#), if you plan to attend both the Executive Training and Council Meeting. While it is not necessary to pre-register for the Executive Training, your RSVP will let us know to prepare your Council book in advance and include you in the headcount for lunch.

APAAC offers several other options for attending the Council Meeting (the Executive Training is "in person" only):

BY PHONE: The toll-free call-in number to appear telephonically is **1-888-██████████** and at the voice prompt enter your Meeting ID **██████████** followed by the # sign - the PIN is **██████████**

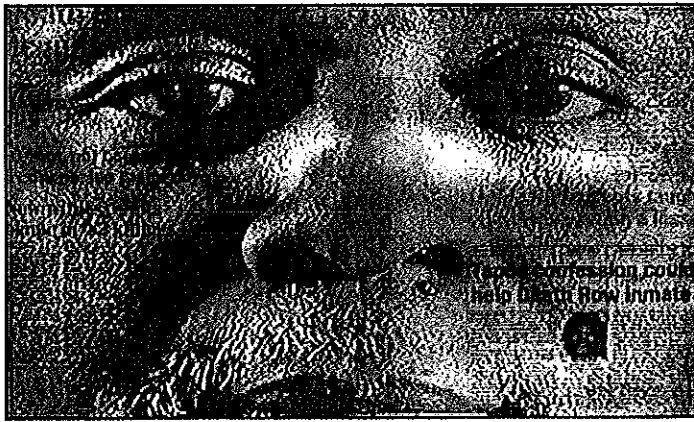
BY VIDEOCONFERENCE: Go to: <http://join.ucanytime.com/scopia/mt/apaac?li██████████> autojoin and use meeting ID: **██████████**; the PIN is **██████████** (see [SCOPIA meeting instructions at the end of this email](#)).

BY PROXY: If you are unable to attend the meeting, either in person or by phone, you may submit a proxy form (attached) to [Diana.Cooney@apaac.az.gov](mailto:Diana.Cooney@apaac.az.gov) PRIOR to the start of the meeting. You may designate either a Council or a non-Council member to appear and vote on your behalf. Please ensure, however, that the person you designate will be attending the meeting.

Thank you,

AZ Prosecuting Attorneys' Advisory Council  
1951 W. Camelback Road, #202  
Phoenix, AZ 85015  
602-542-7222 | phone  
602-274-4215 | fax  
Website: <http://apaac.az.gov>

---



## **MURDER IN THE PARK**

Lessons Learned From An  
Innocent Project Run Amok

OCTOBER 23, 2015  
9:30 a.m. - 12:00 p.m.

"A Murder in the Park" is a must see documentary that meticulously uncovers the efforts of David Protes, the deceitful Northwestern journalism professor, who skillfully manipulated his students and the criminal justice system in order to release a guilty man from death row and frame an innocent man for a double homicide."

"The film is a jaw-dropping expose of corruption, intimidation, coercion, glory-seeking, and unabashed lack of journalism ethics. It is gut wrenching, totally riveting and skillfully tells a very complex story of gross injustice. The real heroine is our own fearless Anita Alvarez, Cook County State's Attorney, whose efforts restored humanity and justice."

Barbara LaWall  
Pima County Attorney

This Executive Training will feature the documentary *Murder in the Park*, followed by a roundtable discussion lead by the Honorable Michael D. Jones, Maricopa County Superior Court (ret.).

**Arizona Prosecuting Attorneys' Advisory Council**

1951 W. Camelback Rd., Ste. 202

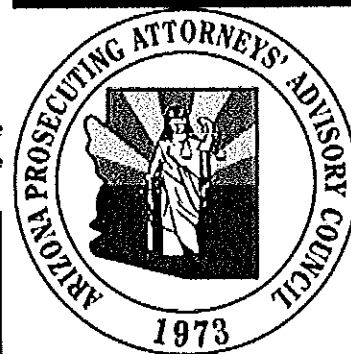
Phoenix, AZ 85015

(602) 642-7222

**Executive**  
**Training**  
**Location**

**APAAC**  
**Training**  
**Center**

1951 W. Camelback  
Suite 202  
Phoenix, AZ 85015



You are invited to attend a SCOPIA meeting. At the time of the meeting please choose an access method described below:

**\*\*You will need to update the client for first time users using the NEW service\*\***

CLIENT Installation for PC or MAC: Please INSTALL the SCOPIA client beforehand. To install the client click the following link:

<http://join.ucanytime.com/scopia/mt/apaac?client>

**Desktop Link for PC or MAC:**

To CONNECT from your computer or mobile device click the following link:

[http://join.ucanytime.com/scopia/mt/apaac?ID=\[REDACTED\]utojoin](http://join.ucanytime.com/scopia/mt/apaac?ID=[REDACTED]utojoin)

**Mobile device dial-in:**

To connect from an iPhone, iPad, or Android device go to the App Store or Goggle Play Store and download the FREE **Scopia Mobile v3** app. After the client is installed, enter [join.ucanytime.com/scopia/mt/apaac](http://join.ucanytime.com/scopia/mt/apaac) for the server address, then press **Done**. To join my meeting simply enter [REDACTED] for the meeting number, then press **Connect**.

**Phone dial-in:**

Dial: 1.888.[REDACTED] and at the voice prompt enter your Meeting ID 9890052100 followed by the # sign...PIN is [REDACTED]

**H.323 dial-in:**

To connect from any H.323 device (i.e. Polycom, LifeSize, Radvision, Tandberg/CISCO, etc.) dial: 159.54.57.11#[9890052100] or 9890052[REDACTED] or [REDACTED]@path.ucanytime.com. Alternatively dial [REDACTED] then when prompted enter your meeting ID via DTMF tones (# sign brings up DTMF key pad on most systems) followed by the # sign

**SCOPIA Best Practices:** Be sure to check your audio and video settings before calls. Please take a look at our Scopia Best Practices Guide: (Cut and Paste if URL does not work) - [http://facetofacelive.com/docs/Virtual\\_Meeting\\_Room\\_Quick\\_Start\\_Guide\\_F2FL.pdf](http://facetofacelive.com/docs/Virtual_Meeting_Room_Quick_Start_Guide_F2FL.pdf)

**NOTE: It's best to mute your microphone when not actively speaking.**



**PROXY**

I, \_\_\_\_\_, pursuant to and in accordance with Rule III of the Arizona Prosecuting Attorneys' Advisory Council Rules, do hereby designate and give my proxy to \_\_\_\_\_ to act for and on my behalf at the Arizona Prosecuting Attorneys' Advisory Council's general meeting to be held on \_\_\_\_\_, 2015.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 2015.

\_\_\_\_\_  
Name

\_\_\_\_\_  
Title

State of Arizona     )  
                                  ) ss  
County of Maricopa   )

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 2015,  
by \_\_\_\_\_.

\_\_\_\_\_  
Notary Public

My commission expires on:  
\_\_\_\_\_

ARIZONA PROSECUTING ATTORNEYS' ADVISORY COUNCIL  
MINUTES

September 25, 2015

The meeting of the Arizona Prosecuting Attorneys' Advisory Council was called to order by the Chair, Sheila Polk, on Friday, September 25, 2015, at 1:00 p.m. at the APAAC office located at 1951 W. Camelback Road, Suite 202, in Phoenix, Arizona.

COUNCIL MEMBERS PRESENT

|                 |                                                |
|-----------------|------------------------------------------------|
| Sheila Polk     | APAAC Chair, Yavapai County Attorney           |
| Brad Carlyon    | Navajo County Attorney                         |
| Vicki Hill      | Acting Phoenix City Prosecutor                 |
| Barbara LaWall  | Pima County Attorney (telephonic)              |
| Brian McIntyre  | Interim Cochise County Attorney                |
| Bill Montgomery | Maricopa County Attorney                       |
| Tony Rogers     | La Paz County Attorney                         |
| David Rozema    | Coconino County Attorney (telephonic)          |
| Tobin Sidles    | Oro Valley Town Prosecutor                     |
| Lando Voyles    | Pinal County Attorney <i>[until 1:15 p.m.]</i> |

COUNCIL MEMBERS PRESENT BY PROXY

|                 |                                                                                         |
|-----------------|-----------------------------------------------------------------------------------------|
| Mark Brnovich   | Arizona Attorney General<br>Proxy Don Conrad                                            |
| David Byers     | Arizona Supreme Court Administrative Director<br>Proxy Jerry Landau                     |
| Baird Greene    | Tucson City Prosecutor<br>Proxy William Mills (telephonic) <i>[joined at 1:15 p.m.]</i> |
| George Silva    | Santa Cruz County Attorney<br>Proxy Liliana Ortega (telephonic)                         |
| Matt Smith      | Mohave County Attorney<br>Proxy Sheila Polk                                             |
| Michael Whiting | Apache County Attorney<br>Proxy Sheila Polk                                             |

STAFF PRESENT

|                 |                    |
|-----------------|--------------------|
| Elizabeth Ortiz | Executive Director |
| Kim MacEachern  | Staff Attorney     |
| Diana Cooney    | Office Manager     |

GUESTS PRESENT

|                    |                                                                                         |
|--------------------|-----------------------------------------------------------------------------------------|
| Kevin Crestin      | Extern, Arizona Office of the Courts                                                    |
| Jennifer Hancock   | Extern, Arizona Office of the Courts                                                    |
| Dr. Deborah Kurth  | Research Manager, Arizona Office of the Courts                                          |
| Kathleen Mayer     | Deputy Pima County Attorney / Legislative Liaison                                       |
| David Redpath      | Operations Manager, Juvenile Justice Services Division,<br>Arizona Office of the Courts |
| Sohil Sheth        | APAAC Extern, Arizona Summit School of Law                                              |
| Dr. John P. Vivian | Administrator, Arizona Department of Juvenile Corrections                               |

CONSENT AGENDA

Ms. Sheila Polk presented the consent agenda, including minutes from the August 13, 2015, Council meeting, for approval by the Council. Mr. Tobin Sidles made a motion, seconded by Mr. Lando Voyles, to approve the consent agenda. Motion carried.

5<sup>th</sup> STATEWIDE EQUITABLE TREATMENT OF MINORITY YOUTH REPORT CARD

Guest Speaker, David Redpath, provided a PowerPoint presentation on the Arizona Supreme Court's Commission on Minorities' 2015 Report "Equitable Treatment of Minority Youth" on the subject of disproportionate minority contact (DMC). Funded as a statewide report, the Commission has also partnered with local jurisdictions to review data on DMC in lower courts. Mr. Redpath was accompanied by guests, Dr. John P. Vivian and Dr. Deborah Kurth. Follow-up discussion on the report data is available upon request.

CHAIR'S REPORT

Ms. Polk asked Ms. Elizabeth Ortiz to share recent changes to APAAC's committee assignments, namely: Mr. Brad Carlyon has agreed to be the APAAC Vice-Chair, and Mr. Jon Smith has agreed to be Chair of the Legislative Policy Committee (LPC). Mr. Carlyon will continue as an LPC member.

Ms. Polk, as Chair of the Victim Services' Committee of the Governor's Council on Human Trafficking, reported on the best practices model protocol being drafted to assist with the statewide reporting of children involved in human trafficking. The committee has scheduled a "Solutions Summit" on November 16, 2015, to review and examine the draft model protocol before it is finalized. Council members will receive an invitation via email to the Solutions Summit, and Ms. Polk encouraged all to attend.

EXECUTIVE DIRECTOR'S REPORT

On behalf of APAAC, Ms. Ortiz acknowledged Ms. Kellie L. Johnson, Deputy Pima County Attorney, as the 2015 Michael C. Cudahy Criminal Justice Award Winner.

Ms. Ortiz, together with Mr. Jon Smith and City of Phoenix Assistant Prosecutor Ms. Patricia George, are members of Governor Ducey's Commission to Prevent Violence Against Women. Ms. Ortiz reported on the Commission's September 17, 2015 meeting and presentations from the Governor's Youth Commission and the "Coaching Up" program, both promoting anti-violence and respect toward women. Also, October is "Domestic Violence Awareness" month; related events include "Lighting Arizona Purple" on October 1, 2015, from 6-7 p.m. and "Wear Purple Day" on October 15, 2015.

As Chair of the State Bar's CLE Committee, Ms. Ortiz announced that applications are now available for the CLE Institute's second "Train the Trainer" program, a two-day commitment for the afternoons of October 30, 2015, and November 6, 2015. She encourages interested individuals to apply for this great opportunity.

Ms. Ortiz will be attending the 2015 National Association of Justice Information Systems (NAJIS) Conference October 5-8, 2015, in Orlando, Florida. The 2016 NAJIS Conference will be held in Tucson, Arizona, for those interested in attending.

Ms. Ortiz announced that the APAAC December Council Meeting will no longer be held in conjunction with the 2015 AACo Phoenix Conference, but is scheduled for Thursday, December 10, 2015, at 10:00 a.m. in the APAAC office.

Ms. Ortiz reported that APAAC hosted a mock oral argument on September 21, 2015, for the Mesa City Prosecutor's Office as they prepared for their oral argument before the Arizona Supreme Court in the matter of Dobson/Anderson v. Hon. McClennen/Mesa City Prosecutor on October 1, 2015, in Show Low, Arizona. Ms. Ortiz will be in attendance and will report back to the Council.

Ms. Ortiz advised that APAAC's next Executive Training session is scheduled for October 23, 2015, and will feature *Murder in the Park*, a documentary based on a true crime story. Immediately following the movie, guest facilitator, the Hon. Michael Jones, will lead a discussion on the subject matter.

#### FINANCE COMMITTEE REPORT

Ms. Polk presented APAAC's financial reports for July 2015 and August 2015, as reviewed and recommended by the Finance Committee. Mr. Sidles made a motion, seconded by Mr. Bill Montgomery, to accept the financial reports. Motion carried.

#### LEGISLATIVE POLICY COMMITTEE REPORT

Mr. Carlyon introduced for adoption a revised version of APAAC's Mission/Core Value/General Statement, which incorporates changes previously recommended by the Council, to serve as a guideline for APAAC staff when dealing with legislative issues. Mr. Montgomery moved that the statement be amended again to include APAAC's resolution to "oppose the adoption of any increase in the juvenile jurisdiction age." Discussion followed. The amendment was accepted. Mr. Montgomery made a motion, seconded by Mr. Brian McIntyre, to approve the Mission/Core Value/General Statement, as amended. Motion carried, with Mr. Jerry Landau abstaining.

Ms. Liliana Ortega presented a proposed bill to amend A.R.S. §13-109.B.3, which would address crimes committed on foot that occur between counties. Mr. Montgomery made a motion, seconded by Mr. McIntyre, to support the proposed amended legislation for a change to the statute and to support as an APAAC bill. Motion carried, with Mr. Landau abstaining.

Ms. Kathleen Mayer presented a two-part bill from the Pima County Attorney's Office addressing incompetent and non-restorable defendants, adding that both parts of this proposed bill have been approved by APAAC in prior years in an effort to help bridge the gap between criminal justice and mental health. Pima County is asking for APAAC support based on the concepts reflected in the attachment, as these may run as separate bills. Ms. Barbara LaWall made a motion, seconded by Mr. Sidles, to support the proposed bill. Motion carried.



BEST PRACTICES COMMITTEE REPORT

Mr. Sidles referred Council to the seminar report attachment showing the APAAC sponsored trainings in August and September/October 2015. Mr. Sidles highlighted several APAAC training seminars, including: Appeals, Juvenile, Sexual Assault, and Fundamentals of Trial Advocacy. Further, Mr. Sidles announced the Best Practices Committee will be making a recommendation to cap the attendee registration at next year's APAAC Annual Prosecutor Conference.

NACo / AACo REPORT

Mr. Carlyon stated that NACo's quarterly Public Safety Commission meeting is December 2-5, 2015, in Colorado Springs, Colorado. A discussion on safer counties is on the agenda. The AACo Conference is scheduled for November 16-17, 2015, at the Phoenix Sheraton Crescent Hotel; and will include an ACASA meeting at 2:00 p.m. and a County Attorneys' meeting at 3:00 p.m., both on November 16, 2015. Mr. Carlyon announced that Mr. Jon Smith is looking for someone interested in serving as the County Attorney affiliate for NACo / AACo, a position Mr. Smith currently holds.

NATIONAL DISTRICT ATTORNEY'S ASSOCIATION (NDAA) REPORT

Ms. Ortiz will be attending the NDAA Board Meeting in San Diego, California, on November 19-21, 2015. NDAA is also hosting a National Symposium on Domestic Violence on October 28-29, 2015. NDAA's Executive Director, Ms. Kay Chopard Cohen, is scheduled for a presentation at the NAJIS Conference in Orlando, Florida, concerning issues related to the impact of body-worn cameras.

CALL TO THE PUBLIC

Mr. Landau stated that he recently attended the U.S. Department of Intelligence's Informational Sharing Environment Conference in Virginia and was asked to pass on well wishes to APAAC from NDAA's Executive Director Ms. Cohen.

Mr. Carlyon reminded Council members that APAAC meetings are open to the public and non-Council members may be in attendance via teleconference.

Mr. Don Conrad advised that the Attorney General's office has cancelled plans for a meeting to discuss possible RICO legislation.

On behalf of APAAC, Ms. Ortiz acknowledged the hard work and expertise of Ms. Amelia Cramer and Ms. Regina Nassen of the Pima County Attorney's Office, as part of the Arizona Supreme Court committee that revised the conflict of interest rule applying to government lawyers, which was recently adopted.

NEXT COUNCIL MEETING

The next Council meeting is scheduled for Friday, October 23, 2015, at 1:00 p.m. at the APAAC office.

ADJOURNMENT

Ms. Polk declared the meeting adjourned at 2:03 p.m.



## September 2015 APAAC Seminars

| Seminar Date                 | Seminar Title                                              | # of Attendees |
|------------------------------|------------------------------------------------------------|----------------|
| September 01, 2015           | Lessons from the Holocaust: What You Do Matters-Scottsdale | 0              |
| September 02, 2015           | Lessons from the Holocaust: What You Do Matters-Scottsdale | 1              |
| September 03, 2015           | Lessons from the Holocaust: What You Do Matters-Scottsdale | 0              |
| September 04, 2015           | Lessons from the Holocaust: What You Do Matters-Scottsdale | 0              |
| September 08, 2015           | Lessons from the Holocaust: What You Do Matters-Scottsdale | 0              |
| September 09, 2015           | Lessons from the Holocaust: What You Do Matters-Scottsdale | 1              |
| September 10, 2015           | Lessons from the Holocaust: What You Do Matters-Scottsdale | 0              |
| September 11, 2015           | Lessons from the Holocaust: What You Do Matters-Scottsdale | 0              |
| September 16, 2015           | Lessons from the Holocaust: What You Do Matters-Yuma       | 1              |
| September 17, 2015           | Lessons from the Holocaust: What You Do Matters-Yuma       | 0              |
| September 17-18, 2015        | Sexual Assault Prosecutor Training                         | 24             |
| September 21, 2015           | Lessons from the Holocaust: What You Do Matters-Yuma       | 0              |
| September 28-October 2, 2015 | Fundamentals of Trial Advocacy                             | 32             |

## October/November 2015 APAAC Seminars

| Seminar Date     | Seminar Title                             | # of Attendees |
|------------------|-------------------------------------------|----------------|
| October 9, 2015  | Professionalism Course                    | 25             |
| November 6, 2015 | Sex Trafficking: A comprehensive Approach | 19             |



September 3, 2015

Arizona Prosecuting Attorneys' Advisory Council  
1951 W. Camelback Rd., Suite 202  
Phoenix, AZ 85015  
(via email: [Elizabeth.Ortiz@apaac.az.gov](mailto:Elizabeth.Ortiz@apaac.az.gov))

Re: Proposal to request an APAAC Fellowship for Arizona Summit Law School students

Dear Council:

On behalf of Arizona Summit Law School (ASLS), I am writing to propose that the Arizona Prosecuting Attorneys' Advisory Council (APAAC) provide a four-term fellowship opportunity to a student at ASLS each academic year, beginning fall term of 2016.

As one of our school's mission pillars is to "Serve the Underserved," many of our students seek careers in public service, especially prosecution. We believe a partnership with your organization to offer this fellowship opportunity would allow our students a chance to gain significant practical experience, make contacts within their practice area of interest, and add career-enhancing legal experience to their resume. In return, our Center for Professional Development will market and work with top quality candidates to apply for this fellowship. We would like to limit the eligibility to our "Summit Scholars" who are in the top 20% of their class. Our CPD department will monitor the application process by creating a Resume Collect and submitting all applications in one email to the council.

Thank you for the chance to work with your organization. We appreciate your consideration of this proposal and look forward to communicating this opportunity and partnership to our student body.

Sincerely,

Teri Adam  
Assistant Director of Professional Development  
Arizona Summit Law School  
1 N. Central Ave., Fl. 14  
Phoenix, AZ 85004  
Office: 602.682.6840  
[tadam@azsummitlaw.edu](mailto:tadam@azsummitlaw.edu)  
[www.AZSummitLaw.edu](http://www.AZSummitLaw.edu)



Enclosure: APAAC Fellowship Proposal Details

## **The Arizona Summit Law School Honors Fellow:**

- Works in four prosecuting offices during the eight month fellowship period. The offices include the **City of Phoenix Prosecutor's Office**, the **Maricopa County Attorney's Office**, the **Arizona Attorney General's Office**, and the **U.S. Attorney's Office of Arizona (terms/semesters based on scheduling with APAAC)**.
- The fellow must pass a detailed background check and be Rule 38(d) certified in order to participate in the fellowship. Rule 38(d) requires that:
  - Students must complete a minimum of 44 credit hours.
  - Students must have taken or be concurrently enrolled in the following courses: Evidence, Professional Responsibility, Criminal Law and Civil Procedure.
  - Students must be in good academic standing.

## **Program Requirements**

- It is suggested that the fellow register for the Municipal Prosecution Externship (MPE) course during the term they will work for the City of Phoenix Prosecutor's Office. The MPE course section has a mandatory 3 day training prior to the start of the term. Dates and times are noted in the MPE application on the CPD Career Site. The MPE course section meets throughout the term for additional training and support, as noted in the course syllabus.
- The fellow must be a 3L in the academic year they are selected to work.
- The fellow may register in a general externship course section that fits their schedule for the remaining placements. The fellow must be registered for an externship course each term noted above in order to receive academic credit.

## **Application**

- Students must apply on the CPD Career Site → OCI/Resume Collect to be considered.
- Students must be a member of the "Summit Scholars" to apply.
- The following applications materials are required:
  - Resume
  - Unofficial Law School Transcript
  - Two statements: 1) State briefly why you are interested in prosecution as a career; and 2) Detail what you consider to be the most important issue facing the criminal justice system today.

# Registration Cap Proposals

---

# OPTION 1

## JW Marriott Starr Pass Resort & Spa

Room Block 430 hotel rooms

Attrition 75%

Hotel room rate \$119+tax

Approximate attendee cost per person  
(hotel/meals/mileage/refreshments) \$550

Anticipated total conference budget for 400 attendees \$240,000

# OPTION 2

## JW Marriott Starr Pass Resort & Spa with overflow rooms at Starr Pass Golf Suites

|                                          |                 |
|------------------------------------------|-----------------|
| JW Marriott Starr Pass Resort Room Block | 430 hotel rooms |
| Starr Pass Golf Studio Suites            | 30 hotel rooms  |
| Starr Pass Golf One Bedroom Suites       | 20 hotel rooms  |

Attrition

75%

JW Marriott Hotel room rate

\$119+tax

Starr Pass Golf Studio suite rate

\$99+tax

Starr Pass Golf One Bedroom suite rate

\$119+tax

Approximate attendee cost per person  
(hotel/meals/mileage/refreshments)

\$550/\$530

Anticipated total conference budget for 450 attendees

\$267,000

# OPTION 3

## JW Marriott Stair Pass Resort & Spa with increased room block

|                                                                            |                 |
|----------------------------------------------------------------------------|-----------------|
| Room Block                                                                 | 500 hotel rooms |
| Attrition                                                                  | 90%             |
| Hotel room rate                                                            | \$124+tax       |
| Approximate attendee cost per person<br>(hotel/meals/mileage/refreshments) | \$560           |
| Anticipated total conference budget for 500 attendees                      | \$300,000       |



10:15 AM  
10/01/15  
Cash Basis

**AZ Prosecuting Attys' Advisory Council**  
**Balance Sheet**  
As of September 30, 2015

|                                            | <u>Sep 30, 15</u>        |
|--------------------------------------------|--------------------------|
| <b>ASSETS</b>                              |                          |
| <b>Current Assets</b>                      |                          |
| <b>Checking/Savings</b>                    |                          |
| 0100.00 · AG-APAAC State CJEF Acct.        | 634.97                   |
| 0200.00 · BMO Harris-APAAC Money Mkt. 327  | 192,614.56               |
| 0201.00 · BMO Harris-APAAC Main Ckg. 463   | 4,638.54                 |
| 0205.00 · Petty Cash Fund                  | 27.23                    |
| <b>Total Checking/Savings</b>              | <u>197,915.30</u>        |
| <b>Total Current Assets</b>                | <u>197,915.30</u>        |
| <b>TOTAL ASSETS</b>                        | <u><u>197,915.30</u></u> |
| <b>LIABILITIES &amp; EQUITY</b>            |                          |
| <b>Liabilities</b>                         |                          |
| <b>Current Liabilities</b>                 |                          |
| <b>Other Current Liabilities</b>           |                          |
| 3100.00 · Payroll Liabilities              |                          |
| 3110.00 · FUTA Payable                     | 7.25                     |
| 3130.00 · DES Payable                      | 0.38                     |
| 3275.00 · Employee Medical Flex Benefits   | -2,045.02                |
| <b>Total 3100.00 · Payroll Liabilities</b> | <u>-2,037.39</u>         |
| 3500.00 · PTO Accrual Payable              | 24,694.19                |
| <b>Total Other Current Liabilities</b>     | <u>22,656.80</u>         |
| <b>Total Current Liabilities</b>           | <u>22,656.80</u>         |
| <b>Total Liabilities</b>                   | 22,656.80                |
| <b>Equity</b>                              |                          |
| 30000 · Opening Balance Equity             | 99,359.13                |
| 32000 · Retained Earnings                  | 232,083.31               |
| Net Income                                 | -156,183.94              |
| <b>Total Equity</b>                        | <u>175,258.50</u>        |
| <b>TOTAL LIABILITIES &amp; EQUITY</b>      | <u><u>197,915.30</u></u> |

9:51 AM

10/01/15

Cash Basis

AZ Prosecuting Attys' Advisory Council
Transactions by Bank Account
As of September 30, 2015

Table with columns: Type, Date, Num, Name, Memo, Paid Amount, Balance. Contains transaction details for AG-APAAC State CJEF Acct., BMO Harris-APAAC Money Mkt. 327, and BMO Harris-APAAC Main Ckg. 463.

9:51 AM

10/01/16

Cash Basis

**AZ Prosecuting Attys' Advisory Council  
Transactions by Bank Account  
As of September 30, 2015**

| Type           | Date       | Num  | Name                               | Memo                                                 | Paid Amount | Balance   |
|----------------|------------|------|------------------------------------|------------------------------------------------------|-------------|-----------|
| Bill Pmt-Check | 09/02/2015 | 9775 | JW Marriott Tucson Starr Pass      | Pmt.#2: 7/31/15 Inv. #337X6014273 (6/17-19/15 APC)   | -40,000.00  | 54,280.24 |
| Bill Pmt-Check | 09/04/2015 | 9853 | Pracort Resort & Conference Center | 8/1/15 Foto #161270 (Support Staff Conf. 7/31/15)    | -14,951.00  | 39,329.24 |
| Bill Pmt-Check | 09/04/2015 | 9854 | LINES, Jacob                       | Support Staff Conf. 7/31/15; Voucher #66-05          | -195.57     | 39,133.67 |
| Bill Pmt-Check | 09/04/2015 | 9855 | .ORTIZ, Elizabeth                  | Support Staff Conf. 7/31/15; Voucher #66-07          | -120.33     | 39,013.34 |
| Bill Pmt-Check | 09/04/2015 | 9856 | .ORTIZ, Armand                     | Support Staff Conf. 7/31/15; Voucher #66-08          | -34.00      | 38,979.34 |
| Bill Pmt-Check | 09/04/2015 | 9857 | .SMITH, Jon                        | Support Staff Conf. 7/31/15; Voucher #66-09          | -218.02     | 38,761.32 |
| Bill Pmt-Check | 09/04/2015 | 9858 | AGUNA, Arthur                      | Support Staff Conf. 7/31/15; Voucher #66-10          | -103.33     | 38,657.99 |
| Bill Pmt-Check | 09/04/2015 | 9859 | .AGOVIC, Zaneta                    | Support Staff Conf. 7/31/15; Voucher #66-11          | -208.57     | 38,451.42 |
| Bill Pmt-Check | 09/04/2015 | 9860 | .AMARILLAS, Elizabeth              | Support Staff Conf. 7/31/15; Voucher #66-12          | -34.00      | 38,417.42 |
| Bill Pmt-Check | 09/04/2015 | 9861 | .ANDREWS, Barbara S.               | Support Staff Conf. 7/31/15; Voucher #66-13          | -307.23     | 38,110.19 |
| Bill Pmt-Check | 09/04/2015 | 9862 | .ARCINIEGA, Monca                  | Support Staff Conf. 7/31/15; Voucher #66-14          | -34.00      | 38,076.19 |
| Bill Pmt-Check | 09/04/2015 | 9863 | .ARVIZU, Lizette                   | Support Staff Conf. 7/31/15; Voucher #66-15          | -223.57     | 37,852.62 |
| Bill Pmt-Check | 09/04/2015 | 9864 | .BELLINGER, Anna                   | Support Staff Conf. 7/31/15; Voucher #66-16          | -206.57     | 37,646.05 |
| Bill Pmt-Check | 09/04/2015 | 9865 | .BOJORQUEZ, Daniela Teresa         | Support Staff Conf. 7/31/15; Voucher #66-17          | -34.00      | 37,612.05 |
| Bill Pmt-Check | 09/04/2015 | 9866 | .BORQUEZ, Traci                    | Support Staff Conf. 7/31/15; Voucher #66-18          | -171.16     | 37,440.89 |
| Bill Pmt-Check | 09/04/2015 | 9867 | .BROWNLEE, Donna                   | Support Staff Conf. 7/31/15; Voucher #66-19          | -206.57     | 37,234.32 |
| Bill Pmt-Check | 09/04/2015 | 9868 | .BURTON, Leesa                     | Support Staff Conf. 7/31/15; Voucher #66-20          | -103.33     | 37,130.99 |
| Bill Pmt-Check | 09/04/2015 | 9869 | .CACIA, Elizabeth                  | Support Staff Conf. 7/31/15; Voucher #66-21          | -103.33     | 37,027.66 |
| Bill Pmt-Check | 09/04/2015 | 9870 | .CANEZ, Stacey                     | Support Staff Conf. 7/31/15; Voucher #66-22          | -17.00      | 37,010.66 |
| Bill Pmt-Check | 09/04/2015 | 9871 | .CIANCIOSI, Christina              | Support Staff Conf. 7/31/15; Voucher #66-23          | -17.00      | 36,993.66 |
| Bill Pmt-Check | 09/04/2015 | 9872 | .CONLEY, Linda                     | Support Staff Conf. 7/31/15; Voucher #66-24          | -17.00      | 36,976.66 |
| Bill Pmt-Check | 09/04/2015 | 9873 | .CONLEY, Sandra                    | Support Staff Conf. 7/31/15; Voucher #66-25          | -34.00      | 36,942.66 |
| Bill Pmt-Check | 09/04/2015 | 9874 | .CRANDALL, Heather                 | Support Staff Conf. 7/31/15; Voucher #66-26          | -103.33     | 36,839.33 |
| Bill Pmt-Check | 09/04/2015 | 9875 | .DORTENZIO, Monica                 | Support Staff Conf. 7/31/15; Voucher #66-28          | -17.00      | 36,822.33 |
| Bill Pmt-Check | 09/04/2015 | 9876 | .DOOD, Diane                       | Support Staff Conf. 7/31/15; Voucher #66-27          | -60.17      | 36,762.16 |
| Bill Pmt-Check | 09/04/2015 | 9877 | .ENGELKE, Lada (Lundy)             | Support Staff Conf. 7/31/15; Voucher #66-29          | -16.30      | 36,745.86 |
| Bill Pmt-Check | 09/04/2015 | 9878 | .ESQUVEL, Olympia                  | Support Staff Conf. 7/31/15; Voucher #66-30          | -228.02     | 36,517.84 |
| Bill Pmt-Check | 09/04/2015 | 9879 | .FLOYD, Debra                      | Support Staff Conf. 7/31/15; Voucher #66-31          | -17.00      | 36,500.84 |
| Bill Pmt-Check | 09/04/2015 | 9880 | .FONTES, Sefna                     | Support Staff Conf. 7/31/15; Voucher #66-32          | -206.57     | 36,294.27 |
| Bill Pmt-Check | 09/04/2015 | 9881 | .GALLEGOS, Monica                  | Support Staff Conf. 7/31/15; Voucher #66-33          | -206.57     | 36,087.70 |
| Bill Pmt-Check | 09/04/2015 | 9882 | .GONZALEZ, Sonia                   | Support Staff Conf. 7/31/15; Voucher #66-34          | -103.33     | 35,984.37 |
| Bill Pmt-Check | 09/04/2015 | 9883 | .GRAY, Ashlee                      | Support Staff Conf. 7/31/15; Voucher #66-35          | -103.33     | 35,881.04 |
| Bill Pmt-Check | 09/04/2015 | 9884 | .GULLEDO, Samantha                 | Support Staff Conf. 7/31/15; Voucher #66-36          | -103.33     | 35,777.71 |
| Bill Pmt-Check | 09/04/2015 | 9885 | .HARGIS, Denise                    | Support Staff Conf. 7/31/15; Voucher #66-37          | -94.43      | 35,683.28 |
| Bill Pmt-Check | 09/04/2015 | 9886 | .HATFIELD, Kristine                | Support Staff Conf. 7/31/15; Voucher #66-38          | -103.33     | 35,579.95 |
| Bill Pmt-Check | 09/04/2015 | 9887 | .HONSINGER,ASSE                    | Support Staff Conf. 7/31/15; Voucher #66-39          | -17.00      | 35,562.95 |
| Bill Pmt-Check | 09/04/2015 | 9888 | .IBARRA, Maria                     | Support Staff Conf. 7/31/15; Voucher #66-40          | -206.57     | 35,356.38 |
| Bill Pmt-Check | 09/04/2015 | 9889 | .JACOBS, Heather                   | Support Staff Conf. 7/31/15; Voucher #66-41          | -267.63     | 35,088.75 |
| Bill Pmt-Check | 09/04/2015 | 9890 | .JIMENEZ, Marita                   | Support Staff Conf. 7/31/15; Voucher #66-42          | -34.00      | 35,054.75 |
| Bill Pmt-Check | 09/04/2015 | 9891 | .JOHNSON, Lynn                     | Support Staff Conf. 7/31/15; Voucher #66-43          | -103.33     | 34,951.42 |
| Bill Pmt-Check | 09/04/2015 | 9892 | .KARJES, Marie                     | Support Staff Conf. 7/31/15; Voucher #66-44          | -34.00      | 34,917.42 |
| Bill Pmt-Check | 09/04/2015 | 9893 | .KIMPEL, Lisa                      | Support Staff Conf. 7/31/15; Voucher #66-46          | -17.00      | 34,900.42 |
| Bill Pmt-Check | 09/04/2015 | 9894 | .KIPP, Carla                       | Support Staff Conf. 7/31/15; Voucher #66-47          | -17.00      | 34,883.42 |
| Bill Pmt-Check | 09/04/2015 | 9895 | .KLOES, Kimberly                   | Support Staff Conf. 7/31/15; Voucher #66-45          | -206.57     | 34,676.85 |
| Bill Pmt-Check | 09/04/2015 | 9896 | .KUMAR, Sheetal                    | Support Staff Conf. 7/31/15; Voucher #66-48          | -103.33     | 34,573.52 |
| Bill Pmt-Check | 09/04/2015 | 9897 | .LAMAS, Stephanie                  | Support Staff Conf. 7/31/15; Voucher #66-49          | -144.18     | 34,429.34 |
| Bill Pmt-Check | 09/04/2015 | 9898 | .LARIS, Monica                     | Support Staff Conf. 7/31/15; Voucher #66-50          | -228.02     | 34,201.32 |
| Bill Pmt-Check | 09/04/2015 | 9899 | .LAVALLADE-SITORIUS, Guadalupe     | Support Staff Conf. 7/31/15; Voucher #66-51          | -211.02     | 33,990.30 |
| Bill Pmt-Check | 09/04/2015 | 9900 | .LEON-GUERRERO, Jamie Ji           | Support Staff Conf. 7/31/15; Voucher #66-53          | -206.57     | 33,783.73 |
| Bill Pmt-Check | 09/04/2015 | 9901 | .LEON, Tina                        | Support Staff Conf. 7/31/15; Voucher #66-52          | -17.00      | 33,766.73 |
| Bill Pmt-Check | 09/04/2015 | 9902 | .LOBOSCO, Jai                      | Support Staff Conf. 7/31/15; Voucher #66-54          | -154.16     | 33,612.57 |
| Bill Pmt-Check | 09/04/2015 | 9903 | .LUJAN, Samantha                   | Support Staff Conf. 7/31/15; Voucher #66-55          | -103.33     | 33,509.24 |
| Bill Pmt-Check | 09/04/2015 | 9904 | .MANLY, Nicole                     | Support Staff Conf. 7/31/15; Voucher #66-56          | -103.33     | 33,405.91 |
| Bill Pmt-Check | 09/04/2015 | 9905 | .MANOS, Elizabeth                  | Support Staff Conf. 7/31/15; Voucher #66-57          | -206.57     | 33,199.34 |
| Bill Pmt-Check | 09/04/2015 | 9906 | .MARCELLI, Mary                    | Support Staff Conf. 7/31/15; Voucher #66-58          | -161.18     | 33,038.16 |
| Bill Pmt-Check | 09/04/2015 | 9907 | .MATTHEWS, Stacey Ann              | Support Staff Conf. 7/31/15; Voucher #66-59          | -223.57     | 32,814.59 |
| Bill Pmt-Check | 09/04/2015 | 9908 | .MEDINA, Norma                     | Support Staff Conf. 7/31/15; Voucher #66-60          | -119.35     | 32,695.24 |
| Bill Pmt-Check | 09/04/2015 | 9909 | .MEYER, Veronica                   | Support Staff Conf. 7/31/15; Voucher #66-61          | -223.57     | 32,471.67 |
| Bill Pmt-Check | 09/04/2015 | 9910 | .MIGUEL-CHARLES, Malida            | Support Staff Conf. 7/31/15; Voucher #66-62          | -103.33     | 32,368.34 |
| Bill Pmt-Check | 09/04/2015 | 9911 | .MOLLINDO, Josef                   | Support Staff Conf. 7/31/15; Voucher #66-63          | -228.02     | 32,140.32 |
| Bill Pmt-Check | 09/04/2015 | 9912 | .MOSCA, Jessica                    | Support Staff Conf. 7/31/15; Voucher #66-64          | -103.33     | 32,036.99 |
| Bill Pmt-Check | 09/04/2015 | 9913 | .NARANJO, Grace                    | Support Staff Conf. 7/31/15; Voucher #66-65          | -103.33     | 31,933.66 |
| Bill Pmt-Check | 09/04/2015 | 9914 | .NELSON, Michael                   | Support Staff Conf. 7/31/15; Voucher #66-66          | -228.02     | 31,705.64 |
| Bill Pmt-Check | 09/04/2015 | 9915 | .NGUYEN, Patricia                  | Support Staff Conf. 7/31/15; Voucher #66-67          | -103.33     | 31,602.31 |
| Bill Pmt-Check | 09/04/2015 | 9916 | .ORTEGA, Sherry                    | Support Staff Conf. 7/31/15; Voucher #66-68          | -206.57     | 31,395.74 |
| Bill Pmt-Check | 09/04/2015 | 9917 | .PALMER, Lori                      | Support Staff Conf. 7/31/15; Voucher #66-69          | -103.33     | 31,292.41 |
| Bill Pmt-Check | 09/04/2015 | 9918 | .POLANCO, Ana Rosa                 | Support Staff Conf. 7/31/15; Voucher #66-70          | -206.57     | 31,085.84 |
| Bill Pmt-Check | 09/04/2015 | 9919 | .RAMOS, Cynthia                    | Support Staff Conf. 7/31/15; Voucher #66-71          | -228.02     | 30,857.82 |
| Bill Pmt-Check | 09/04/2015 | 9920 | .RAY, Sheila M.                    | Support Staff Conf. 7/31/15; Voucher #66-72          | -103.33     | 30,754.49 |
| Bill Pmt-Check | 09/04/2015 | 9921 | .ROBINSON, Usa                     | Support Staff Conf. 7/31/15; Voucher #66-73          | -103.33     | 30,651.16 |
| Bill Pmt-Check | 09/04/2015 | 9922 | .RODRIGUEZ, Usa                    | Support Staff Conf. 7/31/15; Voucher #66-74          | -103.33     | 30,547.83 |
| Bill Pmt-Check | 09/04/2015 | 9923 | .ROMERO, Sarah                     | Support Staff Conf. 7/31/15; Voucher #66-75          | -171.16     | 30,376.67 |
| Bill Pmt-Check | 09/04/2015 | 9924 | .ROMO, Samantha                    | Support Staff Conf. 7/31/15; Voucher #66-76          | -300.11     | 30,076.56 |
| Bill Pmt-Check | 09/04/2015 | 9925 | .SIPES, Karla                      | Support Staff Conf. 7/31/15; Voucher #66-77          | -185.21     | 29,891.35 |
| Bill Pmt-Check | 09/04/2015 | 9926 | .STARKE, Karen                     | Support Staff Conf. 7/31/15; Voucher #66-78          | -206.57     | 29,684.78 |
| Bill Pmt-Check | 09/04/2015 | 9927 | .STORY, Sean                       | Support Staff Conf. 7/31/15; Voucher #66-79          | -17.00      | 29,667.78 |
| Bill Pmt-Check | 09/04/2015 | 9928 | .SUGGS, Nancy                      | Support Staff Conf. 7/31/15; Voucher #66-80          | -103.33     | 29,564.45 |
| Bill Pmt-Check | 09/04/2015 | 9929 | .SUMMERS, Laura                    | Support Staff Conf. 7/31/15; Voucher #66-81          | -103.33     | 29,461.12 |
| Bill Pmt-Check | 09/04/2015 | 9930 | .SYVERSON, Katherine               | Support Staff Conf. 7/31/15; Voucher #66-82          | -206.57     | 29,254.55 |
| Bill Pmt-Check | 09/04/2015 | 9931 | .TAYLOR, Jade                      | Support Staff Conf. 7/31/15; Voucher #66-83          | -50.72      | 29,203.83 |
| Bill Pmt-Check | 09/04/2015 | 9932 | .THOMAS, Mary                      | Support Staff Conf. 7/31/15; Voucher #66-84          | -103.33     | 29,100.50 |
| Bill Pmt-Check | 09/04/2015 | 9933 | .TOCCO, Evette                     | Support Staff Conf. 7/31/15; Voucher #66-85          | -206.57     | 28,893.93 |
| Bill Pmt-Check | 09/04/2015 | 9934 | .TORRES, Juana                     | Support Staff Conf. 7/31/15; Voucher #66-86          | -103.33     | 28,790.60 |
| Bill Pmt-Check | 09/04/2015 | 9935 | .VALLE, Elizabeth                  | Support Staff Conf. 7/31/15; Voucher #66-87          | -228.02     | 28,562.58 |
| Bill Pmt-Check | 09/04/2015 | 9936 | .VAUGHAN-WATERS, Jacqueline        | Support Staff Conf. 7/31/15; Voucher #66-88          | -103.33     | 28,459.25 |
| Bill Pmt-Check | 09/04/2015 | 9937 | .WARMAN, Meghan                    | Support Staff Conf. 7/31/15; Voucher #66-89          | -103.33     | 28,355.92 |
| Bill Pmt-Check | 09/04/2015 | 9938 | .WATKINS, Sandy                    | Support Staff Conf. 7/31/15; Voucher #66-90          | -161.18     | 28,194.74 |
| Bill Pmt-Check | 09/04/2015 | 9939 | .WILLIAMS, Rebecca                 | Support Staff Conf. 7/31/15; Voucher #66-91          | -94.43      | 28,100.31 |
| Bill Pmt-Check | 09/04/2015 | 9940 | .WILLIAMS, Renee                   | Support Staff Conf. 7/31/15; Voucher #66-92          | -90.87      | 28,009.44 |
| Bill Pmt-Check | 09/04/2015 | 9941 | .YAZZIE, Jennifer                  | Support Staff Conf. 7/31/15; Voucher #66-93          | -94.43      | 27,915.01 |
| Bill Pmt-Check | 09/04/2015 | 9942 | .PALOMO, Louisa                    | Support Staff Conf. 7/31/15; Voucher #66-94          | -103.33     | 27,811.68 |
| Deposit        | 09/04/2015 |      | Buc Cross Blue Shield              | Refund of Med cal Loss Ratio; Group #018698          | 293.61      | 28,105.29 |
| Bill Pmt-Check | 09/09/2016 | 9943 | Hilton Phoenix Suites              | 8/20/15 Inv. 40255 (8/13/15 Exec TR-McIntyre/Nelson) | -186.36     | 27,918.93 |
| Bill Pmt-Check | 09/10/2015 | 9944 | .McINTYRE, Brian M.                | Voucher #8168; APAAC Council Meeting 8/13/15         | -178.00     | 27,740.93 |
| Bill Pmt-Check | 09/10/2015 | 9945 | .NELSON, Roger                     | Voucher #8166; APAAC Executive Training-8/13/15      | -214.20     | 27,526.73 |

9:51 AM

10/01/15

Cash Basis

### AZ Prosecuting Attys' Advisory Council Transactions by Bank Account As of September 30, 2015

| Type                                           | Date       | Num  | Name                                 | Memo                                                                 | Paid Amount       | Balance           |
|------------------------------------------------|------------|------|--------------------------------------|----------------------------------------------------------------------|-------------------|-------------------|
| Bill Pmt - Check                               | 09/10/2015 | 9951 | .INIGUEZ-REYNA, Elizabeth            | Voucher #8174; APAAC Seminer Supplies (3)                            | -138.71           | 27,350.02         |
| Bill Pmt - Check                               | 09/10/2015 | 9952 | .ORTIZ, Elizabeth                    | Voucher #8167 (NAJIS) & #8169 (8/19/15 Final ofc.visit)              | -204.68           | 27,185.34         |
| Bill Pmt - Check                               | 09/10/2015 | 9953 | .CRAMER, Amelia                      | WYDM Training-7/28/15 (Fac); Voucher #69-02                          | -242.61           | 26,942.73         |
| Bill Pmt - Check                               | 09/10/2015 | 9946 | Face to Face Live, Inc.              | 9/1/15 Inv. #131537; Monthly Bridging Services                       | -300.00           | 26,642.73         |
| Bill Pmt - Check                               | 09/10/2015 | 9947 | FranKAZ.com                          | 9/2/15 Inv. #150903; Website consultant fee                          | -75.00            | 26,587.73         |
| Bill Pmt - Check                               | 09/10/2015 | 9948 | RML Electric, Inc.                   | 8/19/15 Invoice; Job #15-1726 CD (F2FL credt)                        | -251.84           | 26,315.89         |
| Bill Pmt - Check                               | 09/10/2015 | 9949 | Sparklets                            | Cust #42968098837076                                                 | -84.46            | 26,231.43         |
| Bill Pmt - Check                               | 09/10/2015 | 9950 | Staples Credit Plan                  | 8/28/15 Stmt; Acct #6035517811814259                                 | -193.83           | 26,037.60         |
| Bill Pmt - Check                               | 09/11/2015 | 9954 | .HUGHES, Kenneth                     | 2015 Annual Prosecutor Conf; Voucher #65-397                         | -174.68           | 25,862.92         |
| Liability Check                                | 09/14/2015 | ACH  | QuickBooks Payroll Service           | Created by Payroll Service on 09/11/2015                             | -9,974.55         | 15,888.37         |
| Transfer                                       | 09/14/2015 | EFT  | BMO Harris Bank                      | Funds Transfer (for Payroll ppe 9/15/15); CONF #2265891-150914070000 | -4,482.22         | 11,406.15         |
| Paycheck                                       | 09/15/2015 | DD   | Cooney, Diana M.                     | Direct Deposit                                                       | 0.00              | 11,406.15         |
| Paycheck                                       | 09/15/2015 | DD   | Iniguez-Reyna, Elizabeth             | Direct Deposit                                                       | 0.00              | 11,406.15         |
| Paycheck                                       | 09/15/2015 | DD   | MacEachern, Kimberly W.              | Direct Deposit                                                       | 0.00              | 11,406.15         |
| Paycheck                                       | 09/15/2015 | DD   | Ortiz, Elizabeth B.                  | Direct Deposit                                                       | 0.00              | 11,406.15         |
| Paycheck                                       | 09/15/2015 | DD   | Zimmerman, Hayley A.                 | Direct Deposit                                                       | 0.00              | 11,406.15         |
| Check                                          | 09/15/2015 | 9955 | Nationwide Retirement Sol (457)      | Entity Code #0026970001; PPE 9/15/15                                 | -500.00           | 10,906.15         |
| Liability Check                                | 09/15/2015 | 9956 | Arizona Department of Revenue        | SWT for PPE 9/15/15; EIN 860283134                                   | -562.53           | 10,343.62         |
| Check                                          | 09/15/2015 | ACH  | Arizona State Retirement System      | ER #496750; ASRS Contribution PPE 091515                             | -3,782.16         | 6,561.46          |
| Check                                          | 09/16/2015 | EFT  | Costco                               | Stamps & Supplies; Sexual Assault seminar-9/17-18/15                 | -220.60           | 6,340.86          |
| Bill Pmt - Check                               | 09/17/2015 | 9957 | Maricopa County Attorney's Office    | Voucher #8175A; 7/27-29/15 GOHS Training (13 attendees)              | -1,235.00         | 5,105.86          |
| Bill Pmt - Check                               | 09/18/2015 | 9958 | .DREW, Amy                           | Voucher #8175B; 7/27-29/15 GOHS Training (reg fee)                   | -95.00            | 5,010.86          |
| Bill Pmt - Check                               | 09/18/2015 | 9959 | .FRIAS, Perla                        | Voucher #8175C; 7/27-29/15 GOHS Training (reg fee)                   | -95.00            | 4,915.86          |
| Bill Pmt - Check                               | 09/18/2015 | 9960 | .JOHANNI, Shannon                    | Voucher #8175D; 7/27-29/15 GOHS Training (reg fee)                   | -95.00            | 4,820.86          |
| Bill Pmt - Check                               | 09/18/2015 | 9961 | .ROBERTS, Danielle                   | Voucher #8175E; 7/27-29/15 GOHS Training (reg fee)                   | -95.00            | 4,725.86          |
| Bill Pmt - Check                               | 09/18/2015 | 9962 | .WRIGHT, Don'te                      | VOID: Voucher #8175F; 7/27-29/15 GOHS Training (reg fee)             | 0.00              | 4,725.86          |
| Bill Pmt - Check                               | 09/18/2015 | 9963 | .SPONSEL, April                      | 2015 Annual Prosecutor Conf; Voucher #65-436                         | -174.68           | 4,551.18          |
| Bill Pmt - Check                               | 09/18/2015 | 9964 | Town of Marana Prosecutor's Office   | Voucher #8175G; 7/27-29/15 GOHS Training (reg fee)                   | -95.00            | 4,456.18          |
| Check                                          | 09/18/2015 | EFT  | ASU Conferences/Cont Edu             | K.MacEachern; 11/20/15 State of our State Reg. 108577872             | -75.00            | 4,381.18          |
| Bill Pmt - Check                               | 09/21/2015 | 9965 | Arizona News Service                 | 9/4/15 Inv. #942359906; Acct. #10013039 (Yellow Sheet)               | -510.00           | 3,871.18          |
| Bill Pmt - Check                               | 09/21/2015 | 9966 | Face to Face Live, Inc.              | 7/11/14 Training Room Final Pmt. (less RML Credit)                   | -717.54           | 3,153.64          |
| Bill Pmt - Check                               | 09/21/2015 | 9967 | NAPC-Natl Assoc. Prosecutor Coord... | NAPC Winter Meeting reg.fees: E.Ortiz & K.MacEachern                 | -500.00           | 2,653.64          |
| Bill Pmt - Check                               | 09/21/2015 | 9968 | .ORTIZ, Elizabeth                    | Vouchers #8172 (WYDM) & #8173 (NAPC Conf.)                           | -457.43           | 2,196.21          |
| Check                                          | 09/21/2015 | EFT  | GoDaddy.com                          | AZ Sentencing domain renewal (2 years)                               | -340.88           | 1,855.33          |
| Check                                          | 09/23/2015 | EFT  | House of Trophies                    | Retirement Clock for P.Rob Walecki (9/25/15 Council Mtg.)            | -106.38           | 1,748.95          |
| Check                                          | 09/23/2015 | EFT  | Costco                               | Fundamentals of Trial Advocacy 9/28/15-10/2/15 (Binders)             | -119.02           | 1,629.93          |
| Check                                          | 09/24/2015 | EFT  | BMO Harris Bank                      | Service Charge                                                       | -166.92           | 1,463.01          |
| Bill Pmt - Check                               | 09/25/2015 | 9969 | .McGRANE, Dennis                     | Voucher #8176; APAAC Exec. Training 8/13/15                          | -86.33            | 1,376.68          |
| Bill Pmt - Check                               | 09/25/2015 | 9970 | Telesoft                             | 9/17/15 Inv. #1821-49; Acct. #B6                                     | -767.72           | 608.96            |
| Check                                          | 09/25/2015 | EFT  | APAAC                                | Funds Transfer-CONF #2298398-150921130644                            | 25,000.00         | 25,608.96         |
| Bill Pmt - Check                               | 09/25/2015 | 9971 | Thomson-Reuters West                 | 9/4/15 Inv. #832538077; Acct#1000296381                              | -466.85           | 25,142.11         |
| Bill Pmt - Check                               | 09/25/2015 | 9972 | .SMITH, Jon                          | Voucher #8178; LPC Committee mtg-9/17/15                             | -302.84           | 24,839.27         |
| Bill Pmt - Check                               | 09/25/2015 | 9973 | .INIGUEZ-REYNA, Elizabeth            | Voucher #8179; Office Travel (training site visits)                  | -182.15           | 24,657.12         |
| Bill Pmt - Check                               | 09/25/2015 | 9974 | .MacEACHERN, Kim                     | Voucher #8180; Airfare to NAPC Conf. 12/6-9/15                       | -434.20           | 24,222.92         |
| Check                                          | 09/25/2015 | EFT  | Costco                               | Fundamentals of Trial Advocacy 9/28/15-10/2/15 (Supplies)            | -238.29           | 23,984.63         |
| Check                                          | 09/28/2015 | EFT  | USPO                                 | Online postage: Calendars to CLE West (H Beans)                      | -5.05             | 23,979.58         |
| Liability Check                                | 09/29/2015 | ACH  | QuickBooks Payroll Service           | Created by Payroll Service on 09/28/2015                             | -9,974.54         | 14,005.04         |
| Transfer                                       | 09/29/2015 | EFT  | APAAC                                | Funds Transfer (for Payroll ppe 9/30/15); CONF #2324863-150930070000 | -4,482.24         | 9,522.80          |
| Paycheck                                       | 09/30/2015 | DD   | Cooney, Diana M.                     | Direct Deposit                                                       | 0.00              | 9,522.80          |
| Paycheck                                       | 09/30/2015 | DD   | Iniguez-Reyna, Elizabeth             | Direct Deposit                                                       | 0.00              | 9,522.80          |
| Paycheck                                       | 09/30/2015 | DD   | MacEachern, Kimberly W.              | Direct Deposit                                                       | 0.00              | 9,522.80          |
| Paycheck                                       | 09/30/2015 | DD   | Ortiz, Elizabeth B.                  | Direct Deposit                                                       | 0.00              | 9,522.80          |
| Paycheck                                       | 09/30/2015 | DD   | Zimmerman, Hayley A.                 | Direct Deposit                                                       | 0.00              | 9,522.80          |
| Liability Check                                | 09/30/2015 | 9975 | Arizona Department of Revenue        | SWTD for PPE 9/30/15; EIN 86-0283134                                 | -562.53           | 8,960.27          |
| Check                                          | 09/30/2015 | 9976 | Nationwide Retirement Sol (457)      | Entity Code #0026970001; PPE 9/30/15                                 | -500.00           | 8,460.27          |
| Check                                          | 09/30/2015 | ACH  | Arizona State Retirement System      | ER #496750; ASRS Contribution PPE 093015                             | -3,782.16         | 4,678.11          |
| Check                                          | 09/30/2015 | 9977 | ADOA - Risk Management               | RMS #803; Premium for September 2015                                 | -39.57            | 4,638.54          |
| Total 0201.00 - BMO Harris-APAAC Main Ckg. 463 |            |      |                                      |                                                                      | -759.78           | 4,638.54          |
| 0203.00 - BMO Harris-APAAC EFTPS 893           |            |      |                                      |                                                                      | 0.00              | 0.00              |
| Transfer                                       | 09/14/2015 | EFT  | BMO-Harris Bank                      | Funds Transfer (for Payroll ppe 9/15/15); CONF #                     | 4,482.22          | 4,482.22          |
| Liability Check                                | 09/15/2015 | EFTD | Department of the Treasury - IRS     | EFTD for PPE 9/15/15; CONF #90108097                                 | -4,482.22         | 0.00              |
| Transfer                                       | 09/29/2015 | EFT  | APAAC                                | Funds Transfer (for Payroll ppe 9/30/15); CONF #2324863-150930070000 | 4,482.24          | 4,482.24          |
| Liability Check                                | 09/30/2015 | EFTD | Department of the Treasury - IRS     | FTD for PPE 9/30/15; CONF #24950405                                  | -4,482.24         | 0.00              |
| Total 0203.00 - BMO Harris-APAAC EFTPS 893     |            |      |                                      |                                                                      | 0.00              | 0.00              |
| 0205.00 - Petty Cash Fund                      |            |      |                                      |                                                                      |                   | 169.62            |
| Check                                          | 09/25/2015 | 5    | Jimmy Johns #2502                    | Lunch between 9/25/15 APAAC BP & Council meetings (18)               | -142.59           | 27.23             |
| Total 0205.00 - Petty Cash Fund                |            |      |                                      |                                                                      | -142.59           | 27.23             |
| <b>TOTAL</b>                                   |            |      |                                      |                                                                      | <b>-51,209.27</b> | <b>197,915.30</b> |

**AZ Prosecuting Attys' Advisory Council**  
**Profit & Loss Budget vs. Actual**  
September 2015

|                                           | <u>Sep 15</u>     | <u>Budget</u>     | <u>\$ Over Budget</u> | <u>% of Budget</u> |
|-------------------------------------------|-------------------|-------------------|-----------------------|--------------------|
| <b>Ordinary Income/Expense</b>            |                   |                   |                       |                    |
| <b>Income</b>                             |                   |                   |                       |                    |
| 4080.00 · Interest Income                 | 12.25             | 20.00             | -7.75                 | 61.3%              |
| 7100.00 · Cash Receipts                   |                   |                   |                       |                    |
| 7100.10 · CJEF Monthly Allocation - AGO   | 89,680.85         | 91,638.00         | -1,957.15             | 97.9%              |
| 7100.20 · Conference Registration Fees    | 0.00              | 0.00              | 0.00                  | 0.0%               |
| 7100.30 · Conference Sponsor Fees         | 0.00              | 0.00              | 0.00                  | 0.0%               |
| 7100.00 · Cash Receipts - Other           | 0.00              | 0.00              | 0.00                  | 0.0%               |
| <b>Total 7100.00 · Cash Receipts</b>      | <b>89,680.85</b>  | <b>91,638.00</b>  | <b>-1,957.15</b>      | <b>97.9%</b>       |
| 7500.00 · Reassigned Cash Reserves-FY15   | 0.00              | 0.00              | 0.00                  | 0.0%               |
| <b>Total Income</b>                       | <b>89,693.10</b>  | <b>91,658.00</b>  | <b>-1,964.90</b>      | <b>97.9%</b>       |
| <b>Gross Profit</b>                       | <b>89,693.10</b>  | <b>91,658.00</b>  | <b>-1,964.90</b>      | <b>97.9%</b>       |
| <b>Expense</b>                            |                   |                   |                       |                    |
| 6600.00 · Payroll Expenses                | 0.00              | 0.00              | 0.00                  | 0.0%               |
| 8000.00 · Gross Salaries                  | 32,974.38         | 33,460.00         | -485.62               | 98.5%              |
| 8100.00 · Payroll Taxes                   | 2,473.23          | 2,785.00          | -311.77               | 88.8%              |
| 8200.00 · Fringe Benefits                 | 13,997.52         | 15,500.00         | -1,502.48             | 90.3%              |
| 8300.00 · APAAC Seminar Travel            | 59,262.31         | 51,578.00         | 7,684.31              | 114.9%             |
| 8350.00 · APAAC Seminar Costs             | 18,940.25         | 17,025.00         | 1,915.25              | 111.2%             |
| 8400.00 · APAAC Seminar Faculty-Fees      | 0.00              | 0.00              | 0.00                  | 0.0%               |
| 8450.00 · APAAC Seminar Faculty-Travel    | 450.63            | 289.00            | 161.63                | 155.9%             |
| 8500.00 · Non-APAAC Seminar Costs         | -290.00           | 1,000.00          | -1,290.00             | -29.0%             |
| 8600.00 · Office Rent                     | 5,001.09          | 5,005.00          | -3.91                 | 99.9%              |
| 8610.00 · Telephone Expense               | 1,027.79          | 1,200.00          | -172.21               | 85.6%              |
| 8650.00 · Printing Expense                | 0.00              | 50.00             | -50.00                | 0.0%               |
| 8700.00 · Travel Expense (Non-Seminar)    | 2,453.66          | 2,000.00          | 453.66                | 122.7%             |
| 8800.00 · Equipment Purchases             | 240.48            | 250.00            | -9.52                 | 96.2%              |
| 8850.00 · Equipment Maintenance           | 364.98            | 425.00            | -60.02                | 85.9%              |
| 8860.00 · Equipment Leases                | 306.48            | 310.00            | -3.52                 | 98.9%              |
| 8900.00 · Supplies                        | 115.36            | 700.00            | -584.64               | 16.5%              |
| 8910.00 · Postage                         | 53.80             | 50.00             | 3.80                  | 107.6%             |
| 8915.00 · Subscriptions                   | 510.00            | 510.00            | 0.00                  | 100.0%             |
| 8925.00 · Books                           | 468.85            | 470.00            | -3.15                 | 99.3%              |
| 8930.00 · Computerized Legal Research     | 0.00              | 0.00              | 0.00                  | 0.0%               |
| 8935.00 · Dues                            | 0.00              | 0.00              | 0.00                  | 0.0%               |
| 8940.00 · Direct Operating Expense        | 821.81            | 400.00            | 421.81                | 205.5%             |
| 8960.00 · Consultant                      | 1,044.38          | 500.00            | 544.38                | 208.9%             |
| 8965.00 · Insurance                       | 0.00              | 0.00              | 0.00                  | 0.0%               |
| 8970.00 · Prosecution Support-Spec'l.Proj | 0.00              | 0.00              | 0.00                  | 0.0%               |
| <b>Total Expense</b>                      | <b>140,215.00</b> | <b>133,507.00</b> | <b>6,708.00</b>       | <b>105.0%</b>      |
| <b>Net Ordinary Income</b>                | <b>-50,521.90</b> | <b>-41,849.00</b> | <b>-8,672.90</b>      | <b>120.7%</b>      |
| <b>Other Income/Expense</b>               |                   |                   |                       |                    |
| <b>Other Expense</b>                      |                   |                   |                       |                    |
| 9999.99 · Suspense Account                | 2,000.00          | 0.00              | 2,000.00              | 100.0%             |
| <b>Total Other Expense</b>                | <b>2,000.00</b>   | <b>0.00</b>       | <b>2,000.00</b>       | <b>100.0%</b>      |
| <b>Net Other Income</b>                   | <b>-2,000.00</b>  | <b>0.00</b>       | <b>-2,000.00</b>      | <b>100.0%</b>      |
| <b>Net Income</b>                         | <b>-52,521.90</b> | <b>-41,849.00</b> | <b>-10,672.90</b>     | <b>125.5%</b>      |

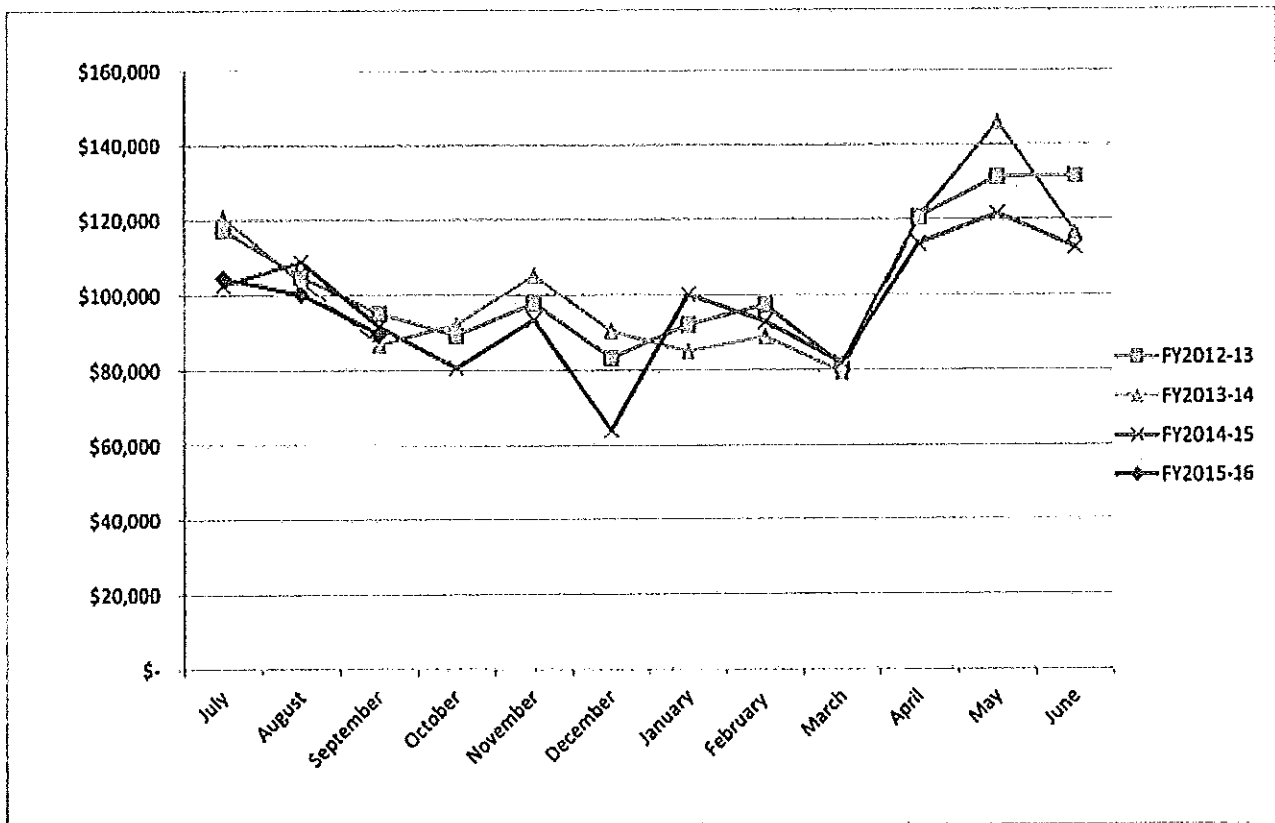
9:46 AM  
 10/01/15  
 Cash Basis

**AZ Prosecuting Attys' Advisory Council**  
**Profit & Loss Budget vs. Actual**  
 July through September 2015

|                                           | <u>Jul - Sep 15</u> | <u>Budget</u>      | <u>\$ Over Budget</u> | <u>% of Budget</u> |
|-------------------------------------------|---------------------|--------------------|-----------------------|--------------------|
| <b>Ordinary Income/Expense</b>            |                     |                    |                       |                    |
| <b>Income</b>                             |                     |                    |                       |                    |
| 4080.00 · Interest Income                 | 48.53               | 60.00              | -13.47                | 77.6%              |
| 7100.00 · Cash Receipts                   |                     |                    |                       |                    |
| 7100.10 · CJEF Monthly Allocation - AGO   | 294,602.37          | 303,217.00         | -8,614.63             | 97.2%              |
| 7100.20 · Conference Registration Fees    | 327.00              | 0.00               | 327.00                | 100.0%             |
| 7100.30 · Conference Sponsor Fees         | 0.00                | 0.00               | 0.00                  | 0.0%               |
| 7100.00 · Cash Receipts - Other           | 106.75              | 0.00               | 106.75                | 100.0%             |
| <b>Total 7100.00 · Cash Receipts</b>      | <b>295,036.12</b>   | <b>303,217.00</b>  | <b>-8,180.88</b>      | <b>97.3%</b>       |
| 7500.00 · Reassigned Cash Reserves-FY15   | 0.00                | 0.00               | 0.00                  | 0.0%               |
| <b>Total Income</b>                       | <b>295,082.65</b>   | <b>303,277.00</b>  | <b>-8,194.35</b>      | <b>97.3%</b>       |
| <b>Gross Profit</b>                       | <b>295,082.65</b>   | <b>303,277.00</b>  | <b>-8,194.35</b>      | <b>97.3%</b>       |
| <b>Expense</b>                            |                     |                    |                       |                    |
| 6600.00 · Payroll Expenses                | 0.00                | 0.00               | 0.00                  | 0.0%               |
| 8000.00 · Gross Salaries                  | 103,492.44          | 104,560.00         | -1,067.56             | 99.0%              |
| 8100.00 · Payroll Taxes                   | 7,776.91            | 8,695.00           | -918.09               | 89.4%              |
| 8200.00 · Fringe Benefits                 | 43,410.57           | 46,500.00          | -3,089.43             | 93.4%              |
| 8300.00 · APAAC Seminar Travel            | 158,002.74          | 151,578.00         | 6,424.74              | 104.2%             |
| 8350.00 · APAAC Seminar Costs             | 82,863.78           | 62,603.00          | 20,260.78             | 132.4%             |
| 8400.00 · APAAC Seminar Faculty-Fees      | 2,300.00            | 2,300.00           | 0.00                  | 100.0%             |
| 8450.00 · APAAC Seminar Faculty-Travel    | 2,836.77            | 1,833.00           | 1,003.77              | 154.8%             |
| 8500.00 · Non-APAAC Seminar Costs         | 1,945.45            | 5,000.00           | -3,054.55             | 38.9%              |
| 8600.00 · Office Rent                     | 15,003.27           | 15,015.00          | -11.73                | 99.9%              |
| 8610.00 · Telephone Expense               | 3,080.61            | 3,600.00           | -519.39               | 85.6%              |
| 8650.00 · Printing Expense                | 50.00               | 150.00             | -100.00               | 33.3%              |
| 8700.00 · Travel Expense (Non-Seminar)    | 5,431.38            | 6,000.00           | -568.62               | 90.5%              |
| 8800.00 · Equipment Purchases             | 510.15              | 750.00             | -239.85               | 68.0%              |
| 8850.00 · Equipment Maintenance           | 1,094.94            | 1,275.00           | -180.06               | 85.9%              |
| 8860.00 · Equipment Leases                | 923.77              | 930.00             | -6.23                 | 99.3%              |
| 8900.00 · Supplies                        | 1,498.14            | 2,100.00           | -601.86               | 71.3%              |
| 8910.00 · Postage                         | 161.55              | 150.00             | 11.55                 | 107.7%             |
| 8915.00 · Subscriptions                   | 1,744.00            | 1,860.00           | -116.00               | 93.8%              |
| 8925.00 · Books                           | 1,400.55            | 1,410.00           | -9.45                 | 99.3%              |
| 8930.00 · Computerized Legal Research     | 0.00                | 0.00               | 0.00                  | 0.0%               |
| 8935.00 · Dues                            | 0.00                | 0.00               | 0.00                  | 0.0%               |
| 8940.00 · Direct Operating Expense        | 1,611.34            | 1,200.00           | 411.34                | 134.3%             |
| 8960.00 · Consultant                      | 1,239.38            | 1,500.00           | -260.62               | 82.6%              |
| 8965.00 · Insurance                       | 3,000.00            | 3,500.00           | -500.00               | 85.7%              |
| 8970.00 · Prosecution Support-Spec'l.Proj | 10,000.00           | 10,000.00          | 0.00                  | 100.0%             |
| <b>Total Expense</b>                      | <b>449,377.74</b>   | <b>432,509.00</b>  | <b>16,868.74</b>      | <b>103.9%</b>      |
| <b>Net Ordinary Income</b>                | <b>-154,295.09</b>  | <b>-129,232.00</b> | <b>-25,063.09</b>     | <b>119.4%</b>      |
| <b>Other Income/Expense</b>               |                     |                    |                       |                    |
| <b>Other Expense</b>                      |                     |                    |                       |                    |
| 9999.99 · Suspense Account                | 1,888.85            | 0.00               | 1,888.85              | 100.0%             |
| <b>Total Other Expense</b>                | <b>1,888.85</b>     | <b>0.00</b>        | <b>1,888.85</b>       | <b>100.0%</b>      |
| <b>Net Other Income</b>                   | <b>-1,888.85</b>    | <b>0.00</b>        | <b>-1,888.85</b>      | <b>100.0%</b>      |
| <b>Net Income</b>                         | <b>-156,183.94</b>  | <b>-129,232.00</b> | <b>-26,951.94</b>     | <b>120.9%</b>      |

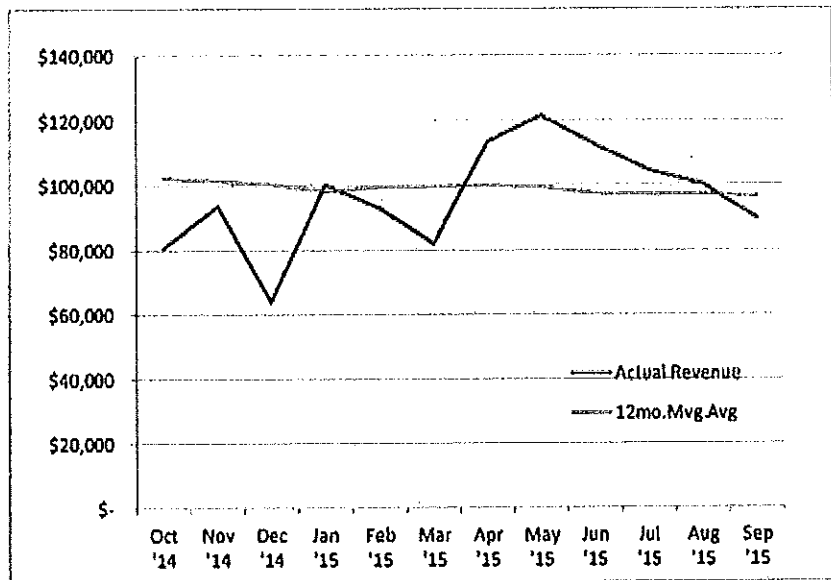
**ARIZONA PROSECUTING ATTORNEYS'  
ADVISORY COUNCIL  
3-YEAR REVENUE COMPARISON**

| 3-YR COMPARISON OF CJEF REVENUE RECEIVED BY APAAC |                        |                        |                        |                      | FY 2013-2015 AVERAGES |                       |              |
|---------------------------------------------------|------------------------|------------------------|------------------------|----------------------|-----------------------|-----------------------|--------------|
| MONTH                                             | FY2012-13              | FY2013-14              | FY2014-15              | FY2015-16            | Average               | Variance              | %            |
| July                                              | \$ 117,448.80          | \$ 120,842.46          | \$ 102,700.16          | \$ 104,645.92        | \$ 113,663.81         | \$ (9,017.89)         | 92.1%        |
| August                                            | 104,901.34             | 103,450.80             | 108,879.29             | 100,275.60           | \$ 105,743.81         | \$ (5,468.21)         | 94.8%        |
| September                                         | 95,170.70              | 86,908.60              | 91,637.70              | 89,680.85            | \$ 91,239.00          | \$ (1,558.15)         | 98.3%        |
| October                                           | 89,418.89              | 92,256.85              | 80,683.92              | -                    | -                     | -                     | -            |
| November                                          | 97,814.59              | 105,229.49             | 93,490.03              | -                    | -                     | -                     | -            |
| December                                          | 83,310.04              | 90,477.57              | 63,959.68              | -                    | -                     | -                     | -            |
| January                                           | 92,110.04              | 85,005.15              | 100,161.95             | -                    | -                     | -                     | -            |
| February                                          | 97,306.79              | 88,942.76              | 92,928.31              | -                    | -                     | -                     | -            |
| March                                             | 81,259.93              | 79,458.82              | 81,957.07              | -                    | -                     | -                     | -            |
| April                                             | 120,622.14             | 120,531.61             | 113,690.04             | -                    | -                     | -                     | -            |
| May                                               | 131,456.24             | 146,203.34             | 121,515.84             | -                    | -                     | -                     | -            |
| June                                              | 131,785.52             | 116,631.92             | 112,596.77             | -                    | -                     | -                     | -            |
| <b>ANNUAL</b>                                     | <b>\$ 1,242,605.02</b> | <b>\$ 1,235,939.37</b> | <b>\$ 1,164,200.76</b> | <b>\$ 294,602.37</b> | <b>\$ 310,646.62</b>  | <b>\$ (16,044.25)</b> | <b>94.8%</b> |



**ARIZONA PROSECUTING ATTORNEYS'  
ADVISORY COUNCIL  
12-MO. REVENUE MOVING AVERAGE**

| <u>Month</u> | <u>Actual Revenue</u> | <u>12mo.Mvg.Avg</u> |
|--------------|-----------------------|---------------------|
| Jul '12      | \$ 117,448.80         | \$ 117,448.80       |
| Aug '12      | 104,901.34            | 111,175.07          |
| Sept '12     | 95,170.70             | 105,840.28          |
| Oct '12      | 89,418.89             | 101,734.93          |
| Nov '12      | 97,814.59             | 100,950.86          |
| Dec '12      | 83,310.04             | 98,010.73           |
| Jan '13      | 92,110.04             | 97,167.77           |
| Feb '13      | 97,306.79             | 97,185.15           |
| Mar '13      | 81,260.00             | 95,415.69           |
| Apr '13      | 120,622.00            | 97,936.32           |
| May '13      | 131,456.24            | 100,983.58          |
| Jun '13      | 131,785.52            | 103,550.41          |
| <hr/>        |                       |                     |
| Jul '13      | \$ 120,842.46         | \$ 103,833.22       |
| Aug '13      | 103,450.80            | 103,712.34          |
| Sep '13      | 86,908.60             | 103,023.83          |
| Oct '13      | 92,256.85             | 103,260.33          |
| Nov '13      | 105,229.49            | 103,878.24          |
| Dec '13      | 90,477.57             | 104,475.53          |
| Jan '14      | 85,005.15             | 103,883.46          |
| Feb '14      | 88,942.76             | 103,186.45          |
| Mar '14      | 79,458.82             | 103,036.36          |
| Apr '14      | 120,531.61            | 103,028.82          |
| May '14      | 146,203.34            | 104,257.75          |
| Jun '14      | 116,631.92            | 102,994.95          |
| <hr/>        |                       |                     |
| Jul '14      | \$ 102,700.16         | \$ 101,483.09       |
| Aug '14      | 108,879.29            | 101,935.46          |
| Sep '14      | 91,637.70             | 102,329.56          |
| Oct '14      | 80,683.92             | 101,365.14          |
| Nov '14      | 93,490.03             | 100,386.86          |
| Dec '14      | 63,959.68             | 98,177.03           |
| Jan '15      | 100,161.95            | 99,440.10           |
| Feb '15      | 92,928.31             | 99,772.23           |
| Mar '15      | 81,957.07             | 99,980.42           |
| Apr '15      | 113,690.04            | 99,410.28           |
| May '15      | 121,515.84            | 97,352.99           |
| Jun '15      | 112,596.77            | 97,016.73           |
| <hr/>        |                       |                     |
| Jul '15      | \$ 104,645.92         | \$ 97,178.88        |
| Aug '15      | 100,275.60            | 96,461.90           |
| Sep '15      | 89,680.85             | 96,298.83           |
| Oct '15      |                       |                     |
| Nov '15      |                       |                     |
| Dec '15      |                       |                     |
| Jan '16      |                       |                     |
| Feb '16      |                       |                     |
| Mar '16      |                       |                     |
| Apr '16      |                       |                     |
| May '16      |                       |                     |
| Jun '16      |                       |                     |





NOTICE OF MEETING  
OF THE  
ARIZONA PROSECUTING ATTORNEYS' ADVISORY COUNCIL

**AGENDA**

Pursuant to A.R.S. §38-431.02, the Arizona Prosecuting Attorneys' Advisory Council (APAAC) hereby gives notice to its members and to the general public that APAAC will hold a meeting open to the public on Friday, October 23, 2015, at 1:00 p.m. in the APAAC office located at 1951 W. Camelback Road, Suite 202, Phoenix, Arizona. The toll-free, call-in number to appear telephonically is **1-888-238-5279**; at the voice prompt enter Meeting ID **9890052100** and the PIN is **1951**. You may also attend the meeting via SCOPIA video-conferencing.

Pursuant to the Americans with Disabilities Act (ADA), the Arizona Prosecuting Attorneys' Advisory Council endeavors to ensure the accessibility of its meetings to all persons with disabilities. If you need an accommodation for a meeting, please contact Elizabeth Iniguez-Reyna at (602) 542-7222 at least 24 hours prior to the meeting so that an accommodation can be arranged.

- |      |                                                                                              |                                            |
|------|----------------------------------------------------------------------------------------------|--------------------------------------------|
| I.   | <b>Call to Order (One Minute)</b>                                                            | <b>SHEILA POLK</b>                         |
| II.  | <b>Roll Call (Two Minutes)</b>                                                               | <b>SHEILA POLK</b>                         |
| III. | <b>Consent Agenda (Two Minutes)</b>                                                          | <b>SHEILA POLK</b><br>Possible Action      |
|      | A. Minutes from September 25, 2015, Council meeting (Attachment)                             | <b>P – F – T</b>                           |
| IV.  | <b>Chair's Report (Fifteen Minutes)</b>                                                      | <b>SHEILA POLK</b><br>Information Only     |
|      | A. Introduction of Ellen Kirschbaum, Executive Director of the Arizona Board of Clemency     |                                            |
|      | B. Solutions Summit presented by the Governor's Human Trafficking Council- November 16, 2015 |                                            |
| V.   | <b>Executive Director's Report (Five Minutes)</b>                                            | <b>ELIZABETH ORTIZ</b><br>Information Only |
|      | A. NAJIS Conference Update                                                                   |                                            |
|      | B. <i>Dobson/Anderson v. Hon. McClennen</i> Update                                           |                                            |
|      | C. NDAA National Symposium on Domestic Violence                                              |                                            |

- |       |                                                                                     |                                                   |
|-------|-------------------------------------------------------------------------------------|---------------------------------------------------|
| VI.   | <b>Arizona Summit Law School Fellowship Proposal<br/>(Ten Minutes) (Attachment)</b> | <b>TERI ADAMS</b><br>Possible Action<br>P – F - T |
| VII.  | <b>Executive Committee Report (Ten Minutes)<br/>(Attachment)</b>                    | <b>SHEILA POLK</b><br>Information Only            |
| VIII. | <b>Finance Committee Report (Ten Minutes)</b>                                       | <b>DEREK RAPIER</b><br>Possible Action            |
|       | A. Financial Reports for September 2015<br>(Attachments)                            | P – F – T                                         |
| IX.   | <b>Best Practices Committee Report (Five Minutes)<br/>(Attachment)</b>              | <b>TOBIN SIDLES</b><br>Information Only           |
| X.    | <b>NACo / AACo Report (Ten Minutes)</b>                                             | <b>BRAD CARLYON</b><br>Information Only           |
| XI.   | <b>NDAA Report (Ten Minutes)</b>                                                    | <b>DEREK RAPIER</b><br>Information Only           |
| XII.  | <b>Call to the Public</b>                                                           | <b>SHEILA POLK</b><br>Information Only            |
| XIII. | <b>Next Council Meeting</b>                                                         | <b>SHEILA POLK</b><br>Information Only            |
|       | • Thursday December 10, 2015, at 10:00 a.m. at the APAAC office                     |                                                   |
| XIV.  | <b>Adjournment</b>                                                                  | <b>SHEILA POLK</b>                                |

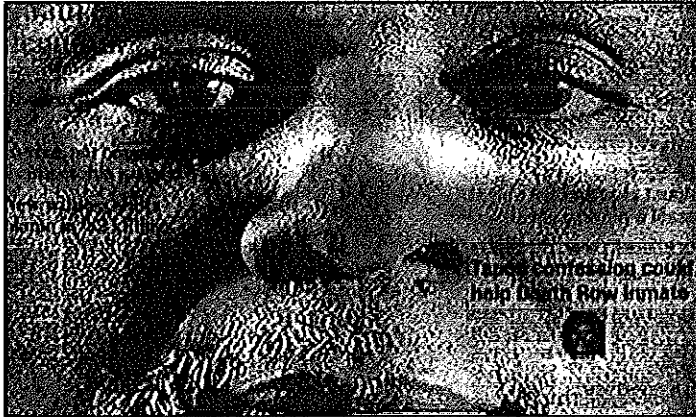
**From:** [Conrad, Donald](#)  
**To:** [Rodríguez, Lisa](#)  
**Subject:** FW: APAAC Executive Training 10/23/15 at 9:30 a.m.-MURDER IN THE PARK: Lessons Learned from an Innocent Project Run Amok  
**Date:** Wednesday, October 07, 2015 4:19:55 PM

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I want to go to this pls calendar

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**From:** Diana Cooney [mailto:[Diana.Cooney@apaac.az.gov](mailto:Diana.Cooney@apaac.az.gov)]  
**Sent:** Wednesday, October 07, 2015 1:50 PM  
**To:** Diana Cooney  
**Subject:** APAAC Executive Training 10/23/15 at 9:30 a.m.-MURDER IN THE PARK: Lessons Learned from an Innocent Project Run Amok



## **MURDER IN THE PARK**

Lessons Learned From An  
Innocent Project Run Amok

OCTOBER 23, 2015  
9:30 a.m. - 12:00 p.m.

"A Murder in the Park" is a must see documentary that meticulously uncovers the efforts of David Protes, the deceitful Northwestern journalism professor, who skillfully manipulated his students and the criminal justice system in order to release a guilty man from death row and frame an innocent man for a double homicide."

"The film is a jaw-dropping expose of corruption, intimidation, coercion, glory-seeking, and unabashed lack of journalism ethics. It is gut wrenching, totally rivoting and skillfully tells a very complex story of gross injustice. The real heroine is our own fearless Anita Alvarez, Cook County State's Attorney, whose efforts restored humanity and justice."

Barbara LaWall  
Pima County Attorney

This Executive Training will feature the documentary *Murder in the Park*, followed by a roundtable discussion lead by the Honorable Michael D. Jones, Maricopa County Superior Court (ret.).

**Arizona Prosecuting Attorneys' Advisory Council**

1951 W. Camelback Rd., Ste. 202

Phoenix, AZ 85015

(602) 542-7222

**Executive**

**Training**

**Location**

**APAAC**

**Training**

**Center**

**1951 W. Camelback**

**Suite 202**

**Phoenix, AZ 85015**



*"Empowering Arizona's prosecutors to administer justice and contribute to public safety through training and advocacy"*



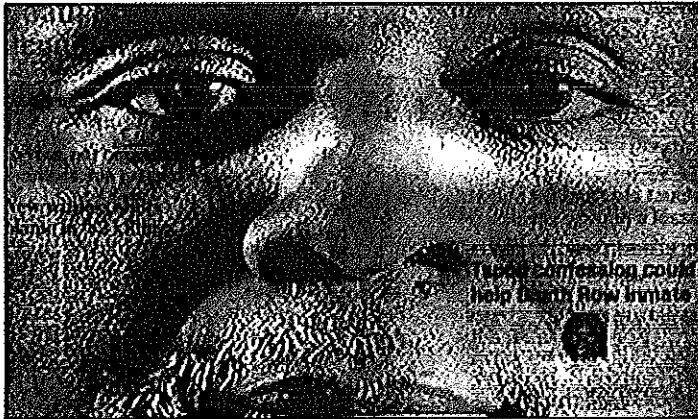
**From:** [Conrad, Donald](#)  
**To:** [Rodríguez, LIsa](#)  
**Subject:** FW: APAAC Executive Training 10/23/15 at 9:30 a.m.-MURDER IN THE PARK: Lessons Learned from an Innocent Project Run Amok  
**Date:** Wednesday, October 07, 2015 4:20:16 PM

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I think you need to register me

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**From:** Diana Cooney [<mailto:Diana.Cooney@apaac.az.gov>]  
**Sent:** Wednesday, October 07, 2015 1:50 PM  
**To:** Diana Cooney  
**Subject:** APAAC Executive Training 10/23/15 at 9:30 a.m.-MURDER IN THE PARK: Lessons Learned from an Innocent Project Run Amok



## **MURDER IN THE PARK**

Lessons Learned From An  
Innocent Project Run Amok

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**Suite 202**

**Phoenix, AZ 85015**



*"Empowering Arizona's prosecutors to administer justice and contribute to public safety through training and advocacy"*





**From:** Conrad, Donald  
**To:** Rodriguez, Lisa  
**Subject:** FW: Arpaio, et al. adv. Melendres, et al.-Caption  
**Date:** Monday, October 05, 2015 12:39:27 PM

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**From:** Jill Laforanara [mailto: [REDACTED]@iafratelaw.com]  
**Sent:** Monday, October 05, 2015 11:28 AM  
**To:** Conrad, Donald  
**Subject:** RE: Arpaio, et al. adv. Melendres, et al.-Caption

Honorable G. Murray Snow  
**UNITED STATES DISTRICT COURT**  
Sandra Day O'Connor U.S. Courthouse  
401 W. Washington St., Ste. 622, SPC 80  
Phoenix, Arizona 85003

Michele M. Iafrate  
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Attorney for **Joseph Sousa**

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Attorney for **Brett Palmer**

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**Broening Oberg Woods and Wilson**  
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Karen Clark  
**Adams & Clark PC**  
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Phoenix, Arizona 85004  
Attorney for **Tim Casey**

Paul Killebrew  
Puneet Cheema  
**U.S. Department of Justice**  
**Civil Rights Division**  
950 Pennsylvania Avenue, NW  
Washington DC 20530  
Attorney for **U.S. Department of Justice**

Alexander Mijares Nash  
**Sitton Nash**  
301 W. Warner Road, Ste. 133  
Tempe, Arizona 85284  
Attorney for **Brian Mackiewicz**

---

**From:** Conrad, Donald [<mailto:Donald.Conrad@azag.gov>]  
**Sent:** Monday, October 05, 2015 11:02 AM  
**To:** Jill Lafornera  
**Subject:** RE: Arpaio, et al. adv. Melendres, et al.-Caption

Jill, Would you please send me the list of persons to whom pleadings in the case are copies along with their addresses for mailing. Thanks.

---

**From:** Jill Lafornera [[mailto:\[REDACTED\]@jafratelaw.com](mailto:[REDACTED]@jafratelaw.com)]  
**Sent:** Monday, October 05, 2015 9:22 AM  
**To:** Conrad, Donald  
**Cc:** Michele Iafrate  
**Subject:** Arpaio, et al. adv. Melendres, et al.-Caption

Dear Mr. Conrad:

I have attached a caption for the Melendres matter.

Thank you in advance for your attention to this matter.

Jill Laforvara, Legal Assistant to  
Michele M. Iafrate  
IAFRATE & ASSOCIATES  
649 N. 2nd Avenue  
Phoenix, Arizona 85003  
(602) 234-9775  
Fax: (602) 254-9733

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**From:** [Conrad, Donald](#)  
**To:** "[Rodriguez, Lisa](#)"  
**Subject:** FW: Arpaio, et al. adv. Melendres, et al.-Minute Entry  
**Date:** Monday, October 05, 2015 12:38:59 PM  
**Attachments:** [Dkt#1428 ME re Day 9 of Evid Hearing 10.1.15.pdf](#)

---

The attorneys to whom we need to provide a copy of our pleadings is attached.

---

**From:** Jill Laforanara [mailto:[\[REDACTED\]@iafratelaw.com](mailto: [REDACTED]@iafratelaw.com)]  
**Sent:** Monday, October 05, 2015 11:35 AM  
**To:** Conrad, Donald  
**Cc:** Michele Iafrate  
**Subject:** Arpaio, et al. adv. Melendres, et al.-Minute Entry

Dear Mr. Conrad:

I have attached the minute entry related to the sealed testimony.

Jill Laforanara, Legal Assistant to  
Michele M. Iafrate  
IAFRATE & ASSOCIATES  
649 N. 2nd Avenue  
Phoenix, Arizona 85003  
(602) 234-9775  
Fax: (602) 254-9733

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IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF ARIZONA  
CIVIL MINUTES - EVIDENTIARY HEARING

Phoenix Division

CV-07-02513-PHX-GMS      DATE: 10/1/2015  
Year Case No. Initials

HON: G. Murray Snow

Caption: Manuel de Jesus Ortega Melendres, et al. v. Joseph M. Arpaio, et al.

Deputy Clerk: Kathleen Zoratti/Lisa Richter Court Reporter: Gary Moll

Plaintiffs' Attys: Cecillia Wang, Stanley Young, Andre Segura, Daniel Pochoda, Tammy Albarran, Michelle Morin, Paul Killebrew and Cynthia Coe

Defendants' Attys: Michele Iafrate, A. Melvin McDonald, Jr, John Masterson, Joseph Popolizio, Gregory Como, Richard Walker, Charles Jirauch, Gary Birnbaum, Terrence Woods, Karen Clark and April Hamilton

---

Day #9

9:00 a.m. Court convenes. Counsel are present as stated above. Also present: Chief Deputy Gerard Sheridan. Defendant Sheriff Joseph M. Arpaio. Lieutenant Joseph Sousa. Former Chief Brian Sands. **Plaintiffs' case continues:** Sheriff Joseph M. Arpaio resumes the stand and testifies further. Exhibits 2832-C, 2834-A, 2730, 2830-C, 2828-E (for limited purpose), 2858, 2255 and 92 admitted.

10:29 a.m. Recess.

10:48 a.m. Reconvene. Discussion held. 10:53 a.m. Recess.

11:02 a.m. Reconvene. The Court allows a witness to be called out of order. Suzanne Kimberly Seagraves is sworn and testifies. Exhibit 2004 admitted. 12:02 p.m. Recess.

1:19 p.m. Reconvene. Attorney Alexandra Mijares-Nash for Detective Brian Mackiewicz is now present. Suzanne Kimberly Seagraves resumes the stand and testifies further. Exhibits 2887, 2890, 2012, 2013 and 2014 admitted. 2:56 p.m. Recess.

3:16 p.m. Reconvene with parties and counsel present. The Courtroom is cleared and sealed proceedings commence. IT IS ORDERED that this portion of the transcript of proceedings remain sealed pending further order of the Court. Suzanne Kimberly Seagraves resumes the stand and testifies further. Exhibits 2015, 2016 and 2842 admitted. 4:25 p.m. Open court proceedings commence. Witness excused. Ms. Mijares-Nash shall enter a special appearance.

5:01 p.m. Court stands in recess until 9:00 a.m. on 10/2/2015.

Time in Court: 5 hrs. 56 mins.

**From:** [Rodriguez, Lisa](#) on behalf of [Conrad, Donald](#)  
**To:** [Rodriguez, Lisa](#)  
**Subject:** FW: Asset Forfeiture Fund and Equitable Sharing Issues  
**Date:** Wednesday, December 23, 2015 4:56:09 PM  
**Attachments:** [12212015 FOS Wire.pdf](#)  
[ATT00001.htm](#)

---

**From:** Brnovich, Mark  
**Sent:** Wednesday, December 23, 2015 3:12 PM  
**To:** Conrad, Donald; Bailey, Michael  
**Subject:** Fwd: Asset Forfeiture Fund and Equitable Sharing Issues

Attorney General Mark Brnovich  
Sent from my iPhone

Begin forwarded message:

**From:** "Coleman, Douglas W." <[Douglas.W.Coleman@usdoj.gov](mailto:Douglas.W.Coleman@usdoj.gov)>  
**Date:** December 23, 2015 at 12:18:56 PM MST  
**To:** "Chris Nanos ([Christopher.nanos@sheriff.pima.gov](mailto:Christopher.nanos@sheriff.pima.gov))"  
<[Christopher.nanos@sheriff.pima.gov](mailto:Christopher.nanos@sheriff.pima.gov)>, "Frank Milstead ([fmilstead@azdps.gov](mailto:fmilstead@azdps.gov))"  
<[fmilstead@azdps.gov](mailto:fmilstead@azdps.gov)>, "[sean.duggan@chandleraz.gov](mailto:sean.duggan@chandleraz.gov)"  
<[sean.duggan@chandleraz.gov](mailto:sean.duggan@chandleraz.gov)>, "Joseph Yahner ([joseph.yahner@phoenix.gov](mailto:joseph.yahner@phoenix.gov))"  
<[joseph.yahner@phoenix.gov](mailto:joseph.yahner@phoenix.gov)>, "KC Clark ([sheriff@navajocountyaz.gov](mailto:sheriff@navajocountyaz.gov))"  
<[sheriff@navajocountyaz.gov](mailto:sheriff@navajocountyaz.gov)>, "[MDannels@cochise.az.gov](mailto:MDannels@cochise.az.gov)"  
<[MDannels@cochise.az.gov](mailto:MDannels@cochise.az.gov)>, "Roberto Villasenor ([roberto.villasenor@tucsonaz.gov](mailto:roberto.villasenor@tucsonaz.gov))"  
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<[trozema@MARANAAZ.GOV](mailto:trozema@MARANAAZ.GOV)>, "[dsharp@orovalleyaz.gov](mailto:dsharp@orovalleyaz.gov)" <[dsharp@orovalleyaz.gov](mailto:dsharp@orovalleyaz.gov)>,  
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"[Barbara.LaWall@pcao.pima.gov](mailto:Barbara.LaWall@pcao.pima.gov)" <[Barbara.LaWall@pcao.pima.gov](mailto:Barbara.LaWall@pcao.pima.gov)>, "Thomas Kelly  
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<[lhall@buckeyeaz.gov](mailto:lhall@buckeyeaz.gov)>, "Tim Dorn ([Tim.Dorn@gilbertaz.gov](mailto:Tim.Dorn@gilbertaz.gov))"  
<[Tim.Dorn@gilbertaz.gov](mailto:Tim.Dorn@gilbertaz.gov)>, "[dblack@glendaleaz.com](mailto:dblack@glendaleaz.com)" <[dblack@glendaleaz.com](mailto:dblack@glendaleaz.com)>,  
"[john.meza@mesaaz.gov](mailto:john.meza@mesaaz.gov)" <[john.meza@mesaaz.gov](mailto:john.meza@mesaaz.gov)>, "[roy.minter@peroriaaz.gov](mailto:roy.minter@peroriaaz.gov)"  
<[roy.minter@peroriaaz.gov](mailto:roy.minter@peroriaaz.gov)>, "[joseph.yahner@phoenix.gov](mailto:joseph.yahner@phoenix.gov)"  
<[joseph.yahner@phoenix.gov](mailto:joseph.yahner@phoenix.gov)>, "[arodbell@Scottsdaleaz.Gov](mailto:arodbell@Scottsdaleaz.Gov)"  
<[arodbell@Scottsdaleaz.Gov](mailto:arodbell@Scottsdaleaz.Gov)>, "[terry.young@surpriseaz.gov](mailto:terry.young@surpriseaz.gov)"  
<[terry.young@surpriseaz.gov](mailto:terry.young@surpriseaz.gov)>, "Rush, John ([john\\_rush@tempe.gov](mailto:john_rush@tempe.gov))"  
<[john\\_rush@tempe.gov](mailto:john_rush@tempe.gov)>, "[mark.brnovich@azag.gov](mailto:mark.brnovich@azag.gov)" <[mark.brnovich@azag.gov](mailto:mark.brnovich@azag.gov)>,  
"[fmilstead@azdps.gov](mailto:fmilstead@azdps.gov)" <[fmilstead@azdps.gov](mailto:fmilstead@azdps.gov)>, "[jmalinski@coolidgeaz.com](mailto:jmalinski@coolidgeaz.com)"  
<[jmalinski@coolidgeaz.com](mailto:jmalinski@coolidgeaz.com)>, "Amy Lake - SHERIFFX ([A\\_Lake@MCSO.maricopa.gov](mailto:A_Lake@MCSO.maricopa.gov))"  
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<DArnson@Nogalesaz.gov>  
Cc: "Laurita, Albert A." <Albert.A.Laurita@usdoj.gov>, "McGinty, Joseph P."  
<Joseph.P.McGinty@usdoj.gov>, "Bell, Steven T." <Steven.T.Bell@usdoj.gov>, "Ruane,  
Colin" <Colin.P.Ruane@usdoj.gov>

**Subject: Asset Forfeiture Fund and Equitable Sharing Issues**

Colleagues,

As I am sure you have heard by now, two recent budget related laws passed by Congress and signed by the President are having a significant impact on the Department of Justice (DOJ) Asset Forfeiture Fund (AFF) and the Equitable Sharing Program. In a nutshell, these passage of these laws resulted in approximately \$1.2 billion being removed from the AFF and placed into the United States General Treasury Fund for other uses. This "reallocation" of funds has resulted in significant concerns relating to the solvency of the AFF. To ensure solvency, the DOJ has issued an moratorium on equitable sharing of federally seized assets with state and local law enforcement agencies. They are telling us that they hope this moratorium will be temporary and that equitable sharing may resume sometime on 2016, but they are also offering no guarantees. This moratorium does not affect the reimbursement of task force officer overtime, travel expenses or operational expenses related to task force investigations that DEA currently funds for your officers that participate in DEA task forces.

There was no prior discussion of this decision with DEA. We received the news at the same time all of you did. For that, I am sorry that I was not able to give you advanced notice of this decision. I value our partnerships and our collective operations in Arizona and wish that I somehow had the power to reverse this decision and make certain that you received the appropriate sharing for the efforts that you and your officers put into these investigations. Unfortunately, there is nothing I can do to address this situation as it stands.

Moving forward, I have some ideas about making sure that we can effectively and collaboratively continue to address the drug trafficking issues in our state while still maintaining our joint efforts and task forces. Your partnership and friendship to the DEA is invaluable and critically important to me. If your schedules allow, I would like to meet with each of you individually over the next few weeks and discuss a plan for moving forward and getting past this current issue. I look forward to hearing from you.

*Doug Coleman*

Special Agent in Charge  
U.S. Drug Enforcement Administration  
Phoenix Division  
Office: (602) 664-5601  
Cell: (602) [REDACTED]

DEPARTMENT OF JUSTICE



## EQUITABLE SHARING WIRE

December 21, 2015

### Assets Forfeiture Fund Rescission Impact on Equitable Sharing Program

The purpose of this letter is to explain the financial implications of recent budget legislation on the Department of Justice Asset Forfeiture Program (Program), including equitable sharing. The Bipartisan Budget Act of 2015 (P.L. 114-74) enacted in November included a \$746 million permanent reduction, or "rescission," of Asset Forfeiture Program Funds. In light of that \$746 million reduction, we intended to implement measures similar to those during sequestration in FY 2013 when we continued to make equitable sharing payments but at a reduced amount.

However, the Consolidated Appropriations Act of 2016, signed into law on December 18, 2015, includes an additional \$458 million rescission in the FY 2016 budget. In order to maintain the financial solvency of the Program, the Department has already begun implementing cost reduction measures to absorb the combined \$1.2 billion rescission.

While we had hoped to minimize any adverse impact on state, local, and tribal law enforcement partners, the Department is deferring for the time being any equitable sharing payments from the Program. Thus, effective immediately, the Department will defer all equitable sharing payments to our state, local, and tribal partners and transfers of any items for official use. Payments that have already been executed by the U.S. Marshals Service will be transmitted to recipients. Funds already disbursed to state, local, and tribal agencies may continue to be expended and reported in accordance with the *Guide to Equitable Sharing*.

By deferring equitable sharing payments now, we preserve our ability to resume equitable sharing payments at a later date should the budget picture improve. In other words, if additional receipts in cases without identifiable victims are deposited later in FY 2016, there is a possibility that the Department can resume its sharing on some or all of the deferred payments if there are sufficient funds in the budget. The Department does not take this step lightly. We explored every conceivable option that would have enabled us to preserve some form of meaningful equitable sharing while continuing to operate the Program and meet our other fiscal obligations. Unfortunately, the combined effect of the two reductions totaling \$1.2 billion made that impossible.

The Department remains committed to the Program and to the state, local, and tribal partners that are integral to its success. We will take all appropriate and necessary measures to minimize the impact of the rescission and reinstate sharing distributions as soon as practical and financially feasible. If you have any questions or concerns, please direct them to [afmls.communications@usdoj.gov](mailto:afmls.communications@usdoj.gov). Thank you for your understanding and cooperation during these challenging times.

#### Key Contacts

Permissible Use of Funds  
[Afmls.aca@usdoj.gov](mailto:Afmls.aca@usdoj.gov)

A-133 Audit Inquiries  
[A133sharing@usdoj.gov](mailto:A133sharing@usdoj.gov)

#### Websites

Department of Justice Equitable Sharing Program  
[www.justice.gov/criminal-afmls/equitable-sharing-program](http://www.justice.gov/criminal-afmls/equitable-sharing-program)

#### Subscription

To subscribe or unsubscribe to or from this email, please send a plain text email to [eswire-subscribe@lists.usdoj.gov](mailto:eswire-subscribe@lists.usdoj.gov) or [eswire-unsubscribe@lists.usdoj.gov](mailto:eswire-unsubscribe@lists.usdoj.gov).

#### Treasury Executive Office for Asset Forfeiture

[www.treasury.gov/about/organizational-structure/offices/Pages/The-Executive-Office-for-Asset-Forfeiture.aspx](http://www.treasury.gov/about/organizational-structure/offices/Pages/The-Executive-Office-for-Asset-Forfeiture.aspx)

**From:** [Rodriguez, Lisa](#) on behalf of [Conrad, Donald](#)  
**To:** [Rodriguez, Lisa](#)  
**Subject:** FW: Attorney Inventory Database  
**Date:** Monday, November 09, 2015 4:29:54 PM  
**Attachments:** [21-Attorney Inventory Database Instructions and Judge Info Request.pdf](#)

---

**From:** Momich, Jelena  
**Sent:** Monday, November 09, 2015 9:17 AM  
**To:** DL-Division Chiefs  
**Subject:** FW: Attorney Inventory Database

This is a reminder – please review before tomorrow’s Division Chief Meeting.  
Thank you!

**From:** Momich, Jelena  
**Sent:** Monday, October 19, 2015 3:26 PM  
**To:** DL-Division Chiefs  
**Subject:** Attorney Inventory Database

Good Afternoon,

As discussed during the last Division Chief Meeting, attached are instructions for the Attorney Inventory Database.  
Please let me or Leslie know if you find this to be a useful tool.

Thank you,  
Jelena

**Jelena Momich**  
*Project Specialist*  
Office of the Arizona Attorney General  
1275 W. Washington Street  
Phoenix, AZ 85007  
602-542-8004 Office  
[jelena.momich@azag.gov](mailto:jelena.momich@azag.gov)

**From:** [Rodriguez, Lisa](#) on behalf of [Conrad, Donald](#)  
**To:** [Rodriguez, Lisa](#)  
**Subject:** FW: AZ FY16 MFCU Award  
**Date:** Friday, October 02, 2015 11:05:17 AM  
**Attachments:** [FY 16 MFCU Grant Calendar.pdf](#)  
[FY16\\_OIG\\_MFCU\\_Staff\\_Contacts.pdf](#)  
[AZ\\_NOA\\_and\\_T&C.PDF](#)

---

**From:** Duplissis, Steve  
**Sent:** Friday, October 02, 2015 10:43 AM  
**To:** Conrad, Donald  
**Subject:** FW: AZ FY16 MFCU Award

Boss,

FYI -- all approved for Federal Fiscal Year (FY) 2016.

Steve

Steven J. Duplissis, J.D.  
Section Chief Counsel  
Health Care Fraud and Abuse Section  
Criminal Division  
Office of the Attorney General  
(602) 542-3881



**From:** Crowley, Alexis L (OIG/OMP) [<mailto:Alexis.Crowley@oig.hhs.gov>]  
**Sent:** Thursday, October 01, 2015 11:21 AM  
**To:** Duplissis, Steve  
**Cc:** Clementi, Jordan (OIG/OEI); Verver, Phillip; Applebee, Mary  
**Subject:** AZ FY16 MFCU Award

Dear Mr. Duplissis,

OIG received the application budget request for continued funding of the Arizona Medicaid Fraud Control Unit for Federal Fiscal Year (FY) 2016. We are pleased to inform you that your budget request has been approved. For details of the award, please read the attached Notice of Award and Terms and Conditions. Acceptance of the grant's Term and Conditions is acknowledged by the grantee when funds are drawn down from the Payment Management System (PMS).

This award is intended to provide you with draw down authority under your letter of credit sufficient to match your expenditures at the 75 percent rate during quarters beginning October 1, 2015, January 1, 2016, April 1, 2016, and July 1, 2016.

#### **IMPORTANT DRAW DOWN INFORMATION**

The FY16 MFCU awards are subaccounts (P) within PMS for ease of tracking funds per fiscal year. We have set up the **subaccount** of **MFCU16** for this year's awards. When making payment requests with FY16 grant funds, please enter your pin number followed by the letter P. There will be a drop down menu on the payment request screen which lists the accounts available, and the **MFCU16** should be chosen. If you (or the staff responsible for the Units drawdowns) do not see this subaccount option, you should contact your DPM Account Representative and request that they add the P account to their PMS user ID.

Also attached is the FY 2016 Grant Calendar with important dates relevant to this award and OIG staff contacts. Please forward this award information as appropriate to your fiscal and budget staff.

If you have any questions regarding this grant award please contact me. I can be reached at email: [alexis.crowley@oig.hhs.gov](mailto:alexis.crowley@oig.hhs.gov) or by phone: 202-708-9710 and cell: 202- [REDACTED]

Attachments:

FY16 Notice of Award and Terms & Conditions  
FY 2016 Grant Calendar  
OIG Staff Contacts

Sincerely,

Alexis Crowley  
Grants Management Officer  
Office of Inspector General/HHS  
202-708-9710 office  
202- [REDACTED] cell

**STATE MEDICAID FRAUD CONTROL UNIT  
FISCAL YEAR 2016 GRANT CALENDAR**

| DATE              | EVENT                                                                                                                                                                                                                                       |
|-------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| October 30, 2015  | Fourth quarter (July – September) Federal Financial Reports (SF-425) for Fiscal Year (FY) 2015 are due. Units have 30 days after the close of a quarter to submit this documentation of expenditures.                                       |
| December 29, 2015 | Final FY 2015 SF-425 reports are due. Units have 90 days after the close of the fiscal year to liquidate all FY 2015 obligations and submit final SF-425 reports. If necessary, please submit extension requests <i>prior</i> to this date. |
| January 30, 2016  | SF-425 reports are due for first quarter FY 2016 (October – December).                                                                                                                                                                      |
| March 21, 2016    | Preliminary budget estimates will be sent this week to the Units for the next two fiscal years, FY 2017 (October 2016 - September 2017) and FY 2018 (October 2017 - September 2018).                                                        |
| April 30, 2016    | SF-425 reports are due for second quarter FY 2016 (January – March).                                                                                                                                                                        |
| May 6, 2016       | Preliminary budget estimates are due.                                                                                                                                                                                                       |
| May 9, 2016       | Application Packages will be sent out this week to the Units with guidance for submitting detailed FY 2017 budget requests.                                                                                                                 |
| July 8, 2016      | FY 2017 budget application requests are due.                                                                                                                                                                                                |
| July 30, 2016     | SF-425 reports are due for third quarter FY 2016 (April – June).                                                                                                                                                                            |
| October 1, 2016   | FY 2017 grant funding period begins.                                                                                                                                                                                                        |
| October 30, 2016  | SF-425 reports are due for fourth quarter FY 2016 (July – September).                                                                                                                                                                       |
| December 29, 2016 | Final FY 2016 SF-425 reports are due.                                                                                                                                                                                                       |

Please submit Federal Financial Reports (SF-425), preliminary budget estimates, and budget request packages electronically to Alexis Crowley at [alexis.crowley@oig.hhs.gov](mailto:alexis.crowley@oig.hhs.gov).

## STATE MEDICAID FRAUD CONTROL UNIT ASSIGNMENTS

### Jordan Clementi

Alabama  
Arizona  
Connecticut  
Delaware  
District of Columbia  
Illinois  
Indiana  
Kentucky  
Maine  
Maryland  
Massachusetts  
Nevada  
New Hampshire  
New Jersey  
New Mexico  
New York  
North Carolina  
Oregon  
Rhode Island  
South Carolina  
Texas  
Virginia  
West Virginia  
Wisconsin  
Wyoming

### Susan Burbach

Alaska  
Arkansas  
California  
Colorado  
Florida  
Georgia  
Hawaii  
Idaho  
Iowa  
Kansas  
Louisiana  
Michigan  
Minnesota  
Mississippi  
Missouri  
Montana  
Nebraska  
Ohio  
Oklahoma  
Pennsylvania  
South Dakota  
Tennessee  
Utah  
Vermont  
Washington

## OIG MEDICAID FRAUD POLICY AND OVERSIGHT DIVISION

Division Director - Richard Stern  
(202) 205-0572

Senior Program Analyst - Susan Burbach  
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Program Analyst- Jordan Clementi  
(816) 426-4965

### OTHER OIG STAFF

Grants Management Officer (OIG Office of Management and Policy) - Alexis Crowley  
(202) 708-9710

Special Agent (OIG Office of Investigations) – Kyle Mitchum  
(202) 260-7192

Associate Counsel (OIG Office of Counsel to Inspector General) – Lonie Kim  
(202) 708-9777

|                                                                                                                                                                                                               |                                                                                                                                                                                                                                                                                                                                                                                                    |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>Grant/Document:</b> 1601AZ5050<br><b>Subaccount:</b> MFCU16<br><b>Period of Performance:</b> 10/1/2015 through 9/30/2016<br><b>CFDA:</b> 93.775<br><b>Program Title:</b> State Medicare Fraud Control Unit |  <p align="center"> <b>U.S. DEPARTMENT OF HEALTH &amp; HUMAN SERVICES</b><br/> <b>OFFICE OF INSPECTOR GENERAL</b> </p> <p align="center"> <b>Notice of Grant Award</b><br/>         Award Authority: Section 1902(a)(61), 1903(a)(6), 1903(b)(3) and 1903(q)<br/>         of the Social Security Act       </p> |
| <b>Financial Information</b><br><b>CAN:</b> ██████████<br><b>Appropriation:</b> 75X0512<br><b>Object Class:</b> 41501<br><b>EIN:</b> ██████████<br><b>DUNS:</b> 804914802<br><b>Program Income:</b> Deduction | <b>Grantee Information</b><br>Office of the Arizona Attorney General<br>Health Care Fraud and Abuse Section<br>1275 W Washington Street, Phoenix, AZ, 85007<br><br>Director: Steven Duplissis                                                                                                                                                                                                      |

**Award Information**

|                                                                                                                                                                                                                                                                                                                                                                        |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |                                                   |                  |                                                   |                  |                                                 |                  |                                                |                  |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------|------------------|---------------------------------------------------|------------------|-------------------------------------------------|------------------|------------------------------------------------|------------------|
| <b>Total Approved Budget.... \$3,821,056</b><br><b>75% Federal Share ..... \$2,865,792</b><br><b>25% Non-Federal Share.... \$955,264</b><br><br><b>Indirect rate... 17.60%</b><br><br><b>Federal Award Description</b><br>Medicaid Fraud Control Units (MFCU) investigate and prosecute Medicaid fraud as well as patient abuse and neglect in health care facilities. | Federal funding will be obligated in quarterly amounts on the following schedule:<br><br><table border="0"> <tr> <td><b>1<sup>st</sup> Quarter, on October 1, 2015</b></td> <td align="right"><b>\$716,448</b></td> </tr> <tr> <td><b>2<sup>nd</sup> Quarter, on January 1, 2016</b></td> <td align="right"><b>\$716,448</b></td> </tr> <tr> <td><b>3<sup>rd</sup> Quarter, on April 1, 2016</b></td> <td align="right"><b>\$716,448</b></td> </tr> <tr> <td><b>4<sup>th</sup> Quarter, on July 1, 2016</b></td> <td align="right"><b>\$716,448</b></td> </tr> </table> Matching requirement at end of grant period is 25% of Total Net Expenditures. | <b>1<sup>st</sup> Quarter, on October 1, 2015</b> | <b>\$716,448</b> | <b>2<sup>nd</sup> Quarter, on January 1, 2016</b> | <b>\$716,448</b> | <b>3<sup>rd</sup> Quarter, on April 1, 2016</b> | <b>\$716,448</b> | <b>4<sup>th</sup> Quarter, on July 1, 2016</b> | <b>\$716,448</b> |
| <b>1<sup>st</sup> Quarter, on October 1, 2015</b>                                                                                                                                                                                                                                                                                                                      | <b>\$716,448</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |                                                   |                  |                                                   |                  |                                                 |                  |                                                |                  |
| <b>2<sup>nd</sup> Quarter, on January 1, 2016</b>                                                                                                                                                                                                                                                                                                                      | <b>\$716,448</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |                                                   |                  |                                                   |                  |                                                 |                  |                                                |                  |
| <b>3<sup>rd</sup> Quarter, on April 1, 2016</b>                                                                                                                                                                                                                                                                                                                        | <b>\$716,448</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |                                                   |                  |                                                   |                  |                                                 |                  |                                                |                  |
| <b>4<sup>th</sup> Quarter, on July 1, 2016</b>                                                                                                                                                                                                                                                                                                                         | <b>\$716,448</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |                                                   |                  |                                                   |                  |                                                 |                  |                                                |                  |

Is this award R&D? No

**Remarks:**

General Terms and Conditions for this award are hereby included by reference and can be found [here](#).

Subaccount

A Public Assistance (P) Account in the Division of Payment Management's (DPM) Payment Management System (PMS) has been created to provide separate accounting of federal funds per each document number. The subaccount code for this grant award is MFCU16.

Financial Reporting

The SF-425 due dates for the grant period of this award are as follows:

- The first quarter report covers the period beginning 10/1/2015 and ending 12/31/2015 and is due by 1/30/2016.
- The second quarter report covers the period beginning 10/1/2015 and ending 3/31/2016 and is due by 4/30/2016.
- The third quarter report covers the period beginning 10/1/2015 and ending 6/30/2016 and is due by 7/30/2016.
- The fourth quarter report covers the period beginning 10/1/2015 and ending 9/30/2016 and is due by 10/30/2016.
- The final report is due by 12/29/2016.

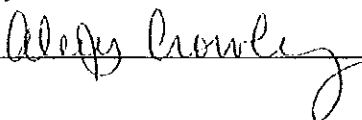
**Authorizing Officials and Contacts**

Laura Gent, Budget Officer



Date OCT - 1 2015

Alexis Crowley, Grants Management Officer  
[Alexis.Crowley@oig.hhs.gov](mailto:Alexis.Crowley@oig.hhs.gov), 202-708-9710



Date OCT - 1 2015

Jordan Clementi, Program Analyst  
[Jordan.Clementi@oig.hhs.gov](mailto:Jordan.Clementi@oig.hhs.gov), 816-426-4965



**From:** [Rodriguez, Lisa](#) on behalf of [Conrad, Donald](#)  
**To:** [Rodriguez, Lisa](#)  
**Subject:** FW: Bar Matter  
**Date:** Monday, November 30, 2015 4:28:57 PM

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**From:** Conti, Matthew  
**Sent:** Monday, November 30, 2015 4:23 PM  
**To:** Conrad, Donald  
**Subject:** Bar Matter

Don:

Just to let you know, Judge O'Neil accepted the disciplinary consent agreement so the matter is finally behind me. Let me know if you need anything else from me.

Matt

D. Matthew Conti  
Senior Litigation Counsel  
Arizona Attorney General's Office  
Drug and Racketeering Enforcement Section  
1275 West Washington  
Phoenix, Arizona 85007

Direct Dial: (602) 542-8427  
Fax: (602) 542-8490

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**From:** [Conrad, Donald](#)  
**To:** [Perkovich, Mark](#)  
**Subject:** FW: Better version of Memo  
**Date:** Wednesday, December 30, 2015 8:04:55 AM  
**Attachments:** [Presentation Memo to Az Ag Office 123015.docx](#)

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**From:** Dennis Burke [mailto:[dennis@gsis.us](mailto:dennis@gsis.us)]  
**Sent:** Wednesday, December 30, 2015 6:59 AM  
**To:** Conrad, Donald  
**Subject:** Better version of Memo

Morning Don --

Sent a version last night but I made some cleaning edits and this is a better version if you haven't already printed that one or for future reference.

Thanks

Dennis

# The Hatch/Heinrichs Fraud Scheme

## As of December 2015

### Executive Summary

From 2005 until last year, Stephen J. Hatch, who resided in both Texas and Michigan, ran a number of property investments in Arizona predominately controlled by himself and a younger and inexperienced Brad Heinrichs. Hatch and his grown children, Heinrichs, along with his father and a few other co-conspirators and enablers, misappropriated and swindled tens of millions of dollars from over a 100 investors/creditors by playing to their religious affinity and contending the proceeds would not only benefit investors but ultimately be contributed to shared religious causes.

Stephen J. Hatch continuously claimed in his pitches that he was wealthy, retired and a financially successful real estate expert and was merely passing his skills to a person that could benefit people with the same religious affiliation by mentoring Heinrichs. Hatch early on, and later through Heinrichs, declared he would take no money himself.

Hatch and Heinrichs assured the investors/creditors the return of principal dollars, accrued interest coupled with healthy returns on investments and, in Madoff-style, continually fed the victims categorically false rosy financial updates to keep them at bay.

The reality is there was nothing rosy. As discovered by the investors/creditors, the funds were comingled, grossly over pledged, siphoned off for prior management's personal, unrelated investments (including property in another state and loans to start-up restaurants that subsequently failed), while millions more went directly into their pockets. Living the high life from the fraud scheme, Hatch and Heinrichs even dispersed funds to themselves and their families while property taxes on the investment real estate properties went unpaid since 2009.

In totality, the investor/creditors principal dollars and promised accrued interest encumbering the properties now far exceed the value or potential proceeds of the projects. There were minimal normal and customary real estate business activities and repeated failures upon failures of potential project deals and exit strategies on the properties. This together with the (1) lack of professional abilities and skills, (2) reckless spending, (3) gross lack of accounting policies, (4) no planned realistic exit strategies or business plan for all lenders to be repaid, (5) fear of unrealistic reported property values, and (6) discovery of the significant funds being taken from the operation by prior management, the creditors and investors took collective action and control of the Hatch/Heinrichs Portfolio and related entities in December 2014.<sup>1</sup>

With Hatch's prompting and mentoring façade, Heinrichs continued with his father to recruit new investors in Ponzi fashion long after clear evidence evolved for each to know the entire Enterprise had major issues and front-seat visibility that Stephen J. Hatch was a fake.

Like Madoff, Hatch walked away from the mess only when the investors' requests for information became too overwhelming. In efforts to protect himself and hold Hatch accountable, Heinrichs has been handing over extensive evidence revealing the extent of the fraud scheme, even an email in which Hatch admits to Heinrichs that he and Heinrichs could end up in "jail" for how they ran the Enterprise. Against his attorney's advice, Heinrichs continued to provide key documents, personally meet with and work with the Board to hold Hatch and his family accountable, even to Heinrichs' and that of his Father's potential personal detriment. A chain of custody and/or marked documents in the attachments disclose the key information obtained from Heinrichs. The conspirators have now all lawyered up desperately trying to placate the investors/creditors with civil settlements believing it will absolve their decade-long criminal fraud scheme.

Heinrichs asserts that he believed until shortly before his August 2014 resignation, the information Hatch told him about himself [Hatch] and the dollars the land would bring in eventual sale/development of the Portfolio would pay all

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<sup>1</sup> During 2015, two of the eleven real estate projects with outside debts over their expected values have been foreclosed after it was determined by the Board there was no equity worth saving (even if the Board had the funds to do so). The investors/creditors continued to discover the true story and state of financial affairs concealed from them for almost a decade.

investor/creditors with millions left to share among the Hatch/Heinrichs families. The documents and the testimonials of victim-investors contradict that claim.

### Current Structure of the Properties and Discovery of the Fraud Scheme

The Hatch/Heinrichs Victims Recovery Fund, LLC is owned by a group of investors and creditors and is represented by five (5) selected advisory board members ("Board"). The Board has engaged my services to assist them in preparing and respectfully presenting to the Arizona Attorney General Office' Criminal Division a Memo illustrating facts and documents that, in our opinion, evince a real estate fraud scheme conducted over nearly a decade financially harming, in some cases ruining 100+ families.

In 2015 after obtaining nearly 100% of the investors and creditors approval, the pending financial demise of the Arizona Portfolio is now being restructured and we are working to stabilize it. The operations are becoming normalized and expected to continue until the financial exit of the Portfolio. The exit period established in the restructure is approximately 8 years. This process alone has taken thousands and thousands of individual hours on the part of the counsel and volunteer Board hours. The Board is currently attempting civil settlements with prior management, They have no material assets or liquid funds available to help reinstate the victims' financial losses and are now claiming to be financially broke - - further evincing the reckless and financial fraud resulting from a decade of fabricated real estate activity. .

Regardless of these civil settlement proceedings, as crime victims the Board strongly supports prior management being investigated and prosecuted for criminal activity for their massive fraud scheme resulting in financial harm and ruin to so many victims. No civil resolution can address the harm caused. No dollar can heal the pain inflicted on so many. Lives have been ruined and trust violated in the most corrupt and despicable fashion – by appealing and thereby preying upon one's shared Faith. As importantly, we fear that if the prior management is allowed to walk away from this scandal with impunity, they are susceptible of harming others similarly in the future.

The Board has grave concerns for the future protection of the public at large. These concerns stem from the victims' now personal knowledge of the abilities of prior management to carry out such egregious acts and that those skills can be used

again causing unbearable future harm to others. These potential and/or alleged crimes with long-term and lasting financial implications were against immediate family members, close friends, neighbors and those individuals sitting next to them in the Christian church. The Board and the 100+ victims know little to nothing of Stephen J. Hatch's true background and no documents of his history in real estate nor of his claim of past wealth have surfaced. Has this, and/or will this be a lifelong pattern for any of prior management in the Enterprise repeated again?

The Enterprise began originally taking deposits from the victims as creditors (loans) and later as equity investors. Therefore, the terminology of "investor(s)/creditor(s)" is used throughout this Prosecution Memo and in the provided additional information. The investor/creditor use is in this case synonymous with the use of the "victims". Further, many creditors are also investors (in a different entity) creating a "group" of victims with financial losses intertwined and resulting in the current structure whereby the victims have joined together and represent the Hatch/Heinrichs Victim Recovery Fund, LLC and an agreed-upon formal and contractual Distribution Plan as the real estate holdings ("Portfolio") are sold.

In mid-to-late 2013 (approximately two years ago), the Enterprise began to crumble under the weight of its obligations and corrupt practices. The investors and creditors after (1) being deceptively held back from the truth by prior management, (2) uninformed and (3) unable to act in their best interests for years and years began to force heavy demands contingent upon foreclosure proceedings of the Portfolio. Included in these demands to then existing management was the demand for a realistic and legally workable future business plan. This business plan was to include direct and creditable information regarding the prospective financial, operational and exit strategies of the Hatch/Heinrichs Portfolio to pay the creditors/investors according the contractual obligations in place.

It was at this time, the Investor Relations Director ("Heinrichs") finally began to aid the investors and creditors in submitting previously concealed information. However, Heinrichs was still contending (or in belief from Hatch's claims) the ultimate values of the assets were sufficient to pay the investors and creditors (in full) plus projected profits above the Enterprise's operations for distribution.

Therefore, although the true corruption of the Enterprise began to unfold, there was the expressed internal expectation by Heinrichs that the projected asset exit proceeds would be high enough to meet the all existing contractual obligations

to the investors and creditors. As the Board later discovered in 2015 (through the engagement of local, qualified and independent brokers and real estate experts), even with a healthy economic Arizona recovery this assumption was far from the truth.

During the majority of 2014 (and assuming the validity of the higher exit values of the Portfolio claimed by prior management and Heinrichs), a legal “roll-up and/or consolidation” with the then existing management was explored in full with Enterprise attorneys and accountants. This exercise ended in August of 2014, when the hired securities attorney stated that in order to accomplish a “roll-up and/or consolidation”, the complete transactional history and facts would need to be fully disclosed to the investors/creditors. This is one of the deal killers, as you will later see and understand why with Stephen J. Hatch (“Hatch”).

In the fall of 2014, with Hatch’s refusal and the impossibility of a “roll-up and/or consolidation” Heinrichs began to resign his managerial positions in the Enterprise and continued in his efforts to inform the investors and creditors of the corrupt practices of Hatch. Although continuing to aid the investor/creditors, Heinrich continued to take deposits from the victims for the Enterprise, pocket substantial funds and leave property taxes on the Portfolio unpaid as revealed in the books of record and other corroborating evidence.

Concurrent with the Heinrichs’ resignations, the battle by the investors and creditors to gain control was focused on Hatch with Heinrichs’ blessing. With a series of meetings (including attorneys), questioning and opportunities for Hatch to come up with a business plan without Heinrichs ensued. No business plan was ever presented. In December of 2014, Hatch and his children all resigned their positions and the investors and creditors took control of the Portfolio.

During 2015, Mark Winkleman and other independent and qualified real estate brokers, attorneys and accountants were hired by the Board. True discovery of the Portfolio current and projected values and further evidential material in regard the previously corrupt operations and real estate activities took place. The current values were dismal in comparison to the outstanding debts and investor funds.

The operations were in deep disarray. The Board has communicated their general finding to the victims on a regular basis and maintained an open line of communication with each investor/creditor on an as needed basis. With nearly 100% approval, a Participation, Pooling and Agency Agreement (“PPA”) was

reaching in May of 2015, together with a formal Distribution Plan for cash payment schedules to the victims as the Portfolio is sold and future distributions are able to be made. Under the PPA all of the participants pooled their claims together into the Hatch/Heinrichs Victims Recovery Fund, LLC. Any recoveries from settlements to claims or other non-operations gains are returned to the victims under the control of the PPA distribution schedule.

The Board would like to warn, although the evidence in their files is overwhelming and gathered by investors/creditors from over a decade long history with the Enterprise, they do not know what other evidence (unfavorable and favorable) may be in existence and not yet discovered.

### The Scheme

1. This is an affinity fraud scheme with funds removed and or direct thefts greater than \$14 million and losses in the tens of millions of dollars.
2. It involves a portfolio of real estate throughout the State of Arizona with the first purchases occurring as early as 2005.
3. The mastermind of the fraud scheme was Stephen J. Hatch.
4. Beginning in 2005 continuing through to last year, Hatch concocted, designed, organized and perpetuated the scheme.
5. The scheme included an intricate and extensive web of legal structures of LLCs and partnerships primarily domiciled in Arizona and Texas to borrow, comingle, over-subscribe and thereby steal funds so that assets were untraceable and the fraudsters unaccountable.
6. Hatch and Heinrichs personally enriched themselves and their families while robbing or allowing to be robbed fellow Church members of millions of dollars.
7. Hatch hired four of his adult children and the spouse of the fifth adult child who were not only paid exorbitant salaries (above customary and necessary for the work “performed” without contracts) but siphoned off the victim-investor/creditor money for their own ventures as if it was their own to do as they pleased.
8. There are no employment contracts or official records of what the Hatch children did for the Enterprise.
9. The scheme was for Hatch to locate the properties to purchase while Heinrichs raised money from family, friends and fellow Christians sharing



the same values and beliefs. The properties would then be sold expeditiously to creditors/investors.

10. There were in excess of 100 lenders (family, friends, predominately Christian based). The deposits came from non-commercial lenders and investors who collectively contributed at one point were in excess of \$70 million.
11. Due to the current state of financial affairs, the managers provided little to no value to the projects or profitable activities reflecting not only their intent in the scheme but their lack of any comprehension of this field of business.
12. No property taxes were paid from 2009 until 2014 on 7 of 11 of the projects in excess of \$700,000 with the tax certificates accruing interest compounding at 16% per annum.
13. The documentation supporting the activity and transactions of the Enterprise is woefully lacking or intentional confusing to conceal the diversion of funds into the Hatch Family's own investment projects and/or to pocket funds for their own wealth. The Enterprise was void of any normal accounting and business practices.
14. There is no sign of true profits anywhere over the life of the Enterprise. Yet, Hatch and Heinrichs siphoned off millions in investor/creditor contributions to live a lavish life for themselves and their families, all who were "employed" by the Enterprise.
15. Investor/creditor solicitation material was intentionally misleading.
16. Throughout the investment period, the Hatch Family grossly overstated estimates of the market value of the Portfolio which Heinrichs believed and together they induced additional investments and forbearance of collection of pending payment obligations (victim-creditor loans).
17. The schemers closely controlled management entities and guarded, concealed and misreported information regarding the financial status of the Portfolio, despite repeated requests for information.
18. The schemers repeatedly assured the investors/creditors they would pay them healthy profits and returns. These assurances were made all the way until the end of 2014 when the creditors and investors took control.
19. Victims were falsely led to believe that business activities were underway when in reality they were non-existent or on another real estate project which would not benefit those particular victims.
20. The majority of investors/creditors were unaccredited and often unsophisticated with only retirement savings.

## Affinity Fraud

21. To entice investors/creditors, Hatch directly and through Heinrichs would contend that Hatch was already worth millions and was a retired successful real estate expert only launching this endeavor to train and mentor Brad and to help others with similar religious devotion.
22. Indeed, Hatch and Heinrichs misled victims by preying on their religious affinity salting overtures with biblical references all the while contending that the financial purpose of the Enterprise was to further and enhance certain religious endeavors for the Kingdom of God.<sup>2</sup>
23. Christian values were front and center and the lead in the sales pitch.<sup>3</sup>
24. Some of the separate property investments were given Biblically-based monikers to evince they were designed for religious benefits.<sup>4</sup>
25. It appears that the purposes of Church relations were to provide more conduits to broaden the scheme and have unwary people trust and believe them at their word because of their religious claims.
26. In order to induce some investments, some investor/creditor funds were actually donated to a religious-based institution. Other donations made by Hatch/Heinrichs were often disclosed or known by fellow contributors and/or church parishioners. These significant contributions perpetuate the illusion of financial success and created confidence of profits being made in “closed” real estate deals to entice new investors/creditors (or continue support from existing investors/creditors) to invest in the Hatch-Heinrichs Fraud Scheme.

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<sup>2</sup> “Brad explained to us that evening that his company wanted to give opportunity to ‘Christian families’ to invest. He talked about how God was using their company to give missions and that they wanted to pass the blessing on to ‘the little’ guy who normally wouldn’t have an opportunity like this.” Statement of Kevin and Robyn Olson. December 27, 2015.

<sup>3</sup> “In pursuit of more money, Brad and the Steve Hatch family continued to send emails that would reference Bible verses that demonstrate God’ blessings and generous spirit. They told us how God was going to bless us for our participation in their investments.” Statement of Raymond Enns. December 4, 2015.

<sup>4</sup> “The investments were named after Bible characters, Jonah and David. The name of the company that Brad was using, 320 Management, was from a Bible verse. Christians working together with common goals in a safe investment was what I joined.” Statement of Doug Hagemeyer. December 2015.

## Brad Heinrichs

27. Early on Hatch recruited a friend of his son's from a religious university to be his chief salesman and main accomplice in fleecing money from victims, a Brad Heinrichs.
28. Heinrichs was a young person wanting to make an impact and positive difference in other people's lives. He had no previous working experience – in business, real estate, finance nor fundraising. Hatch's literal "rags" to "riches" success story from his real estate endeavors and Heinrichs' heart for others and likable personality was a dangerous combination. The older Hatch unchecked and the young Heinrichs yearning to reward his family, close friends and neighbors with great profits from real estate with their life savings. The young Heinrichs often spoke of greatly enriching not only their lives but the worthy charitable organizations ultimately benefiting from his and Hatch's efforts.
29. To further encourage and entice young Heinrichs, Hatch paid exorbitant salaries and fees while being mentored and taught to mislead investors/creditors through continuous malicious misrepresentations of the condition of the Enterprise throughout its existence. Also, Heinrichs had learned how to enjoy money and wealth never before experienced in his life. Heinrichs' began reporting to people how well the operation was doing and reinforced this by his life style of vacations, nice automobiles, ski boats, and a vacation home. Investors/creditors reportedly were invited to stay for a weekend with Heinrichs in his mountain home. Again, coincidentally this is a mirror of what Hatch was teaching the young Heinrichs by Hatch's own lifestyle. (Most victims were shocked in 2015 to learn no profits were being made by the Enterprise and in fact had previously had reported over \$13 million in tax losses.)
30. Heinrichs either discovered or potentially should have discovered early by the activities and lack of business conduct that the Enterprise was a fraud scheme. By then, Heinrich's close family and friends, neighbors and even his widowed grandmother had loaned significant amounts, if not all, of their wealth in the Portfolio. These particular loan payout positions were for the most part typically in inferior positions and underwater in a legal exit or

foreclosure of the deed holders of the project. Rather than taking steps to end it, Heinrichs perpetuated its existence encouraging more investors/creditors to commit and thereby creating and harming more and more victims as the years went on. Heinrichs ran interference for Hatch as evidenced in an email to Hatch in 2014 in which he says, "I have spent nearly 10 years defending and protecting you and other members of our organization from the questions that Anthony [investor/creditor] is now directly asking of you."

31. It was to Heinrichs and his Father's personal fraudulent interest to continue to mislead victim-investors/creditors to keep contributing the investors/creditors life savings so the fraud scheme could stay afloat while hoping for a financial miracle.
32. While the scheme motored on, the Hatch clan kept paying themselves handsomely and siphoning off the money of investors for unknown and unrelated projects. Due to the fact the books of record were being produced and the banking run out of Heinrichs' office in San Diego, this is particularly difficult to understand from the investors/creditors view of why Heinrichs did not stop the Hatches or begin revealing the true facts of the use of the funds perhaps beginning back to 2007. Only Heinrichs can provide those answers.
33. Heinrichs withdrew \$2.3 million over the course of 10 years with over \$370,000 withdrawn in 2014, alone, his last year. In fact, between July 25, 2014 and August 5, 2014 Brad took funds from the operation for "back salary" of \$187,000, paid his mother-in-law \$50,000 and then left on a vacation only to return and start resigning from the various LLCs.
34. Heinrichs, along with a Mike Woodall, were primarily the bookkeepers and held the data base of creditor/investor information.
35. While the Hatch family continued to siphon off exorbitant amounts of investors' funds for unauthorized uses, Brad covered up the theft and concocted excuses for the Hatch family to questioning investors/creditors.

#### Jerry Heinrichs

36. Jerry Heinrichs is the Father of Brad Heinrichs. A rural central valley California farmer by profession who had a real estate license in Idaho. Jerry had no professional experience raising funds.
37. According to several victims, Jerry introduced, encouraged and/or chased family and friends to invest in the Hatch/Heinrichs Fraud Scheme.

38. He claimed he was merely helping his son who was making “rich people richer.”
39. Yet, Jerry pocketed approximately \$493,000 in “finders’ fees” all the while contending he was just a “door knob warmer” for the fraud scheme.
40. Jerry never acquired a securities license while clearly selling securities to investors.
41. In Jerry’s own words, he regularly attended team meetings, phone calls and was privy to financial and/or sensitive information.

### Stephen J. Hatch’s Children

#### Jessica Hatch

42. In 2008, Stephen Hatch brought his daughter, Jessica Hatch, into the Enterprise informing victim-investors/creditors that she had a strong financial background that would greatly benefit and grow the investments.
43. Jessica received a \$550,000 signing bonus to review the real estate portfolio and help choose additional properties to acquire.
44. During the period of 2010-2012, Jessica was tasked by Stephen Hatch Sr. to work with Brad Heinrichs and Mike Woodall to “clean up the books.”
45. Throughout this period, Jessica was paid up to \$25,000 per month for her work knowing and fully exposed to the financial difficulties of the Enterprise.
46. In early 2013, Jessica abruptly left the Enterprise moving back to New York.
47. She has in detail agreed to settle civilly with the victim-investors/creditors for a cash settlement to be paid immediately. She will also grant an interview/deposition with legal counsel for the Board. The Settlement is not signed as of the date of this letter.
48. Jessica participated in the concealment of the fraudulent use of victim-investors/creditors’ funds and never took a step to mitigate the damage or protect the victim-investors/creditors. Her inaction at a minimum prolonged the fraud scheme and provided Stephen Hatch Sr. a ploy to buy time with victim-investors/creditors from inquiring as to the status of their investments.
49. Tellingly, she one time remarked to Heinrichs, “I was never going to bring money [to the Enterprise]. Do you think I would ever introduce my dad to my contacts? You have got to be kidding.”

### Adam Hatch

50. Adam allegedly held the position of “Head of Research and Acquisition, Planning, Entitlement and Disposition of Projects”. He planned to purchase the ACRES portfolio for the Hatch family company (EDOFAS Development Group, LLC) after the anchor tenants were signed-up and then develop the remaining parcels and keep the profit for the Hatch family to the exclusion of the victim-investors/creditors.
51. There is no record of what this job entailed or Adam’s value-added to the Enterprise.
52. Adam siphoned off over \$850,000 of victim-investor/creditor funds for a risky restaurant business venture. Adam had no authority to divert those funds and the diversion was concealed from victim-investors/creditors.
53. Adam will contend that he and his brother Ryan were merely “cashing out” their “equity profits” from the Legacy Properties, which in reality didn’t exist, to fund this project.
54. This is a baseless defense. Not only were there no profits to cash out, but Adam would have known better than anyone since he was the project manager and financial exit strategist with all the current and relevant debt information.
55. Adam never evinced any intention of reimbursing the losses until the victim-investors/creditors discovered his pilfering. He is now attempting to settle the theft with the victim-investors/creditors with cents on the dollars taken and paid over time.

### Stephen D. Hatch

56. Stephen D. Hatch was allegedly, in name, the Project Assistant and Tour Director.
57. He siphoned off over \$700,000 of victim-investor/creditor funds to pay interest on a rural 3600 acres ranch property in California, known as North Fork, which was in his name and unknowingly funded by the victim-investors/creditors.
58. With Adam, he planned to purchase the ACRES portfolio for the Hatch family company (EDOFAS Development Group, LLC) after the anchor

- tenants were signed-up and then develop the remaining parcels and keep the profit for the Hatch family to the exclusion of the victim-investors/creditors.
59. Evincing his perspective on the financial impact his family wrought upon the deceived victim-investors/creditors, sometime in fall 2013, Brad Heinrichs contends that while with Stephen D. in a bar, Hatch, Jr. told Brad when Brad was concerned about the investors to “F—k the investors, now is our time.”
  60. Hatch, Jr. failed to take any responsibility to protect any victim-investors/creditors despite his knowledge of the Enterprise and his key role.

### Ryan Hatch

61. Ryan’ construction company, PCG AZ, misappropriated funds from the Enterprise to the tune of \$200,000.
62. Ryan went along with brother Adam in misappropriating \$900,000 of victim-investor/creditor funds for a risky business venture with restaurateur, Aaron May.
63. Ryan potentially was part of the ACRES portfolio plot to purchase the properties from the investors once the property anchor tenants were signed up and, at the minimum, was aware that it was occurring and to our knowledge took no steps to prevent the plot from being carried out.

### Mike Woodall

64. From 2009 until 2014, Mike Woodall was the Financial Record Keeper and in charge of the data base for the Enterprise.
65. He resides in San Diego, California and was an independent contractor and owns his own company – Savvy Solutions, LLC.
66. Woodall took direction from Hatch and Heinrichs on how funds should be disbursed and accounts treated.
67. The extent of Woodall’ involvement in the scheme is unknown, though, his knowledge of the activity of the Enterprise and the financial books is immense and his involvement in concealing funds and misdirecting them should be explored.

68. He has been generally helpful to the Board in response to requests for information.
69. Woodall agreed to walk away from his personal monies invested in the Enterprise projects, which amounted to around \$25,000.

### David Fettner

70. David Fettner was outside legal counsel for the numerous financial schemes designed by Stephen Hatch.
71. Fettner documented the Enterprise's transactions and provided legal counsel related to the operation of the real estate portfolio.
72. He played a key role in designing new legal entities and allowed Stephen Hatch to comingle, illicitly transfer and misuse victim-investors/creditors' funds.
73. His knowledge of Hatch's schemes is immense and the evidence indicates that he was even producing fraudulent documents to perpetuate the scheme.
74. At one point, he drafted a contract for one of the victim-investors/creditors that the victim-investor/creditor's attorney forbade him from signing because it would implicate his client in a fraudulent deal.<sup>5</sup>

### Fraudulent Acts to further the Fraud Scheme

75. Any and all material misrepresentations to victims as to how their funds would be invested that proved to be false.
76. False representations as to the knowledge and experience of the managers of the Enterprise.
77. False sales pitches to investors/creditors that the managers of the Enterprise would take no payments until the investors/creditors were paid.<sup>6</sup>

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<sup>5</sup> "Their attorney David Fettner and Brad kept working on a contract that was to meet my request and provide protection in case of foreclosure or default. We were a few days from finalizing the deal when I decided to have the contract read by an attorney, Dana French. Dana called me the next day and said the contract would not protect my investment and was probably fraudulent against others and could also implicate me in a fraudulent deal." Statement of Raymond Enns. December 4, 2015.



78. False claims that the victim-investors investments “were not at risk.”<sup>7</sup>
79. Marketing material deceptively presenting the operations of the Enterprise and how investments will be handled.<sup>8</sup>
80. Any and all deceptions, both oral and written, to victim-investors/creditors in response specific requests as to how their funds were being handled and the financial condition of the Enterprise.
81. Any and all false documents sent to victim-investors/creditors falsely representing the positioning and the value of their investments.<sup>9</sup>
82. Any and all documents and statements provided to victim-investors/creditors to conceal the true nature of the Enterprise and how the victim-investors/creditors’ funds were mishandled and misappropriated.<sup>10</sup>
83. Overtures that constituted false pretenses to victim-investors/creditors encouraging them to roll over or extend loans and investments rather than receive back principal and interest earnings.
84. Comingling of funds thereby committing fraud on the investors/creditors’ funds and their ability to receive a profit let alone a reimbursement.
85. Use of funds that were unknown, unauthorized and unrelated to the investors who provided the assets:
  - a. Adam and Ryan Hatch’ theft of \$850,000 of investor/creditor funds misappropriated to invest for their own benefit in a restaurant business venture that subsequently failed.

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<sup>6</sup> “We were actually told by Brad Heinrichs that investors would be taken care of before management received any proceeds.” Statement of Dan and Betty White. December 18, 2015.

“[Brad] told me they were not taking money from the operation and they would not take income/profits until the investors were paid back first.” Statement of Raymond Enns. December 4, 2015.

<sup>7</sup> “I asked Brad: What were the risks in this investment? He assured me there was no risk in these investments and my money would be safe secured by property and assurances that we would get our 10% plus a profit. Statement of Raymond Enns. December 4, 2015.

<sup>8</sup> “[Brad] came prepared with glossy brochures of the land they were currently developing and pitched a proposal to us saying he and his company would guarantee 15% return on our investment in two years. If, at that time, we wanted to cash out our investment we could or we could roll it back in for another two years with the same return.” Statement of Kevin and Robyn Olson. December 27, 2015.

<sup>9</sup> “Our investment portfolio summaries always showed growing interest as well as growing principle, as we were encouraged to invest more.” Statement of Ken Baranco. December 22, 2015.

<sup>10</sup> “Throughout 2012 and 2013, Brad kept congratulating us on the excellent position we were in for our hard earned retirement. It was a shock to discover a large part of our ‘investments’ had not been used to buy land but to finance a slush fund.” Statement of Ken Baranco. December 22, 2015

- b. \$700,000 in investors/creditors' funds to pay interest on a 3600 acre ranch in California, North Fork, that was in Stephen D. Hatch' name and excluded the victim-investors.
  - c. \$200,000 misappropriated by Ryan Hatch from investors' funds placed into his company, PCG AZ.
  - d. A number of other withdrawals, totaling in the millions from Enterprise accounts, with no relation to any business interest or service and can only be characterized as theft.
  - e. Millions of dollars in investors' funds that were not invested in real estate, as was proffered to the victim-investors/creditors, but, instead, were in reality personal loans to Hatch.<sup>11</sup>
86. Tax Fraud
87. Securities Fraud

### Potential Defenses

88. Hatch and other defendants will most likely contend that the Enterprise didn't succeed because of the economic downturn and that any victim-investor knew going in that these are risky investments. Business failure is not a crime.
89. But that is not what happened here.
90. Hatch can't explain the following criminal behavior:
91. He deceived victim-investors/creditors through their affinity, fleecing them of millions of dollars, falsely misleading them that their investments were sound and growing, oversubscribing properties, siphoning off funds for his and his family' own projects, failing to pay taxes on properties and driving them into foreclosure by inactivity while always paying himself exorbitant fees.
92. The scheme took on Ponzi dimensions cycling funds from new deposits to pay off older deposits exceeding \$15 million over the life of the fraud scheme.

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<sup>11</sup> "It was explained that I was investing in a property project called 'Anthem.' The money would be used to buy the needed property, and resell it a few years later. I saw that the loan note paperwork was made out to Steve Hatch, but I did not question it because Brad had explained that that the money would be used for the project. It was never mentioned that it was a personal loan to Hatch." Statement of Devon Liden. December 23, 2015.

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93. Fearing the inevitable both Father and Son Heinrichs have now admitted that Hatch was a swindler hoping to lessen their own criminal and civil exposure and respective roles in the fraud scheme. As stated, the victims include close family, friends and neighbors.
  94. Brad Heinrichs will contend that he was unaware of the extent of Hatch' fraud scheme and is a "whistleblower" for now assisting the victim-investors/creditors understand what the Enterprise was actually doing for years.
  95. He is currently producing extensive evidence revealing the extent of the fraud and Stephen and his family members mens rea throughout the scheme.

Applicable Arizona law

13-2310. Fraudulent schemes and artifices; classification; definition

- A. Any person who, pursuant to a scheme or artifice to defraud, knowingly obtains any benefit by means of false or fraudulent pretenses, representations, promises or material omissions is guilty of a class 2 felony.
- B. Reliance on the part of any person shall not be a necessary element of the offense described in subsection A of this section.
- C. A person who is convicted of a violation of this section that involved a benefit with a value of one hundred thousand dollars or more is not eligible for suspension of sentence, probation, pardon or release from confinement on any basis except pursuant to section 31-233, subsection A or B until the sentence imposed by the court has been served, the person is eligible for release pursuant to section 41-1604.07 or the sentence is commuted.
- D. The state shall apply the aggregation prescribed by section 13-1801, subsection B to violations of this section in determining the applicable punishment.
- E. As used in this section, "scheme or artifice to defraud" includes a scheme or artifice to deprive a person of the intangible right of honest services.

13-1802. Theft; classification; definitions

A. A person commits theft if, without lawful authority, the person knowingly:

1. Controls property of another with the intent to deprive the other person of such property; or

2. Converts for an unauthorized term or use services or property of another entrusted to the defendant or placed in the defendant's possession for a limited, authorized term or use; or

3. Obtains services or property of another by means of any material misrepresentation with intent to deprive the other person of such property or services; or

4. Comes into control of lost, mislaid or misdelivered property of another under circumstances providing means of inquiry as to the true owner and appropriates such property to the person's own or another's use without reasonable efforts to notify the true owner; or

5. Controls property of another knowing or having reason to know that the property was stolen; or

6. Obtains services known to the defendant to be available only for compensation without paying or an agreement to pay the compensation or diverts another's services to the person's own or another's benefit without authority to do so; or

7. Controls the ferrous metal or nonferrous metal of another with the intent to deprive the other person of the metal; or

8. Controls the ferrous metal or nonferrous metal of another knowing or having reason to know that the metal was stolen; or

9. Purchases within the scope of the ordinary course of business the ferrous metal or nonferrous metal of another person knowing that the metal was stolen.

B. A person commits theft if, without lawful authority, the person knowingly takes control, title, use or management of a vulnerable adult's property while acting in a position of trust and confidence and with the intent to deprive the vulnerable adult of the property. Proof that a person took control, title, use or management of a vulnerable adult's property without adequate consideration to the vulnerable adult may give rise to an inference that the person intended to deprive the vulnerable adult of the property.

C. It is an affirmative defense to any prosecution under subsection B of this section that either:

1. The property was given as a gift consistent with a pattern of gift giving to the person that existed before the adult became vulnerable.

2. The property was given as a gift consistent with a pattern of gift giving to a class of individuals that existed before the adult became vulnerable.

3. The superior court approved the transaction before the transaction occurred.

D. The inferences set forth in section 13-2305 apply to any prosecution under subsection A, paragraph 5 of this section.

E. At the conclusion of any grand jury proceeding, hearing or trial, the court shall preserve any trade secret that is admitted in evidence or any portion of a transcript that contains information relating to the trade secret pursuant to section 44-405.

F. Subsection B of this section does not apply to an agent who is acting within the scope of the agent's duties as or on behalf of a health care institution that is licensed pursuant to title 36, chapter 4 and that provides services to the vulnerable adult.

G. Theft of property or services with a value of twenty-five thousand dollars or more is a class 2 felony. Theft of property or services with a value of four thousand dollars or more but less than twenty-five thousand dollars is a class 3 felony. Theft of property or services with a value of three thousand dollars or more but less than four thousand dollars is a class 4 felony, except that theft of any vehicle engine or transmission is a class 4 felony regardless of value. Theft of property or services with a value of two thousand dollars or more but less than three thousand dollars is a class 5 felony. Theft of property or services with a value of one thousand dollars or more but less than two thousand dollars is a class 6 felony. Theft of any property or services valued at less than one thousand dollars is a class 1 misdemeanor, unless the property is taken from the person of another, is a firearm or is an animal taken for the purpose of animal fighting in violation of section 13-2910.01, in which case the theft is a class 6 felony.

H. A person who is convicted of a violation of subsection A, paragraph 1 or 3 of this section that involved property with a value of one hundred thousand dollars or more is not eligible for suspension of sentence, probation, pardon or release from confinement on any basis except pursuant to section 31-233, subsection A or B until the sentence imposed by the court has been served, the person is eligible for release pursuant to section 41-1604.07 or the sentence is commuted.

#### 44-1841. Sale of unregistered securities prohibited; classification

A. It is unlawful to sell or offer for sale within or from this state any securities unless the securities have been registered pursuant to article 6 or 7 of this chapter or are federal covered securities if the securities comply with section 44-1843.02 or chapter 13, article 12 of this title.

B. A person violating this section is guilty of a class 4 felony.

44-1842. Transactions by unregistered dealers and salesmen prohibited; classification

A. It is unlawful for any dealer to sell or purchase or offer to sell or buy any securities, or for any salesman to sell or offer for sale any securities within or from this state unless the dealer or salesman is registered as such pursuant to the provisions of article 9 of this chapter.

B. A person violating this section is guilty of a class 4 felony.

44-1991. Fraud in purchase or sale of securities

A. It is a fraudulent practice and unlawful for a person, in connection with a transaction or transactions within or from this state involving an offer to sell or buy securities, or a sale or purchase of securities, including securities exempted under section 44-1843 or 44-1843.01 and including transactions exempted under section 44-1844, 44-1845 or 44-1850, directly or indirectly to do any of the following:

1. Employ any device, scheme or artifice to defraud.
2. Make any untrue statement of material fact, or omit to state any material fact necessary in order to make the statements made, in the light of the circumstances under which they were made, not misleading.
3. Engage in any transaction, practice or course of business which operates or would operate as a fraud or deceit.

B. In a private action brought pursuant to subsection A, paragraph 2 of this section or section 44-1992, if the person who offered or sold the security proves that any portion or all of the amount recoverable under subsection A, paragraph 2 of this section or section 44-1992 represents an amount other than the depreciation in value of the subject security resulting from the part of the prospectus or oral communication, with respect to which the liability of the person is asserted, not being true or omitting to state a material fact required to be stated or necessary to make the statement not misleading, then the amount shall not be recoverable. This

subsection does not apply to any actions based on allegations of activities constituting dishonest or unethical practices in the securities industry.

13-2312. Illegal control of an enterprise; illegally conducting an enterprise; classification

A. A person commits illegal control of an enterprise if such person, through racketeering or its proceeds, acquires or maintains, by investment or otherwise, control of any enterprise.

B. A person commits illegally conducting an enterprise if such person is employed by or associated with any enterprise and conducts such enterprise's affairs through racketeering or participates directly or indirectly in the conduct of any enterprise that the person knows is being conducted through racketeering.

C. A person violates this section if the person hires, engages or uses a minor for any conduct preparatory to or in completion of any offense in this section.

D. A knowing violation of subsection A or B is a class 3 felony. A knowing violation of subsection C is a class 2 felony and the person is not eligible for probation, pardon, suspension of sentence or release on any basis until the person has served the sentence imposed by the court or the sentence is commuted.

Attachments:

1. Stephen J. Hatch and Bradley R. Heinrichs Presentation
2. Three Hatch Brothers Presentation
3. Jessica Hatch Presentation
4. Jerry Heinrichs Presentation
5. Accounting Report to Investors/Creditors
6. List of Victims
7. Narratives of Victim-Investors
  - a. Johnny Heinrichs
  - b. Franklin Heinrichs
  - c. Raymond Enns
  - d. Ron Boucher
  - e. Jerry Olson
  - f. Ken Baranco

- g. Dan and Betty White
  - h. Devon Liden
  - i. Michael Christman
  - j. Kevin and Robyn Olson
  - k. Doug Hagemeyer
8. November 2012 Team Meeting Agenda and Supplemental Information
  9. Broker Opinions of Property Values Presented by Prior Management in December 2012 Prepared by Cassidy Turley
  10. Summary of 2013 “Take Down” Values by Prior Management
    - a. 2009 Projections from Prior Management of Value and Returns from Land
  11. Correspondence between Board Attorneys and Mutual Release of Cassidy Turley
  12. Broker Opinions of Property Values Obtained by Board in Early 2015
  13. Summary of 2015 Current Values by Board
  14. Memorandum regarding the Chain of Custody of Documents
  15. Superior Court of the State of Arizona Complaint and Motion to Substitute
  16. Superior Court of the State of Arizona – Motion to Dismiss Denying the Motion
  17. Superior Court of the State of Arizona – Complaint No CV2015-013649
  18. July 8, 2015 Letter from Board’s Council to Brad Heinrichs’ Council
  19. June 12, 2015 Letter from Board’s Council to Jerry Heinrichs’ Council



**From:** [Conrad, Donald](#)  
**To:** [Perkovich, Mark](#)  
**Cc:** [Ahler, Paul](#)  
**Subject:** FW: Bitter Smith  
**Date:** Friday, October 02, 2015 1:02:24 PM  
**Attachments:** [image001.png](#)  
[image002.png](#)  
[image003.png](#)

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Mark, I would like to agree with this proposal but I want to hear from you before I do so.

---

**From:** Edward F. Novak [mailto:██████████@Polsinelli.com]  
**Sent:** Friday, October 02, 2015 10:49 AM  
**To:** Conrad, Donald; Ahler, Paul  
**Subject:** Bitter Smith

Don and Paul.

When you make arrangements with Janice or Jodi to image the computers could that be accomplished after business hours? There would be less disruption in the work place and probably less publicity. Thank you.

Ed

**Edward F. Novak**

*Attorney At Law*

██████████@polsinelli.com

602.650.2020

One East Washington St., Suite 1200  
Phoenix, AZ 85004-2568

[polsinelli.com](http://polsinelli.com)



Polsinelli PC, Polsinelli LLP in California

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**From:** [Conrad, Donald](#)  
**To:** [Rodriguez, Lisa](#)  
**Subject:** FW: Bitter Smith  
**Date:** Wednesday, November 18, 2015 2:54:28 PM  
**Attachments:** [Untitled.PDF - Adobe Acrobat Pro.pdf](#)

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**From:** Rodriguez, Lisa  
**Sent:** Friday, October 23, 2015 10:05 AM  
**To:** [REDACTED]@polsinelli.com  
**Cc:** Rodriguez, Lisa; Conrad, Donald  
**Subject:** Bitter Smith

Mr. Novak – Please see the attached letter from Donald E. Conrad. Thanks. Lisa

Lisa Rodriguez  
Legal Administrator  
Arizona Attorney General's Office  
Criminal Division  
(602) 542-8488  
[lisa.rodriguez@azag.gov](mailto:lisa.rodriguez@azag.gov)



MARK BRNOVICH  
ATTORNEY GENERAL

OFFICE OF THE ARIZONA ATTORNEY GENERAL  
CRIMINAL DIVISION

October 23, 2015

Edward Novak  
Polsinelli, PC  
1 East Washington Street  
Suite 1200  
Phoenix, AZ 85004-2568

Re: Bitter Smith

Dear Ed:

Thank you for providing the materials that accompanied your letter of October 15, 2015. There are additional materials that we need to see to ensure that our examination of the activities of Ms. Bitter Smith is comprehensive. As with other materials you have produced, I will provide a copy to Beau Roydsen and Paul Watkins of the Civil Litigation Division of this office.

The following is a list of materials we ask you to produce for our review. We realize that materials you provided on October 15th are a subset of materials requested below from the records of Southeast Cable Communications Association.

Materials from Southwest Cable Communications Association:

- Minutes of all meetings of the board for years 2010 to present;
- Minutes of any board subcommittee charged with supporting, planning and/or supervising lobbying done in behalf of the Association;
- Applications for association membership made by Cox Enterprises, Inc.; Cox Communications, Inc.; CoxCom, L.L.C.; Cox Communications Arizona, L.L.C.; Cox Arizona Telcom, L.L.C.; entities identified by the trade names Cox Communications, Coxcom and/or Cox Business Services; Comcast; Suddenlink and/or Time Warner for years 2010 to 2015;
- Copies of all written or digital communications or correspondence sent to officers, employees, and/or representatives of Cox Enterprises, Inc.; Cox Communications, Inc.; CoxCom, L.L.C.; Cox Communications Arizona, L.L.C.; Cox Arizona Telcom, L.L.C.; entities identified by the trade names Cox Communications, Coxcom, and/or Cox Business Services; Comcast; Suddenlink and/or Time Warner for years 2010 to 2015;

Edward Novak  
October 23, 2015  
Page 2

- Any and all financial documentation and/or correspondence related to payment of association membership dues for Cox Enterprises, Inc.; Cox Communications, Inc.; CoxCom, L.L.C.; Cox Communications Arizona, L.L.C.; Cox Arizona Telcom, L.L.C.; entities identified by the trade names Cox Communications, Coxcom, and/or Cox Business Services; Comcast; Suddenlink and/or Time Warner for years 2010 to 2015, including but not limited to, checks and/or documents arranging for the auto-deduction of dues from financial institutions;
- Any and all filings with the Arizona Secretary of State related to lobbying made by Southwest Cable Communications Association from its inception to the present; and
- Books and records that demonstrate the share of operational costs paid by each association member for years 2010 to present.

Materials from Technical Solutions:

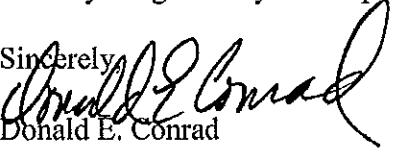
- All filings with the Arizona Secretary of State related to lobbying made by Technical Solutions, its owners or any employees from its inception to the present; and
- Any written or digital communication or correspondence from Ms. Bitter Smith or any employee of Technical Solutions with any officer, employee and/or representative of Cox Enterprises, Inc.; Cox Communications, Inc.; CoxCom, L.L.C.; Cox Communications Arizona, L.L.C.; Cox Arizona Telcom, L.L.C.; entities identified by the trade names Cox Communications, Coxcom, and/or Cox Business Services; Comcast; Suddenlink and/or Time Warner for years 2010-2015.

Information and materials from Ms. Bitter Smith:

- A written waiver of any attorney and client privilege that may exist between Ms. Bitter Smith and attorney Randy Nelson or Technical Solutions and Randy Nelson regarding communications with Ms. Bitter Smith related to her election to the ACC, her service at the ACC and/or voting conflicts at the ACC; and
- All filings with the Arizona Secretary of State made by Ms. Bitter Smith.

Thank you again for your cooperation.

Sincerely,

  
Donald E. Conrad  
Assistant Attorney General  
Criminal Division  
DEC:lsr

#4729659

**From:** Conrad, Donald  
**To:** Rodriguez, Lisa  
**Subject:** FW: Bob Stump Cell Phone  
**Date:** Wednesday, November 04, 2015 4:47:31 PM

---

I need you to see if Abretske can find a response I sent to Dan Barr regarding the following email.

.....  
**From:** Barr, Daniel (Perkins Coie) [mailto:██████████@perkinscoie.com]  
**Sent:** Tuesday, August 04, 2015 2:05 PM  
**To:** Conrad, Donald  
**Subject:** Bob Stump Cell Phone

Don,

As you may know, my client, the Checks and Balances Project, made a public records request several months ago for emails and text message sent and received by Arizona Corporation Commissioner Bob Stump. Some of the text messages that are responsive to that public records request may still be on Commissioner Stump's iPhone 5, which I understand your office took from the Corporation Commission sometime around July 21. The only purpose of this email is to ask if your office still has Commissioner Stump's phone, and if so, how long do you anticipate keeping it until it is returned to the Corporation Commission.

Thanks,

Dan Barr

**Daniel Barr | Perkins Coie LLP**

**PARTNER**  
2901 North Central Avenue Suite 2000  
Phoenix, AZ 85012-2788  
D. +1.602.351.8085  
F. +1.602.648.7085  
E. ██████████@perkinscoie.com

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NOTICE: This communication may contain privileged or other confidential information. If you have received it in error, please advise the sender by reply email and immediately delete the message and any attachments without copying or disclosing the contents. Thank you.

**From:** [Rodriguez, Lisa](#) on behalf of [Conrad, Donald](#)  
**To:** [Rodriguez, Lisa](#)  
**Subject:** FW: Brady/Giglio Rule 3.8 Policy  
**Date:** Thursday, October 15, 2015 7:52:11 AM  
**Attachments:** [PHX-#4480818-v1-Rule 3 & 8 Policy.docx](#)

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**From:** Ellman, Robert  
**Sent:** Wednesday, October 14, 2015 3:09 PM  
**To:** Conrad, Donald  
**Subject:** Brady/Giglio Rule 3.8 Policy

Hi Don,  
I believe this is the draft we were working off of before.  
Best,  
Rob

## **I. PURPOSE**

The purpose of this policy is to ensure that AGO attorneys comply with the Arizona Supreme Court's recent amendments to Rules 3.8(g) and 3.10 of the Rules of Professional Conduct. Rule 3.8(g) imposes prompt disclosure or other affirmative duties upon prosecutors who "know of new, credible and material evidence creating a reasonable likelihood that a convicted defendant did not commit an offense of which the defendant was convicted." Rule 3.10 imposes a disclosure duty upon all attorneys who know of such evidence.

## **II. POLICY**

Attorneys employed by the Arizona Attorney General's Office will follow these procedures in order to foster good faith, timely compliance with Rules 3.8(b) and 3.10. These procedures apply to all Arizona Assistant Attorneys General (AAGs) and employees as specified. All AAGs will familiarize themselves with Rules 3.8(g) and 3.10 of the Rules of Professional Conduct.

## **III. PROCEDURE FOR ATTORNEYS: CONVICTIONS IN COURTS WHERE AGO DOES NOT EXERCISE PROSECUTORIAL AUTHORITY (RULES 3.8(G)(1) AND 3.10)**

- A. Any time that an Assistant Attorney General becomes aware of information that he or she believes may constitute "new, credible and material evidence creating a reasonable likelihood that a convicted defendant did not commit an offense of which the defendant was convicted," and the conviction occurred in a court where the AGO does not exercise prosecutorial authority, the AAG will promptly report it in writing to the Chief Deputy, Criminal Division Chief and his or her Section Chief. The report shall describe the evidence in detail and attach a copy of any documentary evidence received by the AAG, including without limitation letters, audio and video recordings.
- B. The AAG who becomes aware of such evidence will memorialize it in writing. The AAG who comes into possession of documentary or tangible evidence will take reasonable steps to preserve it.
- C. Upon review of the report referenced in Section IIIA, the Criminal Division Chief and Section Chief will confer with each other and the reporting Assistant AG to discuss whether the information constitutes such "new, credible and material evidence." The Criminal Division Chief will forward a copy of the report to the Chief Deputy.
- D. If the Criminal Division Chief, Section Chief, and reporting AAG agree unanimously that the information is not "new, credible and material evidence" of the type described in Rules 3.8(g) and 3.10, the reporting AAG will create a document memorializing the determination, create a file for the matter, and place the document along with the written report and other material into the file. The reporting AAG will forward a copy of the memorializing document to the Chief Deputy.
- E. If the Criminal Division Chief, Section Chief, and reporting AAG agree unanimously that the information is "new, credible and material evidence" of the type described in Rules 3.8(g)(1) and 3.10, the reporting AAG will promptly prepare a letter advising the court in which the defendant was convicted, the corresponding prosecutorial authority, and the convicted

defendant's counsel or, if defendant is not represented, the defendant and the indigent defense appointing authority in the jurisdiction. The Criminal Division Chief will review the content of the letter. Upon approval by the Criminal Division Chief, the reporting AAG will send it, along with a copy of any documentary evidence, to the court, prosecutorial authority, and defendant's counsel or defendant as specified in Rules 3.8(g)(1) and 3.10. The reporting AAG will also forward a copy of the letter to the Chief Deputy.

- F. If the Criminal Division Chief, Section Chief, and reporting AAG cannot agree unanimously whether the information is "new, credible and material evidence" of the type described in Rule 3.8(g)(1), they will confer with the Chief Deputy, who will make the decision. The Chief Deputy in his or her discretion may consult with the Ethics Advisor and/or may convene the Criminal Division's *Brady* committee to address the issue.

#### **IV. PROCEDURE FOR ATTORNEYS: CONVICTIONS IN COURTS WHERE AGO EXERCISES PROSECUTORIAL AUTHORITY (RULES 3.8(G)(2) AND 3.10)**

- A. Any time that an Assistant Attorney General becomes aware of information that he or she believes may constitute "new, credible and material evidence creating a reasonable likelihood that a convicted defendant did not commit an offense of which the defendant was convicted," and the conviction occurred in a court where the AGO exercises prosecutorial authority, the AAG will promptly report it in writing to the Chief Deputy, Criminal Division Chief and his or her Section Chief. The report shall describe the evidence in detail and attach a copy of any documentary evidence received by the AAG, including without limitation letters, audio and video recordings.
- B. The AAG who becomes aware of such evidence will memorialize it in writing. The AAG who comes into possession of documentary or tangible evidence will take reasonable steps to preserve it.
- C. Upon review of the report referenced in Section IIIA, the Criminal Division Chief and Section Chief will confer with each other and the reporting Assistant AG to discuss whether the information constitutes such "new, credible and material evidence."
- D. If the Criminal Division Chief, Section Chief, and reporting AAG agree unanimously that the information is not "new, credible and material evidence" of the type described in Rules 3.8(g) and 3.10, the reporting AAG will create a document memorializing the determination, create a file for the matter, and place the document along with the written report and other material into the file. The reporting AAG will forward a copy of the memorializing document to the Chief Deputy. The Criminal Division Chief will advise the convicted defendant's attorney and the court in which the judgment of conviction was entered of the finding and the nature of the information reviewed. In cases where the defendant is not represented, the Criminal Division Chief will advise the court only.
- E. If the Criminal Division Chief, Section Chief, and reporting AAG agree unanimously that the information is "new, credible and material evidence" of the type described in Rule 3.8(g)(1), the Criminal Division Chief will advise the Chief Deputy and will assume supervisory responsibility for "mak[ing] reasonable efforts to inquire into the



matter or to refer the matter to the appropriate law enforcement or prosecutorial agency for its investigation into the matter” as required by Rule 3.8(g)(2).

- F. If the Criminal Division Chief, Section Chief, and reporting AAG cannot agree unanimously whether the information is “new, credible and material evidence” of the type described in Rule 3.8(g)(1), they will confer with the Chief Deputy, who will make the decision. The Chief Deputy in his or her discretion may consult with the Ethics Advisor and/or may convene the Criminal Division’s *Brady* committee to address the issue.

#### **V. PROCEDURE FOR NON-ATTORNEY AGO EMPLOYEES IN ALL CASES**

If an AGO employee becomes aware of “new, credible, and material evidence creating a reasonable likelihood that a convicted defendant did not commit an offense of which the defendant was convicted,” the employee will promptly report it in writing to the Criminal Division Chief.

**From:** [Conrad, Donald](#)  
**To:** [Anderson, Ryan](#)  
**Subject:** FW: Child Exploit Press Release  
**Date:** Tuesday, October 27, 2015 8:09:16 AM  
**Attachments:** [image001.png](#)

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Ryan, FYI re: possible press releases

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**From:** Ahler, Paul  
**Sent:** Monday, October 26, 2015 1:49 PM  
**To:** Conrad, Donald; Garcia, Mia  
**Subject:** FW: Child Exploit Press Release

Don, I think these cases are newsworthy.

Paul W Ahler  
Section Chief, Fraud and Public Corruption  
Attorney General's Office  
1275 West Washington  
Phoenix, AZ 85007  
602 542-8507

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**From:** Waters, Joseph  
**Sent:** Monday, October 26, 2015 10:15 AM  
**To:** Ahler, Paul  
**Subject:** Child Exploit Press Release

Paul,

Below are the facts for a possible press release:

In August of 2013, Homeland Security Investigations (HSI) began to investigate the username "spapeoria" that was commenting on a website. The comments indicated that the user had a sexual interest in minor females. HSI determined that the account was being accessed by a residence in Peoria, Arizona. A search warrant of the residence was conducted on January 24, 2014, and Shane Anderson was inside of the house. During a post-Miranda interview, Shane Anderson confessed to viewing and possessing child pornography. HSI searched Shane Anderson's bedroom and located computers and hard drives that contained images and videos of child pornography. The images and video were verified with the National Center for Missing and Exploited Children as being known images of child pornography and that the children were under the age of fifteen.

On September 21, 2015, Shane Anderson pled guilty to one count of sexual exploitation of a minor, a class 2 felony and dangerous crime against children and to one count of sexual exploitation of a minor, a class 2 felony. On October 26, 2015, Shane Anderson was sentenced to 12 years in prison and to lifetime probation with sex terms and computer usage terms upon his release from prison. Shane Anderson will also have to register as a sex offender.

# Joseph Waters

Assistant Attorney General

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<http://www.azag.gov>

**From:** Conrad, Donald  
**To:** Perkovich, Mark  
**Subject:** FW: Citizen's Criminal Complaint  
**Date:** Tuesday, November 17, 2015 9:29:46 AM

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Mr. Woodward is known to us. He has filed numerous complaints about the conduct of members of the Commission. Rob has dealt with him on some issues as have I. Please have someone contact him to take his complaint and deal with it if appropriate.

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**From:** Lopez, John  
**Sent:** Tuesday, November 17, 2015 9:28 AM  
**To:** Conrad, Donald  
**Subject:** Citizen's Criminal Complaint

Don:

I spoke with Warren Woodward this morning. He is alleging a new allegation of criminal conduct by the ACC concerning its handling of his public records request. Specifically, Mr. Woodward believes that the ACC has violated ARS §§ 13-2407 and 38-421 during the course of its handling of his PRR. I told Mr. Woodward that I would communicate his telephonic complaint to the Criminal Division for review. He would like to submit supporting documentation to substantiate his allegation. Mr. Woodward's phone number is [REDACTED]

Thanks,  
John

John R. Lopez IV  
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602-542-8986 (Office)  
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