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SUPERIOR COURT  
OF GUAM

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Office of the Attorney General  
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Attorney General of Guam  
Prosecution Division  
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Attorneys for the People of Guam

IN THE SUPERIOR COURT OF GUAM  
HAGÁTÑA, GUAM

CM 1061-13

PEOPLE OF GUAM,

Criminal Case No. CM  
GPD Report No. 13-36931

vs.

Charges:

NARTUR ONOPI,  
aka Arthur Martin Onopwi,  
aka Nartur Onopwi,  
aka Natur Wanter Onopy,  
aka Arthur Martin Onopyw,  
aka Terik Terno,  
aka Derik Derno,  
DOB: 09/15/1970

1. DRIVING WHILE UNDER THE INFLUENCE OF ALCOHOL  
(As a Misdemeanor)
2. POSSESSION OF AN OPENED CONTAINER  
(As a Misdemeanor)
3. RECKLESS DRIVING  
(As a Petty Misdemeanor)
4. FAILURE TO DRIVE ON RIGHT SIDE OF ROADWAY  
(As a Petty Misdemeanor)

MAGISTRATE'S COMPLAINT

The Attorney General of Guam hereby accuses NARTUR ONOPI, aka Arthur Martin Onopwi, aka Nartur Onopwi, aka Natur Wanter Onopy, aka Arthur Martin Onopyw, aka Terik Terno, and aka Derik Derno, of certain crimes committed as follows:

FIRST CHARGE

On or about December 25, 2013, in Guam, NARTUR ONOPI, aka Arthur Martin Onopwi, aka Nartur Onopwi, aka Natur Wanter Onopy, aka Arthur Martin Onopyw, aka Terik Terno, and aka Derik Derno, did commit the offense of *Driving While Under the Influence of Alcohol*, in that

1 he did operate or was in physical control of a vehicle while under the influence of alcohol, in violation  
2 of 16 GCA § 18102(a).

3 SECOND CHARGE

4 On or about December 25, 2013, in Guam, NARTUR ONOPI, aka Arthur Martin Onopwi,  
5 aka Nartur Onopwi, aka Natur Wanter Onopy, aka Arthur Martin Onopyw, aka Terik Terno, and  
6 aka Derik Derno, did commit the offense of *Possession of an Opened Container*, in that he did  
7 transport or possess in a motor vehicle upon a highway two (2) cans containing alcoholic beverage  
8 which had been opened and the contents partially consumed, in violation of 16 GCA § 18121.

9 THIRD CHARGE

10 On or about December 25, 2013, in Guam, NARTUR ONOPI, aka Arthur Martin Onopwi,  
11 aka Nartur Onopwi, aka Natur Wanter Onopy, aka Arthur Martin Onopyw, aka Terik Terno, and  
12 aka Derik Derno, did commit the offense of *Reckless Driving*, in that he did drive a vehicle upon a  
13 highway in a willful or wanton disregard for the safety of persons and property, in violation of 16 GCA  
14 § 9107(a).

15 FOURTH CHARGE

16 On or about December 25, 2013, in Guam, NARTUR ONOPI, aka Arthur Martin Onopwi,  
17 aka Nartur Onopwi, aka Natur Wanter Onopy, aka Arthur Martin Onopyw, aka Terik Terno, and  
18 aka Derik Derno, did commit the offense of *Failure to Drive on Right Side of Roadway*, in that he  
19 did operate a motor vehicle upon a highway and while doing so he failed to maintain his lane upon  
20 the right half of the roadway, in violation of 16 GCA §§ 3309(a) and 9108.

21 Dated this December 27, 2013.

22 OFFICE OF THE ATTORNEY GENERAL  
23 LEONARDO M. RAPADAS, Attorney General of Guam

24   
25 \_\_\_\_\_  
26 NICOLE D. DRISCOLL  
27 Assistant Attorney General, Prosecution Division

**IN THE SUPERIOR COURT OF GUAM**  
**DECLARATION**

COMES NOW, Nicole D. Driscoll, a duly appointed Assistant Attorney General, and aver, upon information and belief, that the foregoing is true. I have reviewed Guam Police Report No. 13-36931 submitted by Officers M. R. Desamito, A. M. Munier, and M. L. Medina which sets forth the following events occurred on Guam:


On Wednesday December 25, 2013 at around 10:42 PM, Officer A. M. Munier was responding to a call, heading East on Gayinero Rd. in Yigo when he observed a white 2003 Nissan Frontier GLP# 4401TFL heading Westbound veer into the oncoming lane, nearly hitting his patrol car, causing Officer Munier to pull into the shoulder to avoid an impact. At the same time, Officer Desamito was also heading East down Gayinero Rd in his own patrol car when he observed the same suspect vehicle heading Westbound come over into the oncoming land again, causing Officer Desamito to also swerve into the shoulder to avoid a collision.

After pulling over the vehicle, Officer Desamito observed that the driver, later identified as **NARTUR ONOPI (aka Arthur Martin Onopwi aka Nartur Onopwi aka Natur Wantar Onopy aka Arthur Onopyw aka Terik Terno aka Derik Derno)**, had bloodshot, watery eyes, slurred speech, a strong odor of alcoholic beverages coming from his person and breath, and that he swayed while standing, unable to maintain his balance. The passenger, Kinin Rachuda informed Officer Medina that he and the driver whom he identified as **NARTUR ONOPI** had just come from a party in Yigo where they had been drinking Bud Light beer. Officer Munier observed and confiscated two opened cans and one unopened can of Bud Light from the interior of the vehicle. When asked to submit to a Standard Field Sobriety test, **NARTUR ONOPI** responded, "No Officer, it's Christmas, can you just let me go?" The driver also refused a blood or breath test.

Based on the foregoing, there is probable cause to charge **NARTUR ONOPI** with **DRIVING WHILE UNDER THE INFLUENCE OF ALCOHOL (As a Misdemeanor)**, in violation of 16 G.C.A. §18102(a); **RECKLESS DRIVING (As a Petty Misdemeanor)**, in violation of 16 G.C.A. §9107(a); **OPEN CONTAINER (As a Misdemeanor)**, in violation of 16 G.C.A. §18121(a); **RIGHT SIDE OF ROADWAY (As a Violation)**, in violation of 16 G.C.A. §3309(a).

I declare under penalty of perjury that the foregoing is true and correct.

Executed this 26<sup>th</sup> day of December, 2013.

  
\_\_\_\_\_  
**NICOLE D. DRISCOLL**  
Assistant Attorney General



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Attorneys for the People of Guam

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BY:   E  

**IN THE SUPERIOR COURT OF GUAM**  
**HAGÁTÑA, GUAM**

**CM 1065-13**

THE PEOPLE OF GUAM

CRIMINAL CASE NO. **CM 1065-13**  
GPD Report No. 13-37070

vs.

Charges:

**AMBER NICOLE ASHLEY,**  
DOB: 05/04/1992

1) **FAMILY VIOLENCE**  
(As a Misdemeanor)

Defendant.

2) **ASSAULT**  
(As a Misdemeanor)

**RANDI LYNNE CATE BICOMONG,**  
DOB: 07/11/1990

3) **FAMILY VIOLENCE**  
(As a Misdemeanor)

Defendant.

4) **ASSAULT**  
(As a Misdemeanor)

**MAGISTRATE'S COMPLAINT**

The Attorney General of Guam hereby accuses **AMBER NICOLE ASHLEY** and **RANDI LYNNE CATE BICOMONG**, of certain crimes committed as follows:

**FIRST CHARGE**

On or about the 28<sup>th</sup> day of December 2013, in Guam, **AMBER NICOLE ASHLEY** did

1 commit the offense of *Family Violence*, in that she did recklessly cause or attempt to cause bodily  
2 injury to another family member or household member, that is, *Randi Cate Bicomong*, in violation  
3 of 9 GCA §§ 30.10(a)(1) and 30.20(a).

4 **SECOND CHARGE**

5 On or about the 28<sup>th</sup> day of December 2013, in Guam, **AMBER NICOLE ASHLEY** did  
6 commit the offense of *Assault*, in that she recklessly cause or attempt to cause bodily injury to  
7 another, that is, *Randi Cate Bicomong*, in violation of 9 GCA §§ 19.30(a)(1) and (e).

8 **THIRD CHARGE**

9 On or about the 28<sup>th</sup> day of December 2013, in Guam, **RANDI LYNNE CATE**  
10 **BICOMONG** did commit the offense of *Family Violence*, in that she did recklessly cause or  
11 attempt to cause bodily injury to another family member or household member, that is, **Amber**  
12 **Nicole Ashley**, in violation of 9 GCA §§ 30.10(a)(1) and 30.20(a).

13 **FOURTH CHARGE**

14 On or about the 28<sup>th</sup> day of December 2013, in Guam, **RANDI LYNNE CATE**  
15 **BICOMONG** did commit the offense of *Assault*, in that she recklessly cause or attempt to cause  
16 bodily injury to another, that is, **Amber Nicole Ashley**, in violation of 9 GCA §§ 19.30(a)(1) and  
17 (e).

18  
19 Dated on this date, December 28, 2013.

20 **OFFICE OF THE ATTORNEY GENERAL**  
21 Leonardo M. Rapadas, Attorney General of Guam

22   
23 **GERALD HENDERSON**  
24 Assistant Attorney General, Prosecution Division

**IN THE SUPERIOR COURT OF GUAM**  
**DECLARATION**

I, Gerald L. Henderson, a duly appointed Assistant Attorney General, aver upon information and belief that the following is accurate. I have reviewed **Guam Police Report 13-37070** submitted by **Officer E.M. Tlamzon**. A review of said report has revealed the following:

On or about December 27, 2013, the above named officer was dispatched to K.O. Condominiums, Unit 301, Tumon Guam. Officer met with Nicole Danae Pixler who stated her two roommates (Identified as **Amber Nicole Ashley** (DOB 5/4/92) & **Randi Lynne Cate Bicomong** (DOB 7/11/90). Nicole Pixler stated when she arrived home she observed Bicomong and Ashley in a physical altercation, the interior of the residence to be in disarray and covered in blood. Pixler observed the injuries to Bicomong's head. Pixler then rushed to her room and locked the door to avoid an altercation and called 911 for a medic.

When police arrived they observed that Bicomong had a large contusion above her left eye, approximately three inches in diameter and was bleeding from the head. Officer observed blood droplets scattered on the carpet and trailing from the kitchen to the bedrooms. Bicomong claimed the injury occurred from getting drunk and falling down. Bicomong had a contusion on her head, a swollen left eye, bruises on both arms and possible bite marks on the left chin.

Bicomong was subsequently interviewed by Officer Manlulu. Bicomong stated she was attacked while walking home and that Ashley had come to her aid. The attackers were two women who had subsequently flown off the island. She stated that her roommate Pixler must have mistaken Bicomong and Ashley had been fighting. Bicomong subsequently admitted the previous story was a lie and that she had been in an altercation with Ashley.


Officer Supnet met with Ashley. Ashley stated she was beaten by earlier by a coworker (Dancer at Viking's Tavern) known to her only as Devin. Ashley had a laceration to her right index finger, bruises to her left inner arm area, a cut lower lip. Note that roommate Pixler stated that no other person's were present at the home during the observed altercation. Officer Manil subsequently interviewed

Ashley who claimed she was beaten and cut with a knife by two unknown roommates. Ashley later stated that this was a lie and she and Bicomong got into a fight at their apartment.

Based on the foregoing there is probable cause to charge **Defendant Amber Nicole Ashley** (DOB 5/4/92), with **FAMILY VIOLENCE** (As a Misdemeanor), in violation of 9 G.C.A. §§.30.10(a)(1) and (2) and 30.20(a); **ASSAULT** (As a Misdemeanor), in violation of 9 G.C.A. §. 19.30 (a)(1).

Based on the foregoing there is probable cause to charge **Defendant Randi Lynne Cate Bicomong** (DOB 7/11/90), with **FAMILY VIOLENCE** (As a Misdemeanor), in violation of 9 G.C.A. §§.30.10(a)(1) and (2) and 30.20(a); **ASSAULT** (As a Misdemeanor), in violation of 9 G.C.A. §. 19.30 (a)(1).

Executed on this Saturday, December 28, 2013.

  
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Gerald L. Henderson  
Assistant Attorney General





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BY:

**IN THE SUPERIOR COURT OF GUAM**  
**HAGÅTÑA, GUAM**

PEOPLE OF GUAM,

Criminal Case No. **CF 0698-13**  
GPD Report No. 13-37166

vs.

Charge:

**MITCH BRONSON MARTINEZ,**  
DOB: 08/10/1983  
Defendant.

**ASSAULT ON A PEACE OFFICER**  
(As a 3<sup>rd</sup> Degree Felony)

**MAGISTRATE'S COMPLAINT**

The Attorney General of Guam hereby accuses **MITCH BRONSON MARTINEZ** of a certain crime committed as follows:

On or about the 28<sup>th</sup> day of December 2013, in Guam, **MITCH BRONSON MARTINEZ** did commit the offense of *Assault on a Peace Officer*, in that he did recklessly cause or attempt to cause bodily injury to another, that is, Officer M.L. Medina, a peace officer who was performing his official duties as a peace officer, when **MITCH BRONSON MARTINEZ** knew and should have known he was a peace officer, a violation of 9 GCA §§ 19.30(a)(1) and (b).

Dated this day, Saturday, December 28, 2013.

**OFFICE OF THE ATTORNEY GENERAL**  
Leonardo M. Rapadas, Attorney General of Guam

**GERALD HENDERSON**  
Assistant Attorney General, Prosecution Division

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**IN THE SUPERIOR COURT OF GUAM  
DECLARATION**

I, Gerald L. Henderson, a duly appointed Assistant Attorney General, aver upon information and belief that the following is accurate. I have reviewed **Guam Police Report 13-37166** submitted by **Officer M.R. Desamito**. A review of said report has revealed the following:

On 12/28/13, 0043 hrs, Officer Desamito and Officer Medina responded to a disturbance complaint on Swamp Road, Dededo. The Officer approached #807 Grover Street in his patrol vehicle. Officers observed **Mitch Bronson Martinez** (DOB 8/10/83) (Defendant) outside the residence. The Defendant then charged at the patrol vehicle passenger side. The Defendant continued screaming and charging the passenger side of the police car with a raised and clenched fist. He continued to do so as Officers yelled "Guam Police Stop! Stop"! Officer M.L. Medina was seated in the front passenger seat of the patrol vehicle as the Defendant ran towards it. Before the Defendant could reach officer Medina, the Defendants brother grabbed the Defendant in a bear hug and pulled him away from the vehicle.

Based on the foregoing there is probable cause to charge **Defendant Mitch Bronson Martinez (DOB 8/10/83)** with **Assault Against a Police Officer (As Third Degree Felony**, in violation of 9 G.C.A. §19.30(a) (3) & (b).

I declare under penalty of perjury that the foregoing is true and correct.  
Executed on this Saturday, December 28, 2013.

  
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Gerald L. Henderson  
Assistant Attorney General

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Attorneys for the People of Guam

**IN THE SUPERIOR COURT OF GUAM**  
**HAGÁTÑA, GUAM**

THE PEOPLE OF GUAM	)	CRIMINAL CASE NO. <b>CF 0699-13</b>
	)	GPD Report No. 13-36889
vs.	)	Charges:
<b>JOHN REYES ARRIOLA,</b>	) 1)	<b>KIDNAPING</b>
DOB: 06/13/1960	)	(As a 1 <sup>st</sup> Degree Felony)
	) 2)	<b>TERRORIZING</b>
Defendant.	)	(As a 3 <sup>rd</sup> Degree Felony)
	) 3)	<b>ASSAULT</b>
	)	(As a Misdemeanor)
	) 4)	<b>FAMILY VIOLENCE</b>
	)	(As a Misdemeanor)

**MAGISTRATE'S COMPLAINT**

The Attorney General of Guam hereby accuses **JOHN REYES ARRIOLA** of certain crimes committed as follows:

**FIRST CHARGE**

On or about the 25<sup>th</sup> day of December 2013, in Guam, **JOHN REYES ARRIOLA** did commit the offense of *Kidnaping*, in that he intentionally and unlawfully removed another, namely Charlene C. Meno, a substantial distance from the vicinity where he was found, with the intent to

ORIGINAL

1 inflict bodily injury or terrorize said Charlene C. Meno, in violation of 9 GCA § 22.20(a)(3) and (b),  
2 as amended.

3 **SECOND CHARGE**

4 On or about the 25<sup>th</sup> day of December 2013, in Guam, **JOHN REYES ARRIOLA** did  
5 commit the offense of *Terrorizing*, in that he did knowingly communicate a threat to another person,  
6 Charlene C. Meno, to commit a crime of violence dangerous to human life against Charlene C. Meno,  
7 the natural and probable consequence of such threat being to place Charlene C. Meno in reasonable  
8 fear that the crime would be committed, in violation of 9 GCA §§ 19.60(a) and (b).

9 **THIRD CHARGE**

10 On or about the 25<sup>th</sup> day of December 2013, in Guam, **JOHN REYES ARRIOLA** did  
11 commit the offense of *Family Violence*, in that he did recklessly cause or attempt to cause bodily  
12 injury to another family member or household member, that is, *Charlene C. Meno*, in violation of  
13 9 GCA §§ 30.10(a)(1) and (2) and 30.20(a).

14 **FOURTH CHARGE**

15 On or about the 25<sup>th</sup> day of December 2013, in Guam, **JOHN REYES ARRIOLA** did  
16 commit the offense of *Assault*, in that he recklessly cause or attempt to cause bodily injury to  
17 another, that is, *Charlene C. Meno*, in violation of 9 GCA §§ 19.30(a)(1) and (e).

18  
19 Dated on this date, December 28, 2013.

20 **OFFICE OF THE ATTORNEY GENERAL**  
21 Leonardo M. Rapadas, Attorney General of Guam

22  
23   
24 **GERALD HENDERSON**  
25 Assistant Attorney General, Prosecution Division

**IN THE SUPERIOR COURT OF GUAM**  
**DECLARATION**

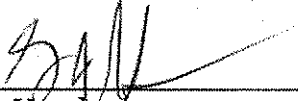
I, Gerald L. Henderson, a duly appointed Assistant Attorney General, aver upon information and belief that the following is accurate. I have reviewed **Guam Police Report 13-36889** submitted by **Officer K.J. Corpuz**. A review of said report has revealed the following:

On or about December 25, 2013, the above named officer interviewed Charlene C. Meno. Meno stated that on 12/24/13 at 8:30 a.m. she was at #540 Swamp Road when John Reyes Arriola (DOB 6/13/90) demanded she come with him, stating "Come with me or I'll shoot your family." Meno believed the threat and got into the Defendant's car. Meno and her two daughters then left the residence with the Defendant via car. While in the car, the Defendant punched Meno numerous times. The Defendant took the victim to his house off of Chalan Karetan Trosu where he continued to beat her. Meno escaped the next day when the Defendant went to a neighbor's house to drink beer.

The Defendant and Meno have children together. The Defendant was interviewed and denied harming Meno. Defendant stated he had given Meno a ride because she requested it on the evening of December 24<sup>th</sup>.

Based on the foregoing there is probable cause to charge **Defendant ,John Reyes Arriola (DOB 6/13/90)**, with **FAMILY VIOLENCE** (As a Misdemeanor), in violation of 9 G.C.A. §§.30.10(a)(1) and (2) and 30.20(a); **ASSAULT** (As a Misdemeanor), in violation of 9 G.C.A. §. 19.30 (a)(3); **KIDNAPPING** (As a First Degree Felony), in violation of 9 G.C.A. § 22.20(a)(3) and (b) and **Terrorizing** (As a Third Degree Felony) in violation of 9 G.C.A. 19.60(a).

I declare under penalty of perjury that the foregoing is true and correct.  
Executed on this Saturday, December 28, 2013.

  
\_\_\_\_\_  
Gerald L. Henderson  
Assistant Attorney General





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Attorneys for the People of Guam

**IN THE SUPERIOR COURT OF GUAM  
HAGATNA, GUAM**

PEOPLE OF GUAM,

vs.

JOHN G. GENONGGADAD,  
DOB: 06/20/1960

Defendant.

Criminal Case No. CF **0700-13**  
GPD Report No. 13-37151

Charges:

- 1) **DRIVING WHILE UNDER THE INFLUENCE OF ALCOHOL with CHILD ON BOARD**  
(As a 3<sup>rd</sup> Degree Felony)
- 2) **DRIVING WHILE UNDER THE INFLUENCE OF ALCOHOL**  
(As a Misdemeanor) 2Counts

**MAGISTRATE'S COMPLAINT**

The Attorney General of Guam hereby accuses **JOHN G. GENONGGADAD** of certain crimes committed as follows:

**FIRST CHARGE**

On or about the 27<sup>th</sup> day of December 2013, in Guam, **JOHN G. GENONGGADAD**, did commit the offense of *Driving While Under the Influence of Alcohol With Child on Board*, in that he did operate or was in physical control of a vehicle while under the influence of alcohol and had

ORIGINAL

1 a passenger in his vehicle under the age of sixteen (16) years, to wit: S.F.G.(DOB:09/06/93), in  
2 violation of 16 GCA §§ 18102(a) and 18109.

3 **SECOND CHARGE**

4 **First Count**


5 On or about the 27<sup>th</sup> day of December 2013, in Guam, **JOHN G. GENONGGADAD**, did  
6 commit the offense of *Driving While Under the Influence of Alcohol*, in that he did operate and  
7 was in physical control of a vehicle while under the influence of alcohol, in violation of 16 GCA  
8 §18102(a) (as enacted on June 22, 1993, Public Law 22-20).

9 **Second Count**

10 On or about the 27<sup>th</sup> day of December 2013, in Guam, **JOHN G. GENONGGADAD**, did  
11 commit the offense of *Driving While Under the Influence of Alcohol*, in that he did operate and  
12 was in physical control of a vehicle while under the influence of alcohol, in violation of 16 GCA  
13 §18102(a) and 18102 (b) (as enacted on June 22, 1993, Public Law 22-20).

14  
15 Dated this date, December 28, 2013.

16 **OFFICE OF THE ATTORNEY GENERAL**  
17 Leonardo M. Rapadas, Attorney General of Guam

18   
19 **GERALD HENDERSON**  
20 Assistant Attorney General, Prosecution Division



**IN THE SUPERIOR COURT OF GUAM  
DECLARATION**

I, Gerald L. Henderson, a duly appointed Assistant Attorney General, aver upon information and belief that the following is accurate. I have reviewed **Guam Police Report 13-03577** submitted by **Officer J.C. Mansapit**. A review of said report has revealed the following:

On or about 12/27/13, the above named officer arrested **John G. Genonggadad (DOB 6/20/60), (DEFENDANT)**. Defendant was driving a 2009 White Van on Route 28. Officer's observed the brake lights blinking and the vehicle jerking in a back and forth motion. Officer conducted a traffic stop. The Officer observed that the Defendant's ten year old granddaughter was in the vehicle. (S.F.G. DOB 9/6/93).

Officer observed the following:

The Defendant admitted to drinking three beers.

Defendant had red blood shot watery eyes and an odor of alcohol.

Defendant had slurred speech

Defendant failed the field sobriety test.

Defendant was read the Implied Consent form for DUI and Defendant took the test with the result of a BAC greater than .08.

Based on the foregoing there is probable cause to charge **DEFENDANT John G. Genonggadad (DOB 6/20/60)** with **Driving Under the Influence of Alcohol (as a Misdemeanor) (2 Counts)** in violation of 16 G.C.A. §§18102(a) & 18102(b) & **DUI CHILD ON BOARD (As a Third Degree Felony)** in violation of 16 G.C.A. §18109.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on this Saturday, December 28, 2013.

  
\_\_\_\_\_  
Gerald L. Henderson  
Assistant Attorney General





1  
2 **Office of the Attorney General**  
3 **Leonardo M. Rapadas**  
4 Attorney General of Guam  
5 **Prosecution Division**  
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10 Attorneys for the People of Guam

11  
12 **IN THE SUPERIOR COURT OF GUAM**  
13 **HAGÁTÑA, GUAM**

CF 0701-13

10	PEOPLE OF GUAM,	)	Criminal Case No. CF _____
11		)	GPD Report No. 13-30614
12	vs.	)	Charges:
13	LUV-CINO GILMETE,	) 1.	<b>THEFT BY RECEIVING STOLEN</b>
14	DOB: 03/21/1963	)	<b>PROPERTY</b>
15		)	(AS a 2 <sup>nd</sup> Degree Felony)
16	MICHAEL JONATHAN BENJAMIN	) 2.	<b>THEFT BY RECEIVING STOLEN</b>
17	DOB: 10/25/1993	)	<b>PROPERTY</b>
18	Defendants.	)	(AS a 2 <sup>nd</sup> Degree Felony)

19 **MAGISTRATE'S COMPLAINT**

20 The Attorney General of Guam hereby accuses **LUV-CINO GILMETE** and **MICHAEL**  
21 **JONATHAN BENJAMIN** of certain crimes committed as follows:

22 **FIRST CHARGE**

23 On or about the 28<sup>th</sup> day of December 2013, in Guam, **LUV-CINO GILMETE** did commit  
24 the offense of *Theft by Receiving*, in that he did intentionally receive, retain and dispose of the  
25 movable property of Borys Gerhard Kushnir, that is 2002 Honda Motor Scoot Lic. Plate No.MOP667,  
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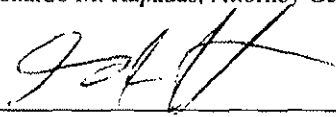
knowing that it had been stolen or believing that it had probably been stolen, the amount involved exceeding \$1,500.00, in violation of 9 GCA §§ 43.50(a), 43.20(a), and 80.31, as amended.

**SECOND CHARGE**

On or about the 28<sup>th</sup> day of December 2013, in Guam, **MICHAEL JONATHAN BENJAMIN** did commit the offense of *Theft by Receiving*, in that he did intentionally receive, retain and dispose of the movable property of Borys Gerhard Kushnir, that is 2002 Honda Motor Scoot Lic. Plate No.MOP667, knowing that it had been stolen or believing that it had probably been stolen, the amount involved exceeding \$1,500.00, in violation of 9 GCA §§ 43.50(a), 43.20(a), and 80.31, as amended.

Dated this day, Saturday, December 28, 2013.

**OFFICE OF THE ATTORNEY GENERAL**  
Leonardo M. Rapadas, Attorney General of Guam



**GERALD HENDERSON**  
Assistant Attorney General, Prosecution Division

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**IN THE SUPERIOR COURT OF GUAM**  
**DECLARATION**

I, Gerald L. Henderson, a duly appointed Assistant Attorney General, aver upon information and belief that the following is accurate. I have reviewed Guam Police Report 13-30614 submitted by **Officer P.M. Tydingco**. A review of said report has revealed the following:

On 10/28/13, Officer Tydingco met with Borys Gerhard Kushnir who stated someone stole his 2002 Honda Motor Scoot License Plate MOP667. The last time Kushnir saw his moped was parked in of his residence 10/26/13. That as of 4:00 p.m., 10/28/13 it is missing.

On 12/28/13, 0315 hrs, Officer P.L, San Nicolas conducted a traffic stop of the stolen moped being driven by Michael Jonathan Benjamin (DOB 10/25/93). Benjamin stated he was just testing the vehicle for a friend named Deytrick. At 4:05 a.m., Officers conducted a suspect check of Deytric Joseph. During this time they were approached by Luv-Cino Gilmete (DOB 3/21/63). Gilmete state he owned the moped. Gilmete stated he had bought the moped for fifty dollars from a young black man. Gilmete did not know the identity of the black man nor did he receive any documentation.

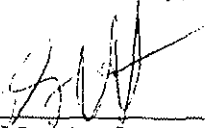
Deytrick Joseph was interviewed by police and stated that Gilmete had told him the scooter was stolen and that Gilmete had passed the scooter onto Michael Jonathan Benjamin.

Based on the foregoing there is probable cause to charge **Defendant Luv-Cino Gilmete (DOB 3/21/63)** with **THEFT BY RECEIVING STOLEN PROPERTY (As a Second Degree Felony)**, in violation of 9 G.C.A. §§ 43.50(a) and 43.20(a).

Based on the foregoing there is probable cause to charge **Defendant Michael Jonathan Benjamin (DOB 10/25/93)** with **THEFT BY RECEIVING STOLEN PROPERTY (As a Second Degree Felony)**, in violation of 9 G.C.A. §§ 43.50(a) and 43.20(a).

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I declare under penalty of perjury that the foregoing is true and correct.  
Executed on this Saturday, December 28, 2013



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Gerald L. Henderson  
Assistant Attorney General



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OF GUAM

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Attorneys for the People of Guam

IN THE SUPERIOR COURT OF GUAM  
HAGÁTÑA, GUAM

CF 0702 - 13

PEOPLE OF GUAM,

Criminal Case No. CF  
GPD Report No. 13-37128 & 13-37127

vs.

Charges:

CHRIS KIPAS TIPINGENI,  
DOB: 12/27/13

- 1. DELIVERY OF A SCHEDULE ONE CONTROLLED SUBSTANCE (As a 1<sup>st</sup> Degree Felony)
- 2. POSSESSION OF A SCHEDULE ONE CONTROLLED SUBSTANCE (AS a 3<sup>rd</sup> Degree Felony)

Defendant.

GANDOVA SELECT,  
DOB:05/04/1987

- 3. DELIVERY OF A SCHEDULE ONE CONTROLLED SUBSTANCE (As a 1<sup>st</sup> Degree Felony)

Defendant.

MAGISTRATE'S COMPLAINT

The Attorney General of Guam hereby accuses CHRIS KIPAS TIPINGENI and GANDOVA SELECT of certain crime committed as follows:

FIRST CHARGE

On or about the 27<sup>th</sup> day of December 2013, in Guam, CHRIS KIPAS TIPINGENI did commit the offense of *Delivery of a Schedule I Controlled Substance*, in that he intentionally and

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1 knowingly delivered a schedule one controlled substance, to wit, spice, to another, in violation of 9  
2 GCA §§ 67.401.1(a)(1) and (b)(1).

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4 **SECOND CHARGE**

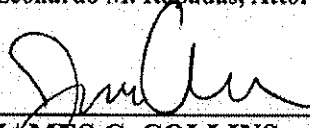
5 On or about the 27<sup>th</sup> day of December 2013, in Guam, **CHRIS KIPAS TIPINGENI** did  
6 commit the offense of *Possession of Schedule I Controlled Substance*, in that he did unlawfully and  
7 knowingly possessed a Schedule I controlled substance, to wit, spice, in violation of 9 GCA §§  
8 67.401.2(a) and (b)(1).

9  
10 **THIRD CHARGE**

11 On or about the 27<sup>th</sup> day of December 2013, in Guam, **GANDOVA SELECT** did commit  
12 the offense of *Delivery of a Schedule I Controlled Substance*, in that he intentionally and knowingly  
13 delivered a schedule one controlled substance, to wit, spice, to another, in violation of 9 GCA §§  
14 67.401.1(a)(1) and (b)(1).

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16  
17 Dated this day, Saturday, December 28, 2013.

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20 **OFFICE OF THE ATTORNEY GENERAL**  
**Leonardo M. Rapadas, Attorney General of Guam**

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23 **JAMES C. COLLINS**  
Assistant Attorney General, Prosecution Division

24 **NO PRIORS**



IN THE SUPERIOR COURT OF GUAM

DECLARATION

COMES NOW, James C. Collins, a duly appointed Assistant Attorney General, and aver, upon information and belief, that the foregoing is true.

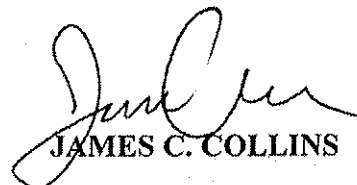
I have reviewed Guam Police Report No. 13-37127 & 13-37128 submitted by GPD Officer J.B. Manglona and attachments which set forth the following events occurred on Guam.

On or about the 27<sup>th</sup> day of December, 2013, law enforcement personnel conducted a series of undercover buys of the substance "spice" from individuals selling the substance in the parking lot of Hemlani's Apartments in Harmon, Guam. "Spice" is street parlance for synthetic-marijuana compounds, classified as schedule one controlled substances under Guam Law in Title 9 Guam Code Annotated Chapter 67, Appendix A, Section (f). Several undercover officers drove up to the apartments, and purchased small amount of spice from persons who approached their vehicles. Officers later returned to the scene to arrest the person who had been observed selling the spice. CHRIS KIPAS TIPINGENI was identified as one of the persons who had sold "spice" to one of the officers. TIPINGENI admitted to selling spice on behalf of another person at the complex, and indicated that the currency found on his person were proceeds from the sale of "spice". Two cigarettes containing "spice" were recovered from TIPINGENI's person. TIPINGENI was arrested. A second male individual, identified as GANDOVA SELET was contacted and admitted that he had sold "spice" earlier that day before police arrived. SELET was interviewed and provided a detail history of his use and trafficking of spice out of the apartments, and admitted that he made approximately fifty to eighty dollars a day selling "spice" at the apartments. SELET was arrested. A third male individual was also identified as one of the persons who had sold "spice" to the officers, and was arrested, but was later released for humanitarian reasons when officers discovered that his leg appeared to be gangrenous, potentially posing a medical risk to himself or other detainees.

Based on the foregoing, there is probable cause to charge CHRIS KIPAS TIPINGENI with **DELIVERY OF A SCHEDULE ONE CONTROLLED SUBSTANCE** (As a First Degree Felony), in violation of Title 9 G.C.A. §§ 67.401.1 (a) (1) & (b), and with **POSSESSION OF A SCHEDULE ONE CONTROLLED SUBSTANCE** (As a Third Degree Felony), in violation of Title 9 G.C.A. §§ 67.401.2 (a) & (b) (1), and to charge GANDOVA SELET with **DELIVERY OF A SCHEDULE ONE CONTROLLED SUBSTANCE** (As a First Degree Felony), in violation of Title 9 G.C.A. §§ 67.401.1 (a) (1) & (b).

I declare under penalty of perjury that the foregoing is true and correct.

Executed this 28 day of December, 2013.

  
JAMES C. COLLINS

