

DISTRICT COURT DOUGLAS COUNTY, COLORADO Court Address: Douglas County Justice Center 4000 Justice Way, Castle Rock, CO 80109	DATE FILED: October 11, 2016 12:07 PM
THE PEOPLE OF THE STATE OF COLORADO vs. Defendant(s): AARON MATTHEW SPONTANEO MARIO ALBERTO VAZQUEZ	▲ COURT USE ONLY ▲
Attorney: GEORGE H. BRAUCHLER , 18 th Judicial District Attorney 4000 Justice Way, Suite 2525A, Castle Rock, CO 80109 Phone: (720) 733-4500 Atty. Reg. #: 25910	GJ Case Number: 16CR00001 DISTRICT Case Number: 16CR _____ Division/Ctrm:

2016 EIGHTEENTH JUDICIAL DISTRICT GRAND JURY INDICTMENT

- COUNT ONE: COCCA-PATTERN OF RACKETEERING, §18-17-104(3), C.R.S. [F2]
- COUNT TWO: THEFT/SERIES (\$100,000-\$1M), §18-4-401(1)(b),(2)(i),(4)(a), C.R.S. [F3]
- COUNT THREE: THEFT (\$5,000-\$20,000), §18-4-401(1)(b),(2)(g), C.R.S. [F5]
- COUNT FOUR: THEFT (\$2,000-\$5,000), §18-4-401(1)(b),(2)(f), C.R.S. [F6]
- COUNT FIVE: THEFT/SERIES (\$5,000-\$20,000), §18-4-401(1)(b),(2)(g),(4)(b) C.R.S. [F5]
- COUNT SIX: THEFT (\$5,000-\$20,000), §18-4-401(1)(b),(2)(g), C.R.S. [F5]
- COUNT SEVEN: THEFT (\$5,000-\$20,000), §18-4-401(1)(b),(2)(g), C.R.S. [F5]
- COUNT EIGHT: THEFT (\$2,000-\$5,000), §18-4-401(1)(b),(2)(f), C.R.S. [F6]
- COUNT NINE: THEFT (\$5,000-\$20,000), §18-4-401(1)(b),(2)(g), C.R.S. [F5]
- COUNT TEN: THEFT/SERIES (\$20,000-\$100,000), §18-4-401(1)(b),(2)(h),(4)(b) C.R.S. [F4]
- COUNT ELEVEN: THEFT (\$5,000-\$20,000), §18-4-401(1)(b),(2)(g), C.R.S. [F5]
- COUNT TWELVE: THEFT/SERIES (\$20,000-\$100,000), §18-4-401(1)(b),(2)(h),(4)(b) C.R.S. [F4]
- COUNT THIRTEEN: THEFT/SERIES (\$5,000-\$20,000), §18-4-401(1)(b),(2)(g),(4)(b), C.R.S. [F5]
- COUNT FOURTEEN: THEFT (\$2,000-\$5,000), §18-4-401(1)(b),(2)(f), C.R.S. [F6]
- COUNT FIFTEEN: THEFT (\$5,000-\$20,000), §18-4-401(1)(b),(2)(g), C.R.S. [F5]
- COUNT SIXTEEN: THEFT (\$5,000-\$20,000), §18-4-401(1)(b),(2)(g), C.R.S. [F5]
- COUNT SEVENTEEN: THEFT (\$5,000-\$20,000), §18-4-401(1)(b),(2)(g), C.R.S. [F5]
- COUNT EIGHTEEN: THEFT (\$2,000-\$5,000), §18-4-401(1)(b),(2)(f), C.R.S. [F6]
- COUNT NINETEEN: THEFT (\$5,000-\$20,000), §18-4-401(1)(b),(2)(g), C.R.S. [F5]
- COUNT TWENTY: THEFT (\$5,000-\$20,000), §18-4-401(1)(b),(2)(g), C.R.S. [F5]
- COUNT TWENTY-ONE: THEFT (\$2,000-\$5,000), §18-4-401(1)(b),(2)(f), C.R.S. [F6]
- COUNT TWENTY-TWO: THEFT/SERIES (\$2,000-\$5,000), §18-4-401(1)(b),(2)(f),(4)(a), C.R.S. [F6]

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Of the term of the District Court in the year 2016, the Eighteenth Judicial District Grand Jurors, chosen, selected, and sworn in the Eighteenth Judicial District, in the name and by the authority of the People of the State of Colorado, upon their oaths, present the following described acts, all done contrary to the form of statutes in such case made and provided, and against the peace and dignity of the People of the State of Colorado, as stated in the counts attached hereto:

COUNT ONE

**VIOLATION OF THE COLORADO ORGANIZED CRIME CONTROL ACT—
PATTERN OF RACKETEERING, §18-17-104(3), C.R.S. [F-2]**

Between and including May 29, 2013 and October 4, 2016, in and/or triable in the County of Douglas, State of Colorado, AARON MATTHEW SPONTANEO and MARIO ALBERTO VAZQUEZ, while employed by or associated with an enterprise, namely: a legal entity or group of individuals associated in fact, although not a legal entity, unlawfully, feloniously and knowingly conducted or participated, directly or indirectly, in the enterprise through a pattern of racketeering activity; in violation of sections §18-17-104(3) and §18-17-105, C.R.S.

The Enterprise

The enterprise alleged in this count consisted AARON MATTHEW SPONTANEO and MARIO ALBERTO VAZQUEZ, associated in fact with legal entities and business including A Umbrella Roofing, AccuHome Renovations, NATCAT Contractors, Altitude Renovations and Hybrid Remodeling Concepts, and Defendants were also associated in fact, acting independent of a legal entity.

Pattern of Racketeering Activity

AARON MATTHEW SPONTANEO and MARIO ALBERTO VAZQUEZ personally solicited business from prospective clients and also engaged salespeople to solicit homeowners to contract with A Umbrella Roofing, AccuHome Renovations, Altitude Renovations, Hybrid and Hybrid Remodeling Concepts to repair homes in the Denver-Metro area. Homeowners were induced to pay SPONTANEO and VAZQUEZ in whole or in part prior to any building permits being obtained and any work being performed. At least twenty homeowners were defrauded.

For purposes of this count, the defendants engaged in acts related to the conduct of the enterprise, including the predicate acts of Theft and Theft/Series, §18-4-401, C.R.S., described in COUNT TWO through and including COUNT TWENTY-TWO, including any lesser included offenses of these counts.

FACTUAL BASIS

All of the facts supporting all other counts in this Indictment are incorporated in this factual basis.

COUNT TWO THEFT/SERIES (F3)

Between and including August 6, 2014 and February 4, 2015, in and/or triable in the County of Douglas, State of Colorado, AARON MATTHEW SPONTANEO and MARIO ALBERTO VAZQUEZ, unlawfully, feloniously, and knowingly obtained, retained or exercised control over a thing of value, namely: United States currency of Mary Navarro, Philip & Julie Maher, Kathleen & Louis Varone, Eric Bell, Xianwu Luo & Yan Hua, Sophie Chen & John Huynh, Denise & Daniel Anker, Dale & Barbara Coykendall, Patricia Wunderlich, Wilma Lee, Kim & Kevin Lockett, Kyle & Tracy Scheideman, Jose Bautista, Guadalupe Coria, and Linda

Hendricks, with a value of one hundred thousand dollars or more but less than one million dollars, twice or more within a period of six months, without authorization or by threat or deception, and knowingly used, concealed, or abandoned the thing of value in such a manner as to permanently deprive the victims of its use or benefit; in violation of section 18-4-401(1)(b),(2)(i),(4)(a), C.R.S.

FACTUAL BASIS

The facts supporting Count Two of the Indictment include all facts supporting all other counts in the Indictment and the following:

As set forth in more detail in the factual bases for the counts and individuals identified below, Aaron Matthew Spontaneo, formerly known as Aaron Jackson, and Mario Alberto Vazquez were owners of Chase Bank accounts [REDACTED] and [REDACTED] held in the name of Prosales & Marketing DBA Hybrid Remodeling. The individuals in the chart below were homeowners who contracted with companies owned and operated by Spontaneo and Vazquez, including Better Business Exteriors, AccuHome Renovations, Altitude Renovations, Hybrid, and Hybrid Remodeling Concepts to repair damage to their homes. Through salespeople employed by the companies or directly, Spontaneo and Vazquez received partial payments and payments in full from homeowners who intended that their money be used to begin or complete repairs to their homes. These funds were deposited into either Chase Bank account ending [REDACTED] or [REDACTED]. Bank records reflect that Spontaneo and Vazquez had equal access to this money and they spend funds totaling \$142,971.34 on cash withdrawals, personal expenses or otherwise used the money for other purposes.

COUNT	NAME	DATE OF CHECK(S)	AMOUNT PAID	AMOUNT OF LOSS
FIVE	NAVARRO, MARY	11/1/2014, 12/31/2014, 8/17/2014	\$15,051.15	\$15,051.15
SIX	MAHER, PHILIP & JULIE	11/13/2014	\$18,000.00	\$18,000.00
SEVEN	VARONE, LOUIS & KATHLEEN	9/29/2014	\$9,346.60	\$6,900.00
EIGHT	BELL, ERIC	10/26/2014	\$4,562.98	\$4,562.98
NINE	LUO, XIANWU & HUA, YAN	11/6/2014	\$15,505.94	\$15,505.94
TEN	CHEN, SOPHIE & HUYNH, JOHN	12/8/2014; 12/16/2014	\$20,000.00	\$20,000.00
ELEVEN	ANKER, DENISE & DANIEL	10/20/2014	\$9,399.16	\$2,627.23
TWELVE	COYKENDALL, DALE & BARBARA	10/16/2014; 1/10/2015	\$29,227.15	\$29,227.15

COUNT	NAME	DATE OF CHECK(S)	AMOUNT PAID	AMOUNT OF LOSS
THIRTEEN	WUNDRLICH, PATRICIA	11/24/2014	\$8,016.95	\$8,016.95
FOURTEEN	LEE, WILMA	10/28/2014	\$2,517.52	\$2,217.52
FIFTEEN	LOCKETT, KIM & KEVIN	12/19/2014	\$5,000.00	\$5,000.00
SIXTEEN	SCHEIDEMAN, KYLE & TRACY	2/4/2015	\$7,529.46	\$7,529.46
NINETEEN	BAUTISTA, JOSE	8/6/2014	\$3,184.38	\$3,184.38
TWENTY	CORIA, GUADALUPE	10/9/2014	\$5,146.58	\$5,146.58
TWENTY-ONE	HENDRICKS, LINDA	10/8/2014	\$2,000.00	\$2,000.00
			TOTAL:	\$142,971.34

COUNT THREE

THEFT (F5)

Between and including June 12, 2013 and October 4, 2016, in and/or triable in the County of Douglas, State of Colorado, AARON MATTHEW SPONTANEO and MARIO ALBERTO VAZQUEZ, unlawfully, feloniously, and knowingly obtained, retained or exercised control over a thing of value, namely: United States currency of Nick Sortore, with a value of five thousand dollars or more but less than twenty thousand dollars, without authorization or by threat or deception, and knowingly used, concealed, or abandoned the thing of value in such a manner as to permanently deprive Nick Sortore of its use or benefit; in violation of §18-4-401(1)(b),(2)(g), C.R.S.

FACTUAL BASIS

The facts supporting Count Three of the Indictment include all facts supporting all other counts in the Indictment and the following:

As reflected in Grand Jury Exhibit 9 and related testimony, Nick Sortore contracted with Paul Fenton of AccuHome Renovations Inc. to repair his home located at 5311 Suffolk Ave., Castle Rock, Colorado 80104 on or about June 8, 2013. Mr. Sortore issued check number [REDACTED] in amount of \$5,495.62 to Accuhome Renovations on or about June 12, 2013 and the check was endorsed by AccuHome Renovations to Administrative Concepts Inc. and cashed. Funds from this check were included in a check number [REDACTED] issued to Aaron Jackson on or about June 14, 2013 in the amount of \$6,850.00. Mr. Sortore issued check number [REDACTED] on June 12, 2013 to salesperson Paul Fenton for \$600.00 and that check was cashed also. Mr. Sortore contacted the Castle Rock Police Department on or about November 5, 2013 to file a criminal complaint when no roof repairs were performed. Mr. Sortore claims a combined loss of \$6,095.62. On July 12, 2016, Investigator Ahlberg confirmed with Mallory Sortore, wife of Nick Sortore, that the

Sortores later paid a different company, Crown Royal Builders, \$5,950.00 to repair their roof.

COUNT FOUR

THEFT (F6)

Between and including June 26, 2013 and October 4, 2016, in and/or triable in the County of Douglas, State of Colorado, AARON MATTHEW SPONTANEO and MARIO ALBERTO VAZQUEZ, unlawfully, feloniously, and knowingly obtained, retained or exercised control over a thing of value, namely: United States currency of Jason & Kathleen Bradshaw, with a value of two thousand dollars or more but less than five thousand dollars, without authorization or by threat or deception, and knowingly used, concealed, or abandoned the thing of value in such a manner as to permanently deprive Jason & Kathleen Bradshaw of its use or benefit; in violation of §18-4-401(1)(b),(2)(f), C.R.S.

FACTUAL BASIS

The facts supporting Count Four of the Indictment include all facts supporting all other counts in the Indictment and the following:

As reflected in Grand Jury Exhibit 10 and related testimony, Jason and Kathleen Bradshaw contracted with AccuHome Renovations Inc. for repairs to their home located at 5213 E. Prescott, Castle Rock, Colorado 80104 on or about June 14, 2013. Kathleen Bradshaw issued two checks on June 26, 2013 made payable to Paul Finton-AccuHome as a down payment towards the repairs and the checks were deposited into the account of Administrative Concepts Inc. Check number [REDACTED] was written for of \$2,500.00, and the second check numbered [REDACTED] was written for \$600.00. The Bradshaws are seeking repayment of \$3,000.00 for work that was never completed by AccuHome Renovations Inc. The money from the Bradshaws were used in part to fund three checks from Administrative Concepts: \$975.00 to Mario Vazquez; \$4,768.20 to Altitude Renovations (owner Mario Vazquez); and \$1,500.00 to Aaron Jackson.

COUNT FIVE

THEFT/SERIES (F5)

Between and including August 17, 2014 and October 4, 2016, in and/or triable in the County of Douglas, State of Colorado, AARON MATTHEW SPONTANEO and MARIO

ALBERTO VAZQUEZ, unlawfully, feloniously, and knowingly obtained, retained or exercised control over a thing of value, namely: United States currency of Mary Navarro, with a value of five thousand dollars or more but less than twenty thousand dollars, twice or more against the same person pursuant to one scheme or course of conduct, without authorization or by threat or deception, and knowingly used, concealed, or abandoned the thing of value in such a manner as to permanently deprive Mary Navarro of its use or benefit; in violation of §18-4-401(1)(b),(2)(g),(4)(b) C.R.S.

FACTUAL BASIS

The facts supporting Count Five of the Indictment include all facts supporting all other counts in the Indictment and the following:

Grand Jury Exhibit 12 and related testimony reflect that Mary Ann Navarro contracted with Accuhome Renovations Inc. on or about August 1, 2014 for repairs to her home located at 5537 Elkhart Street, Denver, Colorado 80239. Ms. Navarro endorsed three checks to Hybrid Remodeling from State Farm Fire and Casualty Company: Check number [REDACTED] dated 8/17/2014 in the amount of \$12,393.53; check number [REDACTED] dated 11/1/2014 in the amount of \$568.81; and, check number [REDACTED] dated 12/31/2014 in the amount of \$2,088.81 for a total amount of \$15,051.15. These checks were deposited into the Hybrid Remodeling Concepts Chase Bank account ending [REDACTED]. Ms. Navarro denied receiving or cashing a refund check issued to her dated 8/28/2014 from Hybrid Remodeling account ending [REDACTED] in the amount of \$500.00. Roof repairs were later completed by volunteers.

COUNT SIX

THEFT (F5)

Between and including November 13, 2014 and October 4, 2016, in and/or triable in the County of Douglas, State of Colorado, AARON MATTHEW SPONTANEO and MARIO ALBERTO VAZQUEZ, unlawfully, feloniously, and knowingly obtained, retained or exercised control over a thing of value, namely: United States currency of Philip & Julie Maher, with a value of five thousand dollars or more but less than twenty thousand dollars, without authorization or by threat or deception, and knowingly used, concealed, or abandoned the thing

of value in such a manner as to permanently deprive Philip & Julie Maher of its use or benefit; in violation of §18-4-401(1)(b),(2)(g), C.R.S.

FACTUAL BASIS

The facts supporting Count Six of the Indictment include all facts supporting all other counts in the Indictment and the following:

As reflected in Grand Jury Exhibit 13 and related testimony, Philip and Julie Maher contracted with Hybrid Remodeling Concepts on or about October 21, 2014 for repairs to their home located at 9519 Kemper Drive, Lone Tree, Colorado 80124. The Mr. or Mrs. Maher wrote check number [REDACTED] dated 11/13/2014 and payable to Hybrid Remodeling in the amount of \$18,000.00 and the check was deposited into the Hybrid Remodeling Chase Bank account ending [REDACTED]. Investigator Ahlberg confirmed on 7/11/2016 with Julie Maher that no work was ever completed for the \$18,000.00 payment and they received no related refunds or settlements.

COUNT SEVEN

THEFT (F5)

Between and including October 6, 2014 and October 4, 2016, in and/or triable in the County of Douglas, State of Colorado, AARON MATTHEW SPONTANEO and MARIO ALBERTO VAZQUEZ, unlawfully, feloniously, and knowingly obtained, retained or exercised control over a thing of value, namely: United States currency of Kathleen & Louis Varone, with a value of five thousand dollars or more but less than twenty thousand dollars, without authorization or by threat or deception, and knowingly used, concealed, or abandoned the thing of value in such a manner as to permanently deprive Kathleen & Louis Varone of its use or benefit; in violation of §18-4-401(1)(b),(2)(g), C.R.S.

FACTUAL BASIS

The facts supporting Count Seven of the Indictment include all facts supporting all other counts in the Indictment and the following:

Grand Jury Exhibit 14 and related testimony reflect that Kathleen Varone contracted with Sariah Estrada of Hybrid Remodeling Concepts on 10/6/2014 for repairs to her home located at 16700 E. Ada Place, Aurora, Colorado 80017. Kathleen Varone endorsed the Liberty Mutual Insurance check number [REDACTED] dated 9/29/2014 in the amount of \$9,346.60 to Hybrid

Remodeling and the check was deposited into Hybrid Remodeling Chase Bank account ending [REDACTED]. The damaged roof was removed and replaced by Hybrid Remodeling but the work never passed inspection. Kathleen and Louis Varone had to pay \$6,900.00 to a different company to remove the Hybrid Remodeling work and install a new roof. The Varones claim a loss of \$6,900.00.

COUNT EIGHT

THEFT (F6)

Between and including October 26, 2014 and October 4, 2016, in and/or triable in the County of Douglas, State of Colorado, AARON MATTHEW SPONTANEO and MARIO ALBERTO VAZQUEZ, unlawfully, feloniously, and knowingly obtained, retained or exercised control over a thing of value, namely: United States currency of Eric Bell, with a value of two thousand dollars or more but less than five thousand dollars, without authorization or by threat or deception, and knowingly used, concealed, or abandoned the thing of value in such a manner as to permanently deprive Eric Bell of its use or benefit; in violation of §18-4-401(1)(b),(2)(f), C.R.S.

FACTUAL BASIS

The facts supporting Count Eight of the Indictment include all facts supporting all other counts in the Indictment and the following:

As reflected in Grand Jury Exhibit 15 and related testimony, Eric Bell contracted with Sariah Estrada of Hybrid Remodeling Concepts on or about 10/26/2014 for repairs related to his home located at 5543 Jasper Street, Denver, Colorado 80239. Mr. Bell wrote check number [REDACTED] dated 10/26/2014 to Hybrid Remodeling Concepts in the amount of \$4,562.98 noting on the memo line: "first check insurance." This check was deposited into Hybrid Remodeling Chase Bank account ending [REDACTED]. As of July 11, 2016, no work had been completed for Mr. Bell.

COUNT NINE

THEFT (F5)

Between and including November 6, 2014 and October 4, 2016, in and/or triable in the County of Douglas, State of Colorado, AARON MATTHEW SPONTANEO and MARIO

ALBERTO VAZQUEZ, unlawfully, feloniously, and knowingly obtained, retained or exercised control over a thing of value, namely: United States currency of Xianwu Luo & Yan Hua, with a value of five thousand dollars or more but less than twenty thousand dollars, without authorization or by threat or deception, and knowingly used, concealed, or abandoned the thing of value in such a manner as to permanently deprive Xianwu Luo & Yan Hua of its use or benefit; in violation of §18-4-401(1)(b),(2)(g), C.R.S.

FACTUAL BASIS

The facts supporting Count Nine of the Indictment include all facts supporting all other counts in the Indictment and the following:

As reflected in Grand Jury Exhibit 16 and related testimony, Xianwu Luo contracted with Hybrid Remodeling Concepts on or about 9/29/2014 for repairs to his home located at 4322 Swansboro Way, Highlands Ranch, Colorado 80126. Xianwu Luo and Yan Hua endorsed ASI check number [REDACTED] dated 11/6/2014 in the amount of \$15,505.94 to Hybrid Remodeling and the check was deposited into Hybrid Remodeling Chase Bank account ending [REDACTED]. The project manager was listed as Aaron. This payment did not result in any repairs being completed.

COUNT TEN

THEFT/SERIES (F4)

Between and including December 8, 2014 and October 4, 2016, in and/or triable in the County of Douglas, State of Colorado, AARON MATTHEW SPONTANEO and MARIO ALBERTO VAZQUEZ, unlawfully, feloniously, and knowingly obtained, retained or exercised control over a thing of value, namely: United States currency of Sophie Chen & John Huynh, with a value of twenty thousand dollars or more but less than one hundred thousand dollars, twice or more against the same person pursuant to one scheme or course of conduct, without authorization or by threat or deception, and knowingly used, concealed, or abandoned the thing of value in such a manner as to permanently deprive Sophie Chen & John Huynh of its use or benefit; in violation of §18-4-401(1)(b),(2)(h),(4)(b) C.R.S.

FACTUAL BASIS

The facts supporting Count Ten of the Indictment include all facts supporting all other counts in the Indictment and the following:

Grand Jury Exhibit 17 and related testimony reflect that John Huynh and Sophie Chen contracted with Hybrid Remodeling Concepts on or about 10/22/2014 for repairs to their home located at 7660 Crosby Drive, Lone Tree, Colorado 80124. The homeowners issued check number [REDACTED] dated 12/8/2014 to Hybrid Remodeling Concepts in the amount of \$10,000.00, noting "1st Deposit" on the memo line. They later issued check number [REDACTED] dated 12/16/2014 to Hybrid Remodeling Concepts in the amount of \$10,000.00. Both checks were deposited into Hybrid Remodeling Chase Bank account ending [REDACTED]. The repairs were completed at an additional cost of \$34,000.000 and no work was performed by Spontaneo, Vazquez or anyone associated with Hybrid Remodeling Concepts.

COUNT ELEVEN

THEFT (F5)

Between and including October 20, 2014 and October 4, 2016, in and/or triable in the County of Douglas, State of Colorado, AARON MATTHEW SPONTANEO and MARIO ALBERTO VAZQUEZ, unlawfully, feloniously, and knowingly obtained, retained or exercised control over a thing of value, namely: United States currency of Denise & Daniel Anker, with a value of five thousand dollars or more but less than twenty thousand dollars, without authorization or by threat or deception, and knowingly used, concealed, or abandoned the thing of value in such a manner as to permanently deprive Denise & Daniel Anker of its use or benefit; in violation of §18-4-401(1)(b),(2)(g), C.R.S.

FACTUAL BASIS

The facts supporting Count Eleven of the Indictment include all facts supporting all other counts in the Indictment and the following:

As reflected in Grand Jury Exhibit 18 and related testimony, Denise and Daniel Anker contracted with Hybrid Remodeling Concepts on or about 10/6/2014 for repairs to their home located at 3272 Astorbrook Circle, Highlands Ranch, Colorado 80126. The Ankers endorsed their Traveler's Insurance check number [REDACTED] for \$9,399.16 and dated 10/20/2014 to Hybrid Remodeling and the check was deposited into Hybrid Remodeling Chase Bank account ending [REDACTED] on or about November 5, 2014. The Ankers received a new roof but none of the other repairs that the insurance check was intended to pay. Spontaneo, Vazquez and Hybrid did

not refund the Ankers a total of \$2,627.23 that was earmarked for repairs that were never completed.

COUNT TWELVE
THEFT/SERIES (F4)

Between and including October 16, 2014 and October 4, 2016, in and/or triable in the County of Douglas, State of Colorado, AARON MATTHEW SPONTANEO and MARIO ALBERTO VAZQUEZ, unlawfully, feloniously, and knowingly obtained, retained or exercised control over a thing of value, namely: United States currency of Dale & Barbara Coykendall, with a value of twenty thousand dollars or more but less than one hundred thousand dollars, twice or more against the same person pursuant to one scheme or course of conduct, without authorization or by threat or deception, and knowingly used, concealed, or abandoned the thing of value in such a manner as to permanently deprive Dale & Barbara Coykendall of its use or benefit; in violation of §18-4-401(1)(b),(2)(h),(4)(b), C.R.S.

FACTUAL BASIS

The facts supporting Count Twelve of the Indictment include all facts supporting all other counts in the Indictment and the following:

Grand Jury Exhibit 19 and related testimony reflect that Dale Coykendall entered into a contract with Hybrid Remodeling Concepts on or about 10/3/2014 for repairs to his home located at 9533 Kemper Drive, Lone Tree, Colorado 80124. Dale and Barbara Coykendall endorsed their Safeco Insurance check number [REDACTED] dated 10/16/2014 in the amount of \$9,383.42 to Hybrid Remodeling and the check was deposited into Hybrid Remodeling Chase Bank account ending [REDACTED]. Dale and Barbara Coykendall endorsed their Safeco Insurance check number [REDACTED] dated 1/10/2015 in the amount of \$19,843.73 to Hybrid Remodeling and the check was deposited into Hybrid Remodeling Chase Bank account ending [REDACTED]. No repairs were completed by Spontaneo, Vazquez or Hybrid Remodeling Concepts for the total of \$29,227.15 paid.

COUNT THIRTEEN
THEFT/SERIES (F5)

Between and including November 24, 2014 and October 4, 2016, in and/or triable in the County of Douglas, State of Colorado, AARON MATTHEW SPONTANEO and MARIO ALBERTO VAZQUEZ, unlawfully, feloniously, and knowingly obtained, retained or exercised control over a thing of value, namely: United States currency of Patricia Wunderlich, with a value of five thousand dollars or more but less than twenty thousand dollars, without authorization or by threat or deception, and knowingly used, concealed, or abandoned the thing of value in such a manner as to permanently deprive Patricia Wunderlich of its use or benefit; in violation of §18-4-401(1)(b),(2)(g), C.R.S.

FACTUAL BASIS

The facts supporting Count Thirteen of the Indictment include all facts supporting all other counts in the Indictment and the following:

As reflected in Grand Jury Exhibit 20 and related testimony, Patricia Wunderlich entered in a contract with Hybrid Remodeling Concepts for repair of her home located at 2571 S. Kittredge Way, Aurora, Colorado 80013 on or about 10/28/2014. Patricia Wunderlich endorsed State Farm Fire and Casualty Company check number [REDACTED] dated 11/24/2014 in the amount of \$7,926.95 to Hybrid Remodeling. Ms. Wunderlich endorsed a second check number [REDACTED] dated 11/24/2014 in the amount of \$90.00 to Hybrid Remodeling on the same day. Spontaneo, Vazquez and Hybrid Remodeling Concepts never performed the repairs.

COUNT FOURTEEN
THEFT (F6)

Between and including October 28, 2014 and October 4, 2016, in and/or triable in the County of Douglas, State of Colorado, AARON MATTHEW SPONTANEO and MARIO ALBERTO VAZQUEZ, unlawfully, feloniously, and knowingly obtained, retained or exercised control over a thing of value, namely: United States currency of Wilma Lee, with a value of two thousand dollars or more but less than five thousand dollars, without authorization or by threat or deception, and knowingly used, concealed, or abandoned the thing of value in such a manner as

to permanently deprive Wilma Lee of its use or benefit; in violation of §18-4-401(1)(b),(2)(f), C.R.S.

FACTUAL BASIS

The facts supporting Count Fourteen of the Indictment include all facts supporting all other counts in the Indictment and the following:

As reflected in Grand Jury Exhibit 21 and related testimony, Wilma Lee entered into a contract with Hybrid Remodeling Concepts for repairs to her home located at 2481 S. Bahama Way, Aurora, Colorado 80013. Wilma Lee issued check number [REDACTED] dated 10/28/2014 to Hybrid for \$2,517.52 as a down payment for window repairs. She received no materials or supplies. She received a refund of only \$300.00 and suffered a net loss of \$2,217.52.

COUNT FIFTEEN

THEFT (F5)

Between and including December 19, 2014 and October 4, 2016, in and/or triable in the County of Douglas, State of Colorado, AARON MATTHEW SPONTANEO and MARIO ALBERTO VAZQUEZ, unlawfully, feloniously, and knowingly obtained, retained or exercised control over a thing of value, namely: United States currency of Kim & Kevin Lockett, with a value of five thousand dollars or more but less than twenty thousand dollars, without authorization or by threat or deception, and knowingly used, concealed, or abandoned the thing of value in such a manner as to permanently deprive Kim & Kevin Lockett of its use or benefit; in violation of §18-4-401(1)(b),(2)(g), C.R.S.

FACTUAL BASIS

The facts supporting Count Fifteen of the Indictment include all facts supporting all other counts in the Indictment and the following:

Grand Jury Exhibit 22 and related testimony reflect that Kevin Lockett contracted with Hybrid Remodeling Concepts for repairs to his home located at 12302 E 168th Avenue, Brighton, Colorado 80602 on or about 12/19/2014. Mr. Lockett issued Cashier's Check number [REDACTED] dated December 19, 2014 to Hybrid Remodeling for the amount of \$5,000.00 as a partial payment towards the repairs, and the check was deposited into Hybrid Remodeling Chase Bank

account ending [REDACTED] Neither Aaron Spontaneo, Mario Vazquez nor any Hybrid Remodeling employee performed any repairs to the Lockett property.

COUNT SIXTEEN

THEFT (F5)

Between and including January 26, 2015 and October 4, 2016, in and/or triable in the County of Douglas, State of Colorado, AARON MATTHEW SPONTANEO and MARIO ALBERTO VAZQUEZ, unlawfully, feloniously, and knowingly obtained, retained or exercised control over a thing of value, namely: United States currency of Kyle & Tracy Scheideman, with a value of five thousand dollars or more but less than twenty thousand dollars, without authorization or by threat or deception, and knowingly used, concealed, or abandoned the thing of value in such a manner as to permanently deprive Kyle & Tracy Scheideman of its use or benefit; in violation of §18-4-401(1)(b),(2)(g), C.R.S.

FACTUAL BASIS

The facts supporting Count Sixteen of the Indictment include all facts supporting all other counts in the Indictment and the following:

Grand Jury Exhibit 23 and related testimony reflect that Kyle and Tracy Scheideman contracted with Hybrid Remodeling Concepts to repair their home located at 11544 East Center Drive, Aurora, Colorado 80012 on or about January 13, 2015. The Scheidemans signed over to Hybrid their MetLife Auto & Home insurance check number [REDACTED] dated 1/26/2015 in the amount of \$7,529.46. This check was deposited into the Hybrid Chase Bank account ending [REDACTED]. The Scheidemans did not receive any repairs for the money paid to Hybrid.

COUNT SEVENTEEN

THEFT (F5)

Between and including August 5, 2013 and October 4, 2016, in and/or triable in the County of Douglas, State of Colorado, AARON MATTHEW SPONTANEO and MARIO ALBERTO VAZQUEZ, unlawfully, feloniously, and knowingly obtained, retained or exercised control over a thing of value, namely: United States currency of Neely & Geoffrey Miller, with a value of five thousand dollars or more but less than twenty thousand dollars, without

authorization or by threat or deception, and knowingly used, concealed, or abandoned the thing of value in such a manner as to permanently deprive Neely & Geoffrey Miller of its use or benefit; in violation of §18-4-401(1)(b),(2)(g), C.R.S.

FACTUAL BASIS

The facts supporting Count Seventeen of the Indictment include all facts supporting all other counts in the Indictment and the following:

Grand Jury Exhibit 29 and related testimony reflect that Neely and Geoffrey Miller endorsed to Better Business Exteriors their Allstate Fire and Casualty Insurance Company check number [REDACTED] dated August 5, 2013 in the amount of \$6,176.48. The check reflects that the payment was related to windstorm and hail damage to the Miller residence at 5075 Zuni St, Denver, Colorado 80221. The copy of the endorsement reflects that Better Business Exteriors endorsed the check to Altitude Renovations. Altitude Renovations was a company operated by Mario Vazquez in conjunction with Aaron Spontaneo. The initial contract with AccuHome Renovations Inc. dated 6/1/2013 was superseded by the contract with Better Business Exteriors signed on 8/28/2013 that lists Aaron Jackson as the "Company Representative" and that the "estimate was last edited by Mario Vazquez." Mr. Miller reported that he tendered the check to Angelo Flores and that after it was cashed no work was performed on his property for the \$6,176.48 payment.

COUNT EIGHTEEN

THEFT (F6)

Between and including August 13, 2014 and October 4, 2016, in and/or triable in the County of Douglas, State of Colorado, AARON MATTHEW SPONTANEO and MARIO ALBERTO VAZQUEZ, unlawfully, feloniously, and knowingly obtained, retained or exercised control over a thing of value, namely: United States currency of Jose Bautista, with a value of two thousand dollars or more but less than five thousand dollars, without authorization or by threat or deception, and knowingly used, concealed, or abandoned the thing of value in such a manner as to permanently deprive Jose Bautista of its use or benefit; in violation of §18-4-401(1)(b),(2)(f), C.R.S.

FACTUAL BASIS

The facts supporting Count Eighteen of the Indictment include all facts supporting all other counts in the Indictment and the following:

As reflected in Grand Jury Exhibit 30 and related testimony, Mr. Jose Baustista contracted with Hybrid Remodeling Concepts for repairs to his home at 7930 Monaco Street, Commerce City, Colorado 80022 on or about 8/6/2014. Mr. Bautista endorsed his American Family Insurance Group check number [REDACTED] dated August 13, 2014 to Hybrid Remodeling in the amount of \$3,184.38. This check was deposited into the Hybrid Remodeling Chase Bank account ending [REDACTED] on or about August 15, 2014. No repairs were ever completed and no money was ever refunded, causing a loss of \$3,184.38.

COUNT NINETEEN

THEFT (F5)

Between and including July 11, 2014 and October 4, 2016, in and/or triable in the County of Douglas, State of Colorado, AARON MATTHEW SPONTANEO and MARIO ALBERTO VAZQUEZ, unlawfully, feloniously, and knowingly obtained, retained or exercised control over a thing of value, namely: United States currency of Maria Bautista, with a value of five thousand dollars or more but less than twenty thousand dollars, without authorization or by threat or deception, and knowingly used, concealed, or abandoned the thing of value in such a manner as to permanently deprive Maria Bautista of its use or benefit; in violation of §18-4-401(1)(b),(2)(g), C.R.S.

FACTUAL BASIS

The facts supporting Count Nineteen of the Indictment include all facts supporting all other counts in the Indictment and the following:

Grand Jury Exhibit 32 and related testimony reflect that Maria Bautista contracted with Hybrid Remodeling Concepts on or about 8/1/2014 to repair her home located at 6556 E. 62nd Way, Commerce City, Colorado 80022. Maria Bautista endorsed over to Hybrid Remodeling her American Family Insurance Company check number [REDACTED] dated July 11, 2014 in the amount of \$8,394.43. This check was deposited into the Hybrid Remodeling Chase Bank account ending [REDACTED]. Hybrid Remodeling issued check number [REDACTED] dated 8/1/2014 to Maria Bautista in the

amount of \$752.00 as a refund towards fence work that Ms. Bautista would complete herself and Ms. Bautista recalls cashing this check. No repairs or other work was ever performed for the net payment of \$7,632.43.

COUNT TWENTY

THEFT (F5)

Between and including October 9, 2014 and October 4, 2016, in and/or triable in the County of Douglas, State of Colorado, AARON MATTHEW SPONTANEO and MARIO ALBERTO VAZQUEZ, unlawfully, feloniously, and knowingly obtained, retained or exercised control over a thing of value, namely: United States currency of Guadalupe Coria, with a value of five thousand dollars or more but less than twenty thousand dollars, without authorization or by threat or deception, and knowingly used, concealed, or abandoned the thing of value in such a manner as to permanently deprive Guadalupe Coria of its use or benefit; in violation of §18-4-401(1)(b),(2)(g), C.R.S.

FACTUAL BASIS

The facts supporting Count Twenty of the Indictment include all facts supporting all other counts in the Indictment and the following:

As reflected in Grand Jury Exhibit 33 and related testimony, Guadalupe Coria contracted with Hybrid Remodeling Concepts on or about July 20, 2014 to repair her home located at 5541 Jasper Street, Denver, CO 80239. Guadalupe Coria endorsed her Pacific Specialty Insurance Company check number [REDACTED] dated 10/9/2014 to Hybrid Remodeling in the amount of \$5,146.58 and the check was posted to the Hybrid Remodeling Chase Bank account ending [REDACTED] on 10/21/2014. A similar contract for repairs to a residence located on 52nd Avenue was partially completed. No repairs or work was ever completed on Ms. Coria's Jasper Street property.

COUNT TWENTY-ONE

THEFT (F6)

Between and including October 8, 2014 and October 4, 2016, in and/or triable in the County of Douglas, State of Colorado, AARON MATTHEW SPONTANEO and MARIO

ALBERTO VAZQUEZ, unlawfully, feloniously, and knowingly obtained, retained or exercised control over a thing of value, namely: United States currency of Linda Hendricks, with a value of two thousand dollars or more but less than five thousand dollars, without authorization or by threat or deception, and knowingly used, concealed, or abandoned the thing of value in such a manner as to permanently deprive Linda Hendricks of its use or benefit; in violation of §18-4-401(1)(b),(2)(f), C.R.S.

FACTUAL BASIS

The facts supporting Count Twenty-One of the Indictment include all facts supporting all other counts in the Indictment and the following:

Grand Jury Exhibit 34 and related testimony reflect that Linda Hendricks contracted with Hybrid on or about 9/16/2014 for repairs to a home she and her husband Paul own at 4001 S. Elati Street, Englewood, Colorado 80110. The contract included additional work that was specifically paid for in advance by Linda Hendricks using check number [REDACTED] dated 10/8/2014 and made payable to Hybrid Remodeling in the amount of \$2,000.00. Although other work was completed, the additional work specified in the contract was never completed. Ms. Hendricks paid an additional \$2,000.00 to Cleveland Heitz Construction for these repairs and this money has never been refunded by Aaron Spontaneo or Mario Vazquez.

COUNT TWENTY-TWO

THEFT/SERIES (F6)

Between and including June 21, 2014 and October 4, 2016, in and/or triable in the County of Douglas, State of Colorado, AARON MATTHEW SPONTANEO and MARIO ALBERTO VAZQUEZ, unlawfully, feloniously, and knowingly obtained, retained or exercised control over a thing of value, namely: United States currency of Jorge Rivera-Talamantes, twice or more within a period of six months, with a value of two thousand dollars or more but less than five thousand dollars, without authorization or by threat or deception, and knowingly used, concealed, or abandoned the thing of value in such a manner as to permanently deprive Jorge Rivera-Talamantes of its use or benefit; in violation of §18-4-401(1)(b),(2)(f),(4)(a), C.R.S.

FACTUAL BASIS

The facts supporting Count Twenty-Two of the Indictment include all facts supporting all other counts in the Indictment and the following:

Grand Jury Exhibit 35 and related testimony reflect that Jorge Rivera-Talamantes endorsed two insurance checks to Hybrid Remodeling for repairs to his home located at 6491 E 62nd Place, Commerce City, Colorado 80022. Safeco Insurance check number [REDACTED] dated June 21, 2014 and made payable to Jorge Rivera Talamantes of in the amount of \$4,258.01 was deposited into the Hybrid Remodeling Chase Bank account ending [REDACTED]. A second check number [REDACTED] from McGraw Insurance Services dated June 27, 2014 made payable to Jorge Rivera Talamantez in the amount of \$860.00 was also deposited into account ending [REDACTED]. Jorge Rivera-Talamantes did not receive any repairs or a refund of his money.

AS TO COUNT ONE:

A TRUE BILL



A NO TRUE BILL

AS TO COUNT TWO:

A TRUE BILL



A NO TRUE BILL

AS TO COUNT THREE:

A TRUE BILL



A NO TRUE BILL

AS TO COUNT FOUR:

A TRUE BILL



A NO TRUE BILL

AS TO COUNT FIVE:

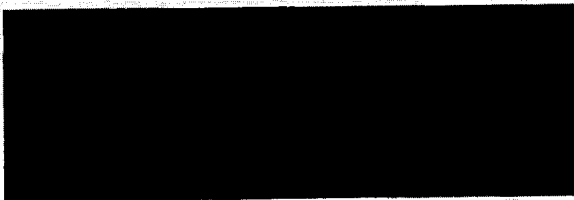
A TRUE BILL



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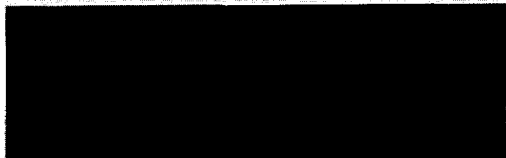
AS TO COUNT SIX:

A TRUE BILL

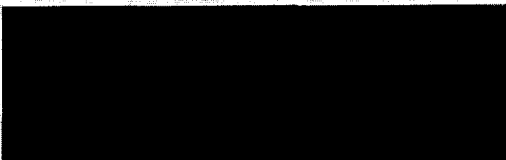


A NO TRUE BILL

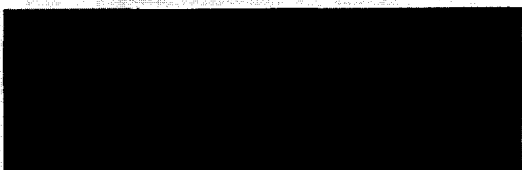
AS TO COUNT SEVEN:
A TRUE BILL



AS TO COUNT EIGHT:
A TRUE BILL



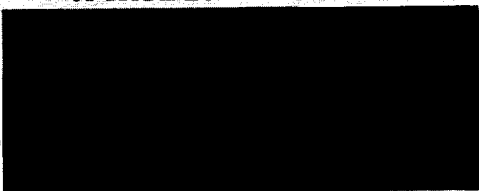
AS TO COUNT NINE:
A TRUE BILL



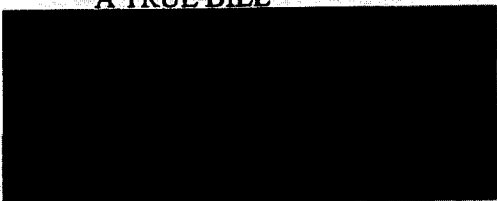
AS TO COUNT TEN:
A TRUE BILL



AS TO COUNT ELEVEN:
A TRUE BILL



AS TO COUNT TWELVE:
A TRUE BILL



A NO TRUE BILL

A NO TRUE BILL

A NO TRUE BILL

A NO TRUE BILL

A NO TRUE BILL

A NO TRUE BILL

AS TO COUNT THIRTEEN:
A TRUE BILL



A NO TRUE BILL

AS TO COUNT FOURTEEN:
A TRUE BILL



A NO TRUE BILL

AS TO COUNT FIFTEEN:
A TRUE BILL



A NO TRUE BILL

AS TO COUNT SIXTEEN:
A TRUE BILL



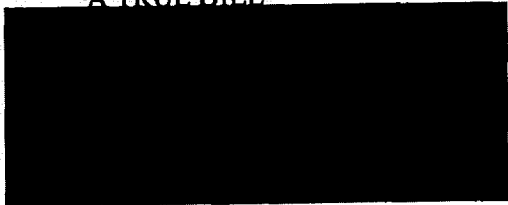
A NO TRUE BILL

AS TO COUNT SEVENTEEN:
A TRUE BILL



A NO TRUE BILL

AS TO COUNT EIGHTEEN:
A TRUE BILL



A NO TRUE BILL

AS TO COUNT NINETEEN:

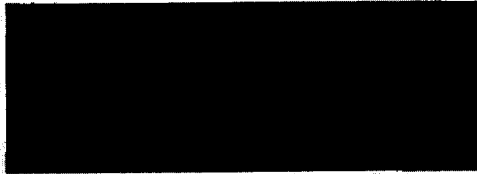
A TRUE BILL



A NO TRUE BILL

AS TO COUNT TWENTY:

A TRUE BILL



A NO TRUE BILL

AS TO COUNT TWENTY-ONE:

A TRUE BILL



A NO TRUE BILL

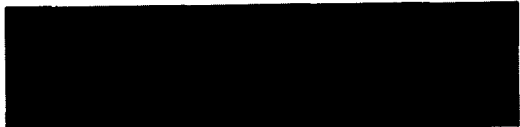
AS TO COUNT TWENTY-TWO:

A TRUE BILL



A NO TRUE BILL

I, _____, the Foreperson of the 2016 Eighteenth Judicial District Grand Jury, do hereby swear and affirm that each and every True Bill returned in this Indictment by the 2016 Eighteenth Judicial District Grand Jury was arrived at after deliberation and with the assent and agreement to the existence of probable cause by at least nine members of the 2016 Eighteenth Judicial District Grand Jury.



FOREPERSON

Subscribed and sworn to before me in the County of Douglas, State of Colorado, the

6th day of October, 2016

CHRISTINA K. TAYLOR
NOTARY PUBLIC
STATE OF COLORADO
NOTARY ID 20104005416
MY COMMISSION EXPIRES FEBRUARY 22, 2013

CKT
NOTARY PUBLIC
My Commission Expires: 2/22/18

GEORGE H. BRAUHLER
District Attorney
Eighteenth Judicial District

[Signature]
Stephen C. Fauver, #31050
Deputy District Attorney
Eighteenth Judicial District

The 2016 Eighteenth Judicial District Grand Jury presents the within Indictment, and the same is hereby ORDERED FILED this 11th day of October, 2016.

WARRANT TO ISSUE

AARON MATTHEW SPONTANEO Bond amount: \$ 50,000 cash or surety bond

MARIO ALBERTO VAZQUEZ Bond amount: \$ 50,000 cash or surety bond

[Signature]
CHIEF JUDGE

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