

<p>DISTRICT COURT, CITY AND COUNTY OF DENVER, COLORADO</p> <p>1437 Bannock Street Denver, CO 80202</p> <hr/> <p>PEOPLE OF THE STATE OF COLORADO,</p> <p>v.</p> <p>VICTOR GABLER, (DOB 5/8/1972)</p> <p>TRAVIS SHEPPARD, (DOB 12/21/1972)</p> <p>TROY DEGROTE, (DOB 5/12/1973)</p> <p>JACK BEIERLE, (DOB 11/13/1948)</p> <p>Defendants.</p>	<p style="text-align: center;">▲ COURT USE ONLY ▲</p>
<p>JOHN W. SUTHERS, Attorney General MICHAEL W. MELITO, Senior Assistant Attorney General* 1525 Sherman Street, 7th Floor Denver, CO 80203 (303) 866-5310 Registration Number: 36059 *Counsel of Record</p>	<p>Case No.:</p> <p style="text-align: center;">Ctm.: 6</p>
<p>COLORADO STATE GRAND JURY INDICTMENT: 2009-2010 SESSION</p>	

CHARGES:

- COUNT 1: COCCA – Violation Of the Colorado Organized Crime Control Act, C.R.S. 18-17-104(3) (F2) {37284}
As to VICTOR GABLER, JACK BEIERLE, TROY DEGROTE and TRAVIS SHEPARD
- COUNT 2: Theft \$1000 > \$20,000, § 18-4-401(1)(a), (2)(c), C.R.S. (F4) {0801U}
As to VICTOR GABLER
- COUNT 3: Identity Theft, C.R.S. § 18-5-902(1)(a), (f) (F4) {13071}
As to VICTOR GABLER

- COUNT 4: Computer Crime, C.R.S. § 18-5.5-102(1)(d) (F4) {1502S}
As to VICTOR GABLER
- COUNT 5: Forgery, C.R.S. § 18-5-102(1)(c) (F5) {1001C}
As to VICTOR GABLER
- COUNT 6: Unauthorized Use of a Financial Transaction Device - \$1,000 or more but less than \$20,000, C.R.S. § 18-5-702(1),(3)(c) (F-5) {1301D}
As to VICTOR GABLER
- COUNT 7: Identity Theft, C.R.S. § 18-5-902(1)(a), (f) (F4) {13071}
As to VICTOR GABLER
- COUNT 8: Forgery, C.R.S. § 18-5-102(1)(c) (F5) 1001C
As to VICTOR GABLER
- COUNT 9: Identity Theft, C.R.S. § 18-5-902(1)(a), (f) (F4) {13071}
As to VICTOR GABLER and TRAVIS SHEPARD
- COUNT 10: Theft, \$20,000 or More § 18-4-401(1), (2)(d), C.R.S. (F3) {0801V}
As to VICTOR GABLER and TRAVIS SHEPARD
- COUNT 11: Theft, \$20,000 or More § 18-4-401(1), (2)(d), C.R.S. (F3) {0801V}
As to VICTOR GABLER and TRAVIS SHEPARD
- COUNT 12: Theft \$1000 > \$20,000 § 18-4-401(1)(a), (2)(c), C.R.S. (F4) {0801U}
As to VICTOR GABLER and TRAVIS SHEPARD
- COUNT 13: Theft \$1000 > \$20,000 § 18-4-401(1)(a), (2)(c), C.R.S. (F4) {0801U}
As to VICTOR GABLER and TROY DEGROTE
- COUNT 14: Identity Theft, C.R.S. § 18-5-902(1)(a), (f) (F4) {13071}
As to VICTOR GABLER and TROY DEGROTE
- COUNT 15: Computer Crime, C.R.S. § 18-5.5-102(1)(d) (F4) {1502S}
As to VICTOR GABLER and TROY DEGROTE
- COUNT 16: Forgery, C.R.S. § 18-5-102(1)(c) (F5) {1001C}
As to VICTOR GABLER and TROY DEGROTE
- COUNT 17: Unauthorized Use of a Financial Transaction Device - \$1,000 or more but less than \$20,000 C.R.S. § 18-5-702(1),(3)(c) (F-5) {1301D}
As to VICTOR GABLER and TROY DEGROTE

- COUNT 18: Theft \$1000 > \$20,000 § 18-4-401(1)(a), (2)(c), C.R.S. (F4) {0801U}
As to VICTOR GABLER.
- COUNT 19: Identity Theft, C.R.S. § 18-5-902(1)(a), (f) (F4) {13071}
As to VICTOR GABLER.
- COUNT 20: Computer Crime, C.R.S. § 18-5.5-102(1)(d) (F4) {1502S}
As to VICTOR GABLER.
- COUNT 21: Forgery, C.R.S. § 18-5-102(1)(c) (F5) {1001C}
As to VICTOR GABLER.
- COUNT 22: Unauthorized Use of a Financial Transaction Device - \$1,000 or more but less
than \$20,000 C.R.S. § 18-5-702(1),(3)(c) (F-5) {1301D}
As to VICTOR GABLER.
- COUNT 23: Forgery, C.R.S. § 18-5-102(1)(c) (F5) {1001C}
As to VICTOR GABLER.
- COUNT 24: Identity Theft, C.R.S. § 18-5-902(1)(a), (f) (F4) {13071}
As to VICTOR GABLER.
- COUNT 25: Theft \$1000 > \$20,000 § 18-4-401(1)(a), (2)(c), C.R.S. (F4) {0801U}
As to VICTOR GABLER and TRAVIS SHEPARD
- COUNT 26: Identity Theft, C.R.S. § 18-5-902(1)(a), (f) (F4) {13071}
As to VICTOR GABLER and TRAVIS SHEPARD
- COUNT 27: Computer Crime, C.R.S. § 18-5.5-102(1)(d) (F4) {1502S}
As to VICTOR GABLER and TRAVIS SHEPARD
- COUNT 28: Forgery, C.R.S. § 18-5-102(1)(c) (F5) {1001C}
As to VICTOR GABLER and TRAVIS SHEPARD
- COUNT 29: Unauthorized Use of a Financial Transaction Device - \$1,000 or more but less
than \$20,000 C.R.S. § 18-5-702(1),(3)(c) (F-5) {1301D}
As to VICTOR GABLER and TRAVIS SHEPARD
- COUNT 30: Attempt to Influence a Public Servant, C.R.S. § 18-8-306 (F4) {24051}
As to VICTOR GABLER and JACK BEIERLE

- COUNT 31: Forgery, C.R.S. § 18-5-102(1)(d) (F5) {1001D}
As to VICTOR GABLER and JACK BEIERLE
- COUNT 32: Theft by Receiving – Engaged in the Business - \$1,000 OR
More, C.R.S. § 18-4-410(1),(6) (F3) {0805L}
As to JACK BEIERLE
- COUNT 33: Theft \$1000 > \$20,000 § 18-4-401(1)(a), (2)(c), C.R.S. (F4) {0801U}
As to VICTOR GABLER
- COUNT 34: Identity Theft, C.R.S. § 18-5-902(1)(a), (f) (F4) {13071}
As to VICTOR GABLER
- COUNT 35: Computer Crime, C.R.S. § 18-5.5-102(1)(d) (F4) {1502S}
As to VICTOR GABLER
- COUNT 36: Forgery, C.R.S. § 18-5-102(1)(c) (F5) {1001C}
As to VICTOR GABLER
- COUNT 37: Unauthorized Use of a Financial Transaction Device - \$1,000 or more but less
than \$20,000 C.R.S. § 18-5-702(1),(3)(c) (F-5) {1301D}
As to VICTOR GABLER
- COUNT 38: Identity Theft, C.R.S. § 18-5-902(1)(a), (f) (F4) {13071}
As to VICTOR GABLER
- COUNT 39: Forgery, C.R.S. § 18-5-102(1)(c) (F5) {1001C}
As to VICTOR GABLER
- COUNT 40: Theft \$1000 > \$20,000 § 18-4-401(1)(a), (2)(c), C.R.S. (F4) {0801U}
As to VICTOR GABLER
- COUNT 41: Identity Theft, C.R.S. § 18-5-902(1)(a), (f) (F4) {13071}
As to VICTOR GABLER
- COUNT 42: Forgery, C.R.S. § 18-5-102(1)(c) (F5) {1001C}
As to VICTOR GABLER
- COUNT 43: Computer Crime, C.R.S. § 18-5.5-102(1)(d) (F4) {1502S}
As to VICTOR GABLER

- COUNT 44: Unauthorized Use of a Financial Transaction Device - \$1,000 or more but less than \$20,000 C.R.S. § 18-5-702(1),(3)(c) (F-5) {1301D}
As to VICTOR GABLER
- COUNT 45: Identity Theft, C.R.S. § 18-5-902(1)(a), (f) (F4) {13071}
As to VICTOR GABLER
- COUNT 46: Forgery, C.R.S. § 18-5-102(1)(c) (F5) {1001C}
As to VICTOR GABLER
- COUNT 47: Identity Theft, C.R.S. § 18-5-902(1)(a), (f) (F4) {13071}
As to VICTOR GABLER
- COUNT 48: Forgery, C.R.S. § 18-5-102(1)(c) (F5) {1001C}
As to VICTOR GABLER
- COUNT 49: Theft \$1000 > \$20,000 § 18-4-401(1)(a), (2)(c), C.R.S. (F4) {0801U}
As to VICTOR GABLER
- COUNT 50: Identity Theft, C.R.S. § 18-5-902(1)(a), (f) (F4) {13071}
As to VICTOR GABLER
- COUNT 51: Identity Theft, C.R.S. § 18-5-902(1)(a), (f) (F4) {13071}
As to VICTOR GABLER
- COUNT 52: Computer Crime, C.R.S. § 18-5.5-102(1)(d) (F4) {1502S}
As to VICTOR GABLER
- COUNT 53: Forgery, C.R.S. § 18-5-102(1)(c) (F5) {1001C}
As to VICTOR GABLER
- COUNT 54: Unauthorized Use of a Financial Transaction Device - \$1,000 or more but less than \$20,000 C.R.S. § 18-5-702(1),(3)(c) (F-5) {1301D}
As to VICTOR GABLER
- COUNT 55: Theft \$1000 > \$20,000 § 18-4-401(1)(a), (2)(c), C.R.S. (F4) {0801U}
As to VICTOR GABLER
- COUNT 56: Identity Theft, C.R.S. § 18-5-902(1)(a), (f) (F4) {13071}
As to VICTOR GABLER
- COUNT 57: Computer Crime, C.R.S. § 18-5.5-102(1)(d) (F4) {1502S}
As to VICTOR GABLER

- COUNT 58: Forgery, C.R.S. § 18-5-102(1)(c) (F5) {1001C}
As to VICTOR GABLER
- COUNT 59: Unauthorized Use of a Financial Transaction Device - \$1,000 or more but less than \$20,000 C.R.S. § 18-5-702(1),(3)(c) (F-5) {1301D}
As to VICTOR GABLER
- COUNT 60: Theft \$1000 > \$20,000 § 18-4-401(1)(a), (2)(c), C.R.S. (F4) {0801U}
As to VICTOR GABLER
- COUNT 61: Identity Theft, C.R.S. § 18-5-902(1)(a), (f) (F4) {13071}
As to VICTOR GABLER
- COUNT 62: Computer Crime, C.R.S. § 18-5.5-102(1)(d) (F4) {1502S}
As to VICTOR GABLER
- COUNT 63: Forgery, C.R.S. § 18-5-102(1)(c) (F5) {1001C}
As to VICTOR GABLER
- COUNT 64: Unauthorized Use of a Financial Transaction Device - \$1,000 or more but less than \$20,000, C.R.S. 18-5-702(1),(3)(c) (F-5) {1301D}
As to VICTOR GABLER
- COUNT 65: Theft \$1000 > \$20,000 § 18-4-401(1)(a), (2)(c), C.R.S. (F4) {0801U}
As to VICTOR GABLER
- COUNT 66: Identity Theft, C.R.S. § 18-5-902(1)(a), (f) (F4) {13071}
As to VICTOR GABLER
- COUNT 67: Computer Crime, C.R.S. § 18-5.5-102(1)(d) (F4) {1502S}
As to VICTOR GABLER
- COUNT 68: Forgery, C.R.S. § 18-5-102(1)(c) (F5) {1001C}
As to VICTOR GABLER
- COUNT 69: Unauthorized Use of a Financial Transaction Device - \$1,000 or more but less than \$20,000 C.R.S. § 18-5-702(1),(3)(c) (F-5) {1301D}
As to VICTOR GABLER
- COUNT 70: Theft \$1000 > \$20,000 § 18-4-401(1)(a), (2)(c), C.R.S. (F4) {0801U}
As to VICTOR GABLER and TROY DEGROTE

- COUNT 71: Identity Theft, C.R.S. § 18-5-902(1)(a), (f) (F4) {13071}
As to VICTOR GABLER and TROY DEGROTE
- COUNT 72: Computer Crime, C.R.S. § 18-5.5-102(1)(d) (F4) {1502S}
As to VICTOR GABLER and TROY DEGROTE
- COUNT 73: Forgery, C.R.S. § 18-5-102(1)(c) (F5) {1001C}
As to VICTOR GABLER and TROY DEGROTE
- COUNT 74: Unauthorized Use of a Financial Transaction Device - \$1,000 or more but less than \$20,000 C.R.S. § 18-5-702(1),(3)(c) (F-5) {1301D}
As to VICTOR GABLER and TROY DEGROTE
- COUNT 75: Theft \$1000 > \$20,000 § 18-4-401(1)(a), (2)(c), C.R.S. (F4) {0801U}
As to VICTOR GABLER
- COUNT 76: Identity Theft, C.R.S. § 18-5-902(1)(a), (f) (F4) {13071}
As to VICTOR GABLER
- COUNT 77: Computer Crime, C.R.S. § 18-5.5-102(1)(d) (F4) {1502S}
As to VICTOR GABLER
- COUNT 78: Forgery, C.R.S. § 18-5-102(1)(c) (F5) {1001C}
As to VICTOR GABLER
- COUNT 79: Unauthorized Use of a Financial Transaction Device - \$1,000 or more but less than \$20,000 C.R.S. § 18-5-702(1),(3)(c) (F-5) {1301D}
As to VICTOR GABLER
- COUNT 80: First Degree Criminal Trespass - Automobile,
C.R.S. § 18-4-502 (F5) [09023]
As to VICTOR GABLER
- COUNT 81: First Degree Criminal Trespass - Automobile,
C.R.S. § 18-4-502 (F5) [09023]
As to VICTOR GABLER
- COUNT 82: First Degree Criminal Trespass - Automobile,
C.R.S. § 18-4-502 (F5) [09023]
As to VICTOR GABLER

- COUNT 83: First Degree Criminal Trespass - Automobile,
C.R.S. § 18-4-502 (F5) [09023]
As to VICTOR GABLER and TRAVIS SHEPARD
- COUNT 84: First Degree Criminal Trespass - Automobile,
C.R.S. § 18-4-502 (F5) [09023]
As to VICTOR GABLER and TROY DEGROTE
- COUNT 85: First Degree Criminal Trespass - Automobile,
C.R.S. § 18-4-502 (F5) [09023]
As to VICTOR GABLER
- COUNT 86: First Degree Criminal Trespass - Automobile,
C.R.S. § 18-4-502 (F5) [09023]
As to VICTOR GABLER and TRAVIS SHEPARD
- COUNT 87: First Degree Criminal Trespass - Automobile,
C.R.S. § 18-4-502 (F5) [09023]
As to VICTOR GABLER and TRAVIS SHEPARD
- COUNT 88: First Degree Criminal Trespass - Automobile,
C.R.S. § 18-4-502 (F5) [09023]
As to VICTOR GABLER
- COUNT 89: First Degree Criminal Trespass - Automobile,
C.R.S. § 18-4-502 (F5) [09023]
As to VICTOR GABLER
- COUNT 90: First Degree Criminal Trespass - Automobile,
C.R.S. § 18-4-502 (F5) [09023]
As to VICTOR GABLER
- COUNT 91: First Degree Criminal Trespass - Automobile,
C.R.S. § 18-4-502 (F5) [09023]
As to VICTOR GABLER
- COUNT 92: First Degree Criminal Trespass - Automobile,
C.R.S. § 18-4-502 (F5) [09023]
As to VICTOR GABLER

- COUNT 93: First Degree Criminal Trespass - Automobile,
C.R.S. § 18-4-502 (F5) [09023]
As to VICTOR GABLER
- COUNT 94: First Degree Criminal Trespass - Automobile,
C.R.S. § 18-4-502 (F5) [09023]
As to VICTOR GABLER
- COUNT 95: First Degree Criminal Trespass - Automobile,
C.R.S. § 18-4-502 (F5) [09023]
As to VICTOR GABLER
- COUNT 96: First Degree Criminal Trespass - Automobile,
C.R.S. § 18-4-502 (F5) [09023]
As to VICTOR GABLER
- COUNT 97: First Degree Criminal Trespass - Automobile,
C.R.S. § 18-4-502 (F5) [09023]
As to VICTOR GABLER
- COUNT 98: First Degree Criminal Trespass - Automobile,
C.R.S. § 18-4-502 (F5) [09023]
As to VICTOR GABLER
- COUNT 99: First Degree Criminal Trespass - Automobile,
C.R.S. § 18-4-502 (F5) [09023]
As to VICTOR GABLER and TROY DEGROTE
- COUNT 100: First Degree Criminal Trespass - Automobile,
C.R.S. § 18-4-502 (F5) [09023]
As to VICTOR GABLER
- COUNT 101: Identity Theft – Possess with Intent to Use, C.R.S. § 18-5-
902(1)(b),(f) (F4)
As to VICTOR GABLER

STATE OF COLORADO)
) ss.
CITY AND COUNTY OF DENVER)

Of the 2009-2010 term of the Denver District Court in the year 2009, the 2009-2010 Colorado State Grand Jurors, chosen, selected and sworn in the name and by the authority of the People of the State of Colorado, upon their oaths, present the following:

COUNT NUMBER ONE

**VIOLATION OF THE COLORADO ORGANIZED CRIME CONTROL ACT (“COCCA”)
PATTERN OF RACKETEERING – PARTICIPATION IN AN ENTERPRISE,
§ 18-17-104(3), C.R.S. (F2) {37284}**

Between August 1, 2008 and May 1, 2009, in the State of Colorado, **VICTOR GABLER, TRAVIS SHEPARD, TROY DEGROTE, JACK BEIERLE**, while employed by or associated with an enterprise, namely: a 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 § 18-17-104(3) and § 18-17-105, C.R.S.

THE ENTERPRISE

The Enterprise alleged in this count was a group of individuals, associated in fact, although not a legal entity. The enterprise included, but was not limited to, the following:

**VICTOR GABLER,
TRAVIS SHEPARD,
TROY DEGROTE,
JACK BEIERLE,
ABBIE WORLEY**

and other persons known or unknown, who were associated from time to time in racketeering activity that was related to the conduct of the Enterprise.

Generally, the known individuals in this group were involved in the organized criminal behavior of committing numerous forcible vehicle trespasses in public parking lots, public parks and churches in Adams, Arapahoe, Boulder, Broomfield, Douglas, El Paso and Jefferson Counties, Colorado. Members of the group also engaged in thefts of large items if the opportunity availed itself. The motive for these forcible car trespasses appeared to be that one or more members of the associated group would steal various items from the vehicles that had been broken into. The stolen items included, but were not limited to purses, bags, wallets, credit/debit cards, checkbooks, jewelry, cameras, and clothing. The various items which contained personal

identifying information or financial identifying information of various victims or which are financial devices, such as credit/debit cards and checkbooks, would be used without permission by one or more members of the group. Shortly after the vehicle trespasses, the members of the group would make use of the stolen financial information and credit cards. Purchases of goods, merchandise, services or gift cards would be made at various retail establishments, including but not limited to, department stores, gas stations, restaurants, retail stores and grocery stores throughout the Front Range and metropolitan Denver, Colorado area, including Adams, Arapahoe, Boulder, Broomfield, Douglas, El Paso and Jefferson counties. After one or more members of the group fraudulently purchased gift cards, they would then exchange the stolen gift cards to other people in the group who would pay a percentage of the value in cash or trade. C.R.S. § 18-17-103(2).

PATTERN OF RACKETEERING ACTIVITY

For purposes of this count, the defendants engaged in acts related to the conduct of the enterprise, including:

THEFT \$1000 to \$20,000, C.R.S. § 18-4-401(1)(a), (2)(c) (F4)
THEFT \$20,000 or more, C.R.S. § 18-4-401(1)(a), (2)(d) (F3)
IDENTITY THEFT, C.R.S. § 18-5-902(1)(a), (f) (F4)
CRIMINAL MISCHIEF \$1,000 to \$20,000 C.R.S. § 18-4-501 (F3)
COMPUTER CRIME - COMMIT THEFT - \$1,000 to \$20,000 C.R.S. § 18-5.5-102(1)(d)
FORGERY, C.R.S. § 18-5-102(1)(c) & (d) (F5)
UNAUTHORIZED USE OF A FINANCIAL TRANSACTION DEVICE - \$1,000 to \$20,000 C.R.S. § 18-5-702(1),(3)(c)
ATTEMPT TO INFLUENCE A PUBLIC SERVANT, C.R.S. § 18-8-306 (F4)
THEFT BY RECEIVING - ENGAGED IN THE BUSINESS - \$1,000 OR MORE, C.R.S. § 18-4-410(1),(6) (F3)

and any lesser included offenses or attempts of these charges. The last of the above-referenced acts of racketeering activity occurred within ten years of a prior act of racketeering activity and within three years of the date of this indictment.

PREDICATE ACT NUMBER ONE

Theft \$1000 > \$20,000, § 18-4-401(1)(a), (2)(c), C.R.S. (F4) 0801U

On or about October 6, 2008, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and knowingly obtained or exercised control over things of value, to wit: personal effects, goods, merchandise or services, with the value of one thousand dollars or more but less than twenty thousand dollars, without authorization, or by threat or deception, and intended to permanently deprive Monica Michelle Vanmatre, Discover Card, and/or Sam's Club of its use or benefit; in violation of § 18-4-401(1)(a), (2)(c), C.R.S.

PREDICATE ACT NUMBER TWO

Identity Theft, C.R.S. § 18-5-902(1)(a), (f) (F4) 13071

On or about October 6, 2008, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and knowingly used or attempted to use the personal identifying information, financial identifying information, or financial device of Monica Michelle Vanmatre, to wit: her name, driver's license, Sam's Club member card, Steele Street Mastercard, or Discover Card credit card, without permission or lawful authority to obtain cash, credit, property, services, or any other thing of value or to make a financial payment; in violation of § 18-5-902(1)(a),(f), C.R.S.

PREDICATE ACT NUMBER THREE

Computer Crime, C.R.S. § 18-5.5-102(1)(d) (F4) 1502S

On or about October 6, 2008, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and knowingly accessed a computer, computer network, or computer system, or any part thereof, to commit theft, and the loss, damage, value of services, or thing of value taken, or cost of restoration or repair was one thousand dollars or more but less than twenty thousand dollars; in violation of § 18-5.5-102(1)(d), C.R.S.

PREDICATE ACT NUMBER FOUR

Forgery, C.R.S. § 18-5-102(1)(c) (F5) 1001C

On or about October 6, 2008, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and falsely made, completed, altered, or uttered a written instrument, namely: a credit card purchase receipt from Sam's Club, which was or which purported to be, or which were calculated to become or to represent if completed, a contract, assignment, commercial instrument, promissory note, or other instrument which document did or may have evidenced, created, transferred, terminated, or otherwise affected a legal right, interest, obligation, or status; in violation of § 18-5-102(1), C.R.S.

PREDICATE ACT NUMBER FIVE

Criminal Mischief of Less than \$500, § 18-4-501, C.R.S. (M2) 0901C

On or about October 6, 2008, in and triable in the State of Colorado, **VICTOR GABLER**, in the course of a single criminal episode, unlawfully, feloniously, and knowingly damaged the real or personal property of Monica Michelle Vanmatre, the aggregate damage being less than five hundred dollars; in violation of § 18-4-501, C.R.S.

PREDICATE ACT NUMBER SIX

Unauthorized Use of a Financial Transaction Device - \$1,000 or more but less than \$20,000,
C.R.S. § 18-5-702(1),(3)(c) (F-5) 1301D

On or about October 6, 2008, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully used a financial transaction device, namely: credit cards of Monica Michelle Vanmatre for the purpose of obtaining cash, credit, property, or services, or for making financial payment, with intent to defraud, and with notice that the use of the financial transaction device was unauthorized by either the issuer thereof or the account holder, and the value of the cash, credit, property, or services obtained or of the financial payments made was more than one thousand dollars but less than twenty thousand dollars; in violation of § 18-5-702(1),(3)(c), C.R.S.

The offenses alleged in Predicate Acts 1 through 6 were committed in the following manner and occurred in the State of Colorado:

On or about October 6, 2008 at the Dowdy Draw Trailhead at 4100 Eldorado Road, Boulder County, Victor Gabler and other individuals actively participated in or were complicit in breaking into a black Honda Pilot parked near the gate or entrance to the park. Monica Michelle Vanmatre owns the black Honda Pilot. The individuals broke into the passenger side window and stole Ms. Vanmatre's purse, a Steele Street Mastercard with her company's name and other personal items including a wallet, credit cards, money orders, checks and cash. The above individuals then had a member of their enterprise, Ms. Abbie Worley, pose as Ms. Vanmatre and use her Discover card, to purchase goods, merchandise or services at the Sam's Club in Louisville for approximately \$2,050.00. When Ms. Worley used the Discover card without authorization, she falsely signed the purchase receipt. Further, Ms. Worley accessed a computer, computer network, computer system, or any part thereof to commit theft. Victor Gabler and the other individuals were complicit in the acts committed by Ms. Worley. The individuals involved in this event used deception and had the intent to permanently deprive Sam's Club, Ms. Vanmatre, and or Discover of the use and benefit of the merchandise or property. The value of all of the materials stolen from Sam's Club, Ms. Vanmatre, and/or Discover was more than \$1,000.00 but less than \$20,000.00. There was a second attempt by this group of individuals to purchase merchandise at Office Depot with Ms. Vanmatre's credit card, however it was declined.

PREDICATE ACT NUMBER SEVEN

Identity Theft, C.R.S. § 18-5-902(1)(a), (f) (F4) 13071

On or about October 11, 2008, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and knowingly used or attempted to use the personal identifying information, financial identifying information, or financial device of Michelle Olsen,

to wit: her name and or Wells Fargo debit card and/or Visa card, without permission or lawful authority to obtain cash, credit, property, services, or any other thing of value or to make a financial payment; in violation of § 18-5-902(1)(a),(f), C.R.S.

PREDICATE ACT NUMBER EIGHT

Forgery, C.R.S. § 18-5-102(1)(c) (F5) 1001C

On or about October 11, 2008, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and falsely made, completed, altered, or uttered a written instrument, namely: a credit card purchase receipt from Safeway and other documents, which purported to be, or which were calculated to become or to represent if completed, a contract, assignment, commercial instrument, promissory note, or other instrument which document did or may have evidenced, created, transferred, terminated, or otherwise affected a legal right, interest, obligation, or status; in violation of § 18-5-102(1), C.R.S.

PREDICATE ACT NUMBER NINE

Criminal Mischief of Less than \$500, § 18-4-501, C.R.S. (M2) 0901C

On or about October 11, 2008, in and triable in the State of Colorado, **VICTOR GABLER**, in the course of a single criminal episode, unlawfully, feloniously, and knowingly damaged the real or personal properties of Michelle Olsen and Barbara Ruddy, the aggregate damage being less than five hundred dollars; in violation of § 18-4-501, C.R.S.

The offenses alleged in Predicate Acts 7 through 9 were committed in the following manner and occurred in the State of Colorado:

On or about October 11, 2008 at the Marshall Mesa Trailhead, Victor Gabler and other individuals actively participated in or were complicit in breaking into a Jeep Liberty and a Honda Pilot in the parking lot. Michelle Olsen owns the Jeep and Barbara Ruddy owns the Honda. The individuals broke into a window and stole some of Ms. Olsen's personal effects including a Wells Fargo debit card. The above individuals then had a member of their enterprise, Ms. Abbie Worley, pose as Ms. Olsen and use her debit card, to purchase goods, merchandise or services at various stores including a Phillips Gas Station, Safeway, a Diamond Shamrock, and Walmart. When Ms. Worley used the debit card of Ms. Olsen without authorization, she falsely signed the purchase receipts. Ms. Worley also falsely filled out a Target Visa credit application in Ms. Olsen's name. Victor Gabler and the other individuals were complicit in the acts committed by Ms. Worley.

PREDICATE ACT NUMBER TEN

Identity Theft, C.R.S. § 18-5-902(1)(a), (f) (F4) 13071

On or about October 28, 2008, in and triable in the State of Colorado, **TRAVIS SHEPARD and VICTOR GABLER**, unlawfully, feloniously, and knowingly used or attempted to use the personal identifying information, financial identifying information, or financial device of Elizabeth Markham, to wit: her name or VISA credit card, without permission or lawful authority to obtain cash, credit, property, services, or any other thing of value or to make a financial payment; in violation of § 18-5-902(1)(a),(f), C.R.S.

PREDICATE ACT NUMBER ELEVEN

Criminal Mischief of Less than \$500 § 18-4-501, C.R.S. (M2) 0901C

On or about October 28, 2008, in and triable in the State of Colorado, **TRAVIS SHEPARD and VICTOR GABLER**, in the course of a single criminal episode, unlawfully, feloniously, and knowingly damaged the real or personal property of Elizabeth Markham, the aggregate damage being less than five hundred dollars; in violation of § 18-4-501, C.R.S.

The offenses alleged in Predicate Acts 10 through 11 were committed in the following manner and occurred in the State of Colorado:

On or about October 28, 2008 at the Zion Lutheran Church in Loveland, Victor Gabler and Travis Shepard actively participated in or were complicit in breaking into a Ford Explorer in the church parking lot. Elizabeth Markham owns the Ford Explorer. The individuals broke into a window and stole some of Ms. Markham's personal effects including a VISA credit card. The above named individuals then attempted to purchase goods, merchandise or services at the Walmart in Loveland but were declined. Victor Gabler was complicit in the acts committed by Mr. Shepard and vice versa.

PREDICATE ACT NUMBER TWELVE

Theft, \$20,000 or More § 18-4-401(1)(a), (2)(d), C.R.S. (F3) 0801V

On or about and between October 29, 2008 and October 30, 2008, in and triable in the State of Colorado, **VICTOR GABLER and TRAVIS SHEPPARD** unlawfully, feloniously and knowingly obtained or exercised control over a thing of value, namely: a Master spa and trailer, with a value of more than twenty thousand dollars, without authorization, or by threat or deception, and intended to deprive Aqua Spas, Inc. permanently of its use or benefit; in violation of § 18-4-401(1)(a),(2)(d), C.R.S. (F-3).

The offense alleged in Predicate Act 12 was committed in the following manner and occurred in the State of Colorado:

On or about and between October 29, 2008 and October 30, 2008 at an Aqua Spas store on South College Ave., in Ft. Collins, the above named individuals, Victor Gabler and Travis Shepard, who was an employee of Aqua Spas, actively participated in or were complicit in stealing a spa and its associated trailer from Aqua Spas, Inc. The two men used a truck to tow the trailer and spa away from the grounds of Aqua Spas. The men had the intent to permanently deprive Aqua Spas of the use and benefit of the trailer and spa. The value of all of the items stolen from Aqua Spas was over \$20,000.00.

PREDICATE ACT NUMBER THIRTEEN

Theft, \$20,000 or More –§ 18-4-401(1)(a), (2)(d), C.R.S. (F3) 0801V

On or about and between October 29, 2008 and October 30, 2008, in and triable in the State of Colorado, **VICTOR GABLER and TRAVIS SHEPPARD** unlawfully, feloniously and knowingly obtained or exercised control over a thing of value, namely: a Master spa and trailer, with a value of more than twenty thousand dollars, without authorization, or by threat or deception, and intended to deprive Aqua Spas, Inc. permanently of its use or benefit; in violation of § 18-4-401(1)(a),(2)(d), C.R.S. (F-3).

The offense alleged in Predicate Act 13 was committed in the following manner and occurred in the State of Colorado:

On or about and between October 29, 2008 and October 30, 2008 at an Aqua Spas store on East 29th St., in Loveland, the above named individuals, Victor Gabler and Travis Shepard, who was an employee of Aqua Spas, actively participated in or were complicit in stealing a spa and its associated trailer from Aqua Spas, Inc. The two men used a truck to tow the trailer and spa away from the grounds of Aqua Spas. The men had the intent to permanently deprive Aqua Spas of the use and benefit of the trailers and spas. The value of all of the items stolen from Aqua Spas was over \$20,000.00.

PREDICATE ACT NUMBER FOURTEEN

Theft \$1000 > \$20,000 § 18-4-401(1)(a), (2)(c), C.R.S. (F4) 0801U

On or about and between October 29, 2008 and October 30, 2008, in and triable in the State of Colorado, **VICTOR GABLER and TRAVIS SHEPPARD** unlawfully, feloniously and knowingly obtained or exercised control over a thing of value, namely: a Clearwater Cypress spa, with a value one thousand dollars or more but less than twenty thousand dollars, without authorization, or by threat or deception, and intended to deprive Aqua Spas, Inc. permanently of its use or benefit; in violation of § 18-4-401(1)(a),(2)(d), C.R.S. (F-3).

The offense alleged in Predicate Act 14 was committed in the following manner and occurred in the State of Colorado:

On or about and between October 29, 2008 and October 30, 2008 at an Aqua Spas store on East 29th St., in Loveland, the above named individuals, Victor Gabler and Travis Shepard, who was an employee of Aqua Spas, actively participated in or were complicit in stealing a spa and its associated trailer from Aqua Spas, Inc. The two men used a truck to tow the spa away from the grounds of Aqua Spas. The men had the intent to permanently deprive Aqua Spas of the use and benefit of the Clearwater Cypress spa. The value of the item stolen from Aqua Spas was between one thousand dollars or more but less than twenty thousand dollars.

PREDICATE ACT NUMBER FIFTEEN

Theft \$1000 > \$20,000, § 18-4-401(1)(a), (2)(c), C.R.S. (F4) 0801U

On or about November 6, 2008 in and triable in the State of Colorado, **VICTOR GABLER and TROY DEGROTE**, unlawfully, feloniously, and knowingly obtained or exercised control over things of value, to wit: personal effects, goods, merchandise or services, with the value of one thousand dollars or more but less than twenty thousand dollars, without authorization or by threat or deception, and intended to permanently deprive Lisa Padilla, Jerry Padilla, VISA, American Express, Walmart, Kohl's, Buffalo Wild Wings, Best Buy or Dick's Sporting Goods, of its use or benefit; in violation of § 18-4-401(1)(a), (2)(c), C.R.S.

PREDICATE ACT NUMBER SIXTEEN

Identity Theft, C.R.S. § 18-5-902(1)(a), (f) (F4) 13071

On or about November 6, 2008 in and triable in the State of Colorado, **VICTOR GABLER and TROY DEGROTE**, unlawfully, feloniously, and knowingly used or attempted to use the personal identifying information, financial identifying information, or financial device of Jerry Padilla and or Lisa Padilla, to wit: their names, driver's licenses, credit cards, or check books without permission or lawful authority to obtain cash, credit, property, services, or any other thing of value or to make a financial payment; in violation of § 18-5-902(1)(a),(f), C.R.S.

PREDICATE ACT NUMBER SEVENTEEN

Computer Crime, C.R.S. § 18-5.5-102(1)(d) (F4) 1502S

On or about November 6, 2008 in and triable in the State of Colorado, **VICTOR GABLER and TROY DEGROTE**, unlawfully, feloniously, and knowingly accessed a computer, computer network, or computer system, or any part thereof, to commit theft, and the loss, damage, value of services, or thing of value taken, or cost of restoration or repair was one

thousand dollars or more but less than twenty thousand dollars; in violation of § 18-5.5-102(1)(d), C.R.S.

PREDICATE ACT NUMBER EIGHTEEN

Forgery, C.R.S. § 18-5-102(1)(c) (F5) 1001C

On or about November 6, 2008 in and triable in the State of Colorado, **VICTOR GABLER and TROY DEGROTE**, unlawfully, feloniously, and falsely made, completed, altered, or uttered a written instrument, namely: a credit card purchase receipt from Kohl's, Buffalo Wild Wings, Best Buy and/or Dick's Sporting Goods, which were or which purported to be, or which were calculated to become or to represent if completed, a contract, assignment, commercial instrument, promissory note, or other instrument which document did or may have evidenced, created, transferred, terminated, or otherwise affected a legal right, interest, obligation, or status; in violation of § 18-5-102(1), C.R.S.

PREDICATE ACT NUMBER NINETEEN

Criminal Mischief of Less than \$500, § 18-4-501, C.R.S. (M2) 0901C

On or about November 6, 2008, in and triable in the State of Colorado, **VICTOR GABLER and TROY DEGROTE**, in the course of a single criminal episode, unlawfully, feloniously, and knowingly damaged the real or personal property of Jerry Padilla and or Lisa Padilla, the aggregate damage being less than five hundred dollars; in violation of § 18-4-501, C.R.S.

PREDICATE ACT NUMBER TWENTY

Unauthorized Use of a Financial Transaction Device - \$1,000 or more but less than \$20,000, C.R.S. 18-5-702(1),(3)(c) (F-5) 1301D

On or about November 6, 2008 in and triable in the State of Colorado, **VICTOR GABLER and TROY DEGROTE**, unlawfully used a financial transaction device, namely: credit cards of Jerry Padilla and/or Lisa Padilla for the purpose of obtaining cash, credit, property, or services, or for making financial payment, with intent to defraud, and with notice that the use of the financial transaction device was unauthorized by either the issuer thereof or the account holder, and the value of the cash, credit, property, or services obtained or of the financial payments made was one thousand dollars or more but less than twenty thousand dollars; in violation of § 18-5-702(1),(3)(c), C.R.S.

The offenses alleged in Predicate acts 15 through 20 were committed in the following manner and occurred in the State of Colorado:

On or about November 6, 2008 at the Southern Gables Church in Lakewood, Victor Gabler, Troy Degrote and other individuals actively participated in or were complicit in breaking into a black 2005 Lexis parked in the church lot. Lisa or Jerry Padilla own the Lexis. The individuals broke into the window and stole Mr. and Mrs. Padilla's personal items including but not limited to credit cards and a purse. The above individuals then had a member of their enterprise, Ms. Abbie Worley, pose as Ms. Padilla and had Mr. Degrote pose as Mr. Padilla and use their credit cards, to purchase goods, merchandise or services at Walmart, Kohl's, Buffalo Wild Wings, Best Buy and Dick's Sporting Goods totaling more than \$1000.00 but less than \$20,000.00. When Ms. Worley and Mr. Degrote used the credit cards without authorization, they falsely signed the purchase receipts. Further, Ms. Worley and Mr. Degrote accessed a computer, computer network, computer system, or any part thereof to commit theft. Victor Gabler and the other individuals were complicit in the acts committed by Ms. Worley and Mr. Degrote. The individuals involved in this event used deception and had the intent to permanently deprive Lisa Padilla, Jerry Padilla, VISA, American Express, Walmart, Kohl's, Buffalo Wild Wings, Best Buy or Dick's Sporting Goods of the use and benefit of the merchandise or property. The value of all of the materials stolen from Lisa Padilla, Jerry Padilla, VISA, American Express, Walmart, Kohl's, Buffalo Wild Wings, Best Buy or Dick's Sporting Goods was more than \$1,000.00 but less than \$20,000.00.

PREDICATE ACT NUMBER TWENTY-ONE

Theft \$1000 > \$20,000, § 18-4-401(1)(a), (2)(c), C.R.S. (F4) 0801U

On or about November 23, 2008, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and knowingly obtained or exercised control over things of value, to wit: personal effects, goods, merchandise or services, with the value of one thousand dollars or more but less than twenty thousand dollars, without authorization or by threat or deception, and intended to permanently deprive Mandy Conger, Visa, Walmart, Office Max, Office Depot and/or Target of its use or benefit; in violation of § 18-4-401(1)(a), (2)(c), C.R.S.

PREDICATE ACT NUMBER TWENTY-TWO

Identity Theft, C.R.S. § 18-5-902(1)(a), (f) (F4) 13071

On or about November 23, 2008, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and knowingly used or attempted to use the personal identifying information, financial identifying information, or financial device of Mandy Conger, to wit: her name and/or Visa cards, without permission or lawful authority to obtain cash, credit, property, services, or any other thing of value or to make a financial payment; in violation of § 18-5-902(1)(a),(f), C.R.S.

PREDICATE ACT NUMBER TWENTY-THREE

Computer Crime, C.R.S. § 18-5.5-102(1)(d) (F4) 1502S

On or about November 23, 2008, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and knowingly accessed a computer, computer network, or computer system, or any part thereof, to commit theft, and the loss, damage, value of services, or thing of value taken, or cost of restoration or repair was one thousand dollars or more but less than twenty thousand dollars; in violation of § 18-5.5-102(1)(d), C.R.S.

PREDICATE ACT NUMBER TWENTY-FOUR

Forgery, C.R.S. § 18-5-102(1)(c) (F5) 1001C

On or about November 23, 2008, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and falsely made, completed, altered, or uttered a written instrument, namely: credit card purchase receipts from Walmart, Office Max, Office Depot and/or Target, which were or which purported to be, or which were calculated to become or to represent if completed, a contract, assignment, commercial instrument, promissory note, or other instrument which document did or may have evidenced, created, transferred, terminated, or otherwise affected a legal right, interest, obligation, or status; in violation of § 18-5-102(1), C.R.S.

PREDICATE ACT NUMBER TWENTY-FIVE

Criminal Mischief of Less than \$500, § 18-4-501, C.R.S. (M2) 0901C

On or about November 23, 2008, in and triable in the State of Colorado, **VICTOR GABLER**, in the course of a single criminal episode, unlawfully, feloniously, and knowingly damaged the real or personal property of Mandy Conger, the aggregate damage being less than five hundred dollars; in violation of § 18-4-501, C.R.S.

PREDICATE ACT NUMBER TWENTY-SIX

Unauthorized Use of a Financial Transaction Device - \$1,000 or more but less than \$20,000,
C.R.S. 18-5-702(1),(3)(c) (F-5) 1301D

On or about November 23, 2008, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully used a financial transaction device, namely: credit cards of Mandy Conger for the purpose of obtaining cash, credit, property, or services, or for making financial payment, with intent to defraud, and with notice that the use of the financial transaction device was unauthorized by either the issuer thereof or the account holder, and the value of the cash, credit,

property, or services obtained or of the financial payments made was more than one thousand dollars but less than twenty thousand dollars; in violation of § 18-5-702(1),(3)(c), C.R.S.

The offenses alleged in Predicate Acts 21 through 26 were committed in the following manner and occurred in the State of Colorado:

On or about November 25, 2008 at the Colorado Sports Center, in Monument, Victor Gabler and other individuals actively participated in or were complicit in breaking into a Honda Odyssey owned by Mandy Conger. The individuals broke into the side window and stole Ms. Conger's purse and other personal items including credit cards. The above individuals then had a member of their enterprise, Ms. Abbie Worley, pose as Ms. Conger and use her credit cards to purchase goods, merchandise or services at the Walmart, Office Max, Office Depot and/or Target. When Ms. Worley used the credit cards of Ms. Conger without authorization, she falsely signed the purchase receipts. Further, Ms. Worley accessed a computer, computer network, computer system, or any part thereof to commit theft. Victor Gabler and the other individuals were complicit in the acts committed by Ms. Worley. The individuals involved in this event used deception and had the intent to permanently deprive Ms. Conger, VISA, Walmart, Office Max, Office Depot and/or Target of the use and benefit of the merchandise or property. The value of all of the materials stolen from Ms. Conger, VISA, Walmart, Office Max, Office Depot and/or Target was more than \$1,000.00 but less than \$20,000.00.

PREDICATE ACT NUMBER TWENTY SEVEN

Forgery, C.R.S. § 18-5-102(1)(c) (F5) 1001C

On or about November 25, 2008, in and triable in the State of Colorado, **VICTOR GABLER and TRAVIS SHEPARD**, unlawfully, feloniously, and falsely made, completed, altered, or uttered a written instrument, namely: credit card purchase receipts from Phillips 66, Wendy's, Taco Bell and Kmart which were or which purported to be, or which were calculated to become or to represent if completed, a contract, assignment, commercial instrument, promissory note, or other instrument which document did or may have evidenced, created, transferred, terminated, or otherwise affected a legal right, interest, obligation, or status; in violation of § 18-5-102(1), C.R.S.

PREDICATE ACT NUMBER TWENTY EIGHT

Identity Theft, C.R.S. § 18-5-902(1)(a), (f) (F4) 13071

On or about November 25, 2008, in and triable in the State of Colorado, **VICTOR GABLER and TRAVIS SHEPARD**, unlawfully, feloniously, and knowingly used or attempted to use the personal identifying information, financial identifying information, or financial device of Darlene Weber-Dewitt, to wit: her name and or VISA card, without permission or lawful

authority to obtain cash, credit, property, services, or any other thing of value or to make a financial payment; in violation of § 18-5-902(1)(a),(f), C.R.S.

PREDICATE ACT NUMBER TWENTY NINE

Unauthorized Use of a Financial Transaction Device - Under \$1,000, C.R.S. 18-5-702(1),(3)(b)
(M-1) 1301C

On or about November 25, 2008, in and triable in the State of Colorado, **VICTOR GABLER and TRAVIS SHEPARD**, unlawfully used a financial transaction device, namely: credit cards of Darlene Weber-Dewitt for the purpose of obtaining cash, credit, property, or services, or for making financial payment, with intent to defraud, and with notice that the use of the financial transaction device was unauthorized by either the issuer thereof or the account holder, and the value of the cash, credit, property, or services obtained or of the financial payments made was less than one thousand dollars; in violation of § 18-5-702(1),(3)(b), C.R.S.

The offenses alleged in Predicate Acts 27 through 29 were committed in the following manner and occurred in the State of Colorado:

On or about November 25, 2008, in and triable in the State of Colorado, **VICTOR GABLER and TRAVIS SHEPARD**, and other individuals actively participated in or were complicit in breaking into a car owned by Darlene Weber-Dewitt. The individuals broke into the passenger side window and stole Ms. Weber-Dewitt's credit cards and other personal items. The above individuals then had a member or members of their enterprise, pose as Ms. Darlene Weber-Dewitt and use her credit cards, to purchase goods, merchandise or services at Phillips 66, Wendy's, Taco Bell and Kmart for under \$500. When the individuals in the enterprise used the credit card without authorization, they falsely signed the purchase receipts. Further, these individuals accessed a computer, computer network, computer system, or any part thereof to commit theft. Victor Gabler and Travis Shepard and the other individuals were complicit in the acts committed against Ms. Weber-Dewitt. The individuals involved in this event used deception and had the intent to permanently deprive Darlene Weber-Dewitt, Phillips 66, Wendy's, Taco Bell and Kmart of the use and benefit of the merchandise or property. The value of all of the materials stolen from Darlene Weber-Dewitt, Phillips 66, Wendy's, Taco Bell and Kmart was less than \$500.00. There was a second attempt by this group of individuals to purchase merchandise at Walmart with Ms. Weber-Dewitt's credit card, however it was declined.

PREDICATE ACT THIRTY

Theft \$1000 > \$20,000, § 18-4-401(1)(a), (2)(c), C.R.S. (F4) 0801U

On or about November 25, 2008, in and triable in the State of Colorado, **VICTOR GABLER and TRAVIS SHEPARD**, unlawfully, feloniously, and knowingly obtained or exercised control over things of value, to wit: personal effects, goods, merchandise or services, with the value of one thousand dollars or more but less than twenty thousand dollars, without authorization or by threat or deception, and intended to permanently deprive Julie Brown Sather, Walmart, Visa and Mastercard of its use or benefit; in violation of § 18-4-401(1)(a), (2)(c), C.R.S.

PREDICATE ACT NUMBER THIRTY ONE

Identity Theft, C.R.S. § 18-5-902(1)(a), (f) (F4) 13071

On or about November 25, 2008, in and triable in the State of Colorado, **VICTOR GABLER and TRAVIS SHEPARD**, unlawfully, feloniously, and knowingly used or attempted to use the personal identifying information, financial identifying information, or financial device of Julie Brown Sather to wit: her name, driver's license and credit cards, without permission or lawful authority to obtain cash, credit, property, services, or any other thing of value or to make a financial payment; in violation of § 18-5-902(1)(a),(f), C.R.S.

PREDICATE ACT NUMBER THIRTY TWO

Computer Crime, C.R.S. § 18-5.5-102(1)(d) (F4) 1502S

On or about November 25, 2008, in and triable in the State of Colorado, **VICTOR GABLER and TRAVIS SHEPARD**, unlawfully, feloniously, and knowingly accessed a computer, computer network, or computer system, or any part thereof, to commit theft, and the loss, damage, value of services, or thing of value taken, or cost of restoration or repair was one thousand dollars or more but less than twenty thousand dollars; in violation of § 18-5-102(1)(d), C.R.S.

PREDICATE ACT NUMBER THIRTY THREE

Forgery, C.R.S. § 18-5-102(1)(c) (F5) 1001C

On or about November 25, 2008, in and triable in the State of Colorado, **VICTOR GABLER and TRAVIS SHEPARD**, unlawfully, feloniously, and falsely made, completed, altered, or uttered a written instrument, namely: credit card purchase receipts from Walmart which were or which purported to be, or which were calculated to become or to represent if completed, a contract, assignment, commercial instrument, promissory note, or other instrument

which document did or may have evidenced, created, transferred, terminated, or otherwise affected a legal right, interest, obligation, or status; in violation of § 18-5-102(1), C.R.S.

PREDICATE ACT NUMBER THIRTY FOUR

Criminal Mischief of Less than \$500, § 18-4-501, C.R.S. (M2) 0901C

On or about November 25, 2008, in and triable in the State of Colorado, **VICTOR GABLER and TRAVIS SHEPARD**, in the course of a single criminal episode, unlawfully, feloniously, and knowingly damaged the real or personal property of Julie Brown Sather, the aggregate damage being less than five hundred dollars; in violation of § 18-4-501, C.R.S.

PREDICATE ACT NUMBER THIRTY FIVE

Unauthorized Use of a Financial Transaction Device - \$1,000 or more but less than \$20,000, C.R.S. 18-5-702(1),(3)(c) (F-5) 1301D

On or about November 25, 2008, in and triable in the State of Colorado, **VICTOR GABLER and TRAVIS SHEPARD**, unlawfully used a financial transaction device, namely: credit cards of Julie Brown Sather, for the purpose of obtaining cash, credit, property, or services, or for making financial payment, with intent to defraud, and with notice that the use of the financial transaction device was unauthorized by either the issuer thereof or the account holder, and the value of the cash, credit, property, or services obtained or of the financial payments made was more than one thousand dollars but less than twenty thousand dollars; in violation of § 18-5-702(1),(3)(c), C.R.S.

The offenses alleged in Predicate Acts 30 through 35 were committed in the following manner and occurred in the State of Colorado:

On or about November 25, 2008, in Loveland, **VICTOR GABLER and TRAVIS SHEPARD**, and other individuals actively participated in or were complicit in breaking into a 2004 Lexus owned by Julie Brown Sather. The individuals broke into the passenger side window and stole Ms. Julie Brown Sather's purse, credit cards and other personal items. The above individuals then had a member of their enterprise, pose as Ms. Julie Brown Sather and use her credit cards, to purchase goods, merchandise or services at Walmart, for between \$1,000 and \$20,000. When the individuals in the enterprise used the credit card without authorization, they falsely signed the purchase receipts. Further, these individuals accessed a computer, computer network, computer system, or any part thereof to commit theft. Victor Gabler and Travis Shepard and the other individuals were complicit in the acts committed against Ms. Julie Brown Sather, Walmart, Visa and Mastercard. The individuals involved in this event used deception and had the intent to permanently deprive Julie Brown Sather, Walmart, and Visa and Mastercard of the use and benefit of the merchandise or property. The value of all of the

personal effects, goods, merchandise or services stolen from Darlene Julie Brown Sather, Walmart, Visa and Mastercard was between \$1000.00 and \$20,000.00.

PREDICATE ACT NUMBER THIRTY SIX

Attempt to Influence a Public Servant, C.R.S. § 18-8-306 (F4)

On or about and between August 1, 2008 and January 1, 2009, in and triable in the State of Colorado, **VICTOR GABLER and JACK BEIERLE** did unlawfully, feloniously and willfully attempt to influence the Colorado Department of Corrections, the Westminster Parole Office and/or Parole Officer Donna Flannery, who is a public servant, by means of deceit, by filing Victor Gabler's work time sheets/cards, with the intent thereby to alter or affect the public servant's decision, vote, opinion, or action concerning a matter which was to be considered or performed by the public servant or the agency or body the public servant was a member, in violation of § 18-8-306, C.R.S., against the peace and dignity of the People of the State of Colorado.

PREDICATE ACT NUMBER THIRTY SEVEN

Forgery, C.R.S. § 18-5-102(1)(d) (F5)

On or about and between August 1, 2008 and January 1, 2009, in and triable in the State of Colorado, **VICTOR GABLER and JACK BEIERLE** with the intent to defraud the Colorado Department of Corrections, Westminster Parole Office and or Parole Officer Donna Flannery, unlawfully, feloniously, and falsely made, completed, altered, or uttered a written instrument which were or which purported to be, or which was calculated to become or to represent if completed, a public record or an instrument, namely: Victor Gabler's work time sheets, required by law to be filed, or legally fileable in or with a public office or public servant; violation of § 18-5-102(1)(d), C.R.S., against the peace and dignity of the People of the State of Colorado.

PREDICATE ACT NUMBER THIRTY EIGHT

THEFT BY RECEIVING - ENGAGED IN THE BUSINESS - \$1,000 OR MORE, C.R.S.18-4-410(1),(6) (F3)

On or about and between August 1, 2008 and May 1, 2009, **JACK BEIERLE** while engaged in the business of buying, selling, or otherwise disposing of stolen goods for a profit, unlawfully and feloniously received, retained, loaned money by pawn or pledge, or disposed of a thing of value, namely: gift cards including but not limited to the Home Depot and Target, and the defendant knew or believed the thing of value had been stolen and intended to deprive the lawful owner, permanently of its use or benefit, and the value of the property was one thousand dollars or more; in violation of § 18-4-410(1),(6), C.R.S.

The offenses alleged in Counts 36 through 38 were committed in the following manner and occurred in the State of Colorado:

On or about and between August 1, 2008 and January 1, 2009, **VICTOR GABLER and JACK BEIERLE** unlawfully and feloniously attempted to influence a public servant named Donna Flannery by means of deciet. The two men attempted to influence Parole Officer Donna Flannery by submitting fraudulent time cards. Mr. **JACK BEIERLE** who owned/managed a furniture store falsely filled out time cards to make it appear as if Victor Gabler was working a legitimate job at the furniture store and thereby fulfilling a condition of Mr. Gabler's felony parole. Victor Gabler would then pass these time cards he knew to be fraudulent to his parole officer. These false documents, which were legally fileable or required to be filed with a public servant, allowed Victor Gabler to continuously deceive his parole officer and to further his theft and identity theft scheme rather than working a legitimate job. While Mr. Gabler was pretending to work for the Mr. Beierle's furniture store, Mr. Beierle feloniously received gift cards he knew to be stolen from places such as Home Depot and Target in an amount greater than \$1000.00.

PREDICATE ACT NUMBER THIRTY NINE

Theft \$1000 > \$20,000, § 18-4-401(1)(a), (2)(c), C.R.S. (F4) 0801U

On or about December 31, 2008, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and knowingly obtained or exercised control over things of value, to wit: personal effects, goods, merchandise or services, with the value of one thousand dollars or more but less than twenty thousand dollars, without authorization, or by threat or deception, and intended to permanently deprive Sue Ball, Visa, Macy's, King Soopers, TGI Friday's, and Target of its use or benefit; in violation of § 18-4-401(1)(a), (2)(c), C.R.S.

PREDICATE ACT NUMBER FORTY

Identity Theft, C.R.S. § 18-5-902(1)(a), (f) (F4) 13071

On or about December 31, 2008, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and knowingly used or attempted to use the personal identifying information, financial identifying information, or financial device of Sue Ball, to wit: her name, and credit cards, without permission or lawful authority to obtain cash, credit, property, services, or any other thing of value or to make a financial payment; in violation of § 18-5-902(1)(a),(f), C.R.S.

PREDICATE ACT NUMBER FORTY ONE

Computer Crime, C.R.S. § 18-5.5-102(1)(d) (F4) 1502S

On or about December 31, 2008, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and knowingly accessed a computer, computer network, or computer system, or any part thereof, to commit theft, and the loss, damage, value of services, or thing of value taken, or cost of restoration or repair was one thousand dollars or more but less than twenty thousand dollars; in violation of § 18-5.5-102(1)(d), C.R.S.

PREDICATE ACT NUMBER FORTY TWO

Forgery, C.R.S. § 18-5-102(1)(c) (F5) 1001C

On or about December 31, 2008, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and falsely made, completed, altered, or uttered a written instrument, namely: credit card purchase receipts from Macy's, King Soopers, TGI Friday's, and or Target, were or which purported to be, or which were calculated to become or to represent if completed, a contract, assignment, commercial instrument, promissory note, or other instrument which document did or may have evidenced, created, transferred, terminated, or otherwise affected a legal right, interest, obligation, or status; in violation of § 18-5-102(1), C.R.S.

PREDICATE ACT NUMBER FORTY THREE

Criminal Mischief of Less than \$500, § 18-4-501, C.R.S. (M2) 0901C

On or about December 31, 2008, in and triable in the State of Colorado, **VICTOR GABLER**, in the course of a single criminal episode, unlawfully, feloniously, and knowingly damaged the real or personal property of Sue Ball, the aggregate damage being less than five hundred dollars; in violation of § 18-4-501, C.R.S.

PREDICATE ACT NUMBER FORTY FOUR

Unauthorized Use of a Financial Transaction Device - \$1,000 or more but less than \$20,000,
C.R.S. 18-5-702(1),(3)(c) (F-5) 1301D

On or about December 31, 2008, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully used a financial transaction device, namely: credit cards of Sue Ball for the purpose of obtaining cash, credit, property, or services, or for making financial payment, with intent to defraud, and with notice that the use of the financial transaction device was unauthorized by either the issuer thereof or the account holder, and the value of the cash, credit, property, or services obtained or of the financial payments made was more than one thousand dollars but less than twenty thousand dollars; in violation of § 18-5-702(1),(3)(c), C.R.S.

The offenses alleged in Predicate Acts 39 through 44 were committed in the following manner and occurred in the State of Colorado:

On or about December 31, 2008, at the Shepherd of the Hills Church, in Arapahoe County, Victor Gabler and other individuals actively participated in or were complicit in breaking into a car owned by Sue Ball. The individuals broke into the side window and stole Ms. Ball's purse and other personal effects. The above individuals then had a member of their enterprise, Ms. Abbie Worley, pose as Ms. Ball and use her Visa card, to purchase goods, merchandise or services at the Macy's, King Soopers, TGI Friday's, and Target, for approximately \$1750.00. When Ms. Worley used the credit card(s) without authorization, she falsely signed the purchase receipts. Further, Ms. Worley accessed a computer, computer network, computer system, or any part thereof to commit theft. Victor Gabler and the other individual(s) were complicit in the acts committed by Ms. Worley. The individuals involved in this event used deception and had the intent to permanently deprive Sue Ball, Visa, Macy's, King Soopers, TGI Friday's, and Target of the use and benefit of their merchandise or property. The value of all of the personal effects, goods services, or merchandise stolen from Sue Ball, Visa, Macy's, King Soopers, TGI Friday's, and or Target was more than \$1,000.00 but less than \$20,000.00.

PREDICATE ACT NUMBER FORTY FIVE

Theft - Under \$500, C.R.S. 18-4-401(1)(a),(2)(b) (M2)

On or about December 31, 2008, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and knowingly obtained or exercised control over things of value, to wit: personal effects, goods, merchandise or services, with the value of less than five hundred dollars, without authorization, or by threat or deception, and intended to deprive Randall Renken, Martha Lell, and or King Soopers of its use or benefit; in violation of § 18-4-401(1)(a),(2)(b), C.R.S.

PREDICATE ACT NUMBER FORTY SIX

Identity Theft, C.R.S. § 18-5-902(1)(a), (f) (F4) 13071

On or about December 31, 2008, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and knowingly used or attempted to use the personal identifying information, financial identifying information, or financial device of Martha Lell, to wit: her name, driver's license, credit cards, without permission or lawful authority to obtain cash, credit, property, services, or any other thing of value or to make a financial payment; in violation of § 18-5-902(1)(a),(f), C.R.S.

PREDICATE ACT NUMBER FORTY SEVEN

Computer Crime – Commit Theft - Under \$500, C.R.S. 18-5.5-102(1)(d) (M2)

On or about December 31, 2008, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully and knowingly accessed a computer, computer network, or computer system, or any part thereof, for the purpose of devising or executing a scheme or artifice to defraud, and the loss, damage, value of services, or thing of value taken, or cost of restoration or repair was five hundred dollars or less; in violation of § 18-5.5-102(1)(d), C.R.S.

PREDICATE ACT NUMBER FORTY EIGHT

Forgery, C.R.S. § 18-5-102(1)(c) (F5) 1001C

On or about December 31, 2008, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and falsely made, completed, altered, or uttered a written instrument, namely: a credit card purchase receipt from King Sooper's which was or which purported to be, or which were calculated to become or to represent if completed, a contract, assignment, commercial instrument, promissory note, or other instrument which document did or may have evidenced, created, transferred, terminated, or otherwise affected a legal right, interest, obligation, or status; in violation of § 18-5-102(1), C.R.S.

PREDICATE ACT NUMBER FORTY NINE

Criminal Mischief of Less than \$500, § 18-4-501, C.R.S. (M2) 0901C

On or about December 31, 2008, in and triable in the State of Colorado, **VICTOR GABLER**, in the course of a single criminal episode, unlawfully, feloniously, and knowingly damaged the real or personal property of Randall Renken and or Martha Lell, the aggregate damage being less than five hundred dollars; in violation of § 18-4-501, C.R.S.

PREDICATE ACT NUMBER FIFTY

Unauthorized Use of a Financial Transaction Device - Under \$1,000, C.R.S. 18-5-702(1),(3)(b) (M1)

On or about December 31, 2008, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully used a financial transaction device, namely: a credit card of Martha Lell for the purpose of obtaining cash, credit, property, or services, or for making financial payment, with intent to defraud, and with notice that the use of the financial transaction device was unauthorized by either the issuer thereof or the account holder, and the value of the cash, credit, property, or services obtained or of the financial payments made was less than one thousand dollars; in violation of § 18-5-702(1),(3)(b), C.R.S.

The offenses alleged in Predicate Acts 45 through 50 were committed in the following manner and occurred in the State of Colorado:

On or about December 31, 2008, at the Shepherd of the Hills Church, in Arapahoe County, Victor Gabler and other individuals actively participated in or were complicit in breaking into BMW 528i owned by Randall Renken and/or Martha Lell. The individuals broke into the side window and stole the personal effects of Mr. Renkin and/or Ms. Lell. The above individuals then had a member of their enterprise, Ms. Abbie Worley, pose as Ms. Lell and use her credit card(s), to purchase goods, merchandise or services at the King Soopers, for approximately \$250.00. When Ms. Worley used the credit card(s) without authorization, she falsely signed the purchase receipt. Further, Ms. Worley accessed a computer, computer network, computer system, or any part thereof to commit theft. Victor Gabler and the other individuals were complicit in the acts committed by Ms. Worley. The individuals involved in this event used deception and had the intent to permanently deprive Randall Renken, Martha Lell, and or King Soopers of the use and benefit of their merchandise or property. The value of all of the materials stolen from Randall Renken, Martha Lell, and/or King Soopers was less than \$500.00.

PREDICATE ACT NUMBER FIFTY ONE

Theft \$1000 > \$20,000, § 18-4-401(1)(a), (2)(c), C.R.S. (F4) 0801U

On or about January 3, 2009, within in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and knowingly obtained or exercised control over things of value, to wit: personal effects, goods, merchandise or services, with the value of one thousand dollars or more but less than twenty thousand dollars, without authorization, or by threat or deception, and intended to permanently deprive Debra Canning-Beytien, Visa, Mastercard, Macy's, Albertson's, and Kohl's of its use or benefit; in violation of § 18-4-401(1)(a), (2)(c), C.R.S.

PREDICATE ACT NUMBER FIFTY TWO

Identity Theft, C.R.S. § 18-5-902(1)(a), (f) (F4) 13071

On or about January 3, 2009, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and knowingly used or attempted to use the personal identifying information, financial identifying information, or financial device of Debra Canning-Beytien, to wit: her name, driver's license, Chase Mileage Plus credit card, Kohl's credit card or Macy's credit card, without permission or lawful authority to obtain cash, credit, property, services, or any other thing of value or to make a financial payment; in violation of § 18-5-902(1)(a),(f), C.R.S.

PREDICATE ACT NUMBER FIFTY THREE

Forgery, C.R.S. § 18-5-102(1)(c) (F5) 1001C

On or about January 3, 2009, in and triable in the State of Colorado, **VICTOR GABLER**, with the intent to defraud Debra Canning-Beytien, Chase Mileage Plus Visa, Kohl's, Chase Mastercard, Albertson's and Macy's unlawfully, feloniously, and falsely made, completed, altered, or uttered a written instrument, namely: credit card purchase receipts from Macy's, Albertson's, and Kohl's which were or which purported to be, or which were calculated to become or to represent if completed, a contract, assignment, commercial instrument, promissory note, or other instrument which document did or may have evidenced, created, transferred, terminated, or otherwise affected a legal right, interest, obligation, or status; in violation of § 18-5-102(1), C.R.S.

PREDICATE ACT NUMBER FIFTY FOUR

Computer Crime, C.R.S. § 18-5.5-102(1)(d) (F4) 1502S

On or about January 3, 2009, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and knowingly accessed a computer, computer network, or computer system, or any part thereof, to commit theft, and the loss, damage, value of services, or thing of value taken, or cost of restoration or repair was one thousand dollars or more but less than twenty thousand dollars; in violation of § 18-5.5-102(1)(d), C.R.S.

PREDICATE ACT NUMBER FIFTY FIVE

Criminal Mischief of Less than \$500, § 18-4-501, C.R.S. (M2) 0901C

On or about January 3, 2009, in and triable in the State of Colorado, **VICTOR GABLER**, in the course of a single criminal episode, unlawfully, feloniously, and knowingly

damaged the real or personal properties of Debra Canning-Beytien and Tera Sherman, the aggregate damage being less than five hundred dollars; in violation of § 18-4-501, C.R.S.

PREDICATE ACT NUMBER FIFTY SIX

Unauthorized Use of a Financial Transaction Device - \$1,000 or more but less than \$20,000,
C.R.S. 18-5-702(1),(3)(c) (F-5) **1301D**

On or about January 3, 2009, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully used a financial transaction device, namely: credit cards of Debra Canning-Beytien for the purpose of obtaining cash, credit, property, or services, or for making financial payment, with intent to defraud, and with notice that the use of the financial transaction device was unauthorized by either the issuer thereof or the account holder, and the value of the cash, credit, property, or services obtained or of the financial payments made was more than one thousand dollars but less than twenty thousand dollars; in violation of § 18-5-702(1),(3)(c), C.R.S.

The offenses alleged in Predicate Acts 51 through 56 were committed in the following manner and occurred in the State of Colorado:

On or about January 3, 2009, at the Sacred Heart of Mary Catholic Church, in Boulder County, Victor Gabler and other individuals actively participated in or were complicit in breaking into a Lexus owned by Debra Canning-Beytien and a GMC Yukon owned by Tera Sherman. The individuals broke into the side window and stole Ms. Canning-Beytien's purse and other personal effects. The above individuals then had a member of their enterprise, Ms. Abbie Worley, pose as Ms. Canning-Beytien and use her credit cards, to purchase goods, merchandise or services at the Macy's, Albertson's and Kohl's, for approximately \$2100.00. When Ms. Worley used the credit card(s) without authorization, she falsely signed the purchase receipts. Further, Ms. Worley accessed a computer, computer network, computer system, or any part thereof to commit theft. Victor Gabler and the other individual(s) were complicit in the acts committed by Ms. Worley. The individuals involved in this event used deception and had the intent to permanently deprive Debra Canning-Beytien, Visa, Mastercard, Macy's, Albertson's, and Kohl's of the use and benefit of their merchandise or property. The value of all of the personal effects, goods, merchandise or services stolen from Debra Canning-Beytien, Visa, Mastercard, Macy's, Albertson's, and Kohl's was more than \$1,000.00 but less than \$20,000.00.

PREDICATE ACT NUMBER FIFTY SEVEN

Theft - Under \$500, C.R.S. 18-4-401(1)(a),(2)(b) (M2)

On or about January 4, 2009, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and knowingly obtained or exercised control over things of value, to wit: personal effects, goods, merchandise or services, with the value of less than five

hundred dollars, without authorization, or by threat or deception, and intended to deprive Molly Smith, VISA, Kohl's and or Mustard's Last Stand of its use or benefit; in violation of § 18-4-401(1)(a),(2)(b), C.R.S.

PREDICATE ACT NUMBER FIFTY EIGHT

Identity Theft, C.R.S. § 18-5-902(1)(a), (f) (F4) 13071

On or about January 4, 2009, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and knowingly used or attempted to use the personal identifying information, financial identifying information, or financial device of Molly Smith, to wit: her name, driver's license, VISA card, without permission or lawful authority to obtain cash, credit, property, services, or any other thing of value or to make a financial payment; in violation of § 18-5-902(1)(a),(f), C.R.S.

PREDICATE ACT NUMBER FIFTY NINE

Computer Crime – Commit Theft - Under \$500, C.R.S. 18-5.5-102(1)(d) (M2)

On or about January 4, 2009, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully and knowingly accessed a computer, computer network, or computer system, or any part thereof, for the purpose of devising or executing a scheme or artifice to defraud, and the loss, damage, value of services, or thing of value taken, or cost of restoration or repair was five hundred dollars or less; in violation of § 18-5.5-102(1)(d), C.R.S.

PREDICATE ACT NUMBER SIXTY

Forgery, C.R.S. § 18-5-102(1)(c) (F5) 1001C

On or about January 4, 2009, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and falsely made, completed, altered, or uttered a written instrument, namely: credit card purchase receipts from Kohl's and Mustard's Last Stand which were or which purported to be, or which were calculated to become or to represent if completed, a contract, assignment, commercial instrument, promissory note, or other instrument which document did or may have evidenced, created, transferred, terminated, or otherwise affected a legal right, interest, obligation, or status; in violation of § 18-5-102(1), C.R.S.

PREDICATE ACT NUMBER SIXTY ONE

Criminal Mischief of Less than \$500, § 18-4-501, C.R.S. (M2) 0901C

On or about January 4, 2009, in and triable in the State of Colorado, **VICTOR GABLER**, in the course of a single criminal episode, unlawfully, feloniously, and knowingly

damaged the real or personal property of Molly Smith, the aggregate damage being less than five hundred dollars; in violation of § 18-4-501, C.R.S.

PREDICATE ACT NUMBER SIXTY TWO

Unauthorized Use of a Financial Transaction Device - Under \$1,000, C.R.S. 18-5-702(1),(3)(b) (M1)

On or about January 4, 2009, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully used a financial transaction device, namely: a credit card of Molly Smith for the purpose of obtaining cash, credit, property, or services, or for making financial payment, with intent to defraud, and with notice that the use of the financial transaction device was unauthorized by either the issuer thereof or the account holder, and the value of the cash, credit, property, or services obtained or of the financial payments made was less than one thousand dollars; in violation of § 18-5-702(1),(3)(b), C.R.S.

The offenses alleged in Predicate Acts 57 through 62 were committed in the following manner and occurred in the State of Colorado:

On or about January 4, 2009, at the Marshall Mesa Trail Head, in Boulder County, Victor Gabler and Abbie Worley actively participated in or were complicit in breaking into 1999 Subaru Legacy owned by Molly Smith. The individuals broke into the side window and stole the personal effects of Ms. Smith. The above individuals then had a member of their enterprise, Ms. Abbie Worley, pose as Ms. Smith and use her credit card(s), to purchase goods, merchandise or services at the Kohl's and Mustard's Last Stand, for less than \$500.. When Ms. Worley used the credit card(s) without authorization, she falsely signed the purchase receipt. Further, Ms. Worley accessed a computer, computer network, computer system, or any part thereof to commit theft. Victor Gabler was complicit in the acts committed by Ms. Worley. The individuals involved in this event used deception and had the intent to permanently deprive Molly Smith, VISA, Kohl's and or Mustard's Last Stand of the use and benefit of their merchandise or property. The value of all of the personal effects, goods, merchandise or services stolen from Molly Smith, VISA, Kohl's and or Mustard's Last Stand was less than \$500.00.

PREDICATE ACT NUMBER SIXTY THREE

Theft - Under \$500, C.R.S. 18-4-401(1),(2)(b) (M2)

On or about January 11, 2009, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and knowingly obtained or exercised control over things of value, to wit: personal effects, goods, merchandise or services, with the value of less than five hundred dollars, without authorization, or by threat or deception, and intended to permanently deprive Carol Bowman, American Express, King Sooper's and Western Gas of its use or benefit; in violation of § 18-4-401(1)(a), (2)(c), C.R.S.

PREDICATE ACT NUMBER SIXTY FOUR

Identity Theft, C.R.S. § 18-5-902(1)(a), (f) (F4) 13071

On or about January 11, 2009 in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and knowingly used or attempted to use the personal identifying information, financial identifying information, or financial device of Carol Bowman, to wit: her name, driver's license, credit cards, without permission or lawful authority to obtain cash, credit, property, services, or any other thing of value or to make a financial payment; in violation of § 18-5-902(1)(a),(f), C.R.S.

PREDICATE ACT NUMBER SIXTY FIVE

Computer Crime, C.R.S. § 18-5.5-102(1)(d) (F4) 1502S

On or about January 11, 2009, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and knowingly accessed a computer, computer network, or computer system, or any part thereof, to commit theft, and the loss, damage, value of services, or thing of value taken, or cost of restoration or repair was one thousand dollars or more but less than twenty thousand dollars; in violation of § 18-5.5-102(1)(d), C.R.S.

PREDICATE ACT NUMBER SIXTY SIX

Forgery, C.R.S. § 18-5-102(1)(c) (F5) 1001C

On or about January 11, 2009, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and falsely made, completed, altered, or uttered a written instrument, namely: credit card purchase receipts from King Sooper's which were or which purported to be, or which were calculated to become or to represent if completed, a contract, assignment, commercial instrument, promissory note, or other instrument which document did or may have evidenced, created, transferred, terminated, or otherwise affected a legal right, interest, obligation, or status; in violation of § 18-5-102(1), C.R.S.

PREDICATE ACT NUMBER SIXTY SEVEN

Criminal Mischief of Less than \$500, § 18-4-501, C.R.S. (M2) 0901C

On or about January 11, 2009, in and triable in the State of Colorado, **VICTOR GABLER**, in the course of a single criminal episode, unlawfully, feloniously, and knowingly damaged the real or personal property of Carol Bowman, the aggregate damage being less than five hundred dollars; in violation of § 18-4-501, C.R.S.

PREDICATE ACT NUMBER SIXTY EIGHT

Unauthorized Use of a Financial Transaction Device - Under \$1,000, C.R.S. 18-5-702(1),(3)(b)
(M-1)

On or about January 11, 2009, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully used a financial transaction device, namely: credit cards of Carol Bowman for the purpose of obtaining cash, credit, property, or services, or for making financial payment, with intent to defraud, and with notice that the use of the financial transaction device was unauthorized by either the issuer thereof or the account holder, and the value of the cash, credit, property, or services obtained or of the financial payments made was less than one thousand dollars; in violation of § 18-5-702(1),(3)(b), C.R.S.

The offenses alleged in Predicate Acts 63 through 68 were committed in the following manner and occurred in the State of Colorado:

On or about January 11, 2009, at the Paul Derda Recreation Center, in the City and County of Broomfield, Victor Gabler and Abbie Worley actively participated in or were complicit in breaking into 2002 Chevy Tahoe owned by Carol Bowman. The individuals broke into the side window and stole the personal effects of Ms. Bowman. A member of their enterprise, Ms. Abbie Worley, then posed as Ms. Bowman and used her credit card(s), to purchase goods, merchandise or services at the King Soopers and Western Gas station, for less than \$500. When Ms. Worley used the credit card(s) without authorization, she falsely signed the purchase receipt. Further, Ms. Worley accessed a computer, computer network, computer system, or any part thereof to commit theft. Victor Gabler was complicit in the acts committed by Ms. Worley. The individuals involved in this event used deception and had the intent to permanently deprive Carol Bowman, American Express, King Soopers, a Western Gas and or Mustard's Last Stand of the use and benefit of their merchandise or property. The value of all of the personal effects, goods, merchandise or services stolen from Carol Bowman, American Express, King Soopers and Western Gas was less than \$500.00. There was also an attempt by this group of individuals to purchase merchandise at Home Depot with Ms. Bowman's credit card, however it was declined.

PREDICATE ACT NUMBER SIXTY NINE

Theft \$1000 > \$20,000, § 18-4-401(1)(a), (2)(c), C.R.S. (F4) 0801U

On or about January 11, 2009, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and knowingly obtained or exercised control over things of value, to wit: personal effects, goods, merchandise or services, with the value of one thousand dollars or more but less than twenty thousand dollars, without authorization, or by threat or deception, and intended to permanently deprive Jaime Wygant, American Express, VISA,

Target, Bed Bath and Beyond, Borders Book Store and/or the Apple Store of its use or benefit; in violation of § 18-4-401(1)(a), (2)(c), C.R.S.

PREDICATE ACT NUMBER SEVENTY

Identity Theft, C.R.S. § 18-5-902(1)(a), (f) (F4) 13071

On or about January 11, 2009 in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and knowingly used or attempted to use the personal identifying information, financial identifying information, or financial device of Jaime Wygant, to wit: her name, driver's license, social security number and card, American Express credit card or VISA credit card, without permission or lawful authority to obtain cash, credit, property, services, or any other thing of value or to make a financial payment; in violation of § 18-5-902(1)(a),(f), C.R.S.

PREDICATE ACT NUMBER SEVENTY ONE

Identity Theft, C.R.S. § 18-5-902(1)(a), (f) (F4) 13071

On or about January 11, 2009 in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and knowingly used or attempted to use the personal identifying information, financial identifying information, or financial device of Laura Sierra, to wit: her name, Border's Reward Card, and email address, without permission or lawful authority to obtain cash, credit, property, services, or any other thing of value or to make a financial payment; in violation of § 18-5-902(1)(a),(f), C.R.S.

PREDICATE ACT NUMBER SEVENTY TWO

Computer Crime, C.R.S. § 18-5.5-102(1)(d) (F4) 1502S

On or about January 11, 2009, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and knowingly accessed a computer, computer network, or computer system, or any part thereof, to commit theft, and the loss, damage, value of services, or thing of value taken, or cost of restoration or repair was one thousand dollars or more but less than twenty thousand dollars; in violation of § 18-5.5-102(1)(d), C.R.S.

PREDICATE ACT NUMBER SEVENTY THREE

Forgery, C.R.S. § 18-5-102(1)(c) (F5) 1001C

On or about January 11, 2009, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and falsely made, completed, altered, or uttered a written instrument, namely: credit card purchase receipts from the Apple Store, Border's Book Store,

Bed Bath and Beyond and/or Target which were or which purported to be, or which were calculated to become or to represent if completed, a contract, assignment, commercial instrument, promissory note, or other instrument which document did or may have evidenced, created, transferred, terminated, or otherwise affected a legal right, interest, obligation, or status; in violation of § 18-5-102(1), C.R.S.

PREDICATE ACT NUMBER SEVENTY FOUR

Criminal Mischief of Less than \$500, § 18-4-501, C.R.S. (M2) 0901C

On or about January 11, 2009, in and triable in the State of Colorado, **VICTOR GABLER**, in the course of a single criminal episode, unlawfully, feloniously, and knowingly damaged the real or personal property of Jaime Wygant, the aggregate damage being less than five hundred dollars; in violation of § 18-4-501, C.R.S.

PREDICATE ACT NUMBER SEVENTY FIVE

Unauthorized Use of a Financial Transaction Device - \$1,000 or more but less than \$20,000, C.R.S. 18-5-702(1),(3)(c) (F-5) 1301D

On or about January 11, 2009, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully used a financial transaction device, namely: credit cards of Jamie Wygant for the purpose of obtaining cash, credit, property, or services, or for making financial payment, with intent to defraud, and with notice that the use of the financial transaction device was unauthorized by either the issuer thereof or the account holder, and the value of the cash, credit, property, or services obtained or of the financial payments made was more than one thousand dollars but less than twenty thousand dollars; in violation of § 18-5-702(1),(3)(c), C.R.S.

The offenses alleged in Predicate Acts 69 through 75 were committed in the following manner and occurred in the State of Colorado:

On or about January 11, 2009, at Xavier Lane in the City and County of Broomfield, Victor Gabler and Abbie Worley actively participated in or were complicit in breaking into a 1999 Toyota 4Runner owned by Jaime Wygant. The individuals broke into the side window and stole Ms. Wygant's purse and other personal effects. A member of their enterprise, Ms. Abbie Worley, posed as Ms. Wygant and used her credit cards, to purchase goods, merchandise or services at the Macy's, Albertson's and Kohl's, for approximately \$4000.00. Ms. Worley also posed as an individual named Laura Sierra, by falsely using her Border's Book Card identification in order to receive a discount at the store during a purchase. When Ms. Worley used the credit card(s) without authorization, she falsely signed the purchase receipts. Further, Ms. Worley accessed a computer, computer network, computer system, or any part thereof to commit theft. Victor Gabler was complicit in the acts committed by Ms. Worley. The individuals involved in this event used deception and had the intent to permanently deprive

Jaime Wygant, American Express, VISA, Target, Bed Bath and Beyond, Borders Book Store and or the Apple Store of the use and benefit of their merchandise or property. The value of all of the materials stolen from Jaime Wygant, Target, Bed Bath and Beyond, Borders Book Store and or the Apple Store was more than \$1,000.00 but less than \$20,000.00. There was also an attempt by this group of individuals to purchase merchandise at Checker Auto Parts with Ms. Wygant's credit card, however it was declined.

PREDICATE ACT NUMBER SEVENTY SIX

Theft \$1000 > \$20,000, § 18-4-401(1)(a), (2)(c), C.R.S. (F4) 0801U

On or about January 17, 2009, within in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and knowingly obtained or exercised control over things of value, to wit: personal effects, goods, merchandise or services, with the value of one thousand dollars or more but less than twenty thousand dollars, without authorization, or by threat or deception, and intended to permanently deprive Helen Christina Kern, American Express, VISA, Mastercard, Lens Crafters, Red Wing Shoes, Macy's and/or Midway 66 of its use or benefit; in violation of § 18-4-401(1)(a), (2)(c), C.R.S.

PREDICATE ACT NUMBER SEVENTY SEVEN

Identity Theft, C.R.S. § 18-5-902(1)(a), (f) (F4) 13071

On or about January 17, 2009 in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and knowingly used or attempted to use the personal identifying information, financial identifying information, or financial device of Helen Christina Kern, to wit: her name, driver's license, VISA, Master card and or American Express credit card, without permission or lawful authority to obtain cash, credit, property, services, or any other thing of value or to make a financial payment; in violation of § 18-5-902(1)(a),(f), C.R.S.

PREDICATE ACT NUMBER SEVENTY EIGHT

Computer Crime, C.R.S. § 18-5.5-102(1)(d) (F4) 1502S

On or about January 17, 2009, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and knowingly accessed a computer, computer network, or computer system, or any part thereof, to commit theft, and the loss, damage, value of services, or thing of value taken, or cost of restoration or repair was one thousand dollars or more but less than twenty thousand dollars; in violation of § 18-5.5-102(1)(d), C.R.S.

PREDICATE ACT NUMBER SEVENTY NINE

Forgery, C.R.S. § 18-5-102(1)(c) (F5) 1001C

On or about January 17, 2009, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and falsely made, completed, altered, or uttered a written instrument, namely: a credit card purchase receipt from Lenscrafters, credit card purchase receipts from Red Wing Shoes, Macy's, and Lens Crafters which were or which purported to be, or which were calculated to become or to represent if completed, a contract, assignment, commercial instrument, promissory note, or other instrument which document did or may have evidenced, created, transferred, terminated, or otherwise affected a legal right, interest, obligation, or status; in violation of § 18-5-102(1), C.R.S.

PREDICATE ACT NUMBER EIGHTY

Criminal Mischief of Less than \$500, § 18-4-501, C.R.S. (M2) 0901C

On or about January 17, 2009, in and triable in the State of Colorado, **VICTOR GABLER**, in the course of a single criminal episode, unlawfully, feloniously, and knowingly damaged the real or personal property of Helen Christina Kern, the aggregate damage being less than five hundred dollars; in violation of § 18-4-501, C.R.S.

PREDICATE ACT NUMBER EIGHTY ONE

Unauthorized Use of a Financial Transaction Device - \$1,000 or more but less than \$20,000, C.R.S. 18-5-702(1),(3)(c) (F-5) 1301D

On or about January 17, 2009, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully used a financial transaction device, namely: credit cards of Helen Christina Kern for the purpose of obtaining cash, credit, property, or services, or for making financial payment, with intent to defraud, and with notice that the use of the financial transaction device was unauthorized by either the issuer thereof or the account holder, and the value of the cash, credit, property, or services obtained or of the financial payments made was more than one thousand dollars but less than twenty thousand dollars; in violation of § 18-5-702(1),(3)(c), C.R.S.

The offenses alleged in Predicate Acts 76 through 81 were committed in the following manner and occurred in the State of Colorado:

On or about January 17, 2009, at the Beautiful Savior Lutheran Church, in the City and County of Broomfield, Victor Gabler and Abbie Worley actively participated in or were complicit in breaking into a 2007 Honda CRV owned by Helen Christina Kern. The individuals broke into the side window and stole Ms. Kern's purse and other personal effects. A member of

their enterprise, Ms. Abbie Worley, posed as Helen Christina Kern and used her credit cards, to purchase goods, merchandise or services at the Lens Crafters, Red Wing Shoes, Macy's and/or Midway 66, for approximately \$1600.00. When Ms. Worley used the credit card(s) without authorization, she falsely signed the purchase receipts. Further, Ms. Worley accessed a computer, computer network, computer system, or any part thereof to commit theft. Victor Gabler was complicit in the acts committed by Ms. Worley. The individuals involved in this event used deception and had the intent to permanently deprive Helen Christina Kern, American Express, VISA, Mastercard, Lens Crafters, Red Wing Shoes, Macy's and/or Midway 66 of the use and benefit of their merchandise or property. The value of all of the materials stolen from Helen Christina Kern, American Express, VISA, Mastercard, Lens Crafters, Red Wing Shoes, Macy's and/or Midway 66 was more than \$1,000.00 but less than \$20,000.00.

PREDICATE ACT NUMBER EIGHTY TWO

Theft \$1000 > \$20,000, § 18-4-401(1)(a), (2)(c), C.R.S. (F4) 0801U

On or about January 21, 2009, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and knowingly obtained or exercised control over things of value, to wit: personal effects, goods, merchandise or services, with the value of one thousand dollars or more but less than twenty thousand dollars, without authorization, or by threat or deception, and intended to permanently deprive Maura Clark, VISA, Dick's Sporting Goods and Circuit City of its use or benefit; in violation of § 18-4-401(1)(a), (2)(c), C.R.S.

PREDICATE ACT NUMBER EIGHTY THREE

Identity Theft, C.R.S. § 18-5-902(1)(a), (f) (F4) 13071

On or about January 21, 2009 in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and knowingly used or attempted to use the personal identifying information, financial identifying information, or financial device of Maura Clark, to wit: her name, driver's license, VISA credit card, without permission or lawful authority to obtain cash, credit, property, services, or any other thing of value or to make a financial payment; in violation of § 18-5-902(1)(a),(f), C.R.S.

PREDICATE ACT NUMBER EIGHTY FOUR

Computer Crime, C.R.S. § 18-5.5-102(1)(d) (F4) 1502S

On or about January 21, 2009, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and knowingly accessed a computer, computer network, or computer system, or any part thereof, to commit theft, and the loss, damage, value of services, or thing of value taken, or cost of restoration or repair was one thousand dollars or more but less than twenty thousand dollars; in violation of § 18-5.5-102(1)(d), C.R.S.

PREDICATE ACT NUMBER EIGHTY FIVE

Forgery, C.R.S. § 18-5-102(1)(c) (F5) 1001C

On or about January 21, 2009, in and triable in the State of Colorado, **VICTOR GABLER** unlawfully, feloniously, and falsely made, completed, altered, or uttered a written instrument, namely: credit card purchase receipts from Dick's Sporting Goods and Circuit City which were or which purported to be, or which were calculated to become or to represent if completed, a contract, assignment, commercial instrument, promissory note, or other instrument which document did or may have evidenced, created, transferred, terminated, or otherwise affected a legal right, interest, obligation, or status; in violation of § 18-5-102(1), C.R.S.

PREDICATE ACT NUMBER EIGHTY SIX

Criminal Mischief of Less than \$500, § 18-4-501, C.R.S. (M2) 0901C

On or about January 21, 2009, in and triable in the State of Colorado, **VICTOR GABLER**, in the course of a single criminal episode, unlawfully, feloniously, and knowingly damaged the real or personal property of Maura Clark, the aggregate damage being less than five hundred dollars; in violation of § 18-4-501, C.R.S.

PREDICATE ACT NUMBER EIGHTY SEVEN

Unauthorized Use of a Financial Transaction Device - \$1,000 or more but less than \$20,000,
C.R.S. 18-5-702(1),(3)(c) (F-5) 1301D

On or about January 21, 2009, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully used a financial transaction device, namely: a credit card of Maura Clark for the purpose of obtaining cash, credit, property, or services, or for making financial payment, with intent to defraud, and with notice that the use of the financial transaction device was unauthorized by either the issuer thereof or the account holder, and the value of the cash, credit, property, or services obtained or of the financial payments made was more than one thousand dollars but less than twenty thousand dollars; in violation of § 18-5-702(1),(3)(c), C.R.S.

The offenses alleged in Predicate Acts 82 through 87 were committed in the following manner and occurred in the State of Colorado:

On or about January 21, 2009, at the Superior Ice Rink, in Boulder County, Victor Gabler and Abbie Worley actively participated in or were complicit in breaking into a 2008 Chevy Tahoe owned by Maura Clark. The individuals broke into the side window and stole Ms. Clark's purse and other personal effects. A member of their enterprise, Ms. Abbie Worley, posed as Maura Clark and used her credit card, to purchase goods, merchandise or services at the Dick's Sporting Goods and Circuit City, for approximately \$1100.00. When Ms. Worley used the credit

card without authorization, she falsely signed the purchase receipts. Further, Ms. Worley accessed a computer, computer network, computer system, or any part thereof to commit theft. Victor Gabler was complicit in the acts committed by Ms. Worley. The individuals involved in this event used deception and had the intent to permanently deprive Maura Clark, VISA, Dick's Sporting Goods and Circuit City of the use and benefit of their merchandise or property. The value of all of the materials stolen from Maura Clark, VISA, Dick's Sporting Goods and Circuit City was more than \$1,000.00 but less than \$20,000.00. There was also an attempt by this group of individuals to purchase merchandise at Walgreens with Ms. Clark's credit card, however it was declined.

PREDICATE ACT NUMBER EIGHTY EIGHT

Theft \$1000 > \$20,000, § 18-4-401(1)(a), (2)(c), C.R.S. (F4) 0801U

On or about February 1, 2009, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and knowingly obtained or exercised control over things of value, to wit: personal effects, goods, merchandise or services, with the value of one thousand dollars or more but less than twenty thousand dollars, without authorization, or by threat or deception, and intended to permanently deprive Sunny Hicken, Brent Hicken, VISA, Mastercard, Dick's Sporting Goods, Kohl's and/or Macy's, of its use or benefit; in violation of § 18-4-401(1)(a), (2)(c), C.R.S.

PREDICATE ACT NUMBER EIGHTY NINE

Identity Theft, C.R.S. § 18-5-902(1)(a), (f) (F4) 13071

On or about February 1, 2009, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and knowingly used or attempted to use the personal identifying information, financial identifying information, or financial device of Sunny Hicken and or Brent Hicken, to wit: their names, driver's licenses, credit cards, and/or check books without permission or lawful authority to obtain cash, credit, property, services, or any other thing of value or to make a financial payment; in violation of § 18-5-902(1)(a),(f), C.R.S.

PREDICATE ACT NUMBER NINETY

Computer Crime, C.R.S. § 18-5.5-102(1)(d) (F4) 1502S

On or about February 1, 2009, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and knowingly accessed a computer, computer network, or computer system, or any part thereof, to commit theft, and the loss, damage, value of services, or thing of value taken, or cost of restoration or repair was one thousand dollars or more but less than twenty thousand dollars; in violation of § 18-5.5-102(1)(d), C.R.S.

PREDICATE ACT NUMBER NINETY ONE

Forgery, C.R.S. § 18-5-102(1)(c) (F5) 1001C

On or about February 1, 2009, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and falsely made, completed, altered, or uttered a written instrument, namely: credit card purchase receipts from Macy's and Dick's Sporting Goods, were or which purported to be, or which were calculated to become or to represent if completed, a contract, assignment, commercial instrument, promissory note, or other instrument which document did or may have evidenced, created, transferred, terminated, or otherwise affected a legal right, interest, obligation, or status; in violation of § 18-5-102(1), C.R.S.

PREDICATE ACT NUMBER NINETY TWO

Criminal Mischief of Less than \$500, § 18-4-501, C.R.S. (M2) 0901C

On or about February 1, 2009, in and triable in the State of Colorado, **VICTOR GABLER**, in the course of a single criminal episode, unlawfully, feloniously, and knowingly damaged the real or personal property of Sunny Hicken and/or Brent Hicken, the aggregate damage being less than five hundred dollars; in violation of § 18-4-501, C.R.S.

PREDICATE ACT NUMBER NINETY THREE

Unauthorized Use of a Financial Transaction Device - \$1,000 or more but less than \$20,000, C.R.S. 18-5-702(1),(3)(c) (F-5) 1301D

On or about February 1, 2009, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully used a financial transaction device, namely: credit cards of Sunny Hicken and Brent Hicken for the purpose of obtaining cash, credit, property, or services, or for making financial payment, with intent to defraud, and with notice that the use of the financial transaction device was unauthorized by either the issuer thereof or the account holder, and the value of the cash, credit, property, or services obtained or of the financial payments made was more than one thousand dollars but less than twenty thousand dollars; in violation of § 18-5-702(1),(3)(c), C.R.S.

The offenses alleged in Predicate Acts 88 through 93 were committed in the following manner and occurred in the State of Colorado:

On or about February 1, 2009, at the Later Day Saints Church on East Easter Avenue, in Arapahoe County, Victor Gabler and Abbie Worley actively participated in or were complicit in breaking into a 2004 Toyota Sienna owned by Sunny Hicken and or Brent Hicken. The individuals broke into the side window and stole Ms. Hicken's purse and other personal effects of Sunny Hicken and or Brent Hicken. A member of their enterprise, Ms. Abbie Worley, posed

as Sunny Hicken and used her credit cards, to purchase goods, merchandise or services at Dick's Sporting Goods, Kohl's and/or Macy's, for approximately \$1400.00. When Ms. Worley used the credit cards without authorization, she falsely signed the purchase receipts. Further, Ms. Worley accessed a computer, computer network, computer system, or any part thereof to commit theft. Victor Gabler was complicit in the acts committed by Ms. Worley. The individuals involved in this event used deception and had the intent to permanently deprive Sunny Hicken, Brent Hicken, VISA, Mastercard, Dick's Sporting Goods, Kohl's and/or Macy's of the use and benefit of their merchandise or property. The value of all of the materials stolen from Sunny Hicken, Brent Hicken, VISA, Mastercard, Dick's Sporting Goods, Kohl's and/or Macy's was more than \$1,000.00 but less than \$20,000.00.

PREDICATE ACT NUMBER NINETY FOUR

Theft \$1000 > \$20,000, § 18-4-401(1)(a), (2)(c), C.R.S. (F4) 0801U

On or about February 14, 2009, in and triable in the State of Colorado, **VICTOR GABLER and TROY DEGROTE**, unlawfully, feloniously, and knowingly obtained or exercised control over things of value, to wit: personal effects, goods, merchandise or services, with the value of one thousand dollars or more but less than twenty thousand dollars, without authorization, or by threat or deception, and intended to permanently deprive Upasani Rahashree, American Express, Visa, Mastercard, Costco, 7-11 and/or Macy's, of its use or benefit; in violation of § 18-4-401(1)(a), (2)(c), C.R.S.

PREDICATE ACT NUMBER NINETY FIVE

Identity Theft, C.R.S. § 18-5-902(1)(a), (f) (F4) 13071

On or about February 14, 2009, in and triable in the State of Colorado, **VICTOR GABLER and TROY DEGROTE**, unlawfully, feloniously, and knowingly used or attempted to use the personal identifying information, financial identifying information, or financial device of Upasani Rahashree, to wit: her name, driver's license, and credit cards without permission or lawful authority to obtain cash, credit, property, services, or any other thing of value or to make a financial payment; in violation of § 18-5-902(1)(a),(f), C.R.S.

PREDICATE ACT NUMBER NINETY SIX

Computer Crime, C.R.S. § 18-5.5-102(1)(d) (F4) 1502S

On or about February 14, 2009, in and triable in the State of Colorado, **VICTOR GABLER and TROY DEGROTE**, unlawfully, feloniously, and knowingly accessed a computer, computer network, or computer system, or any part thereof, to commit theft, and the loss, damage, value of services, or thing of value taken, or cost of restoration or repair was one

thousand dollars or more but less than twenty thousand dollars; in violation of § 18-5.5-102(1)(d), C.R.S.

PREDICATE ACT NUMBER NINETY SEVEN

Forgery, C.R.S. § 18-5-102(1)(c) (F5) 1001C

On or about February 14, 2009, in and triable in the State of Colorado, **VICTOR GABLER and TROY DEGROTE**, unlawfully, feloniously, and falsely made, completed, altered, or uttered a written instrument, namely: credit card purchase receipts from Macy's, Costco and/or 7-11, were or which purported to be, or which were calculated to become or to represent if completed, a contract, assignment, commercial instrument, promissory note, or other instrument which document did or may have evidenced, created, transferred, terminated, or otherwise affected a legal right, interest, obligation, or status; in violation of § 18-5-102(1), C.R.S.

PREDICATE ACT NUMBER NINETY EIGHT

Criminal Mischief of Less than \$500, § 18-4-501, C.R.S. (M2) 0901C

On or about February 14, 2009, in and triable in the State of Colorado, **VICTOR GABLER and TROY DEGROTE**, in the course of a single criminal episode, unlawfully, feloniously, and knowingly damaged the real or personal property of Upasani Rahashree, the aggregate damage being less than five hundred dollars; in violation of § 18-4-501, C.R.S.

PREDICATE ACT NUMBER NINETY NINE

Unauthorized Use of a Financial Transaction Device - \$1,000 or more but less than \$20,000, C.R.S. 18-5-702(1),(3)(c) (F-5) 1301D

On or about February 14, 2009, in and triable in the State of Colorado, **VICTOR GABLER and TROY DEGROTE**, unlawfully used a financial transaction device, namely: credit cards of Upasani Rahashree, for the purpose of obtaining cash, credit, property, or services, or for making financial payment, with intent to defraud, and with notice that the use of the financial transaction device was unauthorized by either the issuer thereof or the account holder, and the value of the cash, credit, property, or services obtained or of the financial payments made was more than one thousand dollars but less than twenty thousand dollars; in violation of § 18-5-702(1),(3)(c), C.R.S.

The offenses alleged in Predicate Acts 94 through 99 were committed in the following manner and occurred in the State of Colorado:

On or about February 14, 2009, at the Superior Ice Rink, Victor Gabler, Troy Degrote and Abbie Worley actively participated in or were complicit in breaking into a 2008 Lexus owned by Upasani Rahashree. The individuals broke into the side window and stole Ms. Rahashree's purse and other personal effects. A member of their enterprise, Ms. Abbie Worley, posed as Ms. Rahashree and used her credit cards, to purchase goods, merchandise or services at Costco, 7-11 and/or Macy's, for approximately \$4400.00. Mr. Degrote attempted to fraudulently purchase items using the credit cards at Ross. When Ms. Worley used the credit card without authorization, she falsely signed the purchase receipts. Further, Ms. Worley accessed a computer, computer network, computer system, or any part thereof to commit theft. Victor Gabler and Troy Degrote were complicit in the acts committed by Ms. Worley and vice versa. The individuals involved in this event used deception and had the intent to permanently deprive Upasani Rahashree, American Express, Visa, Mastercard, Costco, 7-11 and/or Macy's of the use and benefit of their merchandise or property. The value of all of the materials stolen from Upasani Rahashree, American Express, Visa, Mastercard, Costco, 7-11 and/or Macy's was more than \$1,000.00 but less than \$20,000.00. There was also an attempt by this group of individuals to purchase merchandise at Ross and Walmart with the credit cards stolen from Ms. Rahashree's car, however these transactions were declined.

PREDICATE ACT NUMBER ONE HUNDRED

Theft \$1000 > \$20,000, § 18-4-401(1)(a), (2)(c), C.R.S. (F4) 0801U

On or about March 6, 2009, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and knowingly obtained or exercised control over things of value, to wit: personal effects, goods, merchandise or services, with the value of one thousand dollars or more but less than twenty thousand dollars, without authorization, or by threat or deception, and intended to permanently deprive Pamela Luyten, Conoco, Office Max, Target, Sears and Jenny's Market, of its use or benefit; in violation of § 18-4-401(1)(a), (2)(c), C.R.S.

PREDICATE ACT NUMBER ONE HUNDRED ONE

Identity Theft, C.R.S. § 18-5-902(1)(a), (f) (F4) 13071

On or about March 6, 2009, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and knowingly used or attempted to use the personal identifying information, financial identifying information, or financial device of Pamela Luyten to wit: her name, driver's license, and credit card without permission or lawful authority to obtain cash, credit, property, services, or any other thing of value or to make a financial payment; in violation of § 18-5-902(1)(a),(f), C.R.S.

PREDICATE ACT NUMBER ONE HUNDRED TWO

Computer Crime, C.R.S. § 18-5.5-102(1)(d) (F4) 1502S

On or about March 6, 2009, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and knowingly accessed a computer, computer network, or computer system, or any part thereof, to commit theft, and the loss, damage, value of services, or thing of value taken, or cost of restoration or repair was one thousand dollars or more but less than twenty thousand dollars; in violation of § 18-5.5-102(1)(d), C.R.S.

PREDICATE ACT NUMBER ONE HUNDRED THREE

Forgery, C.R.S. § 18-5-102(1)(c) (F5) 1001C

On or about March 6, 2009, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and falsely made, completed, altered, or uttered a written instrument, namely: credit card purchase receipts from Conoco, Office Max, Target, Sears and Jenny's Market, were or which purported to be, or which were calculated to become or to represent if completed, a contract, assignment, commercial instrument, promissory note, or other instrument which document did or may have evidenced, created, transferred, terminated, or otherwise affected a legal right, interest, obligation, or status; in violation of § 18-5-102(1), C.R.S.

PREDICATE ACT NUMBER ONE HUNDRED FOUR

Criminal Mischief of Less than \$500, § 18-4-501, C.R.S. (M2) 0901C

On or about March 6, 2009, in and triable in the State of Colorado, **VICTOR GABLER**, in the course of a single criminal episode, unlawfully, feloniously, and knowingly damaged the real or personal property of Pamela Luyten, the aggregate damage being less than five hundred dollars; in violation of § 18-4-501, C.R.S.

PREDICATE ACT NUMBER ONE HUNDRED FIVE

Unauthorized Use of a Financial Transaction Device - \$1,000 or more but less than \$20,000, C.R.S. 18-5-702(1),(3)(c) (F-5) 1301D

On or about March 6, 2009, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully used a financial transaction device, namely: credit cards of Pamela Luyten, for the purpose of obtaining cash, credit, property, or services, or for making financial payment, with intent to defraud, and with notice that the use of the financial transaction device was unauthorized by either the issuer thereof or the account holder, and the value of the cash, credit, property, or services obtained or of the financial payments made was more than one thousand dollars but less than twenty thousand dollars; in violation of § 18-5-702(1),(3)(c), C.R.S.

The offenses alleged in Predicate Acts 100 through 105 were committed in the following manner and occurred in the State of Colorado:

On or about March 6, 2009, at the Denver Christian School, in Douglas County, Victor Gabler participated in and was complicit in breaking into a 2004 Lexus owned by Pamela Luyten. The individuals broke into the side window and stole Ms. Luyten's purse and other personal effects. An unknown member of the enterprise posed as Ms. Luyten and used her credit card, to purchase goods, merchandise or services at Conoco, Office Max, Target, Sears and Jenny's Market, for over \$1000.00. When this unknown individual used the credit card without authorization, they falsely signed the purchase receipts. Further, this unknown individual accessed a computer, computer network, computer system, or any part thereof to commit theft. Victor Gabler was the actual participant or complicit in the acts committed by this unknown individual. The individuals involved in this event used deception and had the intent to permanently deprive Pamela Luyten, Conoco, Office Max, Target, Sears and Jenny's Market of the use and benefit of their merchandise or property. The value of all of the materials stolen from Pamela Luyten, Conoco, Office Max, Target, Sears and Jenny's Market was more than \$1,000.00 but less than \$20,000.00.

PREDICATE ACT NUMBER ONE HUNDRED SIX

Identity Theft – Possess with Intent to Use, C.R.S. 18-5-902(1)(b),(f) (F4) 13072

On or about and between April 1, 2009 and April 30, 2009 in and triable in the State of Colorado, **VICTOR GABLER** unlawfully, feloniously, and knowingly possessed or attempted to possess the personal identifying information, financial identifying information, or financial device of Tyson Joe Shafter, to wit: his name, driver's license, Household Bank credit card, Chase Freedom Visa credit card, Cumorah Credit Union Visa card, or a Sears Credit Card, without permission or lawful authority, with the intent to use or to aid or permit another person to use the information or device to obtain cash, credit, property, services, or any other thing of value or to make a financial payment; in violation of § 18-5-902(1)(b),(f), C.R.S.

The offenses alleged in Predicate Act 106 was committed in the following manner and occurred in the State of Colorado:

On or about and between April 1, 2009 and April 30, 2009, Victor Gabler knowingly possessed the personal identifying information, financial identifying information, or financial device of Tyson Joe Shafter, to wit: his name, driver's license and credit cards, without permission or lawful authority with the intent to use or to aid or permit another person to use the information or device to obtain cash, credit, property, services, or any other thing of value or to make a financial payment

COUNT NUMBER TWO

Theft \$1000 > \$20,000, § 18-4-401(1)(a), (2)(c), C.R.S. (F4) 0801U

On or about October 6, 2008, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and knowingly obtained or exercised control over things of value, to wit: personal effects, goods, merchandise or services, with the value of one thousand dollars or more but less than twenty thousand dollars, without authorization, or by threat or deception, and intended to permanently deprive Monica Michelle Vanmatre, Discover Card, and/or Sam's Club of its use or benefit; in violation of § 18-4-401(1)(a), (2)(c), C.R.S.

COUNT NUMBER THREE

Identity Theft, C.R.S. § 18-5-902(1)(a), (f) (F4) 13071

On or about October 6, 2008, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and knowingly used or attempted to use the personal identifying information, financial identifying information, or financial device of Monica Michelle Vanmatre, to wit: her name, driver's license, Sam's Club member card, Steele Street Mastercard, or Discover Card credit card, without permission or lawful authority to obtain cash, credit, property, services, or any other thing of value or to make a financial payment; in violation of § 18-5-902(1)(a),(f), C.R.S.

COUNT NUMBER FOUR

Computer Crime, C.R.S. § 18-5.5-102(1)(d) (F4) 1502S

On or about October 6, 2008, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and knowingly accessed a computer, computer network, or computer system, or any part thereof, to commit theft, and the loss, damage, value of services, or thing of value taken, or cost of restoration or repair was one thousand dollars or more but less than twenty thousand dollars; in violation of § 18-5.5-102(1)(d), C.R.S.

COUNT NUMBER FIVE

Forgery, C.R.S. § 18-5-102(1)(c) (F5) 1001C

On or about October 6, 2008, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and falsely made, completed, altered, or uttered a written instrument, namely: a credit card purchase receipt from Sam's Club, which was or which purported to be, or which was calculated to become or to represent if completed, a contract, assignment, commercial instrument, promissory note, or other instrument which document did or

may have evidenced, created, transferred, terminated, or otherwise affected a legal right, interest, obligation, or status; in violation of § 18-5-102(1), C.R.S.

COUNT NUMBER SIX

Unauthorized Use of a Financial Transaction Device - \$1,000 or more but less than \$20,000,
C.R.S. 18-5-702(1),(3)(c) (F-5) **1301D**

On or about October 6, 2008, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully used a financial transaction device, namely: credit cards of Monica Michelle Vanmatre for the purpose of obtaining cash, credit, property, or services, or for making financial payment, with intent to defraud, and with notice that the use of the financial transaction device was unauthorized by either the issuer thereof or the account holder, and the value of the cash, credit, property, or services obtained or of the financial payments made was more than one thousand dollars but less than twenty thousand dollars; in violation of § 18-5-702(1),(3)(c), C.R.S.

The offenses alleged in counts 2 to 6 were committed in the manner described following Predicate Acts 1 to 6.

COUNT NUMBER SEVEN

Identity Theft, C.R.S. § 18-5-902(1)(a), (f) (F4) **13071**

On or about October 11, 2008, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and knowingly used or attempted to use the personal identifying information, financial identifying information, or financial device of Michelle Olsen, to wit: her name and or Wells Fargo debit card and/or Visa card, without permission or lawful authority to obtain cash, credit, property, services, or any other thing of value or to make a financial payment; in violation of § 18-5-902(1)(a),(f), C.R.S.

COUNT NUMBER EIGHT

Forgery, C.R.S. § 18-5-102(1)(c) (F5) **1001C**

On or about October 11, 2008, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and falsely made, completed, altered, or uttered a written instrument, namely: a credit card purchase receipt from Safeway and other documents, which was or which purported to be, or which was calculated to become or to represent if completed, a contract, assignment, commercial instrument, promissory note, or other instrument which document did or may have evidenced, created, transferred, terminated, or otherwise affected a legal right, interest, obligation, or status; in violation of § 18-5-102(1), C.R.S.

The offenses alleged in Counts 7 to 8 were committed in the manner described following Predicate Acts 7 to 9.

COUNT NUMBER NINE

Identity Theft, C.R.S. § 18-5-902(1)(a), (f) (F4) 13071

On or about October 28, 2008, in and triable in the State of Colorado, **TRAVIS SHEPARD and VICTOR GABLER**, unlawfully, feloniously, and knowingly used or attempted to use the personal identifying information, financial identifying information, or financial device of Elizabeth Markham, to wit: her name or Visa credit card, without permission or lawful authority to obtain cash, credit, property, services, or any other thing of value or to make a financial payment; in violation of § 18-5-902(1)(a),(f), C.R.S.

The offense alleged in Count 9 was committed in the manner described following Predicate Acts 10 to 11.

COUNT NUMBER TEN

Theft, \$20,000 or More –§ 18-4-401(1)(a), (2)(d), C.R.S. (F3) 0801V

On or about and between October 29, 2008 and October 30, 2008, in and triable in the State of Colorado, **VICTOR GABLER and TRAVIS SHEPPARD** unlawfully, feloniously and knowingly obtained or exercised control over a thing of value, namely: a Master spa and trailer, with a value of more than twenty thousand dollars, without authorization, or by threat or deception, and intended to deprive Aqua Spas, Inc. permanently of its use or benefit; in violation of § 18-4-401(1)(a),(2)(d), C.R.S. (F-3).

The offense alleged in Count 10 was committed in the manner described following Predicate Act 12.

COUNT NUMBER ELEVEN

Theft, \$20,000 or More –§ 18-4-401(1)(a), (2)(d), C.R.S. (F3) 0801V

On or about and between October 29, 2008 and October 30, 2008, in and triable in the State of Colorado, **VICTOR GABLER and TRAVIS SHEPPARD** unlawfully, feloniously and knowingly obtained or exercised control over a thing of value, namely: a Master spa and trailer, with a value of more than twenty thousand dollars, without authorization, or by threat or

deception, and intended to deprive Aqua Spas, Inc. permanently of its use or benefit; in violation of § 18-4-401(1)(a),(2)(d), C.R.S. (F-3).

The offense alleged in Count 11 was committed in the manner described following Predicate Act 13.

COUNT NUMBER TWELVE

Theft \$1000 > \$20,000, § 18-4-401(1)(a), (2)(c), C.R.S. (F4) 0801U

On or about and between October 29, 2008 and October 30, 2008, in and triable in the State of Colorado, **VICTOR GABLER and TRAVIS SHEPPARD** unlawfully, feloniously and knowingly obtained or exercised control over a thing of value, namely: a Clearwater Cypress spa, with a value one thousand dollars or more but less than twenty thousand dollars, without authorization, or by threat or deception, and intended to deprive Aqua Spas, Inc. permanently of its use or benefit; in violation of § 18-4-401(1)(a),(2)(d), C.R.S. (F-3).

The offense alleged in Count 12 was committed in the manner described following Predicate Act 14.

COUNT NUMBER THIRTEEN

Theft \$1000 > \$20,000, § 18-4-401(1)(a), (2)(c), C.R.S. (F4) 0801U

On or about November 6, 2008 in and triable in the State of Colorado, **VICTOR GABLER and TROY DEGROTE**, unlawfully, feloniously, and knowingly obtained or exercised control over things of value, to wit: personal effects, goods, merchandise or services, with the value of one thousand dollars or more but less than twenty thousand dollars, without authorization, or by threat or deception, and intended to and knowingly used the things of value in such manner as to permanently deprive Lisa Padilla, Jerry Padilla, VISA, American Express, Walmart, Kohl's, Buffalo Wild Wings, Best Buy or Dick's Sporting Goods, of its use or benefit; in violation of § 18-4-401(1)(a), (2)(c), C.R.S.

COUNT NUMBER FOURTEEN

Identity Theft, C.R.S. § 18-5-902(1)(a), (f) (F4) 13071

On or about November 6, 2008 in and triable in the State of Colorado, **VICTOR GABLER and TROY DEGROTE**, unlawfully, feloniously, and knowingly used or attempted to use the personal identifying information, financial identifying information, or financial device of Jerry Padilla and/or Lisa Padilla, to wit: their names, driver's licenses, credit cards, or check books without permission or lawful authority to obtain cash, credit, property, services, or any other thing of value or to make a financial payment; in violation of § 18-5-902(1)(a),(f), C.R.S.

COUNT NUMBER FIFTEEN

Computer Crime, C.R.S. § 18-5.5-102(1)(d) (F4) 1502S

On or about November 6, 2008 in and triable in the State of Colorado, **VICTOR GABLER and TROY DEGROTE**, unlawfully, feloniously, and knowingly accessed a computer, computer network, or computer system, or any part thereof, to commit theft, and the loss, damage, value of services, or thing of value taken, or cost of restoration or repair was one thousand dollars or more but less than twenty thousand dollars; in violation of § 18-5.5-102(1)(d), C.R.S.

COUNT NUMBER SIXTEEN

Forgery, C.R.S. § 18-5-102(1)(c) (F5) 1001C

On or about November 6, 2008 in and triable in the State of Colorado, **VICTOR GABLER and TROY DEGROTE**, unlawfully, feloniously, and falsely made, completed, altered, or uttered a written instrument, namely: a credit card purchase receipt from Kohl's, Buffalo Wild Wings, Best Buy and/or Dick's Sporting Goods, which were or which purported to be, or which were calculated to become or to represent if completed, a contract, assignment, commercial instrument, promissory note, or other instrument which document did or may have evidenced, created, transferred, terminated, or otherwise affected a legal right, interest, obligation, or status; in violation of § 18-5-102(1), C.R.S.

COUNT NUMBER SEVENTEEN

Unauthorized Use of a Financial Transaction Device - \$1,000 or more but less than \$20,000,
C.R.S. 18-5-702(1),(3)(c) (F-5) 1301D

On or about and between November 6, 2008 in and triable in the State of Colorado, **VICTOR GABLER and TROY DEGROTE**, unlawfully used a financial transaction device, namely: credit cards of Jerry Padilla and/or Lisa Padilla for the purpose of obtaining cash, credit, property, or services, or for making financial payment, with intent to defraud, and with notice that the use of the financial transaction device was unauthorized by either the issuer thereof or the account holder, and the value of the cash, credit, property, or services obtained or of the financial payments made was one thousand dollars or more but less than twenty thousand dollars; in violation of § 18-5-702(1),(3)(c), C.R.S.

The offenses alleged in Counts 13 through 17 were committed in the manner described following Predicate Acts 15 to 20.

COUNT NUMBER EIGHTEEN

Theft \$1000 > \$20,000, § 18-4-401(1)(a), (2)(c), C.R.S. (F4) 0801U

On or about November 23, 2008, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and knowingly obtained or exercised control over things of value, to wit: personal effects, goods, merchandise or services, with the value of one thousand dollars or more but less than twenty thousand dollars, without authorization, or by threat or deception, and intended to permanently deprive Mandy Conger, VISA, Walmart, Office Max, Office Depot and/or Target of its use or benefit; in violation of § 18-4-401(1)(a), (2)(c), C.R.S.

COUNT NUMBER NINETEEN

Identity Theft, C.R.S. § 18-5-902(1)(a), (f) (F4) 13071

On or about November 23, 2008, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and knowingly used or attempted to use the personal identifying information, financial identifying information, or financial device of Mandy Conger, to wit: her name and/or Visa cards, without permission or lawful authority to obtain cash, credit, property, services, or any other thing of value or to make a financial payment; in violation of § 18-5-902(1)(a),(f), C.R.S.

COUNT NUMBER TWENTY

Computer Crime, C.R.S. § 18-5.5-102(1)(d) (F4) 1502S

On or about November 23, 2008, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and knowingly accessed a computer, computer network, or computer system, or any part thereof, to commit theft, and the loss, damage, value of services, or thing of value taken, or cost of restoration or repair was one thousand dollars or more but less than twenty thousand dollars; in violation of § 18-5.5-102(1)(d), C.R.S.

COUNT NUMBER TWENTY ONE

Forgery, C.R.S. § 18-5-102(1)(c) (F5) 1001C

On or about November 23, 2008, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and falsely made, completed, altered, or uttered a written instrument, namely: credit card purchase receipts from Walmart, Office Max, Office Depot and/or Target, which were or which purported to be, or which were calculated to become or to represent if completed, a contract, assignment, commercial instrument, promissory note, or other instrument which document did or may have evidenced, created, transferred, terminated, or

otherwise affected a legal right, interest, obligation, or status; in violation of § 18-5-102(1), C.R.S.

COUNT NUMBER TWENTY TWO

Unauthorized Use of a Financial Transaction Device - \$1,000 or more but less than \$20,000, C.R.S. 18-5-702(1),(3)(c) (F-5) 1301D

On or about November 23, 2008, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully used a financial transaction device, namely: credit cards of Mandy Conger for the purpose of obtaining cash, credit, property, or services, or for making financial payment, with intent to defraud, and with notice that the use of the financial transaction device was unauthorized by either the issuer thereof or the account holder, and the value of the cash, credit, property, or services obtained or of the financial payments made was more than one thousand dollars but less than twenty thousand dollars; in violation of § 18-5-702(1),(3)(c), C.R.S.

The offenses alleged in Counts 18 through 22 were committed in the manner described following Predicate Acts 21 to 26.

COUNT NUMBER TWENTY THREE

Forgery, C.R.S. § 18-5-102(1)(c) (F5) 1001C

On or about November 25, 2008, in and triable in the State of Colorado, **VICTOR GABLER and TRAVIS SHEPARD**, unlawfully, feloniously, and falsely made, completed, altered, or uttered a written instrument, namely: credit card purchase receipts from Phillips 66, Wendy's, Taco Bell and Kmart which were or which purported to be, or which were calculated to become or to represent if completed, a contract, assignment, commercial instrument, promissory note, or other instrument which document did or may have evidenced, created, transferred, terminated, or otherwise affected a legal right, interest, obligation, or status; in violation of § 18-5-102(1), C.R.S.

COUNT NUMBER TWENTY FOUR

Identity Theft, C.R.S. § 18-5-902(1)(a), (f) (F4) 13071

On or about November 25, 2008, in and triable in the State of Colorado, **VICTOR GABLER and TRAVIS SHEPARD**, unlawfully, feloniously, and knowingly used or attempted to use the personal identifying information, financial identifying information, or financial device of Darlene Weber-Dewitt, to wit: her name and or VISA card, without permission or lawful authority to obtain cash, credit, property, services, or any other thing of value or to make a financial payment; in violation of § 18-5-902(1)(a),(f), C.R.S.

The offenses alleged in Counts 23 through 24 were committed in the manner described following Predicate Acts 27 through 29.

COUNT TWENTY FIVE

Theft \$1000 > \$20,000, § 18-4-401(1)(a), (2)(c), C.R.S. (F4) 0801U

On or about November 25, 2008, in and triable in the State of Colorado, **VICTOR GABLER and TRAVIS SHEPARD**, unlawfully, feloniously, and knowingly obtained or exercised control over things of value, to wit: personal effects, goods, merchandise or services, with the value of one thousand dollars or more but less than twenty thousand dollars, without authorization, or by threat or deception, and intended to permanently deprive Julie Brown Sather, Walmart, Visa and Mastercard of its use or benefit; in violation of § 18-4-401(1)(a), (2)(c), C.R.S.

COUNT NUMBER TWENTY SIX

Identity Theft, C.R.S. § 18-5-902(1)(a), (f) (F4) 13071

On or about November 25, 2008, in and triable in the State of Colorado, **VICTOR GABLER and TRAVIS SHEPARD**, unlawfully, feloniously, and knowingly used or attempted to use the personal identifying information, financial identifying information, or financial device of Julie Brown Sather to wit: her name, driver's license and credit cards, without permission or lawful authority to obtain cash, credit, property, services, or any other thing of value or to make a financial payment; in violation of § 18-5-902(1)(a),(f), C.R.S.

COUNT NUMBER TWENTY SEVEN

Computer Crime, C.R.S. § 18-5.5-102(1)(d) (F4) 1502S

On or about November 25, 2008, in and triable in the State of Colorado, **VICTOR GABLER and TRAVIS SHEPARD**, unlawfully, feloniously, and knowingly accessed a computer, computer network, or computer system, or any part thereof, to commit theft, and the loss, damage, value of services, or thing of value taken, or cost of restoration or repair was one thousand dollars or more but less than twenty thousand dollars; in violation of § 18-5.5-102(1)(d), C.R.S.

COUNT NUMBER TWENTY EIGHT

Forgery, C.R.S. § 18-5-102(1)(c) (F5) 1001C

On or about November 25, 2008, in and triable in the State of Colorado, **VICTOR GABLER and TRAVIS SHEPARD**, unlawfully, feloniously, and falsely made, completed, altered, or uttered a written instrument, namely: credit card purchase receipts from Walmart which were or which purported to be, or which were calculated to become or to represent if completed, a contract, assignment, commercial instrument, promissory note, or other instrument which document did or may have evidenced, created, transferred, terminated, or otherwise affected a legal right, interest, obligation, or status; in violation of § 18-5-102(1), C.R.S.

COUNT NUMBER TWENTY NINE

Unauthorized Use of a Financial Transaction Device - \$1,000 or more but less than \$20,000,
C.R.S. 18-5-702(1),(3)(c) (F-5) 1301D

On or about November 25, 2008, in and triable in the State of Colorado, **VICTOR GABLER and TRAVIS SHEPARD**, unlawfully used a financial transaction device, namely: credit cards of Julie Brown Sather, for the purpose of obtaining cash, credit, property, or services, or for making financial payment, with intent to defraud, and with notice that the use of the financial transaction device was unauthorized by either the issuer thereof or the account holder, and the value of the cash, credit, property, or services obtained or of the financial payments made was more than one thousand dollars but less than twenty thousand dollars; in violation of § 18-5-702(1),(3)(c), C.R.S.

The offenses alleged in Counts 25 through 29 were committed in the manner described following Predicate Acts 30 through 35.

COUNT NUMBER THIRTY

Attempt to Influence a Public Servant, C.R.S. § 18-8-306 (F4) 24051

On or about and between August 1, 2008 and January 1, 2009, in and triable in the State of Colorado, **VICTOR GABLER and JACK BEIERLE** did unlawfully, feloniously and willfully attempt to influence the Colorado Department of Corrections, Westminster Parole Office, and or Parole Officer Donna Flannery, who is a public servant, by means of deceit, by filing Victor Gabler's work time sheets/cards, with the intent thereby to alter or affect the public servant's decision, vote, opinion, or action concerning a matter which was to be considered or performed by the public servant or the agency or body the public servant was a member, in violation of § 18-8-306, Attempt to Influence a Public Servant, F-4, against the peace and dignity of the People of the State of Colorado.

COUNT NUMBER THIRTY ONE

Forgery, C.R.S. § 18-5-102(1)(d) (F5) 1001D

On or about and between August 1, 2008 and January 1, 2009, in and triable in the State of Colorado, **VICTOR GABLER and JACK BEIERLE** with the intent to defraud the Colorado Department of Corrections, Westminster Parole Office and or Parole Officer Donna Flannery, unlawfully, feloniously, and falsely made, completed, altered, or uttered a written instrument which were or which purported to be, or which was calculated to become or to represent if completed, a public record or an instrument, namely: Victor Gabler's work time sheets, required by law to be filed, or legally fileable in or with a public office or public servant; violation of § 18-5-102(1)(d), C.R.S., Forgery, F-5, against the peace and dignity of the People of the State of Colorado.

COUNT NUMBER THIRTY TWO

Theft by Receiving – Engaged in the Business - \$1,000 or more, C.R.S.
18-4-410(1),(6) (F3) 0805L

On or about and between August 1, 2008 and May 1, 2009, **JACK BEIERLE** while engaged in the business of buying, selling, or otherwise disposing of stolen goods for a profit, unlawfully and feloniously received, retained, loaned money by pawn or pledge, or disposed of a thing of value, namely: gift cards including but not limited to the Home Depot and Target, and the defendant knew or believed the thing of value had been stolen and intended to deprive the lawful owner, permanently of its use or benefit, and the value of the property was one thousand dollars or more; in violation of § 18-4-410(1),(6), C.R.S.

The offenses alleged in Counts 30 through 32 were committed in the manner described following Predicate Acts 36 to 38.

COUNT NUMBER THIRTY THREE

Theft \$1000 > \$20,000, § 18-4-401(1)(a), (2)(c), C.R.S. (F4) 0801U

On or about December 31, 2008, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and knowingly obtained or exercised control over things of value, to wit: personal effects, goods, merchandise or services, with the value of one thousand dollars or more but less than twenty thousand dollars, without authorization, or by threat or deception, and intended to permanently deprive Sue Ball, Visa, Macy's, King Soopers, TGI Friday's, and Target of its use or benefit; in violation of § 18-4-401(1)(a), (2)(c), C.R.S.

COUNT NUMBER THIRTY FOUR

Identity Theft, C.R.S. § 18-5-902(1)(a), (f) (F4) 13071

On or about December 31, 2008,, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and knowingly used or attempted to use the personal identifying information, financial identifying information, or financial device of Sue Ball, to wit: her name, and credit cards, without permission or lawful authority to obtain cash, credit, property, services, or any other thing of value or to make a financial payment; in violation of § 18-5-902(1)(a),(f), C.R.S.

COUNT NUMBER THIRTY FIVE

Computer Crime, C.R.S. § 18-5.5-102(1)(d) (F4) 1502S

On or about December 31, 2008, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and knowingly accessed a computer, computer network, or computer system, or any part thereof, to commit theft, and the loss, damage, value of services, or thing of value taken, or cost of restoration or repair was one thousand dollars or more but less than twenty thousand dollars; in violation of § 18-5.5-102(1)(d), C.R.S.

COUNT NUMBER THIRTY SIX

Forgery, C.R.S. § 18-5-102(1)(c) (F5) 1001C

On or about December 31, 2008, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and falsely made, completed, altered, or uttered a written instrument, namely: credit card purchase receipts from Macy's, King Soopers, TGI Friday's, and or Target, were or which purported to be, or which were calculated to become or to represent if completed, a contract, assignment, commercial instrument, promissory note, or other instrument which document did or may have evidenced, created, transferred, terminated, or otherwise affected a legal right, interest, obligation, or status; in violation of § 18-5-102(1), C.R.S.

COUNT NUMBER THIRTY SEVEN

Unauthorized Use of a Financial Transaction Device - \$1,000 or more but less than \$20,000,
C.R.S. 18-5-702(1),(3)(c) (F-5) 1301D

On or about December 31, 2008, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully used a financial transaction device, namely: credit cards of Sue Ball for the purpose of obtaining cash, credit, property, or services, or for making financial payment, with intent to defraud, and with notice that the use of the financial transaction device was unauthorized by either the issuer thereof or the account holder, and the value of the cash, credit, property, or

services obtained or of the financial payments made was more than one thousand dollars but less than twenty thousand dollars; in violation of § 18-5-702(1),(3)(c), C.R.S.

The offenses alleged in Counts 33 through 37 were committed in the manner described following Predicate Acts 36 to 41.

COUNT NUMBER THIRTY EIGHT

Identity Theft, C.R.S. § 18-5-902(1)(a), (f) (F4) 13071

On or about December 31, 2008, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and knowingly used or attempted to use the personal identifying information, financial identifying information, or financial device of Martha Lell, to wit: her name, driver's license, credit cards, without permission or lawful authority to obtain cash, credit, property, services, or any other thing of value or to make a financial payment; in violation of § 18-5-902(1)(a),(f), C.R.S.

COUNT NUMBER THIRTY NINE

Forgery, C.R.S. § 18-5-102(1)(c) (F5) 1001C

On or about December 31, 2008, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and falsely made, completed, altered, or uttered a written instrument, namely: a credit card purchase receipt from King Sooper's which was or which purported to be, or which were calculated to become or to represent if completed, a contract, assignment, commercial instrument, promissory note, or other instrument which document did or may have evidenced, created, transferred, terminated, or otherwise affected a legal right, interest, obligation, or status; in violation of § 18-5-102(1), C.R.S.

The offenses alleged in Counts 38 through 39 were committed in the manner described following Predicate Acts 45 to 50.

COUNT NUMBER FORTY

Theft \$1000 > \$20,000, § 18-4-401(1)(a), (2)(c), C.R.S. (F4) 0801U

On or about January 3, 2009, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and knowingly obtained or exercised control over things of value, to wit: personal effects, goods, merchandise or services, with the value of one thousand dollars or more but less than twenty thousand dollars, without authorization, or by threat or deception, and intended to permanently deprive Debra Canning-Beytien, Visa, Mastercard,

Macy's, Albertson's, and Kohl's of its use or benefit; in violation of § 18-4-401(1)(a), (2)(c), C.R.S.

COUNT NUMBER FORTY ONE

Identity Theft, C.R.S. § 18-5-902(1)(a), (f) (F4) 13071

On or about January 3, 2009, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and knowingly used or attempted to use the personal identifying information, financial identifying information, or financial device of Debra Canning-Beytien, to wit: her name, driver's license, Chase Mileage Plus credit card, Kohl's credit card or Macy's credit card, without permission or lawful authority to obtain cash, credit, property, services, or any other thing of value or to make a financial payment; in violation of § 18-5-902(1)(a),(f), C.R.S.

COUNT NUMBER FORTY TWO

Forgery, C.R.S. § 18-5-102(1)(c) (F5) 1001C

On or about January 3, 2009, in and triable in the State of Colorado, **VICTOR GABLER**, with the intent to defraud Debra Canning-Beytien, Chase Mileage Plus Visa, Kohl's, Chase Mastercard, Albertson's and Macy's unlawfully, feloniously, and falsely made, completed, altered, or uttered a written instrument, namely: credit card purchase receipts from Macy's, Albertson's, and Kohl's which were or which purported to be, or which were calculated to become or to represent if completed, a contract, assignment, commercial instrument, promissory note, or other instrument which document did or may have evidenced, created, transferred, terminated, or otherwise affected a legal right, interest, obligation, or status; in violation of § 18-5-102(1), C.R.S.

COUNT NUMBER FORTY THREE

Computer Crime, C.R.S. § 18-5.5-102(1)(d) (F4) 1502S

On or about January 3, 2009, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and knowingly accessed a computer, computer network, or computer system, or any part thereof, to commit theft, and the loss, damage, value of services, or thing of value taken, or cost of restoration or repair was one thousand dollars or more but less than twenty thousand dollars; in violation of § 18-5.5-102(1)(d), C.R.S.

COUNT NUMBER FORTY FOUR

**Unauthorized Use of a Financial Transaction Device - \$1,000 or more but less than \$20,000,
C.R.S. 18-5-702(1),(3)(c) (F-5) 1301D**

On or about January 3, 2009, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully used a financial transaction device, namely: credit cards of Debra Canning-Beytien for the purpose of obtaining cash, credit, property, or services, or for making financial payment, with intent to defraud, and with notice that the use of the financial transaction device was unauthorized by either the issuer thereof or the account holder, and the value of the cash, credit, property, or services obtained or of the financial payments made was more than one thousand dollars but less than twenty thousand dollars; in violation of § 18-5-702(1),(3)(c), C.R.S.

The offenses alleged in Counts 40 through 44 were committed in the manner described following Predicate Acts 51 to 56.

COUNT NUMBER FORTY FIVE

Identity Theft, C.R.S. § 18-5-902(1)(a), (f) (F4) 13071

On or about January 4, 2009, in and triable in the State of Colorado, **VICTOR GABLER** unlawfully, feloniously, and knowingly used or attempted to use the personal identifying information, financial identifying information, or financial device of Molly Smith, to wit: her name, driver's license, VISA card, without permission or lawful authority to obtain cash, credit, property, services, or any other thing of value or to make a financial payment; in violation of § 18-5-902(1)(a),(f), C.R.S.

COUNT NUMBER FORTY SIX

Forgery, C.R.S. § 18-5-102(1)(c) (F5) 1001C

On or about January 4, 2009, in and triable in the State of Colorado, **VICTOR GABLER** unlawfully, feloniously, and falsely made, completed, altered, or uttered a written instrument, namely: credit card purchase receipts from Kohl's and Mustard's Last Stand which were or which purported to be, or which were calculated to become or to represent if completed, a contract, assignment, commercial instrument, promissory note, or other instrument which document did or may have evidenced, created, transferred, terminated, or otherwise affected a legal right, interest, obligation, or status; in violation of § 18-5-102(1), C.R.S.

The offenses alleged in Counts 45 through 46 were committed in the manner described following Predicate Acts 57 to 62.

COUNT NUMBER FORTY SEVEN

Identity Theft, C.R.S. § 18-5-902(1)(a), (f) (F4) 13071

On or about January 11, 2009 in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and knowingly used or attempted to use the personal identifying information, financial identifying information, or financial device of Carol Bowman, to wit: her name, driver's license, American Express credit card, Morgan Stanely credit card or Chase credit card , without permission or lawful authority to obtain cash, credit, property, services, or any other thing of value or to make a financial payment; in violation of § 18-5-902(1)(a),(f), C.R.S.

COUNT NUMBER FORTY EIGHT

Forgery, C.R.S. § 18-5-102(1)(c) (F5) 1001C

On or about January 11, 2009, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and falsely made, completed, altered, or uttered a written instrument, namely: credit card purchase receipts from King Sooper's which were or which purported to be, or which were calculated to become or to represent if completed, a contract, assignment, commercial instrument, promissory note, or other instrument which document did or may have evidenced, created, transferred, terminated, or otherwise affected a legal right, interest, obligation, or status; in violation of § 18-5-102(1), C.R.S.

The offenses alleged in Counts 47 through 48 were committed in the manner described following Predicate Acts 63 to 68.

COUNT NUMBER FORTY NINE

Theft \$1000 > \$20,000, § 18-4-401(1)(a), (2)(c), C.R.S. (F4) 0801U

On or about January 11, 2009, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and knowingly obtained or exercised control over things of value, to wit: personal effects, goods, merchandise or services, with the value of one thousand dollars or more but less than twenty thousand dollars, without authorization, or by threat or deception, and intended to to permanently deprive Jaime Wygant, American Express, VISA, Target, Bed Bath and Beyond, Borders Book Store and or the Apple Store of its use or benefit; in violation of § 18-4-401(1)(a), (2)(c), C.R.S.

COUNT NUMBER FIFTY

Identity Theft, C.R.S. § 18-5-902(1)(a), (f) (F4) 13071

On or about January 11, 2009 in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and knowingly used or attempted to use the personal identifying information, financial identifying information, or financial device of Jaime Wygant, to wit: her name, driver's license, social security number and card, American Express credit card or VISA credit card, without permission or lawful authority to obtain cash, credit, property, services, or any other thing of value or to make a financial payment; in violation of § 18-5-902(1)(a),(f), C.R.S.

COUNT NUMBER FIFTY ONE

Identity Theft, C.R.S. § 18-5-902(1)(a), (f) (F4) 13071

On or about January 11, 2009 in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and knowingly used or attempted to use the personal identifying information, financial identifying information, or financial device of Laura Sierra, to wit: her name, Border's Reward Card, and email address, without permission or lawful authority to obtain cash, credit, property, services, or any other thing of value or to make a financial payment; in violation of § 18-5-902(1)(a),(f), C.R.S.

COUNT NUMBER FIFTY TWO

Computer Crime, C.R.S. § 18-5.5-102(1)(d) (F4) 1502S

On or about January 11, 2009, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and knowingly accessed a computer, computer network, or computer system, or any part thereof, to commit theft, and the loss, damage, value of services, or thing of value taken, or cost of restoration or repair was one thousand dollars or more but less than twenty thousand dollars; in violation of § 18-5.5-102(1)(d), C.R.S.

COUNT NUMBER FIFTY THREE

Forgery, C.R.S. § 18-5-102(1)(c) (F5) 1001C

On or about January 11, 2009, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and falsely made, completed, altered, or uttered a written instrument, namely: credit card purchase receipts from the Apple Store, Border's Book Store, Bed Bath and Beyond and/or Target which were or which purported to be, or which were calculated to become or to represent if completed, a contract, assignment, commercial instrument, promissory note, or other instrument which document did or may have evidenced,

created, transferred, terminated, or otherwise affected a legal right, interest, obligation, or status; in violation of § 18-5-102(1), C.R.S.

COUNT NUMBER FIFTY FOUR

Unauthorized Use of a Financial Transaction Device - \$1,000 or more but less than \$20,000, C.R.S. 18-5-702(1),(3)(c) (F-5) 1301D

On or about January 11, 2009, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully used a financial transaction device, namely: credit cards of Jamie Wygant for the purpose of obtaining cash, credit, property, or services, or for making financial payment, with intent to defraud, and with notice that the use of the financial transaction device was unauthorized by either the issuer thereof or the account holder, and the value of the cash, credit, property, or services obtained or of the financial payments made was more than one thousand dollars but less than twenty thousand dollars; in violation of § 18-5-702(1),(3)(c), C.R.S.

The offenses alleged in Counts 49 through 54 were committed in the manner described following Predicate Acts 69 to 75.

COUNT NUMBER FIFTY FIVE

Theft \$1000 > \$20,000, § 18-4-401(1)(a), (2)(c), C.R.S. (F4) 0801U

On or about January 17, 2009, within in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and knowingly obtained or exercised control over things of value, to wit: personal effects, goods, merchandise or services, with the value of one thousand dollars or more but less than twenty thousand dollars, without authorization, or by threat or deception, and intended to permanently deprive Helen Christina Kern, American Express, VISA, Mastercard, Lens Crafters, Red Wing Shoes, Macy's and/or Midway 66 of its use or benefit; in violation of § 18-4-401(1)(a), (2)(c), C.R.S.

COUNT NUMBER FIFTY SIX

Identity Theft, C.R.S. § 18-5-902(1)(a), (f) (F4) 13071

On or about January 17, 2009 in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and knowingly used or attempted to use the personal identifying information, financial identifying information, or financial device of Helen Christina Kern, to wit: her name, driver's license, VISA, Master card and or American Express credit card, without permission or lawful authority to obtain cash, credit, property, services, or any other thing of value or to make a financial payment; in violation of § 18-5-902(1)(a),(f), C.R.S.

COUNT NUMBER FIFTY SEVEN

Computer Crime, C.R.S. § 18-5.5-102(1)(d) (F4) 1502S

On or about January 17, 2009, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and knowingly accessed a computer, computer network, or computer system, or any part thereof, to commit theft, and the loss, damage, value of services, or thing of value taken, or cost of restoration or repair was one thousand dollars or more but less than twenty thousand dollars; in violation of § 18-5.5-102(1)(d), C.R.S.

COUNT NUMBER FIFTY EIGHT

Forgery, C.R.S. § 18-5-102(1)(c) (F5) 1001C

On or about January 17, 2009, in and triable in the State of Colorado, **VICTOR GABLER** unlawfully, feloniously, and falsely made, completed, altered, or uttered a written instrument, namely: a credit card purchase receipt from Lenscrafters, credit card purchase receipts from Red Wing Shoes, Macy's, and Lens Crafters which were or which purported to be, or which were calculated to become or to represent if completed, a contract, assignment, commercial instrument, promissory note, or other instrument which document did or may have evidenced, created, transferred, terminated, or otherwise affected a legal right, interest, obligation, or status; in violation of § 18-5-102(1), C.R.S.

COUNT NUMBER FIFTY NINE

Unauthorized Use of a Financial Transaction Device - \$1,000 or more but less than \$20,000,
C.R.S. 18-5-702(1),(3)(c) (F-5) 1301D

On or about January 17, 2009, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully used a financial transaction device, namely: credit cards of Helen Christina Kern for the purpose of obtaining cash, credit, property, or services, or for making financial payment, with intent to defraud, and with notice that the use of the financial transaction device was unauthorized by either the issuer thereof or the account holder, and the value of the cash, credit, property, or services obtained or of the financial payments made was more than one thousand dollars but less than twenty thousand dollars; in violation of § 18-5-702(1),(3)(c), C.R.S.

The offenses alleged in Counts 55 through 59 were committed in the manner described following Predicate Acts 76 to 81.

COUNT NUMBER SIXTY

Theft \$1000 > \$20,000, § 18-4-401(1)(a), (2)(c), C.R.S. (F4) 0801U

On or about January 21, 2009, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and knowingly obtained or exercised control over things of value, to wit: personal effects, goods, merchandise or services, with the value of one thousand dollars or more but less than twenty thousand dollars, without authorization, or by threat or deception, and intended to permanently deprive Maura Clark, VISA, Dick's Sporting Goods and Circuit City of its use or benefit; in violation of § 18-4-401(1)(a), (2)(c), C.R.S.

COUNT NUMBER SIXTY ONE

Identity Theft, C.R.S. § 18-5-902(1)(a), (f) (F4) 13071

On or about January 21, 2009 in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and knowingly used or attempted to use the personal identifying information, financial identifying information, or financial device of Maura Clark, to wit: her name, driver's license, VISA credit card, without permission or lawful authority to obtain cash, credit, property, services, or any other thing of value or to make a financial payment; in violation of § 18-5-902(1)(a),(f), C.R.S.

COUNT NUMBER SIXTY TWO

Computer Crime, C.R.S. § 18-5.5-102(1)(d) (F4) 1502S

On or about January 21, 2009, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and knowingly accessed a computer, computer network, or computer system, or any part thereof, to commit theft, and the loss, damage, value of services, or thing of value taken, or cost of restoration or repair was one thousand dollars or more but less than twenty thousand dollars; in violation of § 18-5.5-102(1)(d), C.R.S.

COUNT NUMBER SIXTY THREE

Forgery, C.R.S. § 18-5-102(1)(c) (F5) 1001C

On or about January 21, 2009, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and falsely made, completed, altered, or uttered a written instrument, namely: credit card purchase receipts from Dick's Sporting Goods and Circuit City which were or which purported to be, or which were calculated to become or to represent if completed, a contract, assignment, commercial instrument, promissory note, or other instrument which document did or may have evidenced, created, transferred, terminated, or otherwise affected a legal right, interest, obligation, or status; in violation of § 18-5-102(1), C.R.S.

COUNT NUMBER SIXTY FOUR

Unauthorized Use of a Financial Transaction Device - \$1,000 or more but less than \$20,000,
C.R.S. 18-5-702(1),(3)(c) (F-5) 1301D

On or about January 21, 2009, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully used a financial transaction device, namely: a credit card of Maura Clark for the purpose of obtaining cash, credit, property, or services, or for making financial payment, with intent to defraud, and with notice that the use of the financial transaction device was unauthorized by either the issuer thereof or the account holder, and the value of the cash, credit, property, or services obtained or of the financial payments made was more than one thousand dollars but less than twenty thousand dollars; in violation of § 18-5-702(1),(3)(c), C.R.S.

The offenses alleged in Counts 60 through 64 were committed in the manner described following Predicate Acts 82 to 87.

COUNT NUMBER SIXTY FIVE

Theft \$1000 > \$20,000, § 18-4-401(1)(a), (2)(c), C.R.S. (F4) 0801U

On or about February 1, 2009, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and knowingly obtained or exercised control over things of value, to wit: personal effects, goods, merchandise or services, with the value of one thousand dollars or more but less than twenty thousand dollars, without authorization, or by threat or deception, and intended to permanently deprive Sunny Hicken, Brent Hicken, VISA, Mastercard, Dick's Sporting Goods, Kohl's and/or Macy's, of its use or benefit; in violation of § 18-4-401(1)(a), (2)(c), C.R.S.

COUNT NUMBER SIXTY SIX

Identity Theft, C.R.S. § 18-5-902(1)(a), (f) (F4) 13071

On or about February 1, 2009, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and knowingly used or attempted to use the personal identifying information, financial identifying information, or financial device of Sunny Hicken and or Brent Hicken, to wit: their names, driver's licenses, credit cards, and/or check books without permission or lawful authority to obtain cash, credit, property, services, or any other thing of value or to make a financial payment; in violation of § 18-5-902(1)(a),(f), C.R.S.

COUNT NUMBER SIXTY SEVEN

Computer Crime, C.R.S. § 18-5.5-102(1)(d) (F4) 1502S

On or about February 1, 2009, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and knowingly accessed a computer, computer network, or computer system, or any part thereof, to commit theft, and the loss, damage, value of services, or thing of value taken, or cost of restoration or repair was one thousand dollars or more but less than twenty thousand dollars; in violation of § 18-5.5-102(1)(d), C.R.S.

COUNT NUMBER SIXTY EIGHT

Forgery, C.R.S. § 18-5-102(1)(c) (F5) 1001C

On or about February 1, 2009, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and falsely made, completed, altered, or uttered a written instrument, namely: credit card purchase receipts from Macy's and/or Dick's Sporting Goods, were or which purported to be, or which were calculated to become or to represent if completed, a contract, assignment, commercial instrument, promissory note, or other instrument which document did or may have evidenced, created, transferred, terminated, or otherwise affected a legal right, interest, obligation, or status; in violation of § 18-5-102(1), C.R.S.

COUNT NUMBER SIXTY NINE

Unauthorized Use of a Financial Transaction Device - \$1,000 or more but less than \$20,000, C.R.S. 18-5-702(1),(3)(c) (F-5) 1301D

On or about February 1, 2009, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully used a financial transaction device, namely: credit cards of Sunny Hicken and Brent Hicken for the purpose of obtaining cash, credit, property, or services, or for making financial payment, with intent to defraud, and with notice that the use of the financial transaction device was unauthorized by either the issuer thereof or the account holder, and the value of the cash, credit, property, or services obtained or of the financial payments made was more than one thousand dollars but less than twenty thousand dollars; in violation of § 18-5-702(1),(3)(c), C.R.S.

The offenses alleged in Counts 65 through 69 were committed in the manner described following Predicate Acts 88 to 93.

COUNT NUMBER SEVENTY

Theft \$1000 > \$20,000, § 18-4-401(1)(a), (2)(c), C.R.S. (F4) 0801U

On or about February 14, 2009, in and triable in the State of Colorado, **VICTOR GABLER and TROY DEGROTE**, unlawfully, feloniously, and knowingly obtained or exercised control over things of value, to wit: personal effects, goods, merchandise or services, with the value of one thousand dollars or more but less than twenty thousand dollars, without authorization, or by threat or deception, and intended to permanently deprive Upasani Rahashree, American Express, Visa, Mastercard, CostCo, 7-11 and/or Macy's, of its use or benefit; in violation of § 18-4-401(1)(a), (2)(c), C.R.S.

COUNT NUMBER SEVENTY ONE

Identity Theft, C.R.S. § 18-5-902(1)(a), (f) (F4) 13071

On or about February 14, 2009, in and triable in the State of Colorado, **VICTOR GABLER and TROY DEGROTE**, unlawfully, feloniously, and knowingly used or attempted to use the personal identifying information, financial identifying information, or financial device of Upasani Rahashree, to wit: her name, driver's license, and credit cards without permission or lawful authority to obtain cash, credit, property, services, or any other thing of value or to make a financial payment; in violation of § 18-5-902(1)(a),(f), C.R.S.

COUNT NUMBER SEVENTY TWO

Computer Crime, C.R.S. § 18-5.5-102(1)(d) (F4) 1502S

On or about February 14, 2009, in and triable in the State of Colorado, **VICTOR GABLER and TROY DEGROTE**, unlawfully, feloniously, and knowingly accessed a computer, computer network, or computer system, or any part thereof, to commit theft, and the loss, damage, value of services, or thing of value taken, or cost of restoration or repair was one thousand dollars or more but less than twenty thousand dollars; in violation of § 18-5.5-102(1)(d), C.R.S.

COUNT NUMBER SEVENTY THREE

Forgery, C.R.S. § 18-5-102(1)(c) (F5) 1001C

On or about February 14, 2009, in and triable in the State of Colorado, **VICTOR GABLER and TROY DEGROTE**, unlawfully, feloniously, and falsely made, completed, altered, or uttered a written instrument, namely: credit card purchase receipts from Macy's, Costco and/or 7-11, were or which purported to be, or which were calculated to become or to represent if completed, a contract, assignment, commercial instrument, promissory note, or other

instrument which document did or may have evidenced, created, transferred, terminated, or otherwise affected a legal right, interest, obligation, or status; in violation of § 18-5-102(1), C.R.S.

COUNT NUMBER SEVENTY FOUR

Unauthorized Use of a Financial Transaction Device - \$1,000 or more but less than \$20,000, C.R.S. 18-5-702(1),(3)(c) (F-5) 1301D

On or about February 14, 2009, in and triable in the State of Colorado, **VICTOR GABLER and TROY DEGROTE**, unlawfully used a financial transaction device, namely: credit cards of Upasani Rahashree, for the purpose of obtaining cash, credit, property, or services, or for making financial payment, with intent to defraud, and with notice that the use of the financial transaction device was unauthorized by either the issuer thereof or the account holder, and the value of the cash, credit, property, or services obtained or of the financial payments made was more than one thousand dollars but less than twenty thousand dollars; in violation of § 18-5-702(1),(3)(c), C.R.S.

The offenses alleged in Counts 70 through 74 were committed in the manner described following Predicate Acts 94 to 99.

COUNT NUMBER SEVENTY FIVE

Theft \$1000 > \$20,000, § 18-4-401(1)(a), (2)(c), C.R.S. (F4) 0801U

On or about March 6, 2009, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and knowingly obtained or exercised control over things of value, to wit: personal effects, goods, merchandise or services, with the value of one thousand dollars or more but less than twenty thousand dollars, without authorization, or by threat or deception, and intended to permanently deprive Pamela Luyten, Conoco, Office Max, Target, Sears and/or Jenny's Market, of its use or benefit; in violation of § 18-4-401(1)(a), (2)(c), C.R.S.

COUNT NUMBER SEVENTY SIX

Identity Theft, C.R.S. § 18-5-902(1)(a), (f) (F4) 13071

On or about March 6, 2009, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and knowingly used or attempted to use the personal identifying information, financial identifying information, or financial device of Pamela Luyten to wit: her name, driver's license, and credit card without permission or lawful authority to obtain cash, credit, property, services, or any other thing of value or to make a financial payment; in violation of § 18-5-902(1)(a),(f), C.R.S.

COUNT NUMBER SEVENTY SEVEN

Computer Crime, C.R.S. § 18-5.5-102(1)(d) (F4) 1502S

On or about March 6, 2009, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and knowingly accessed a computer, computer network, or computer system, or any part thereof, to commit theft, and the loss, damage, value of services, or thing of value taken, or cost of restoration or repair was one thousand dollars or more but less than twenty thousand dollars; in violation of § 18-5.5-102(1)(d), C.R.S.

COUNT NUMBER SEVENTY EIGHT

Forgery, C.R.S. § 18-5-102(1)(c) (F5) 1001C

On or about March 6, 2009, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and falsely made, completed, altered, or uttered a written instrument, namely: credit card purchase receipts from Conoco, Office Max, Target, Sears and Jenny's Market, were or which purported to be, or which were calculated to become or to represent if completed, a contract, assignment, commercial instrument, promissory note, or other instrument which document did or may have evidenced, created, transferred, terminated, or otherwise affected a legal right, interest, obligation, or status; in violation of § 18-5-102(1), C.R.S.

COUNT NUMBER SEVENTY NINE

**Unauthorized Use of a Financial Transaction Device - \$1,000 or more but less than \$20,000,
C.R.S. 18-5-702(1),(3)(c) (F-5) 1301D**

On or about March 6, 2009, in and triable in the State of Colorado, **VICTOR GABLER**, unlawfully used a financial transaction device, namely: credit cards of Pamela Luyten, for the purpose of obtaining cash, credit, property, or services, or for making financial payment, with intent to defraud, and with notice that the use of the financial transaction device was unauthorized by either the issuer thereof or the account holder, and the value of the cash, credit, property, or services obtained or of the financial payments made was more than one thousand dollars but less than twenty thousand dollars; in violation of § 18-5-702(1),(3)(c), C.R.S.

The offenses alleged in Counts 75 through 79 were committed in the manner described following Predicate Acts 100 to 105.

COUNT NUMBER EIGHTY

FIRST DEGREE CRIMINAL TRESPASS - AUTOMOBILE, C.R.S. 18-4-502 (F5)
[09023]

On or about October 8, 2008, within in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and knowingly entered the motor vehicle of Monica Michelle Vanmatre with intent to commit therein the crime of Theft, 18-4-401; in violation of § 18-4-502, C.R.S.

The offense alleged in Count 80 was committed in the manner described following Predicate Acts 1 to 6.

COUNT NUMBER EIGHTY ONE

FIRST DEGREE CRIMINAL TRESPASS - AUTOMOBILE, C.R.S. 18-4-502 (F5)
[09023]

On or about October 11, 2008, within in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and knowingly entered the motor vehicle of Michelle Olsen with intent to commit therein the crime of Theft, 18-4-401; in violation of § 18-4-502, C.R.S.

The offense alleged in Count 81 was committed in the manner described following Predicate Acts 7 to 9.

COUNT NUMBER EIGHTY TWO

FIRST DEGREE CRIMINAL TRESPASS - AUTOMOBILE, C.R.S. 18-4-502 (F5)
[09023]

On or about October 11, 2008, within in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and knowingly entered the motor vehicle of Barbara Ruddy with intent to commit therein the crime of Theft, 18-4-401; in violation of § 18-4-502, C.R.S.

The offense alleged in Count 82 was committed in the following manner: On or about January 3, 2009, at the Marshall Mesa Trailhead, Victor Gabler and other individuals actively participated in or were complicit in breaking into a car owned by Barbara Ruddy. The individuals broke into the side window with the intent to commit theft.

COUNT NUMBER EIGHTY THREE

FIRST DEGREE CRIMINAL TRESPASS - AUTOMOBILE, C.R.S. 18-4-502 (F5)
[09023]

On or about October 28, 2008, within in the State of Colorado, **VICTOR GABLER and TRAVIS SHEPARD**, unlawfully, feloniously, and knowingly entered the motor vehicle of Elizabeth Markham with intent to commit therein the crime of Theft, 18-4-401; in violation of § 18-4-502, C.R.S.

The offense alleged in Count 83 was committed in the manner described following Predicate Acts 10 to 12.

COUNT NUMBER EIGHTY FOUR

FIRST DEGREE CRIMINAL TRESPASS - AUTOMOBILE, C.R.S. 18-4-502 (F5)
[09023]

On or about November 6, 2008, within in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and knowingly entered the motor vehicle of Lisa Padilla and or Jerry Padilla with intent to commit therein the crime of Theft, 18-4-401; in violation of § 18-4-502, C.R.S.

The offense alleged in Count 84 was committed in the manner described following Predicate Acts 15 to 20.

COUNT NUMBER EIGHTY FIVE

FIRST DEGREE CRIMINAL TRESPASS - AUTOMOBILE, C.R.S. 18-4-502 (F5)
[09023]

On or about November 23, 2008, within in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and knowingly entered the motor vehicle of Mandy Conger with intent to commit therein the crime of Theft, 18-4-401; in violation of § 18-4-502, C.R.S.

The offense alleged in Count 85 was committed in the manner described following Predicate Acts 21 to 26.

COUNT NUMBER EIGHTY SIX

FIRST DEGREE CRIMINAL TRESPASS - AUTOMOBILE, C.R.S. 18-4-502 (F5)
[09023]

On or about November 25, 2008, within in the State of Colorado, **VICTOR GABLER and TRAVIS SHEPARD**, unlawfully, feloniously, and knowingly entered the motor vehicle of Darlene Weber-Dewitt with intent to commit therein the crime of Theft, 18-4-401; in violation of § 18-4-502, C.R.S.

The offense alleged in Count 86 was committed in the manner described following Predicate Acts 27 to 29.

COUNT NUMBER EIGHTY SEVEN

FIRST DEGREE CRIMINAL TRESPASS - AUTOMOBILE, C.R.S. 18-4-502 (F5)
[09023]

On or about November 25, 2008, within in the State of Colorado, **VICTOR GABLER and TRAVIS SHEPARD**, unlawfully, feloniously, and knowingly entered the motor vehicle of Julie Brown Sather with intent to commit therein the crime of Theft, 18-4-401; in violation of § 18-4-502, C.R.S.

The offense alleged in Count 87 was committed in the manner described following Predicate Acts 30 to 35.

COUNT NUMBER EIGHTY EIGHT

FIRST DEGREE CRIMINAL TRESPASS - AUTOMOBILE, C.R.S. 18-4-502 (F5)
[09023]

On or about December 31, 2008, within in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and knowingly entered the motor vehicle of Sue Ball with intent to commit therein the crime of Theft, 18-4-401; in violation of § 18-4-502, C.R.S.

The offense alleged in Count 88 was committed in the manner described following Predicate Acts 39 to 44.

COUNT NUMBER EIGHTY NINE

FIRST DEGREE CRIMINAL TRESPASS - AUTOMOBILE, C.R.S. 18-4-502 (F5)
[09023]

On or about December 31, 2008, within in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and knowingly entered the motor vehicle of Martha Lell and or Randell Renkin with intent to commit therein the crime of Theft, 18-4-401; in violation of § 18-4-502, C.R.S.

The offense alleged in Count 89 was committed in the manner described following Predicate Acts 45 to 50.

COUNT NUMBER NINETY

FIRST DEGREE CRIMINAL TRESPASS - AUTOMOBILE, C.R.S. 18-4-502 (F5)
[09023]

On or about January 3, 2009, within in the State of Colorado, **VICTOR GABLER**, unlawfully, feloniously, and knowingly entered the motor vehicle of Debra Canning-Beytien with intent to commit therein the crime of Theft, 18-4-401; in violation of § 18-4-502, C.R.S.

The offense alleged in Count 90 was committed in the manner described following Predicate Acts 51 to 56.

COUNT NUMBER NINETY ONE

FIRST DEGREE CRIMINAL TRESPASS - AUTOMOBILE, C.R.S. 18-4-502 (F5)
[09023]

On or about January 3, 2009, within in the State of Colorado, **VICTOR GABLER** unlawfully, feloniously, and knowingly entered the motor vehicle of Tera Sherman with intent to commit therein the crime of Theft, 18-4-401; in violation of § 18-4-502, C.R.S.

The offense alleged in Count 91 was committed in the following manner: On or about January 3, 2009, at the Sacred Heart of Mary Catholic Church, in Boulder County, Colorado, Victor Gabler and other individuals actively participated in or were complicit in breaking into a car owned by Tera Sherman. The individuals broke into the side window with the intent to commit theft.

COUNT NUMBER NINETY TWO

FIRST DEGREE CRIMINAL TRESPASS - AUTOMOBILE, C.R.S. 18-4-502 (F5)
[09023]

On or about January 4, 2009, within in the State of Colorado, **VICTOR GABLER** unlawfully, feloniously, and knowingly entered the motor vehicle of Molly Smith with intent to commit therein the crime of Theft, 18-4-401; in violation of § 18-4-502, C.R.S.

The offense alleged in Count 92 was committed in the manner described following Predicate Acts 57 to 62.

COUNT NUMBER NINETY THREE

FIRST DEGREE CRIMINAL TRESPASS - AUTOMOBILE, C.R.S. 18-4-502 (F5)
[09023]

On or about January 11, 2009, within in the State of Colorado, **VICTOR GABLER** unlawfully, feloniously, and knowingly entered the motor vehicle of Carol Bowman with intent to commit therein the crime of Theft, 18-4-401; in violation of § 18-4-502, C.R.S.

The offense alleged in Count 93 was committed in the manner described following Predicate Acts 63 to 68.

COUNT NUMBER NINETY FOUR

FIRST DEGREE CRIMINAL TRESPASS - AUTOMOBILE, C.R.S. 18-4-502 (F5)
[09023]

On or about January 11, 2009, within in the State of Colorado, **VICTOR GABLER** unlawfully, feloniously, and knowingly entered the motor vehicle of Jamie Wygant with intent to commit therein the crime of Theft, 18-4-401; in violation of § 18-4-502, C.R.S.

The offense alleged in Count 94 was committed in the manner described following Predicate Acts 69 to 75.

COUNT NUMBER NINETY FIVE

FIRST DEGREE CRIMINAL TRESPASS - AUTOMOBILE, C.R.S. 18-4-502 (F5)
[09023]

On or about January 17, 2009, within in the State of Colorado, **VICTOR GABLER** unlawfully, feloniously, and knowingly entered the motor vehicle of Christina Kern with intent to commit therein the crime of Theft, 18-4-401; in violation of § 18-4-502, C.R.S.

The offense alleged in Count 95 was committed in the manner described following Predicate Acts 76 to 81.

COUNT NUMBER NINETY SIX

FIRST DEGREE CRIMINAL TRESPASS - AUTOMOBILE, C.R.S. 18-4-502 (F5)
[09023]

On or about January 21, 2009, within in the State of Colorado, **VICTOR GABLER** unlawfully, feloniously, and knowingly entered the motor vehicle of Maura Clark with intent to commit therein the crime of Theft, 18-4-401; in violation of § 18-4-502, C.R.S.

The offense alleged in Count 96 was committed in the manner described following Predicate Acts 82 to 87.

COUNT NUMBER NINETY SEVEN

FIRST DEGREE CRIMINAL TRESPASS - AUTOMOBILE, C.R.S. 18-4-502 (F5)
[09023]

On or about February 1, 2009, within in the State of Colorado, **VICTOR GABLER** unlawfully, feloniously, and knowingly entered the motor vehicle of Josephine Warfield with intent to commit therein the crime of Theft, 18-4-401; in violation of § 18-4-502, C.R.S.

The offense alleged in Count 97 was committed in the following manner: On or about January 21, 2009, at the Superior Ice Rink, in Boulder County, Colorado, Victor Gabler and Abbie Worley actively participated in or were complicit in breaking into a 2004 Toyota owned by Josephine Warfield. The individuals broke into the side window with the intent to commit theft.

COUNT NUMBER NINETY EIGHT

FIRST DEGREE CRIMINAL TRESPASS - AUTOMOBILE, C.R.S. 18-4-502 (F5)
[09023]

On or about February 1, 2009, within in the State of Colorado, **VICTOR GABLER** unlawfully, feloniously, and knowingly entered the motor vehicle of Sunny Hicken and or Brent Hicken with intent to commit therein the crime of Theft, 18-4-401; in violation of § 18-4-502, C.R.S.

The offense alleged in Count 98 was committed in the manner described following Predicate Acts 88 to 93.

COUNT NUMBER NINETY NINE

FIRST DEGREE CRIMINAL TRESPASS - AUTOMOBILE, C.R.S. 18-4-502 (F5)
[09023]

On or about February 14, 2009, within in the State of Colorado, **VICTOR GABLER and TROY DEGROTE** unlawfully, feloniously, and knowingly entered the motor vehicle of Upasani Rahashree with intent to commit therein the crime of Theft, 18-4-401; in violation of § 18-4-502, C.R.S.

The offense alleged in Count 99 was committed in the manner described following Predicate Acts 94 to 99.

COUNT NUMBER ONE HUNDRED

FIRST DEGREE CRIMINAL TRESPASS - AUTOMOBILE, C.R.S. 18-4-502 (F5)
[09023]

On or about February 14, 2009, within in the State of Colorado, **VICTOR GABLER** unlawfully, feloniously, and knowingly entered the motor vehicle of Pamela Luyten with intent to commit therein the crime of Theft, 18-4-401; in violation of § 18-4-502, C.R.S.

The offense alleged in Count 100 was committed in the manner described following Predicate Acts 100 to 105.

COUNT NUMBER ONE HUNDRED ONE

Identity Theft – Possess with Intent to Use, C.R.S. 18-5-902(1)(b),(f) (F4) 13072

On or about and between April 1, 2009 and April 30, 2009 in and triable in the State of Colorado, **VICTOR GABLER** unlawfully, feloniously, and knowingly possessed or attempted to possess the personal identifying information, financial identifying information, or financial device of Tyson Joe Shafter, to wit: his name, driver's license, Household Bank credit card, Chase Freedom Visa credit card, Cumorah Credit Union Visa card, or a Sears Credit Card, without permission or lawful authority, with the intent to use or to aid or permit another person to use the information or device to obtain cash, credit, property, services, or any other thing of value or to make a financial payment; in violation of § 18-5-902(1)(b),(f), C.R.S.

The offense alleged in Count 101 was committed in the manner described following Predicate Act 106.