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United States of America

FILED IN THE
UNITED STATES DISTRICT COURT
DISTRICT OF HAWAII

4 JAN 17 2013
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SUE BEITIA, CLERK
[Signature]

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF HAWAII

UNITED STATES OF AMERICA,)	CR. NO. 10-00384 LEK
)	
Plaintiff,)	FIRST SUPERSEDING INDICTMENT
)	
vs.)	[21 U.S.C. 846, 841(a)(1),
)	856(a)(1), 26 U.S.C. 7203]
ROGER CUSICK CHRISTIE,	(01))	
SHERRYANNE L. CHRISTIE,	(02))	
formerly known as)	
"Sherryanne L. St. Cyr",)	
RICHARD BRUCE TURPEN,	(05))	
WESLEY MARK SUDBURY,	(06))	
ROLAND GREGORY IGNACIO,	(08))	
PERRY EMILIO POLICICCHIO,	(09))	
JOHN DEBAPTIST BOUEY, III,	(10))	
AARON GEORGE ZEEMAN,	(12))	
)	
Defendants.)	

FIRST SUPERSEDING INDICTMENT

COUNT 1

The Grand Jury charges that:

From a time unknown up through and including on or about July 8, 2010 in the District of Hawaii, defendants:

ROGER CUSICK CHRISTIE (hereinafter "R. Christie"),
SHERRYANNE L. CHRISTIE, formerly known as "Sherryanne L. St. Cyr (hereinafter "S. Christie"),
RICHARD BRUCE TURPEN (hereinafter "Turpen"),
WESLEY MARK SUDBURY (hereinafter "Sudbury"),
ROLAND GREGORY IGNACIO (hereinafter "Ignacio"),
PERRY EMILIO POLICICCHIO (hereinafter "Policicchio"),
JOHN DEBAPTIST BOUEY, III (hereinafter "Bouey"),
AARON GEORGE ZEEMAN (hereinafter "Zeeman"),

and others known and unknown to the grand jury, including Susanne Lenore Friend (hereinafter "Friend"), Timothy M. Mann (hereinafter "Mann"), Donald James Gibson (hereinafter "Gibson"), Michael B. Shapiro (also known as "Dewey", hereinafter "Shapiro"), Victoria C. Fiore (hereinafter "Fiore"), and Jessica R. Walsh (also known as "Jessica Hackman", hereinafter "Walsh"), the latter persons not being charged as defendants in this superseding indictment, knowingly and intentionally conspired to manufacture, to distribute, and to possess with intent to distribute marijuana, a Schedule I controlled substance, said offense involving one-hundred (100) or more marijuana plants, as well as harvested and processed marijuana and other products containing marijuana (including but not limited to food items, tinctures, and oils), a violation of Title 21, United States Code, Section 841(a)(1).

WAYS AND MEANS

Conducting his operation as the "THC Ministry" or "Hawaii Cannabis Ministry" (hereinafter "Ministry") located in Hilo, Hawaii, R. Christie, with the assistance of S. Christie, engaged in the illegal manufacture, distribution, and sale of marijuana. R. Christie and S. Christie had several employees (as Fiore and Walsh) who worked at the Ministry's business premises (94 Kamehameha Avenue, Hilo, Hawaii) and assisted in the distribution and sale of marijuana.

In order to obtain his marijuana sales inventory, R. Christie had several suppliers, as well as other persons growing marijuana for him, on the Island of Hawaii. During 2009, R. Christie's marijuana suppliers and other persons growing marijuana for him included Turpen, Sudbury, Gibson, Ignacio, Policicchio, Bouey, Shapiro, and Zeeman.

Sometime in late 2008 - 2009, R. Christie also recruited Friend and Mann to start up a marijuana cultivation operation for the Ministry on the Island of Hawaii; the plan was for all of Friend and Mann's harvested marijuana to be provided to the Ministry. As of July 22, 2009, Friend and Mann had approximately 284 marijuana plants under cultivation.

All in violation of Title 21, United States Code, Sections 846, 841(a)(1), and 841(b)(1)(B).

COUNT 2

The Grand Jury further charges that:

On or about July 22, 2009 in the District of Hawaii,
defendants:

ROGER CUSICK CHRISTIE,
SHERRYANNE L. CHRISTIE, formerly known as "Sherryanne L. St.
Cyr"),
RICHARD BRUCE TURPEN,
WESLEY MARK SUDBURY,
ROLAND GREGORY IGNACIO,
PERRY EMILIO POLICICCHIO,
JOHN DEBAPTIST BOUEY, III,
AARON GEORGE ZEEMAN,

knowingly and intentionally manufactured marijuana, a Schedule I
controlled substance, said offense involving one-hundred (100) or
more marijuana plants, to wit: approximately 284 marijuana
plants,

All in violation of Title 21, United States Code, Sections
841(a)(1) and 841(b)(1)(B), and Title 18, United States Code,
Section 2.

COUNT 3

The Grand Jury further charges that:

On or about July 22, 2009 in the District of Hawaii,
defendants:

ROGER CUSICK CHRISTIE,
SHERRYANNE L. CHRISTIE, formerly known as "Sherryanne L. St.
Cyr"),
RICHARD BRUCE TURPEN,
WESLEY MARK SUDBURY,

ROLAND GREGORY IGNACIO,
PERRY EMILIO POLICICCHIO,
JOHN DEBAPTIST BOUEY, III,
AARON GEORGE ZEEMAN,

knowingly and intentionally possessed with intent to distribute marijuana, a Schedule I controlled substance, said offense involving one-hundred (100) or more marijuana plants, to wit: approximately 284 marijuana plants,

All in violation of Title 21, United States Code, Sections 841(a) (1) and 841(b) (1) (B), and Title 18, United States Code, Section 2.

COUNT 4

The Grand Jury further charges that:

On or about March 10, 2010 in the District of Hawaii,
defendant:

RICHARD BRUCE TURPEN

knowingly and intentionally manufactured marijuana, a Schedule I controlled substance, said offense involving one-thousand (1,000) or more marijuana plants, to wit: approximately 1,108 marijuana plants,

All in violation of Title 21, United States Code, Sections 841(a) (1) and 841(b) (1) (A).

COUNT 5

The Grand Jury further charges that:

On or about March 10, 2010 in the District of Hawaii,
defendant:

RICHARD BRUCE TURPEN

knowingly and intentionally possessed with intent to distribute marijuana, a Schedule I controlled substance, said offense involving one-thousand (1,000) or more marijuana plants, to wit: approximately 1,108 marijuana plants,

All in violation of Title 21, United States Code, Sections 841(a) (1) and 841(b) (1) (A).

COUNT 6

The Grand Jury further charges that:

On or about March 10, 2010 in the District of Hawaii,
defendant:

WESLEY MARK SUDBURY

knowingly and intentionally manufactured marijuana, a Schedule I controlled substance, said offense involving one-hundred (100) or more marijuana plants, to wit: approximately 856 marijuana plants,

All in violation of Title 21, United States Code, Sections 841(a) (1) and 841(b) (1) (B).

COUNT 7

The Grand Jury further charges that:

On or about March 10, 2010 in the District of Hawaii,
defendant:

WESLEY MARK SUDBURY

knowingly and intentionally possessed with intent to distribute marijuana, a Schedule I controlled substance, said offense involving one-hundred (100) or more marijuana plants, to wit: approximately 856 marijuana plants,

All in violation of Title 21, United States Code, Sections 841(a) (1) and 841(b) (1) (B).

COUNT 8

The Grand Jury further charges that:

On or about March 10, 2010 in the District of Hawaii,
defendant:

ROLAND GREGORY IGNACIO

knowingly and intentionally manufactured marijuana, a Schedule I controlled substance, said offense involving fifty (50) or more marijuana plants, to wit: approximately 80 marijuana plants,

All in violation of Title 21, United States Code, Sections 841(a) (1) and 841(b) (1) (C).

COUNT 9

The Grand Jury further charges that:

On or about March 10, 2010 in the District of Hawaii,
defendant:

ROLAND GREGORY IGNACIO

knowingly and intentionally possessed with intent to distribute marijuana, a Schedule I controlled substance, said offense involving fifty (50) or more marijuana plants, to wit: approximately 80 marijuana plants,

All in violation of Title 21, United States Code, Sections 841(a) (1) and 841(b) (1) (C).

COUNT 10

The Grand Jury further charges that:

On or about March 10, 2010 in the District of Hawaii,
defendant:

PERRY EMILIO POLICICCHIO

knowingly and intentionally manufactured marijuana, a Schedule I controlled substance, said offense involving fifty (50) or more marijuana plants, to wit: approximately 72 marijuana plants,

All in violation of Title 21, United States Code, Sections 841(a) (1) and 841(b) (1) (C).

COUNT 11

The Grand Jury further charges that:

On or about March 10, 2010 in the District of Hawaii,
defendant:

PERRY EMILIO POLICICCHIO

knowingly and intentionally possessed with intent to distribute
marijuana, a Schedule I controlled substance, said offense
involving fifty (50) or more marijuana plants, to wit:
approximately 72 marijuana plants,

All in violation of Title 21, United States Code, Sections
841(a) (1) and 841(b) (1) (C).

COUNT 12

The Grand Jury further charges that:

On or about March 10, 2010 in the District of Hawaii,
defendant:

JOHN DEBAPTIST BOUEY, III

knowingly and intentionally manufactured marijuana, a Schedule I
controlled substance, to wit: approximately 26 marijuana plants,

All in violation of Title 21, United States Code, Sections
841(a) (1) and 841(b) (1) (D).

COUNT 13

The Grand Jury further charges that:

During the period in or about 2008 to on or about July 8, 2010 in the District of Hawaii, defendants:

ROGER CUSICK CHRISTIE

SHERRYANNE L. CHRISTIE, formerly known as "Sherryanne L. St. Cyr"

knowingly and intentionally used and maintained a place at 94 Kamehameha Avenue, Hilo, Hawaii, for the purpose of manufacturing and distributing marijuana, a Schedule I controlled substance,

In violation of Title 21, United States Code, Sections 856(a)(1) and 856(b).

COUNT 14

The Grand Jury further charges that:

On or about May 21, 2008 in the District of Hawaii, defendant:

ROGER CUSICK CHRISTIE

knowingly and intentionally distributed some quantity of marijuana, a Schedule controlled substance,

All in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(D).

COUNT 15

The Grand Jury further charges that:

On or about June 24, 2008 in the District of Hawaii,
defendant:

ROGER CUSICK CHRISTIE

knowingly and intentionally distributed some quantity of
marijuana, a Schedule controlled substance,

All in violation of Title 21, United States Code, Sections
841(a)(1) and 841(b)(1)(D).

COUNT 16

The Grand Jury further charges that:

On or about August 13, 2008 in the District of Hawaii,
defendant:

ROGER CUSICK CHRISTIE

knowingly and intentionally distributed some quantity of
marijuana,

All in violation of Title 21, United States Code, Sections
841(a)(1) and 841(b)(1)(D).

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COUNT 17

The Grand Jury further charges that:

That during calendar year 2008 in the District of Hawaii,
defendant:

ROGER CUSICK CHRISTIE

a resident of the State of Hawaii, received sufficient gross income that he was required by law to file with the Internal Revenue Service a federal individual tax return on or before April 15, 2009, but said defendant willfully failed to file a federal individual income tax return on or before that date,

In violation of Title 26, United States Code, Section 7203.

COUNT 18

The Grand Jury further charges that:

That during calendar year 2009 in the District of Hawaii,
defendant:

ROGER CUSICK CHRISTIE

a resident of the State of Hawaii, received sufficient gross income that he was required by law to file with the Internal Revenue Service a federal individual tax return on or before April 15, 2010, but said defendant willfully failed to file a federal individual income tax return on or before that date,

In violation of Title 26, United States Code, Section 7203.

FORFEITURE ALLEGATION

1. The allegations contained in Counts 1, 4, 5, 8, 9, 10, and 11 of this Indictment are hereby realleged and incorporated herein by reference for the purpose of alleging forfeitures pursuant to Title 21, United States Code, Section 853.

2. Pursuant to Title 21, United States Code, Section 853, upon conviction of the controlled substance offenses alleged in said Counts 1, 4, 5, 8, 9, 10, and 11, defendants:

ROGER CUSICK CHRISTIE
SHERRYANNE L. CHRISTIE, formerly known as "Sherryanne L. St.
Cyr
RICHARD BRUCE TURPEN
ROLAND GREGORY IGNACIO
PERRY EMILIO POLICICCHIO

shall forfeit to the United States pursuant to 21 U.S.C. 853, any property constituting, or derived from, proceeds obtained, directly or indirectly, as a result of the said violations and any property used, or intended to be used, in any manner or part, to commit, or to facilitate the commission of the said violations, including but not limited to the following:

(A) As to Roger Cusick Christie and Sherryanne L.

Christie:

(1) Approximately \$21,494.00 in U.S. currency, which is presently in the possession of the United States;

(2) The real property known as Apartment #312, Building A, 360 Kauila Street, Hilo, HI, titled in the name of Roger Christie, unmarried, and designated as Tax Map Key Number

3-2-6-5-10-42, together with all appurtenances and improvements, and more specifically described in Exhibit "A", attached hereto and incorporated herein by reference.

(B) As to Turpen:

(1) The real property (3.0 acres) known as 16-2108 Opeapea Road, Keaau, HI, titled in the names of Richard Bruce Turpen (unmarried) and Ruth Mary Turpen (widow) as joint tenants, and designated as Tax Map Key Number 3-1-6-43-22, together with all appurtenances and improvements, and more specifically described in Exhibit "B", attached hereto and incorporated herein by reference.

(C) As to Policicchio:

(1) The real property (10,004 square feet) known as 141 Kaikuono Place, Hilo, HI, titled in the name of Perry E. Policicchio, Trustee of the Perry E. Policicchio Trust (with Perry Emilio Policicchio being both the primary trustee and the primary beneficiary), and designated as Tax Map Key Number 3-2-5-29-40, together with all appurtenances and improvements, and more specifically described in Exhibit "C", attached hereto and incorporated herein by reference.

(D) As to Ignacio:

(1) The real property (2.0 acres) known as 11-1210 Rose Street, Mountain View, HI, titled in the names of Roland Gregory Ignacio and Rebecca Waialele O Akaka Ignacio (husband and

wife) as tenants by the entirety, and designated as Tax Map Key Number 3-1-1-39-3, together with all appurtenances and improvements, and more specifically described in Exhibit "D", attached hereto and incorporated herein by reference.

3. If any of the above-described forfeitable property, as a result of any act or omission of the defendants:

(a) Cannot be located upon the exercise of due diligence;

(b) Has been transferred or sold to, or deposited with, a third party;

(c) Has been placed beyond the jurisdiction of the court;

(d) Has been substantially diminished in value; or

(e) Has been commingled with other property which cannot be divided without difficulty;

It is the intent of the United States, pursuant to 21 U.S.C. 853(p), to seek forfeiture of any other property of said defendants up to the value of the forfeitable property described above,

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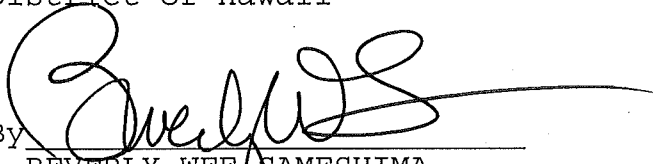
All in accordance with Title 21, United States Code, Section 853, and Title 28, United States Code, Section 2461.

DATED: Honolulu, Hawaii, January 17, 2013.


/s/ Foreperson

GRAND JURY FOREPERSON

FLORENCE T. NAKAKUNI
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District of Hawaii

By 

BEVERLY WEE SAMESHIMA
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Assistant U.S. Attorney

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