POLICE CRIMINAL COMPLAINT COMMONWEALTH OF PENNSYLVANIA COMMONWEALTH OF PENNSYLVANIA COUNTY OF: WESTMORELAND VS. Magisterial District Number: 10-3-01 DEFENDANT: (NAME and ADDRESS): MDJ Name: Hon. MARK MANSOUR BROOKE **NICOLE CROSS** 174 SOUTH GREENGATE Address: First Name Middle Name Last Name Gen. 7501 142ND AVE. NORTH GREENSBURG, PA 15601 LOT 469 Telephone: LARGO, FL 33771 724-836-1010 724-518-3243 NCIC EXTRADITION CODE TYPE 1-Felony Full 5-Felony Pend. C-Misdemeanor Surrounding States Distance: 2-Felony Ltd. 6-Felony Pend. Extradition Determ. D-Misdemeanor No Extradition A-Misdemeanor Full 3-Felony Surrounding States E-Misdemeanor Pending 4-Felony No Ext. B-Misdemeanor Limited F-Misdemeanor Pending Extradition Determ. DEFENDANT IDENTIFICATION INFORMATION Docket Number OTN/LiveScan Number Date Filed Complaint/Incident Number Request Lab Services? A01-1969890 678191 - 60 TYES NO **GENDER** DOB 12/19/91 POB PENNSYLVANIA Add'I DOB Co-Defendant(s) Male First Name: Middle Name Last Name: AKA Gen. RACE **White** Asian Black Native American Unknown **ETHNICITY** Hispanic Non-Hispanic Unknown HAIR COLOR GRY (Gray) RED (Red / Aubn.) SDY (Sandy) BLU (Blue) PLE (Purple) BRO (Brown) BLK (Black) ONG (Orange) WHI (White) XXX (Unk. / Bald) PNK (Pink) GRN (Green) BLN (Blonde / Strawberry) **EYE COLOR** BLK (Black) BLU (Blue) BRO (Brown) GRN (Green) GRY (Gray) HAZ (Hazel) MAR (Maroon) PNK (Pink) ☐ MUL (Multicolored) XXX (Unknown) WEIGHT (lbs.) DNA YES X NO **DNA Location** 120 FBI Number MNU Number Ft. HEIGHT In. Defendant Fingerprinted YES NO 3 Fingerprint Classification: DEFENDANT VEHICLE INFORMATION Plate # State Hazmat Registration Sticker (MM/YY) Comm'l Veh. Ind. School Veh. Oth. NCIC Veh. Code Reg. same VIN Make Year Model Style as Def. Color Office of the Attorney for the Commonwealth Approved Disapproved because: (The attorney for the Commonwealth may require that the complaint, arrest warrant affidavit, or both be approved by the

(Name of Attorney for Commonwealth - Please Print or Type)

do hereby state: (check appropriate box)

(Signature of Attorney for Commonwealth)

I, TPR. CHRISTOPHER COLE (Name of Affiant - Please Print or Type)

00638746/10564

PSP/MPOETC - Assigned Affiant ID Number & Badge #)

PAPSP3400

of the Pennsylvania State Police, Troop A, Greensburg

1.

I accuse the above named defendant who lives at the address set forth above

☐ I accuse the defendant whose name is unknown to me but who is described as _

☐ I accuse the defendant whose name and popular designation or nickname is unknown to me and whom I have therefore designated as John Doe or Jane Doe.

with violating the penal laws of the Commonwealth of Pennsylvania at:

209 (Subdivision Code)

MULTIPLE PHARMACIES LOCATED WITHIN WESTMORELAND AND FAYETTE COUNTIES (Place-Political Subdivision)

in WESTMORELAND County

64 (County Code)

on or about <u>06/21/2015-02/02/2016 AT VARIOUS TIMES</u> (Offense Date)



		Date Filed: OTN/LiveScan Number 2 60 19 2+13-19 078191-3						Complaint/Incident Number A01-1969890			er							
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COF	Statute Description (include the name of statute or ordinance): ORRUPT ORGANIZATIONS Acts of the accused associated with this Offense:													
ente patte secti acqu	IN THAT, on or about 06/21/2015-02/02/2016, THE DEFENDANT, while employed by or associated with any enterprise to conduct or participate, directly or indirectly, in the conduct of such enterprises affairs through a pattern of racketeering activity the DEFENDANT did conspire to violate the provisions of paragraph 3 of this ection. TO WIT the DEFENDANT as a member of an organization of individuals did directly participate in the acquisition of farudulent prescriptions, using Dr. Nabil JABBOUR's identifying information and DEA # in concert with multiple CO-DEFENDANTS in violation of Section 911(b)(4) of the PA Crimes Code.													
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Docket Number:	Date Filed: みりまいり		eScan Number		Ŷ.			Complaint \01-19698	/Incident Number 90	
Defendant Name	First: BROOK		Middle: NICOLE					ast: CROSS		
The acts committed I appropriate. When the (Set forth a <i>brief</i> summary of the fa summary case, you must cite the sp	ere is more than	ገ ONE Of defendant of	ffense, each offense the nature of the offense(s) charge	sho ed. A c	uld be itation to the	numh	ared chi	conclosio	olly	
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Statute Description (include the name of statute or ordinance): Forgery										
IN THAT, on or about issue or tranfer any we executed at a time or original when no such be telephoned/filled/dinformation of Dr. National multiple pharmacies, is	Acts of the accused associated with this Offense: IN THAT, on or about 06/21/2015-02/02/2016, THE DEFENDANT did make, complete, execute, authenticate, issue or tranfer any writing so that it purports to be the act of who did not authorize the act, or to have been executed at a time or place or in a numbered sequence other than was in fact the case, or to be a copy of an original when no such original existed, said alteration being, the DEFENDANT caused fraudulent prscriptions to be telephoned/filled/dispensed/picked up and diverted from their intended lawful use utilizing the identifying information of Dr. Nabil JABBOUR including his DEA#, with intent to defraud or injure Dr. Nabil JABBOUR and multiple pharmacies, in violation of Section 4101(a)(2) of the PA Crimes Code.									
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(if applicable)	(if applicable) Number Interstate Safety Zone Work Zone									
Statute Description (include the name of statute or ordinance): Identity Theft										
Acts of the accused associated with this Offense: IN THAT, on or about 06/21/2015-02/02/2016, THE DEFENDANT did possess or use, through any means, identifying information of another person, namely, Dr. Nabil JABBOUR age 64 at the time, without the consent of said person, to further the unlawful purpose of fraudulently obtaining prescriptions by using Dr. JABBOURS name, and DEA # to telephone in multiple prescriptions to local pharmacies, in violation of Section 4120(a) of the PA Crimes Code.										



Docket Number:	Date Filed:	OTN/LiveScan Number	1-3	Complaint/Incident Number A01-1969890
Defendant Name	First: BROOK	8	Middle: NICOLE	Last: CROSS

- 2. I ask that a warrant of arrest or a summons be issued and that the defendant be required to answer the charges I have made.
- 3. I verify that the facts set forth in this complaint are true and correct to the best of my knowledge or information and belief. This verification is made subject to the penalties of Section 4904 of the Crimes Code (18 Pa.C.S.§4904) relating to unsworn falsification to authorities.
- 4. This complaint consists of the preceding page(s) numbered 1 through 14
- 5. I certify that this filing complies with the provisions of the Case Records Public Access Policy of the Unified Judicial System of Pennsylvania that require filing confidential information and documents differently than non-confidential information and documents.

The acts committed by the accused, as listed and hereafter, were against the peace and dignity of the Commonwealth of Pennsylvania and were contrary to the Act(s) of the Assembly, or in violation of the statutes cited.

(Before a warrant of arrest can be issued, an affidavit of probable cause must be completed, sworn to before the issuing authority, and attached.)

FEBRUARY 13, 2019

(Magisterial District Court Number)

(Issuing Authority



Docket Number:	Date Filed:	OTN/LiveScan Number:	0678191-3	Complaint/Incident Number A01-1969890
Defendant Name:	First: Brooke		Middle: Nicole	Last: CROSS

AFFIDAVIT of PROBABLE CAUSE

I am a sworn member of the Pennsylvania State Police, assigned to the Criminal Investigations Unit at Troop A Greensburg. I have been employed by the Pennsylvania State police since January of 2007. I have been involved in and investigated a multitude of police incidents from property crimes to criminal homicides. The information contained in this affidavit is derived from interviews of involved persons, personal observations and knowledge of this investigation.

On or around December of 2015, I was made aware of a group of individuals who were operating in the Westmoreland and Fayette County areas. This specific group of individuals were causing fraudulent prescriptions to be telephoned in to area pharmacies utilizing Dr. Nabil JABBOUR's identifying information, including his name and Drug Enforcement Administration (DEA) assigned number without his knowledge or consent. JABBOUR's identifying information along with specific information for prescriptions to obtain controlled substances were provided to the pharmacy by individuals within this group. This caused the pharmacy to fill and dispense these fraudulent prescriptions which were then paid for and picked up by individuals within this group. An investigation into this group of individuals resulted in the identification of several of these individuals. These individuals and their actions surrounding these crimes are detailed below.

Sabrina THOMAS was interviewed during this investigation. THOMAS related that she had been employed as the Office Manager for N. JABBOUR. Through her employment prior to becoming office manager, she learned that another known employee had been using JABBOUR's identifying information to obtain fraudulent prescriptions. She decided to start obtaining fraudulent prescriptions herself. While working in her capacity as office manager, she became friendly with a patient named Brooke CROSS. THOMAS and CROSS agreed that THOMAS would use JABBOUR's personal identifying information and DEA number to call in fraudulent prescriptions using CROSS's personal information. THOMAS called in two prescriptions, one for Buprenorphine and one for Gabapentin. CROSS then went and picked up the prescriptions. CROSS kept the Buprenorphine and provided the prescription for Gabapentin to THOMAS. THOMAS is also responsible for calling in other prescriptions in conjunction with CROSS picking them up.

I, <u>TPR. CHRISTOPHER COLE</u>, BEING DULY SWORN ACCORDING TO THE LAW, DEPOSE AND SAY THAT THE FACTS SET FORTH IN THE FOREGOING AFFIDAVIT ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE, INFORMATION AND BELIEF.

I CERTIFY THAT THIS FILING COMPLIES WITH THE PROVISIONS OF THE CASE RECORDS PUBLIC ACCESS POLICY OF THE UNIFIED JUDICIAL SYSTEM OF PENNSYLVANIA THAT REQUIRE FILING CONFIDENTIAL INFORMATION AND DOCUMENTS DIFFERENTLY THAN NON-CONFIDENTIAL INFORMATION AND DOCUMENTS.



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Defendant Name:	First: Brooke		Middle: Nicole	Last: CROSS

AFFIDAVIT of PROBABLE CAUSE CONTINUATION

This relationship between THOMAS and CROSS continued. At one point, CROSS was providing other people's names and dates of birth to THOMAS. THOMAS would call in the prescriptions to various local pharmacies and CROSS would pick them up. THOMAS eventually grew tired of making all of the phone calls and provided CROSS with JABBOUR's DEA number and information required for CROSS to call the prescription in herself. CROSS then began to make the phone calls to the pharmacy herself. She knows that CROSS was eventually caught picking up a prescription in New Stanton at a pharmacy. Once this happened, CROSS told her to erase all of her messages and not contact her any longer. THOMAS went on to admit that she had called in prescriptions to the Uniontown, PA Walmart using her boyfriend Ronald KINGAN's name. She also admitted to using her own name and calling in prescriptions with JABBOUR's DEA number.

Brook CROSS was interviewed during this investigation. She indicated that she was once a patient of JABBOUR's. According to CROSS, she started going to Dr. JABBOUR's in Greensburg due to an addiction problem she had with pain pills. She went there for a "detox" program. Since she had insurance, Dr. JABBOUR did a quick detox program for her which did not work. She felt the program was too short and she was not completely "weened" off of the pain pills upon completion of the program. She was approached by Sabrina THOMAS with an offer similar to that described by THOMAS. CROSS allowed THOMAS to use her demographic information and she admitted that she fraudulently obtained the prescriptions described by THOMAS. She also admitted to obtaining a prescription for Gabapentin in her name for THOMAS. She admitted to calling in and picking up multiple of the identified prescriptions in this investigation. She admitted that she called in prescriptions under other individuals names and identifying information while using Dr. JABBOUR's name and DEA #. Phone records confirm that CROSS's phone called area pharmacies on dates and times which correspond to identified fraudulent prescriptions. Video surveillance was also obtained for a majority of the identified fraudulent prescriptions. CROSS is seen on surveillance footage on multiple days picking up fraudulent prescriptions. CROSS identified Jaqueline KEYS as another person who obtained a prescription resulting from this fraud. She told investigators that KEYS also picked up fraudulent prescriptions in her boyfriend Adam FINCIK's name.

I went through photographs from surveillance with CROSS. She cooperated and identified herself and other members of this group in the frames picking up fraudulent prescriptions.

Rebekah CARWITHEN was interviewed as a part of this investigation. Her name was used to obtain fraudulent prescriptions with JABBOUR'S DEA #. CARWITHEN was friends with CROSS. CARWITHEN admitted that she was a heroin addict and provided CROSS with her name and identifying information so that she could get suboxone or money so she wouldn't be sick from heroin withdrawal. CROSS told CARWITHEN that she had a friend named Sabrina who worked for a doctor who would take people's names, call in prescriptions. CROSS would pick up the prescription and some type of split would be made between CROSS and THOMAS.

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(Signature of Affiant)

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AFFIDAVIT of PROBABLE CAUSE CONTINUATION

Rhonda ANTHONY was interviewed as a part of this investigation. She admitted that she had been involved with this identified group of individuals who were using Dr. JABBOUR's name and DEA number to obtain fraudulent prescriptions. She was approached by CROSS with this idea as a way to make some extra money. CROSS told her that she had a friend who worked at a doctor's office who could call in prescriptions and that all they would have to do was pick them up. ANTHONY would provide names to CROSS who would then in turn pass the name to her friend who would call in the prescription. She admitted to being a part of this group of individuals and admitted to picking up several fraudulent prescriptions for Buprenorphine. ANTHONY would immediately sell the pills for money or she would give them to her daughter Rebeka CARWITHEN who was a recovering heroin addict. ANTHONY was viewed on surveillance video picking up fraudulent prescriptions. She was identified by a pharmacist at the New Stanton Pharmacy after she was asked to provide her driver's license while picking up a verified fraudulent prescription for Buprenorphine in her mother's name (Shirley ORBIN).

Jaqueline KEYS was interviewed as a result of this investigation. KEYS knows CROSS through a mutual friend. KEYS indicated that her boyfriend Adam FINCIK was in need of a prescription for suboxone as he was taking it without a prescription. CROSS told her that there was a girl that worked at the front of the doctor's office that she knew would get the prescription. She named this girl as "Sabrina". KEYS provided FINCIK's information to CROSS who in turn gave it to THOMAS. THOMAS then called in the prescription using Dr. JABBOUR's name and DEA # . THOMAS called CROSS back and told her where she had called in the prescription. KEYS admitted to picking up this prescription on 07/31/15.

At one-point, CROSS asked KEYS to call Sabrina and act like KEYS was CROSS's sister. CROSS came to KEYS' residence and asked her to call Sabrina and act like her sister to talk her into getting her more prescriptions. She went on to relate that at some point Sabrina apparently became suspicious that CROSS was being watched by the police. She related that she agreed to help CROSS and text/speak with Sabrina from her cell phone. She related that she had told Sabrina that CROSS had gone to Ohio. She related that CROSS did most of the texting and when Sabrina wanted to talk on the phone, KEYS did the talking. KEYS related that she told Sabrina that BROOKE left for Ohio because she was beat up by her boyfriend. This was all in an attempt to get THOMAS to call in more prescriptions. KEYS admitted to picking up at least one prescription for Buprenorphine from a local pharmacy in Adam FINCIK's name. She indicated that her boyfriend Adam FINCIK picked up at least one prescription for Buprenorphine in his own name. Phone records indicate that KEYS and THOMAS had phone contact multiple times. KEYS was identified through video footage as being with CROSS when she picked up a fraudulent prescription in Robert CRAVEN's name. She went on to describe that she was there as a "decoy". The "decoy's" job was to distract CROSS as they went to the pharmacies to pick up these fraudulent prescriptions since CROSS was extremely nervous. She had nothing further to relate.

Adam FINCIK was interviewed as a part of this investigation. He related that KEYS is his girlfriend and that they have children together. He admitted to picking up a fraudulent prescription in his name. He also admitted that he never went to a doctor to get this prescription, he did not pay a co-payment, nor did he undergo a urine test to receive this prescription. He knew that he would need to see a doctor, undergo a urine drug test to have a prescription for suboxone filled. He knew this because he had previously been to another doctor to obtain this exact prescription.

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(Signature of Affiant)

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Defendant Name:	First: Brooke		Middle: Nicole	Last: CROSS

AFFIDAVIT of PROBABLE CAUSE CONTINUATION

Dr. Nabil JABBOUR was interviewed and indicated that the only person out of those mentioned above who has ever been a patient of his was CROSS. She was only a patient for a short period of time. He did not authorize the calling in of any prescriptions for CROSS other than the ones linked to her care. He also has never called in or authorized to be called in prescriptions for CARWITHEN, CROSS, ANTHONY, KEYES, FINCIK or any of the other names used and identified on the prescriptions that this group was using JABBOUR's information to have filled. JABBOUR indicated that the prescriptions were not issued by him and not issued pursuant to his employment as a medical doctor. He did not authorize the use of his name, identifying information or DEA for these purposes

The additional known fraudulent prescriptions listed below were called in and obtained using Dr. Nabil JABBOUR's name, identifying information and DEA #.

On 06/21/15, a telephoned prescription was received at the Medicine Shoppe in Greensburg, PA in the name Brooke CROSS for Gabapentin 800mg, 120 count. This prescription was picked up by CROSS.

On 07/22/15, a telephoned prescription was received at Belle Vernon Wal Mart under the name Brooke CROSS for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled. Twenty of the pills were picked up on 07/22/15. Eight of the pills were picked up on 07/23/15. Two of the pills were picked up on 07/24/15. Seven of the pills were picked up on 07/25/15. Three of the pills were picked up on 07/26/15. The remaining two pills were picked up on 07/27/15. Brooke CROSS picked up the pills on each of these dates.

On 07/31/15, a telephone prescription was received at the North Huntingdon Walmart under the name Adam FINCIK for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 07/31/15 by Jaqueline KEYS.

On 08/05/15, a telephoned prescription was received at Belle Vernon Wal Mart under the name Brooke CROSS for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 08/05/15 by CROSS.

On 08/17/15, a telephone prescription was received at the North Huntingdon Walmart under the name Adam FINCIK for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 07/31/15. By his admission, FINCIK picked up this prescription.

On 08/21/15, a telephoned prescription was received at Belle Vernon Wal Mart under the name Brooke CROSS for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 08/21/15 by CROSS.

On 08/26/15 a telephoned prescription was received at Greensburg Wal Mart under the name Robert CRAVEN for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 08/26/15, this prescription was picked up Brooke CROSS.

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(Signature of Affiant).

2-13-19



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Defendant Name:	First: Brooke		Middle: Nicole	Last: CROSS

AFFIDAVIT of PROBABLE CAUSE CONTINUATION

On 09/04/15 a telephoned prescription was received at Greensburg Wal Mart under the name Rebecca CARWITHEN for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 09/04/15 by Brooke CROSS.

On 09/08/15, a telephoned prescription was received at Belle Vernon Wal Mart under the name Brooke CROSS for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 09/08/15 by CROSS.

On 09/16/15 a telephoned prescription was received at Greensburg Wal Mart under the name Robert J. CRAVEN, for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 09/16/15 by Rhonda ANTHONY.

On 09/18/15 a telephoned prescription was received at Greensburg Wal Mart under the name Becca CARWITHEN, for Buprenorphine (Subutex) 8mg, 42. This prescription was filled and was picked up on 09/18/15 by Brooke CROSS.

On 09/28/15, a telephoned prescription was received at Greensburg Wal Mart under the name Shirley ORBIN, for Buprenorphine (Subutex) 8mg 42 count. This prescription was filled and was picked up on 09/28/15 by Brooke CROSS and Rhonda ANTHONY.

On 09/30/15, a telephoned prescription was received at Belle Vernon Wal Mart under the name Brooke CROSS for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 09/30/15 by CROSS.

On 10/02/15, a telephone prescription was received at the North Huntingdon Walmart under the name Shirley ORBIN for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 10/02/15 by CROSS and Rhonda ANTHONY.

On 10/06/15, a telephoned prescription was received at Greensburg Wal Mart under the name Robert CRAVEN, for Buprenorphine (Subutex) 8mg 42 count, and Clonidine .1mg 30 count. This prescription was filled and was picked up on 10/06/15 by unidentified white male who arrived and left with Brooke CROSS.

On 10/12/15 a telephoned prescription was received at Greensburg Wal Mart under the name Rebecca CARWITHEN for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 10/12/15 by Brooke CROSS.

On 10/16/15, a telephone prescription was received at the North Huntingdon Walmart under the name Brooke CROSS for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 10/16/15 by Brooke CROSS and Rhonda ANTHONY.

On 10/21/15, a telephone prescription was received at the North Huntingdon Walmart under the name Shirley ORBIN for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 10/21/15 by CROSS and Rhonda ANTHONY.

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(Signature of Affiant)

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Docket Number:

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Last:

CROSS

AFFIDAVIT of PROBABLE CAUSE CONTINUATION

On 10/26/15, a telephone prescription was received at the North Huntingdon Walmart under the name Shirley ORBIN for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 10/26/15 by CROSS and Rhonda ANTHONY.

On 11/06/15, a telephone prescription was received at the New Stanton Pharmacy under the name Shirley ORBIN for Buprenorphine (Subutex) 8mg, 42 count. This prescription was not filled. Rhonda Anthony and Brook CROSS attempted to pick this prescription up and were identified as a result.

On 12/23/15, a telephone prescription was received at the Uniontown Walmart under the name Ronald KINGAN for Gabapentin 800 mg, 120 count. This prescription was filled and was picked up on 12/23/15 by KINGAN, who was THOMAS's boyfriend.

On 02/02/16, a telephone prescription was received at the Uniontown Walmart under the name Sabrina THOMAS for Gabapentin 800 mg, 120 count. This prescription was filled and was picked up on 02/02/16 by KINGAN, who was THOMAS's boyfriend.

The involved pharmacies are located at the following addresses.

- -Walmart North Huntingdon Pharmacy: 915 Mills Dr. N. Huntingdon, PA 15642
- -Walmart Greensburg Pharmacy: 2200 Greengate Center Greensburg, PA 15601
- -Walmart Belle Vernon Pharmacy: 100 Sara Way Belle Vernon, PA 15012
- -Walmart Uniontown Pharmacy: 355 Walmart Dr. Uniontown, PA 15401
- -Medicine Shoppe Greensburg: 434 E. Pittsburgh St. Greensburg, PA 15425
- -New Stanton Pharmacy 144 Post Ave. New Stanton, PA 15672

Gabapentin is an unscheduled drug available only by prescription. Clonondine is an unscheduled drug available only by prescription. Buprenorphine (Subutex) is a DEA schedule 3 controlled substance.

The individuals who conspired as a part of this organization are responsible for the illegal diversion of at least 798 documented doses of Buprenorphine (Subutex) (Schedule 3) 8mg pills.

I respectfully request that a warrant of arrest be issued for the above listed defendant, so they may answer to the charges as set forth in this Criminal Complaint/Affidavit of Probable Cause.

(Signature of Afflant)

MMM 2 13-11

POLICE CRIMINAL COMPLAINT COMMONWEALTH OF PENNSYLVANIA COMMONWEALTH OF PENNSYLVANIA COUNTY OF: WESTMORELAND VS. Magisterial District Number: 10-3-01 DEFENDANT: (NAME and ADDRESS): MDJ Name: Hon. MARK MANSOUR REBEKAH RENEE **CARWITHEN** 174 SOUTH GREENGATE Address: First Name Middle Name Last Name RD. Gen. 516 2ND ST. GREENSBURG, PA 15601 MONESSEN, PA 15062 Telephone: 724-836-1010 724-309-0098 NCIC EXTRADITION CODE TYPE 1-Felony Full 5-Felony Pend. C-Misdemeanor Surrounding States Distance: 2-Felony Ltd. 6-Felony Pend. Extradition Determ. D-Misdemeanor No Extradition 3-Felony Surrounding States A-Misdemeanor Full E-Misdemeanor Pending B-Misdemeanor Limited F-Misdemeanor Pending Extradition Determ. 4-Felony No Ext. DEFENDANT IDENTIFICATION INFORMATION Date Filed OTN/LiveScan Number Docket Number Complaint/Incident Number Request Lab Services? 2/12 A01-1969890 TYES NO **GENDER** DOB 05/27/94 POB PENNSYLVANIA Add'I DOB Co-Defendant(s) Male First Name: Middle Name: Last Name: Gen. AKA RACE White ■ Asian Black Native American Unknown ETHNICITY Non-Hispanic Hispanic Unknown HAIR COLOR GRY (Gray) RED (Red / Aubn.) SDY (Sandy) BLU (Blue) BRO (Brown) PLE (Purple) BLK (Black) ONG (Orange) WHI (White) XXX (Unk. / Bald) GRN (Green) PNK (Pink) BLN (Blonde / Strawberry) EYE COLOR BLK (Black) BLU (Blue) BRO (Brown) GRN (Green) GRY (Gray) HAZ (Hazel) MAR (Maroon) PNK (Pink) MUL (Multicolored) XXX (Unknown) WEIGHT (lbs.) DNA TYES NO **DNA Location** 150 FBI Number MNU Number Ft. HEIGHT In. Defendant Fingerprinted YES X NO 5 Fingerprint Classification: DEFENDANT VEHICLE INFORMATION Plate # State Hazmat Registration Sticker (MM/YY) Comm'l Veh. Ind. School Veh. Oth. NCIC Veh. Code Reg. same VIN Make Model Year Style Color as Def. П Office of the Attorney for the Commonwealth Approved Disapproved because: (Name of Attorney for Commonwealth - Please Print or Type) (Signature of Attorney for Commonwealth) (Date) I, TPR. CHRISTOPHER COLE 00638746/10564 (PSP/MPOETC - Assigned Affiant ID Number & Badge #) of the Pennsylvania State Police, Troop A, Greensburg PAPSP3400 dentify Department or Agency Represented and Political Sub do hereby state: (check appropriate box) 1. X I accuse the above named defendant who lives at the address set forth above ☐ I accuse the defendant whose name is unknown to me but who is described as ☐ I accuse the defendant whose name and popular designation or nickname is unknown to me and whom I have therefore designated as John Doe or Jane Doe. with violating the penal laws of the Commonwealth of Pennsylvania at: MULTIPLE PHARMACIES LOCATED WITHIN 209 WESTMORELAND AND FAYETTE COUNTIES (Subdivision Code)

on or about _06/21/2015-02/02/2016 AT VARIOUS TIMES

(Offense Date)

in WESTMORELAND County

(County Code)



Docket Number:	Date Filed: 리기3기기	OTN/Li	OTN/LiveScan Number					omplain 01-1969	t/Incident Number 890
Defendant Name	First: REBEKAH		Middle: RENEE					ast: ARWITH	EN
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(if applicable)	Number		☐ Interstate			Safety Z	one		Work Zone
Statute Description (include the name of statute or ordinance): The Controlled Substance, Drug, Device and Cosmetic Act: Prohibited Acts; Penalties									
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Docket Number:	Date Filed:	OTN/Live	78194-6				The state of the s)1-196989	90	
Defendant Name	First: REBEKAH		Midd RENI				La C <i>F</i>	st: ARWITHE	N	
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Statute Description (include the name of statute or ordinance): Criminal Conspiracy										
Acts of the accused as IN THAT, on or about the crime of , did conspire and Adam FINCIK that attempt or solicitation to raudulent prescriptions number to obtain Bupre Code.	t 06/21/2015-0 and agree with they or one or o commit such s into area phar	02/02/20 Brooke more of crime, a rmacies	16, THE DEFEND CROSS, Sabrina them would engaind in furtherance utilizing the identi	THON age in therecty of D	MAS, R conduc of, did c or. Nabi	honda t cons commi I JAB	a ANTHO stituting s it the act(BOUR as	NY, Jac uch crim s) of tele well as	equeline KEYS ne or an ephoning his DEA	



	Docket Number:								Complaint/Incident Number A01-1969890		
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IN der aid am	s of the accused as I THAT, on or abountifying information I person, to further the, and DEA # to te Crimes Code.	t 06/21/2015- of another per the unlawful p	02/02/20 son, nar urpose c	016, THE DEF nely, Dr. Nabi of fraudulently	ا JABBO obtainin	UR g pr	age 64 escrip	4 at th tions	ne time, by usin	, without ' g Dr. JAE	the consent of BBOURS



Docket Number:	Date Filed:	OTN/LiveScan Number	194-6	Complaint/Incident Number A01-1969890		
Defendant Name	First: REBEKAH		Middle: RENEEE	Last: CARWITHEN		

- 2. I ask that a warrant of arrest or a summons be issued and that the defendant be required to answer the charges I have made.
- 3. I verify that the facts set forth in this complaint are true and correct to the best of my knowledge or information and belief. This verification is made subject to the penalties of Section 4904 of the Crimes Code (18 Pa.C.S.§4904) relating to unsworn falsification to authorities.
- 4. This complaint consists of the preceding page(s) numbered 1 through 14
- 5. I certify that this filing complies with the provisions of the Case Records Public Access Policy of the Unified Judicial System of Pennsylvania that require filing confidential information and documents differently than non-confidential information and documents.

The acts committed by the accused, as listed and hereafter, were against the peace and dignity of the Commonwealth of Pennsylvania and were contrary to the Act(s) of the Assembly, or in violation of the statutes cited.

(Before a warrant of arrest can be issued, an affidavit of probable cause must be completed, sworn to before the issuing authority, and attached.)

AND NOW, on this date, _completed and verified. A	r affidavit of pro	obable cause mu	I certify that the compla ist be completed before a	aint has been properly warrant can be issued.
10-3-61	-		KLA	n En

(Issuing Authority

FEBRUARY 13, 2019

(Manisterial District Court Number)



Docket Number:	Date Filed:	OTN/LiveScan Number:	Complaint/Incident Number	
C15 63-11	2113/19	1 1 6	78194-6	A01-1969890
D 5 1 1 1 N	First:	~	Middle:	Last:
Defendant Name:	Rebekah		Renee	CARWITHEN

AFFIDAVIT of PROBABLE CAUSE

I am a sworn member of the Pennsylvania State Police, assigned to the Criminal Investigations Unit at Troop A Greensburg. I have been employed by the Pennsylvania State police since January of 2007. I have been involved in and investigated a multitude of police incidents from property crimes to criminal homicides. The information contained in this affidavit is derived from interviews of involved persons, personal observations and knowledge of this investigation.

On or around December of 2015, I was made aware of a group of individuals who were operating in the Westmoreland and Fayette County areas. This specific group of individuals were causing fraudulent prescriptions to be telephoned in to area pharmacies utilizing Dr. Nabil JABBOUR's identifying information, including his name and Drug Enforcement Administration (DEA) assigned number without his knowledge or consent. JABBOUR's identifying information along with specific information for prescriptions to obtain controlled substances were provided to the pharmacy by individuals within this group. This caused the pharmacy to fill and dispense these fraudulent prescriptions which were then paid for and picked up by individuals within this group. An investigation into this group of individuals resulted in the identification of several of these individuals. These individuals and their actions surrounding these crimes are detailed below.

Sabrina THOMAS was interviewed during this investigation. THOMAS related that she had been employed as the Office Manager for N. JABBOUR. Through her employment prior to becoming office manager, she learned that another known employee had been using JABBOUR's identifying information to obtain fraudulent prescriptions. She decided to start obtaining fraudulent prescriptions herself. While working in her capacity as office manager, she became friendly with a patient named Brooke CROSS. THOMAS and CROSS agreed that THOMAS would use JABBOUR's personal identifying information and DEA number to call in fraudulent prescriptions using CROSS's personal information. THOMAS called in two prescriptions, one for Buprenorphine and one for Gabapentin. CROSS then went and picked up the prescriptions. CROSS kept the Buprenorphine and provided the prescription for Gabapentin to THOMAS. THOMAS is also responsible for calling in other prescriptions in conjunction with CROSS picking them up.

I, <u>TPR. CHRISTOPHER COLE</u>, BEING DULY SWORN ACCORDING TO THE LAW, DEPOSE AND SAY THAT THE FACTS SET FORTH IN THE FOREGOING AFFIDAVIT ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE, INFORMATION AND BELIEF.

I CERTIFY THAT THIS FILING COMPLIES WITH THE PROVISIONS OF THE CASE RECORDS PUBLIC ACCESS POLICY OF THE UNIFIED JUDICIAL SYSTEM OF PENNSYLVANIA THAT REQUIRE FILING CONFIDENTIAL INFORMATION AND DOCUMENTS DIFFERENTLY THAN NON-CONFIDENTIAL INFORMATION AND DOCUMENTS.

		(Signature of Affiant)
Sworn to me and subscribed before me this	day of	
2-13-19 Date		, Magisteria District Judge
My commission expires first Monday of January,		
		THE SELECTION OF THE SE



Docket Number:	Date Filed:	OTN/LiveScan Number:	194.6	Complaint/Incident Number A01-1969890
Defendant Name:	First: Rebekah	(207)	Middle: Renee	Last: CARWITHEN

AFFIDAVIT of PROBABLE CAUSE CONTINUATION

This relationship between THOMAS and CROSS continued. At one point, CROSS was providing other people's names and dates of birth to THOMAS. THOMAS would call in the prescriptions to various local pharmacies and CROSS would pick them up. THOMAS eventually grew tired of making all of the phone calls and provided CROSS with JABBOUR's DEA number and information required for CROSS to call the prescription in herself. CROSS then began to make the phone calls to the pharmacy herself. She knows that CROSS was eventually caught picking up a prescription in New Stanton at a pharmacy. Once this happened, CROSS told her to erase all of her messages and not contact her any longer. THOMAS went on to admit that she had called in prescriptions to the Uniontown, PA Walmart using her boyfriend Ronald KINGAN's name. She also admitted to using her own name and calling in prescriptions with JABBOUR's DEA number.

Brook CROSS was interviewed during this investigation. She indicated that she was once a patient of JABBOUR's. According to CROSS, she started going to Dr. JABBOUR's in Greensburg due to an addiction problem she had with pain pills. She went there for a "detox" program. Since she had insurance, Dr. JABBOUR did a quick detox program for her which did not work. She felt the program was too short and she was not completely "weened" off of the pain pills upon completion of the program. She was approached by Sabrina THOMAS with an offer similar to that described by THOMAS. CROSS allowed THOMAS to use her demographic information and she admitted that she fraudulently obtained the prescriptions described by THOMAS. She also admitted to obtaining a prescription for Gabapentin in her name for THOMAS. She admitted to calling in and picking up multiple of the identified prescriptions in this investigation. She admitted that she called in prescriptions under other individuals names and identifying information while using Dr. JABBOUR's name and DEA #. Phone records confirm that CROSS's phone called area pharmacies on dates and times which correspond to identified fraudulent prescriptions. Video surveillance was also obtained for a majority of the identified fraudulent prescriptions. CROSS is seen on surveillance footage on multiple days picking up fraudulent prescriptions. CROSS identified Jaqueline KEYS as another person who obtained a prescription resulting from this fraud. She told investigators that KEYS also picked up fraudulent prescriptions in her boyfriend Adam FINCIK's name.

I went through photographs from surveillance with CROSS. She cooperated and identified herself and other members of this group in the frames picking up fraudulent prescriptions.

Rebekah CARWITHEN was interviewed as a part of this investigation. Her name was used to obtain fraudulent prescriptions with JABBOUR'S DEA #. CARWITHEN was friends with CROSS. CARWITHEN admitted that she was a heroin addict and provided CROSS with her name and identifying information so that she could get suboxone or money so she wouldn't be sick from heroin withdrawal. CROSS told CARWITHEN that she had a friend named Sabrina who worked for a doctor who would take people's names, call in prescriptions. CROSS would pick up the prescription and some type of split would be made between CROSS and THOMAS.

CONTINUED

(Signature of Affiant)

MMC/ 2-13-15



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Defendant Name:	First:	Middle:	Last:
	Rebekah	Renee	CARWITHEN

AFFIDAVIT of PROBABLE CAUSE CONTINUATION

Rhonda ANTHONY was interviewed as a part of this investigation. She admitted that she had been involved with this identified group of individuals who were using Dr. JABBOUR's name and DEA number to obtain fraudulent prescriptions. She was approached by CROSS with this idea as a way to make some extra money. CROSS told her that she had a friend who worked at a doctor's office who could call in prescriptions and that all they would have to do was pick them up. ANTHONY would provide names to CROSS who would then in turn pass the name to her friend who would call in the prescription. She admitted to being a part of this group of individuals and admitted to picking up several fraudulent prescriptions for Buprenorphine. ANTHONY would immediately sell the pills for money or she would give them to her daughter Rebeka CARWITHEN who was a recovering heroin addict. ANTHONY was viewed on surveillance video picking up fraudulent prescriptions. She was identified by a pharmacist at the New Stanton Pharmacy after she was asked to provide her driver's license while picking up a verified fraudulent prescription for Buprenorphine in her mother's name (Shirley ORBIN).

Jaqueline KEYS was interviewed as a result of this investigation. KEYS knows CROSS through a mutual friend. KEYS indicated that her boyfriend Adam FINCIK was in need of a prescription for suboxone as he was taking it without a prescription. CROSS told her that there was a girl that worked at the front of the doctor's office that she knew would get the prescription. She named this girl as "Sabrina". KEYS provided FINCIK's information to CROSS who in turn gave it to THOMAS. THOMAS then called in the prescription using Dr. JABBOUR's name and DEA # . THOMAS called CROSS back and told her where she had called in the prescription. KEYS admitted to picking up this prescription on 07/31/15.

At one-point, CROSS asked KEYS to call Sabrina and act like KEYS was CROSS's sister. CROSS came to KEYS' residence and asked her to call Sabrina and act like her sister to talk her into getting her more prescriptions. She went on to relate that at some point Sabrina apparently became suspicious that CROSS was being watched by the police. She related that she agreed to help CROSS and text/speak with Sabrina from her cell phone. She related that she had told Sabrina that CROSS had gone to Ohio. She related that CROSS did most of the texting and when Sabrina wanted to talk on the phone, KEYS did the talking. KEYS related that she told Sabrina that BROOKE left for Ohio because she was beat up by her boyfriend. This was all in an attempt to get THOMAS to call in more prescriptions. KEYS admitted to picking up at least one prescription for Buprenorphine from a local pharmacy in Adam FINCIK's name. She indicated that her boyfriend Adam FINCIK picked up at least one prescription for Buprenorphine in his own name. Phone records indicate that KEYS and THOMAS had phone contact multiple times. KEYS was identified through video footage as being with CROSS when she picked up a fraudulent prescription in Robert CRAVEN's name. She went on to describe that she was there as a "decoy". The "decoy's" job was to distract CROSS as they went to the pharmacies to pick up these fraudulent prescriptions since CROSS was extremely nervous. She had nothing further to relate.

Adam FINCIK was interviewed as a part of this investigation. He related that KEYS is his girlfriend and that they have children together. He admitted to picking up a fraudulent prescription in his name. He also admitted that he never went to a doctor to get this prescription, he did not pay a co-payment, nor did he undergo a urine test to receive this prescription. He knew that he would need to see a doctor, undergo a urine drug test to have a prescription for suboxone filled. He knew this because he had previously been to another doctor to obtain this exact prescription.

CONTINUED

(Signature of Affiant)

MMC/ 2-13-15



Docket Number:	Date Filed:	OTN/LiveScan Number:	· - (-	Complaint/Incident Number A01-1969890
Defendant Name:	First: Rebekah	Middle: Renee		Last: CARWITHEN

AFFIDAVIT of PROBABLE CAUSE CONTINUATION

Dr. Nabil JABBOUR was interviewed and indicated that the only person out of those mentioned above who has ever been a patient of his was CROSS. She was only a patient for a short period of time. He did not authorize the calling in of any prescriptions for CROSS other than the ones linked to her care. He also has never called in or authorized to be called in prescriptions for CARWITHEN, CROSS, ANTHONY, KEYES, FINCIK or any of the other names used and identified on the prescriptions that this group was using JABBOUR's information to have filled. JABBOUR indicated that the prescriptions were not issued by him and not issued pursuant to his employment as a medical doctor. He did not authorize the use of his name, identifying information or DEA for these purposes

The additional known fraudulent prescriptions listed below were called in and obtained using Dr. Nabil JABBOUR's name, identifying information and DEA #.

On 06/21/15, a telephoned prescription was received at the Medicine Shoppe in Greensburg. PA in the name Brooke CROSS for Gabapentin 800mg, 120 count. This prescription was picked up by CROSS.

On 07/22/15, a telephoned prescription was received at Belle Vernon Wal Mart under the name Brooke CROSS for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled. Twenty of the pills were picked up on 07/22/15. Eight of the pills were picked up on 07/23/15. Two of the pills were picked up on 07/24/15. Seven of the pills were picked up on 07/25/15. Three of the pills were picked up on 07/26/15. The remaining two pills were picked up on 07/27/15. Brooke CROSS picked up the pills on each of these dates.

On 07/31/15, a telephone prescription was received at the North Huntingdon Walmart under the name Adam FINCIK for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 07/31/15 by Jaqueline KEYS.

On 08/05/15, a telephoned prescription was received at Belle Vernon Wal Mart under the name Brooke CROSS for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 08/05/15 by CROSS.

On 08/17/15, a telephone prescription was received at the North Huntingdon Walmart under the name Adam FINCIK for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 07/31/15. By his admission, FINCIK picked up this prescription.

On 08/21/15, a telephoned prescription was received at Belle Vernon Wal Mart under the name Brooke CROSS for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 08/21/15 by CROSS.

On 08/26/15 a telephoned prescription was received at Greensburg Wal Mart under the name Robert CRAVEN for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 08/26/15, this prescription was picked up Brooke CROSS.

CONTINUED

(Signature or no...)

NAMAN 2-13-19



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Docket Number:	Date Filed:	OTN/LiveScan Number:	Complaint/Incident Number A01-1969890
Defendant Name:	First: Rebekah	Middle: Renee	Last: CARWITHEN

AFFIDAVIT of PROBABLE CAUSE CONTINUATION

On 09/04/15 a telephoned prescription was received at Greensburg Wal Mart under the name Rebecca CARWITHEN for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 09/04/15 by Brooke CROSS.

On 09/08/15, a telephoned prescription was received at Belle Vernon Wal Mart under the name Brooke CROSS for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 09/08/15 by CROSS.

On 09/16/15 a telephoned prescription was received at Greensburg Wal Mart under the name Robert J. CRAVEN, for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 09/16/15 by Rhonda ANTHONY.

On 09/18/15 a telephoned prescription was received at Greensburg Wal Mart under the name Becca CARWITHEN, for Buprenorphine (Subutex) 8mg, 42. This prescription was filled and was picked up on 09/18/15 by Brooke CROSS.

On 09/28/15, a telephoned prescription was received at Greensburg Wal Mart under the name Shirley ORBIN, for Buprenorphine (Subutex) 8mg 42 count. This prescription was filled and was picked up on 09/28/15 by Brooke CROSS and Rhonda ANTHONY.

On 09/30/15, a telephoned prescription was received at Belle Vernon Wal Mart under the name Brooke CROSS for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 09/30/15 by CROSS.

On 10/02/15, a telephone prescription was received at the North Huntingdon Walmart under the name Shirley ORBIN for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 10/02/15 by CROSS and Rhonda ANTHONY.

On 10/06/15, a telephoned prescription was received at Greensburg Wal Mart under the name Robert CRAVEN, for Buprenorphine (Subutex) 8mg 42 count, and Clonidine .1mg 30 count. This prescription was filled and was picked up on 10/06/15 by unidentified white male who arrived and left with Brooke CROSS.

On 10/12/15 a telephoned prescription was received at Greensburg Wal Mart under the name Rebecca CARWITHEN for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 10/12/15 by Brooke CROSS.

On 10/16/15, a telephone prescription was received at the North Huntingdon Walmart under the name Brooke CROSS for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 10/16/15 by Brooke CROSS and Rhonda ANTHONY.

On 10/21/15, a telephone prescription was received at the North Huntingdon Walmart under the name Shirley ORBIN for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 10/21/15 by CROSS and Rhonda ANTHONY.

CONTINUED

(Signature of Affiant)

Page 10 of 14



Docket Number:	Date Filed:	OTN/LiveScan Number:	781941	Complaint/Incident Number A01-1969890
Defendant Name:	First: Rebekah		Middle: Renee	Last: CARWITHEN

AFFIDAVIT of PROBABLE CAUSE CONTINUATION

On 10/26/15, a telephone prescription was received at the North Huntingdon Walmart under the name Shirley ORBIN for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 10/26/15 by CROSS and Rhonda ANTHONY.

On 11/06/15, a telephone prescription was received at the New Stanton Pharmacy under the name Shirley ORBIN for Buprenorphine (Subutex) 8mg, 42 count. This prescription was not filled. Rhonda Anthony and Brook CROSS attempted to pick this prescription up and were identified as a result.

On 12/23/15, a telephone prescription was received at the Uniontown Walmart under the name Ronald KINGAN for Gabapentin 800 mg, 120 count. This prescription was filled and was picked up on 12/23/15 by KINGAN, who was THOMAS's boyfriend.

On 02/02/16, a telephone prescription was received at the Uniontown Walmart under the name Sabrina THOMAS for Gabapentin 800 mg, 120 count. This prescription was filled and was picked up on 02/02/16 by KINGAN, who was THOMAS's boyfriend.

The involved pharmacies are located at the following addresses.

- -Walmart North Huntingdon Pharmacy: 915 Mills Dr. N. Huntingdon, PA 15642
- -Walmart Greensburg Pharmacy: 2200 Greengate Center Greensburg, PA 15601
- -Walmart Belle Vernon Pharmacy: 100 Sara Way Belle Vernon, PA 15012
- -Walmart Uniontown Pharmacy: 355 Walmart Dr. Uniontown, PA 15401
- -Medicine Shoppe Greensburg: 434 E. Pittsburgh St. Greensburg, PA 15425
- -New Stanton Pharmacy 144 Post Ave. New Stanton, PA 15672

Gabapentin is an unscheduled drug available only by prescription. Clonondine is an unscheduled drug available only by prescription. Buprenorphine (Subutex) is a DEA schedule 3 controlled substance.

The individuals who conspired as a part of this organization are responsible for the illegal diversion of at least 798 documented doses of Buprenorphine (Subutex) (Schedule 3) 8mg pills.

I respectfully request that a warrant of arrest be issued for the above listed defendant, so they may answer to the charges as set forth in this Criminal Complaint/Affidavit of Probable Cause.

(Signature of Affiant)

1 2-13-19

POLICE CRIMINAL COMPLAINT COMMONWEALTH OF PENNSYLVANIA COMMONWEALTH OF PENNSYLVANIA WESTMORELAND COUNTY OF: VS. Magisterial District Number: 10-3-01 DEFENDANT: (NAME and ADDRESS): MARK MANSOUR SABRINA DEE **THOMAS** MDJ Name: Hon. 174 SOUTH GREENGATE Address: Middle Name Last Name Gen. First Name 575 FILBERT ORIENT RD GREENSBURG, PA 15601 FAIRBANK, PA 15435 724-836-1010 Telephone: 724-580-7557 NCIC EXTRADITION CODE TYPE C-Misdemeanor Surrounding States Distance: 5-Felony Pend. 1-Felony Full 6-Felony Pend. Extradition Determ. D-Misdemeanor No Extradition 2-Felony Ltd. E-Misdemeanor Pending A-Misdemeanor Full 3-Felony Surrounding States F-Misdemeanor Pending Extradition Determ. B-Misdemeanor Limited 4-Felony No Ext. DEFENDANT IDENTIFICATION INFORMATION Request Lab Services? Complaint/Incident Number Date Filed OTN/LiveScan Number Docket Number A01-1969890 TYES NO POB PENNSYLVANIA Co-Defendant(s) GENDER Add'l DOB DOB 04/30/91 Male Gen. Last Name: Middle Name: First Name: AKA Unknown RACE M White Asian Black Native American Unknown Non-Hispanic **ETHNICITY** Hispanic BRO (Brown) SDY (Sandy) BLU (Blue) PLE (Purple) HAIR COLOR RED (Red / Aubn.) GRY (Gray) PNK (Pink) WHI (White) XXX (Unk. / Bald) GRN (Green) BLK (Black) ONG (Orange) BLN (Blonde / Strawberry) GRY (Gray) BRO (Brown) GRN (Green) EYE COLOR BLK (Black) BLU (Blue) MUL (Multicolored) XXX (Unknown) PNK (Pink) MAR (Maroon) HAZ (Hazel) WEIGHT (lbs.) 150 YES NO **DNA Location** DNA Ft. HEIGHT In. MNU Number 126916CE7 FBI Number 5 4 7YES ⊠ NO Defendant Fingerprinted Fingerprint Classification: DEFENDANT VEHICLE INFORMATION School Veh. Oth. NCIC Veh. Code Registration Sticker (MM/YY) Comm'l Veh. Ind. Plate# State Hazmat Reg. same as Def. Model Style Color Make VIN Year Office of the Attorney for the Commonwealth Approved Disapproved because: nonwealth prior to filing. Pa.R.Crim.P.507.) (Name of Attorney for Commonwealth - Please Print or Type) (Signature of Attorney for Commonwealth) (Date) 00638746/10564 I, TPR. CHRISTOPHER COLE /MPOETC - Assigned Affiant ID Number & Badge #) PAPSP3400 of the Pennsylvania State Police, Troop A, Greensburg (Identify Department or Agency Represented and Political Subdi do hereby state: (check appropriate box) 1. I accuse the above named defendant who lives at the address set forth above ☐ I accuse the defendant whose name is unknown to me but who is described as _ ☐ I accuse the defendant whose name and popular designation or nickname is unknown to me and whom I have therefore designated as John Doe or Jane Doe. with violating the penal laws of the Commonwealth of Pennsylvania at: MULTIPLE PHARMACIES LOCATED WITHIN 209 WESTMORELAND AND FAYETTE COUNTIES (Subdivision Code)

on or about 06/21/2015-02/02/2016 AT VARIOUS TIMES

(Offense Date)

in WESTMORELAND County

64 (County Code)



Docket	Number:		Filed:	OTN/L	iveScan Numb	er - ()					Complaint A01-19698	/Incident Number 90
Defend	lant Name	First:	RINA			Middle: DEE				11 2	ast: HOMAS	
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Docket Number:	Date Filed:	OTN/LiveScan Number	5-6	Complaint/Incident Number A01-1969890
Defendant Name	First: SABRINA	1	Middle: DEE	Last: THOMAS

- 2. I ask that a warrant of arrest or a summons be issued and that the defendant be required to answer the charges I have made.
- 3. I verify that the facts set forth in this complaint are true and correct to the best of my knowledge or information and belief. This verification is made subject to the penalties of Section 4904 of the Crimes Code (18 Pa.C.S.§4904) relating to unsworn falsification to authorities.
- 4. This complaint consists of the preceding page(s) numbered 1 through 14
- 5. I certify that this filing complies with the provisions of the Case Records Public Access Policy of the Unified Judicial System of Pennsylvania that require filing confidential information and documents differently than non-confidential information and documents.

The acts committed by the accused, as listed and hereafter, were against the peace and dignity of the Commonwealth of Pennsylvania and were contrary to the Act(s) of the Assembly, or in violation of the statutes cited.

(Before a warrant of arrest can be issued, an affidavit of probable cause must be completed, sworn to before the issuing authority, and attached.)

FEBRUARY 13, 2019

10-3-01

(Magisterial District Court Number)

(Issuing Authority)



Docket Number:	Date Filed:	OTN/LiveScan Number:		Complaint/Incident Number A01-1969890		
Defendant Name:	First: Sabrina		Middle: Dee	Last: THOMAS		

AFFIDAVIT of PROBABLE CAUSE

I am a sworn member of the Pennsylvania State Police, assigned to the Criminal Investigations Unit at Troop A Greensburg. I have been employed by the Pennsylvania State police since January of 2007. I have been involved in and investigated a multitude of police incidents from property crimes to criminal homicides. The information contained in this affidavit is derived from interviews of involved persons, personal observations and knowledge of this investigation.

On or around December of 2015, I was made aware of a group of individuals who were operating in the Westmoreland and Fayette County areas. This specific group of individuals were causing fraudulent prescriptions to be telephoned in to area pharmacies utilizing Dr. Nabil JABBOUR's identifying information, including his name and Drug Enforcement Administration (DEA) assigned number without his knowledge or consent. JABBOUR's identifying information along with specific information for prescriptions to obtain controlled substances were provided to the pharmacy by individuals within this group. This caused the pharmacy to fill and dispense these fraudulent prescriptions which were then paid for and picked up by individuals within this group. An investigation into this group of individuals resulted in the identification of several of these individuals. These individuals and their actions surrounding these crimes are detailed below.

Sabrina THOMAS was interviewed during this investigation. THOMAS related that she had been employed as the Office Manager for N. JABBOUR. Through her employment prior to becoming office manager, she learned that another known employee had been using JABBOUR's identifying information to obtain fraudulent prescriptions. She decided to start obtaining fraudulent prescriptions herself. While working in her capacity as office manager, she became friendly with a patient named Brooke CROSS. THOMAS and CROSS agreed that THOMAS would use JABBOUR's personal identifying information and DEA number to call in fraudulent prescriptions using CROSS's personal information. THOMAS called in two prescriptions, one for Buprenorphine and one for Gabapentin. CROSS then went and picked up the prescriptions. CROSS kept the Buprenorphine and provided the prescription for Gabapentin to THOMAS. THOMAS is also responsible for calling in other prescriptions in conjunction with CROSS picking them up.

I, <u>TPR. CHRISTOPHER COLE</u>, BEING DULY SWORN ACCORDING TO THE LAW, DEPOSE AND SAY THAT THE FACTS SET FORTH IN THE FOREGOING AFFIDAVIT ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE, INFORMATION AND BELIEF.

I CERTIFY THAT THIS FILING COMPLIES WITH THE PROVISIONS OF THE CASE RECORDS PUBLIC ACCESS POLICY OF THE UNIFIED JUDICIAL SYSTEM OF PENNSYLVANIA THAT REQUIRE FILING CONFIDENTIAL INFORMATION AND DOCUMENTS DIFFERENTLY THAN NON-CONFIDENTIAL INFORMATION AND DOCUMENTS.

Sworn to me and subscribed before me this day of

Date My commission expires first Monday of January,

(Signature of Affiant)

Magisterial District Judge



Docket Number:	Date Filed:	OTN/LiveScan Number:		Complaint/Incident Number A01-1969890				
Defendant Name:	First: Sabrina		Middle: Dee	Last: THOMAS				

AFFIDAVIT of PROBABLE CAUSE CONTINUATION

This relationship between THOMAS and CROSS continued. At one point, CROSS was providing other people's names and dates of birth to THOMAS. THOMAS would call in the prescriptions to various local pharmacies and CROSS would pick them up. THOMAS eventually grew tired of making all of the phone calls and provided CROSS with JABBOUR's DEA number and information required for CROSS to call the prescription in herself. CROSS then began to make the phone calls to the pharmacy herself. She knows that CROSS was eventually caught picking up a prescription in New Stanton at a pharmacy. Once this happened, CROSS told her to erase all of her messages and not contact her any longer. THOMAS went on to admit that she had called in prescriptions to the Uniontown, PA Walmart using her boyfriend Ronald KINGAN's name. She also admitted to using her own name and calling in prescriptions with JABBOUR's DEA number.

Brook CROSS was interviewed during this investigation. She indicated that she was once a patient of JABBOUR's. According to CROSS, she started going to Dr. JABBOUR's in Greensburg due to an addiction problem she had with pain pills. She went there for a "detox" program. Since she had insurance, Dr. JABBOUR did a quick detox program for her which did not work. She felt the program was too short and she was not completely "weened" off of the pain pills upon completion of the program. She was approached by Sabrina THOMAS with an offer similar to that described by THOMAS. CROSS allowed THOMAS to use her demographic information and she admitted that she fraudulently obtained the prescriptions described by THOMAS. She also admitted to obtaining a prescription for Gabapentin in her name for THOMAS. She admitted to calling in and picking up multiple of the identified prescriptions in this investigation. She admitted that she called in prescriptions under other individuals names and identifying information while using Dr. JABBOUR's name and DEA #. Phone records confirm that CROSS's phone called area pharmacies on dates and times which correspond to identified fraudulent prescriptions. Video surveillance was also obtained for a majority of the identified fraudulent prescriptions. CROSS is seen on surveillance footage on multiple days picking up fraudulent prescriptions. CROSS identified Jaqueline KEYS as another person who obtained a prescription resulting from this fraud. She told investigators that KEYS also picked up fraudulent prescriptions in her boyfriend Adam FINCIK's name.

I went through photographs from surveillance with CROSS. She cooperated and identified herself and other members of this group in the frames picking up fraudulent prescriptions.

Rebekah CARWITHEN was interviewed as a part of this investigation. Her name was used to obtain fraudulent prescriptions with JABBOUR'S DEA #. CARWITHEN was friends with CROSS. CARWITHEN admitted that she was a heroin addict and provided CROSS with her name and identifying information so that she could get suboxone or money so she wouldn't be sick from heroin withdrawal. CROSS told CARWITHEN that she had a friend named Sabrina who worked for a doctor who would take people's names, call in prescriptions. CROSS would pick up the prescription and some type of split would be made between CROSS and THOMAS.

CONTINUED

(Signature of Affiant)

Page Lof I



Docket Number:	Date Filed:	OTN/LiveScan Number:		Complaint/Incident Number A01-1969890
Defendant Name:	First: Sabrina		Middle: Dee	Last: THOMAS

AFFIDAVIT of PROBABLE CAUSE CONTINUATION

Rhonda ANTHONY was interviewed as a part of this investigation. She admitted that she had been involved with this identified group of individuals who were using Dr. JABBOUR's name and DEA number to obtain fraudulent prescriptions. She was approached by CROSS with this idea as a way to make some extra money. CROSS told her that she had a friend who worked at a doctor's office who could call in prescriptions and that all they would have to do was pick them up. ANTHONY would provide names to CROSS who would then in turn pass the name to her friend who would call in the prescription. She admitted to being a part of this group of individuals and admitted to picking up several fraudulent prescriptions for Buprenorphine. ANTHONY would immediately sell the pills for money or she would give them to her daughter Rebekah CARWITHEN who was a recovering heroin addict. ANTHONY was viewed on surveillance video picking up fraudulent prescriptions. She was identified by a pharmacist at the New Stanton Pharmacy after she was asked to provide her driver's license while picking up a verified fraudulent prescription for Buprenorphine in her mother's name (Shirley ORBIN).

Jaqueline KEYS was interviewed as a result of this investigation. KEYS knows CROSS through a mutual friend. KEYS indicated that her boyfriend Adam FINCIK was in need of a prescription for suboxone as he was taking it without a prescription. CROSS told her that there was a girl that worked at the front of the doctor's office that she knew would get the prescription. She named this girl as "Sabrina". KEYS provided FINCIK's information to CROSS who in turn gave it to THOMAS. THOMAS then called in the prescription using Dr. JABBOUR's name and DEA # . THOMAS called CROSS back and told her where she had called in the prescription. KEYS admitted to picking up this prescription on 07/31/15.

At one-point, CROSS asked KEYS to call Sabrina and act like KEYS was CROSS's sister. CROSS came to KEYS' residence and asked her to call Sabrina and act like her sister to talk her into getting her more prescriptions. She went on to relate that at some point Sabrina apparently became suspicious that CROSS was being watched by the police. She related that she agreed to help CROSS and text/speak with Sabrina from her cell phone. She related that she had told Sabrina that CROSS had gone to Ohio. She related that CROSS did most of the texting and when Sabrina wanted to talk on the phone, KEYS did the talking. KEYS related that she told Sabrina that BROOKE left for Ohio because she was beat up by her boyfriend. This was all in an attempt to get THOMAS to call in more prescriptions. KEYS admitted to picking up at least one prescription for Buprenorphine from a local pharmacy in Adam FINCIK's name. She indicated that her boyfriend Adam FINCIK picked up at least one prescription for Buprenorphine in his own name. Phone records indicate that KEYS and THOMAS had phone contact multiple times. KEYS was identified through video footage as being with CROSS when she picked up a fraudulent prescription in Robert CRAVEN's name. She went on to describe that she was there as a "decoy". The "decoy's" job was to distract CROSS as they went to the pharmacies to pick up these fraudulent prescriptions since CROSS was extremely nervous. She had nothing further to relate.

Adam FINCIK was interviewed as a part of this investigation. He related that KEYS is his girlfriend and that they have children together. He admitted to picking up a fraudulent prescription in his name. He also admitted that he never went to a doctor to get this prescription, he did not pay a co-payment, nor did he undergo a urine test to receive this prescription. He knew that he would need to see a doctor, undergo a urine drug test to have a prescription for suboxone filled. He knew this because he had previously been to another doctor to obtain this exact prescription.

CONTINUED

(Signature of Affiant)

Page 8 of 14



Docket Number:	Date Filed:	OTN/LiveScan Number:	Complaint/Incident Number A01-1969890			
Defendant Name:	First: Sabrina		Middle: Dee	Last: THOMAS		

AFFIDAVIT of PROBABLE CAUSE CONTINUATION

Dr. Nabil JABBOUR was interviewed and indicated that the only person out of those mentioned above who has ever been a patient of his was CROSS. She was only a patient for a short period of time. He did not authorize the calling in of any prescriptions for CROSS other than the ones linked to her care. He also has never called in or authorized to be called in prescriptions for CARWITHEN, CROSS, ANTHONY, KEYES, FINCIK or any of the other names used and identified on the prescriptions that this group was using JABBOUR's information to have filled. JABBOUR indicated that the prescriptions were not issued by him and not issued pursuant to his employment as a medical doctor. He did not authorize the use of his name, identifying information or DEA for these purposes

The additional known fraudulent prescriptions listed below were called in and obtained using Dr. Nabil JABBOUR's name, identifying information and DEA #.

On 06/21/15, a telephoned prescription was received at the Medicine Shoppe in Greensburg, PA in the name Brooke CROSS for Gabapentin 800mg, 120 count. This prescription was picked up by CROSS.

On 07/22/15, a telephoned prescription was received at Belle Vernon Wal Mart under the name Brooke CROSS for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled. Twenty of the pills were picked up on 07/22/15. Eight of the pills were picked up on 07/23/15. Two of the pills were picked up on 07/24/15. Seven of the pills were picked up on 07/25/15. Three of the pills were picked up on 07/26/15. The remaining two pills were picked up on 07/27/15. Brooke CROSS picked up the pills on each of these dates.

On 07/31/15, a telephone prescription was received at the North Huntingdon Walmart under the name Adam FINCIK for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 07/31/15 by Jaqueline KEYS.

On 08/05/15, a telephoned prescription was received at Belle Vernon Wal Mart under the name Brooke CROSS for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 08/05/15 by CROSS.

On 08/17/15, a telephone prescription was received at the North Huntingdon Walmart under the name Adam FINCIK for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 07/31/15. By his admission, FINCIK picked up this prescription.

On 08/21/15, a telephoned prescription was received at Belle Vernon Wal Mart under the name Brooke CROSS for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 08/21/15 by CROSS.

On 08/26/15 a telephoned prescription was received at Greensburg Wal Mart under the name Robert CRAVEN for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 08/26/15, this prescription was picked up Brooke CROSS.

CONTINUED

(Signature of Affiant)

Page 1 of 1



Docket Number:	Date Filed:	OTN/LiveScan Number:		Complaint/Incident Number A01-1969890				
Defendant Name:	First: Sabrina		Middle: Dee	Last: THOMAS				

AFFIDAVIT of PROBABLE CAUSE CONTINUATION

On 09/04/15 a telephoned prescription was received at Greensburg Wal Mart under the name Rebecca CARWITHEN for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 09/04/15 by Brooke CROSS.

On 09/08/15, a telephoned prescription was received at Belle Vernon Wal Mart under the name Brooke CROSS for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 09/08/15 by CROSS.

On 09/16/15 a telephoned prescription was received at Greensburg Wal Mart under the name Robert J. CRAVEN, for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 09/16/15 by Rhonda ANTHONY.

On 09/18/15 a telephoned prescription was received at Greensburg Wal Mart under the name Becca CARWITHEN, for Buprenorphine (Subutex) 8mg, 42. This prescription was filled and was picked up on 09/18/15 by Brooke CROSS.

On 09/28/15, a telephoned prescription was received at Greensburg Wal Mart under the name Shirley ORBIN, for Buprenorphine (Subutex) 8mg 42 count. This prescription was filled and was picked up on 09/28/15 by Brooke CROSS and Rhonda ANTHONY.

On 09/30/15, a telephoned prescription was received at Belle Vernon Wal Mart under the name Brooke CROSS for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 09/30/15 by CROSS.

On 10/02/15, a telephone prescription was received at the North Huntingdon Walmart under the name Shirley ORBIN for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 10/02/15 by CROSS and Rhonda ANTHONY.

On 10/06/15, a telephoned prescription was received at Greensburg Wal Mart under the name Robert CRAVEN, for Buprenorphine (Subutex) 8mg 42 count, and Clonidine .1mg 30 count. This prescription was filled and was picked up on 10/06/15 by unidentified white male who arrived and left with Brooke CROSS.

On 10/12/15 a telephoned prescription was received at Greensburg Wal Mart under the name Rebecca CARWITHEN for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 10/12/15 by Brooke CROSS.

On 10/16/15, a telephone prescription was received at the North Huntingdon Walmart under the name Brooke CROSS for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 10/16/15 by Brooke CROSS and Rhonda ANTHONY.

On 10/21/15, a telephone prescription was received at the North Huntingdon Walmart under the name Shirley ORBIN for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 10/21/15 by CROSS and Rhonda ANTHONY.

CONTINUED

(Signature of Affiant)

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Docket Number:	Date Filed:	OTN/LiveScan Number:	MAN .	Complaint/Incident Number A01-1969890
Defendant Name:	First: Sabrina		Middle: Dee	Last: THOMAS

AFFIDAVIT of PROBABLE CAUSE CONTINUATION

On 10/26/15, a telephone prescription was received at the North Huntingdon Walmart under the name Shirley ORBIN for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 10/26/15 by CROSS and Rhonda ANTHONY.

On 11/06/15, a telephone prescription was received at the New Stanton Pharmacy under the name Shirley ORBIN for Buprenorphine (Subutex) 8mg, 42 count. This prescription was not filled. Rhonda Anthony and Brook CROSS attempted to pick this prescription up and were identified as a result.

On 12/23/15, a telephone prescription was received at the Uniontown Walmart under the name Ronald KINGAN for Gabapentin 800 mg, 120 count. This prescription was filled and was picked up on 12/23/15 by KINGAN, who was THOMAS's boyfriend.

On 02/02/16, a telephone prescription was received at the Uniontown Walmart under the name Sabrina THOMAS for Gabapentin 800 mg, 120 count. This prescription was filled and was picked up on 02/02/16 by KINGAN, who was THOMAS's boyfriend.

The involved pharmacies are located at the following addresses.

- -Walmart North Huntingdon Pharmacy: 915 Mills Dr. N. Huntingdon, PA 15642
- -Walmart Greensburg Pharmacy: 2200 Greengate Center Greensburg, PA 15601
- -Walmart Belle Vernon Pharmacy: 100 Sara Way Belle Vernon, PA 15012
- -Walmart Uniontown Pharmacy: 355 Walmart Dr. Uniontown, PA 15401
- -Medicine Shoppe Greensburg: 434 E. Pittsburgh St. Greensburg, PA 15425
- -New Stanton Pharmacy 144 Post Ave. New Stanton, PA 15672

Gabapentin is an unscheduled drug available only by prescription. Clonondine is an unscheduled drug available only by prescription. Buprenorphine (Subutex) is a DEA schedule 3 controlled substance.

The individuals who conspired as a part of this organization are responsible for the illegal diversion of at least 798 documented doses of Buprenophin (Subutex) (Schedule 3) 8mg pills.

I respectfully request that a warrant of arrest be issued for the above listed defendant, so they may answer to the charges as set forth in this Criminal Complaint/Affidavit of Probable Cause.

(Signature of Affiant)

Page <u>(</u>l of <u>1 </u>

POLICE CRIMINAL COMPLAINT COMMONWEALTH OF PENNSYLVANIA COMMONWEALTH OF PENNSYLVANIA COUNTY OF: WESTMORELAND VS. Magisterial District Number: 10-3-01 (NAME and ADDRESS): DEFENDANT: MARK MANSOUR **KEYS** MDJ Name: Hon. **JACQUELINE REBBA** 174 SOUTH GREENGATE Address: Middle Name Last Name Gen. First Name 238 N. 2ND ST. GREENSBURG, PA 15601 WEST NEWTON, PA 15089 724-836-1010 Telephone: 724-610-3520 NCIC EXTRADITION CODE TYPE Distance: 5-Felony Pend. C-Misdemeanor Surrounding States 1-Felony Full 6-Felony Pend. Extradition Determ. D-Misdemeanor No Extradition 2-Felony Ltd. A-Misdemeanor Full E-Misdemeanor Pending 3-Felony Surrounding States F-Misdemeanor Pending Extradition Determ. B-Misdemeanor Limited 4-Felony No Ext. DEFENDANT IDENTIFICATION INFORMATION Complaint/Incident Number Request Lab Services? Date Filed OTN/LiveScan Number Docket Number A01-1969890 YES NO Co-Defendant(s) GENDER Add'l DOB POB PENNSYLVANIA DOB 02/03/86 Male Gen. Last Name: First Name: Middle Name: AKA **Female** RACE White ■ White ■ Asian Black Native American Unknown Unknown Non-Hispanic **ETHNICITY** Hispanic BRO (Brown) BLU (Blue) PLE (Purple) HAIR COLOR GRY (Gray) RED (Red / Aubn.) SDY (Sandy) BLK (Black) PNK (Pink) WHI (White) XXX (Unk. / Bald) GRN (Green) ONG (Orange) BLN (Blonde / Strawberry) GRY (Gray) BLU (Blue) BRO (Brown) GRN (Green) EYE COLOR BLK (Black) XXX (Unknown) MUL (Multicolored) MAR (Maroon) PNK (Pink) HAZ (Hazel) WEIGHT (lbs.) 120 YES NO **DNA Location** DNA MNU Number Ft. HEIGHT In. FBI Number 365407MC5 5 2 YES NO Defendant Fingerprinted Fingerprint Classification: DEFENDANT VEHICLE INFORMATION Oth. NCIC Veh. Code Registration Sticker (MM/YY) Comm'l Veh. Ind. School Veh. Plate# State Hazmat Reg. same as Def. Model Style Color Make VIN Year (Date) (Name of Attorney for Commonwealth - Please Print or Type) (Signature of Attorney for Commonwealth) 00638746/10564 I, TPR. CHRISTOPHER COLE PSP/MPOETC - Assigned Affiant ID Number & Badge #) of the Pennsylvania State Police, Troop A, Greensburg (Identify Department or Agency Represented and Political Subdivision) PAPSP3400 do hereby state: (check appropriate box) 1. I accuse the above named defendant who lives at the address set forth above ☐ I accuse the defendant whose name is unknown to me but who is described as ☐ I accuse the defendant whose name and popular designation or nickname is unknown to me and whom I have therefore designated as John Doe or Jane Doe. with violating the penal laws of the Commonwealth of Pennsylvania at: MULTIPLE PHARMACIES LOCATED WITHIN 209

in WESTMORELAND County

(County Code)

on or about 06/21/2015-02/02/2016 AT VARIOUS TIMES

(Subdivision Code)

WESTMORELAND AND FAYETTE COUNTIES

(Offense Date)



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Docket Number: Date Filed: OTN/LiveScan Number										401-19698	390			
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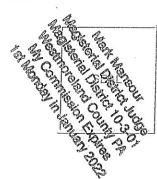
Docket Number:	Date Filed:	OTN/LiveScan Number		Complaint/Incident Number A01-1969890	
Defendant Name	First: JACQUELINE		Middle: REBBA	Last: KEYS	

- 2. I ask that a warrant of arrest or a summons be issued and that the defendant be required to answer the charges I have made.
- 3. I verify that the facts set forth in this complaint are true and correct to the best of my knowledge or information and belief. This verification is made subject to the penalties of Section 4904 of the Crimes Code (18 Pa.C.S.§4904) relating to unsworn falsification to authorities.
- 4. This complaint consists of the preceding page(s) numbered 1 through 14
- 5. I certify that this filing complies with the provisions of the Case Records Public Access Policy of the Unified Judicial System of Pennsylvania that require filing confidential information and documents differently than non-confidential information and documents.

The acts committed by the accused, as listed and hereafter, were against the peace and dignity of the Commonwealth of Pennsylvania and were contrary to the Act(s) of the Assembly, or in violation of the statutes cited.

(Before a warrant of arrest can be issued, an affidavit of probable cause must be completed, sworn to before the issuing authority, and attached.)

FEBRUARY 13, 2019	(Signature of Affiant)
AND NOW, on this date, 2-13-19 completed and verified. An affidavit of probab	I certify that the complaint has been properly ble cause must be completed before a warrant can be issued.
10-2-01	March
(Magisterial District Court Number)	(Issuing Authority)





Docket Number:	Date Filed:	OTN/LiveScan Number:		Complaint/Incident Number A01-1969890
Defendant Name:	First: Jacqueline		Middle: Rebba	Last: KEYS

AFFIDAVIT of PROBABLE CAUSE

I am a sworn member of the Pennsylvania State Police, assigned to the Criminal Investigations Unit at Troop A Greensburg. I have been employed by the Pennsylvania State police since January of 2007. I have been involved in and investigated a multitude of police incidents from property crimes to criminal homicides. The information contained in this affidavit is derived from interviews of involved persons, personal observations and knowledge of this investigation.

On or around December of 2015, I was made aware of a group of individuals who were operating in the Westmoreland and Fayette County areas. This specific group of individuals were causing fraudulent prescriptions to be telephoned in to area pharmacies utilizing Dr. Nabil JABBOUR's identifying information, including his name and Drug Enforcement Administration (DEA) assigned number without his knowledge or consent. JABBOUR's identifying information along with specific information for prescriptions to obtain controlled substances were provided to the pharmacy by individuals within this group. This caused the pharmacy to fill and dispense these fraudulent prescriptions which were then paid for and picked up by individuals within this group. An investigation into this group of individuals resulted in the identification of several of these individuals. These individuals and their actions surrounding these crimes are detailed below.

Sabrina THOMAS was interviewed during this investigation. THOMAS related that she had been employed as the Office Manager for N. JABBOUR. Through her employment prior to becoming office manager, she learned that another known employee had been using JABBOUR's identifying information to obtain fraudulent prescriptions. She decided to start obtaining fraudulent prescriptions herself. While working in her capacity as office manager, she became friendly with a patient named Brooke CROSS. THOMAS and CROSS agreed that THOMAS would use JABBOUR's personal identifying information and DEA number to call in fraudulent prescriptions using CROSS's personal information. THOMAS called in two prescriptions, one for Buprenorphine and one for Gabapentin. CROSS then went and picked up the prescriptions. CROSS kept the Buprenorphine and provided the prescription for Gabapentin to THOMAS. THOMAS is also responsible for calling in other prescriptions in conjunction with CROSS picking them up.

I, <u>TPR. CHRISTOPHER COLE</u>, BEING DULY SWORN ACCORDING TO THE LAW, DEPOSE AND SAY THAT THE FACTS SET FORTH IN THE FOREGOING AFFIDAVIT ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE, INFORMATION AND BELIEF.

I CERTIFY THAT THIS FILING COMPLIES WITH THE PROVISIONS OF THE CASE RECORDS PUBLIC ACCESS POLICY OF THE UNIFIED JUDICIAL SYSTEM OF PENNSYLVANIA THAT REQUIRE FILING CONFIDENTIAL INFORMATION AND DOCUMENTS DIFFERENTLY THAN NON-CONFIDENTIAL INFORMATION AND DOCUMENTS.



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Docket Number:	Date Filed:	OTN/LiveScan Number:		Complaint/Incident Number A01-1969890
Defendant Name:	First: Jacqueline		Middle: Rebba	Last: KEYS

AFFIDAVIT of PROBABLE CAUSE CONTINUATION

This relationship between THOMAS and CROSS continued. At one point, CROSS was providing other people's names and dates of birth to THOMAS. THOMAS would call in the prescriptions to various local pharmacies and CROSS would pick them up. THOMAS eventually grew tired of making all of the phone calls and provided CROSS with JABBOUR's DEA number and information required for CROSS to call the prescription in herself. CROSS then began to make the phone calls to the pharmacy herself. She knows that CROSS was eventually caught picking up a prescription in New Stanton at a pharmacy. Once this happened, CROSS told her to erase all of her messages and not contact her any longer. THOMAS went on to admit that she had called in prescriptions to the Uniontown, PA Walmart using her boyfriend Ronald KINGAN's name. She also admitted to using her own name and calling in prescriptions with JABBOUR's DEA number.

Brook CROSS was interviewed during this investigation. She indicated that she was once a patient of JABBOUR's. According to CROSS, she started going to Dr. JABBOUR's in Greensburg due to an addiction problem she had with pain pills. She went there for a "detox" program. Since she had insurance, Dr. JABBOUR did a quick detox program for her which did not work. She felt the program was too short and she was not completely "weened" off of the pain pills upon completion of the program. She was approached by Sabrina THOMAS with an offer similar to that described by THOMAS. CROSS allowed THOMAS to use her demographic information and she admitted that she fraudulently obtained the prescriptions described by THOMAS. She also admitted to obtaining a prescription for Gabapentin in her name for THOMAS. She admitted to calling in and picking up multiple of the identified prescriptions in this investigation. She admitted that she called in prescriptions under other individuals names and identifying information while using Dr. JABBOUR's name and DEA #. Phone records confirm that CROSS's phone called area pharmacies on dates and times which correspond to identified fraudulent prescriptions. Video surveillance was also obtained for a majority of the identified fraudulent prescriptions. CROSS is seen on surveillance footage on multiple days picking up fraudulent prescriptions. CROSS identified Jaqueline KEYS as another person who obtained a prescription resulting from this fraud. She told investigators that KEYS also picked up fraudulent prescriptions in her boyfriend Adam FINCIK's name.

I went through photographs from surveillance with CROSS. She cooperated and identified herself and other members of this group in the frames picking up fraudulent prescriptions.

Rebekah CARWITHEN was interviewed as a part of this investigation. Her name was used to obtain fraudulent prescriptions with JABBOUR'S DEA #. CARWITHEN was friends with CROSS. CARWITHEN admitted that she was a heroin addict and provided CROSS with her name and identifying information so that she could get suboxone or money so she wouldn't be sick from heroin withdrawal. CROSS told CARWITHEN that she had a friend named Sabrina who worked for a doctor who would take people's names, call in prescriptions. CROSS would pick up the prescription and some type of split would be made between CROSS and THOMAS.

CONTINUED

(Signature of Affiant)



Docket Number:	Date Filed:	OTN/LiveScan Number:		Complaint/Incident Number A01-1969890		
Defendant Name:	First: Jacqueline		Middle: Rebba	Last: KEYS		

AFFIDAVIT of PROBABLE CAUSE CONTINUATION

Rhonda ANTHONY was interviewed as a part of this investigation. She admitted that she had been involved with this identified group of individuals who were using Dr. JABBOUR's name and DEA number to obtain fraudulent prescriptions. She was approached by CROSS with this idea as a way to make some extra money. CROSS told her that she had a friend who worked at a doctor's office who could call in prescriptions and that all they would have to do was pick them up. ANTHONY would provide names to CROSS who would then in turn pass the name to her friend who would call in the prescription. She admitted to being a part of this group of individuals and admitted to picking up several fraudulent prescriptions for Buprenorphine. ANTHONY would immediately sell the pills for money or she would give them to her daughter Rebeka CARWITHEN who was a recovering heroin addict. ANTHONY was viewed on surveillance video picking up fraudulent prescriptions. She was identified by a pharmacist at the New Stanton Pharmacy after she was asked to provide her driver's license while picking up a verified fraudulent prescription for Buprenorphine in her mother's name (Shirley ORBIN).

Jaqueline KEYS was interviewed as a result of this investigation. KEYS knows CROSS through a mutual friend. KEYS indicated that her boyfriend Adam FINCIK was in need of a prescription for suboxone as he was taking it without a prescription. CROSS told her that there was a girl that worked at the front of the doctor's office that she knew would get the prescription. She named this girl as "Sabrina". KEYS provided FINCIK's information to CROSS who in turn gave it to THOMAS. THOMAS then called in the prescription using Dr. JABBOUR's name and DEA # . THOMAS called CROSS back and told her where she had called in the prescription. KEYS admitted to picking up this prescription on 07/31/15.

At one-point, CROSS asked KEYS to call Sabrina and act like KEYS was CROSS's sister. CROSS came to KEYS' residence and asked her to call Sabrina and act like her sister to talk her into getting her more prescriptions. She went on to relate that at some point Sabrina apparently became suspicious that CROSS was being watched by the police. She related that she agreed to help CROSS and text/speak with Sabrina from her cell phone. She related that she had told Sabrina that CROSS had gone to Ohio. She related that CROSS did most of the texting and when Sabrina wanted to talk on the phone, KEYS did the talking. KEYS related that she told Sabrina that BROOKE left for Ohio because she was beat up by her boyfriend. This was all in an attempt to get THOMAS to call in more prescriptions. KEYS admitted to picking up at least one prescription for Buprenorphine from a local pharmacy in Adam FINCIK's name. She indicated that her boyfriend Adam FINCIK picked up at least one prescription for Buprenorphine in his own name. Phone records indicate that KEYS and THOMAS had phone contact multiple times. KEYS was identified through video footage as being with CROSS when she picked up a fraudulent prescription in Robert CRAVEN's name. She went on to describe that she was there as a "decoy". The "decoy's" job was to distract CROSS as they went to the pharmacies to pick up these fraudulent prescriptions since CROSS was extremely nervous. She had nothing further to relate.

Adam FINCIK was interviewed as a part of this investigation. He related that KEYS is his girlfriend and that they have children together. He admitted to picking up a fraudulent prescription in his name. He also admitted that he never went to a doctor to get this prescription, he did not pay a co-payment, nor did he undergo a urine test to receive this prescription. He knew that he would need to see a doctor, undergo a urine drug test to have a prescription for suboxone filled. He knew this because he had previously been to another doctor to obtain this exact prescription.

CONTINUED

(Signature of Affiant)



Docket Number:	Date Filed:	OTN/LiveScan Number:	Complaint/Incident Number A01-1969890	
Defendant Name:	First: Jacqueline		Middle: Rebba	Last: KEYS

AFFIDAVIT OF PROBABLE CAUSE CONTINUATION

Dr. Nabil JABBOUR was interviewed and indicated that the only person out of those mentioned above who has ever been a patient of his was CROSS. She was only a patient for a short period of time. He did not authorize the calling in of any prescriptions for CROSS other than the ones linked to her care. He also has never called in or authorized to be called in prescriptions for CARWITHEN, CROSS, ANTHONY, KEYES, FINCIK or any of the other names used and identified on the prescriptions that this group was using JABBOUR's information to have filled. JABBOUR indicated that the prescriptions were not issued by him and not issued pursuant to his employment as a medical doctor. He did not authorize the use of his name, identifying information or DEA for these purposes

The additional known fraudulent prescriptions listed below were called in and obtained using Dr. Nabil JABBOUR's name, identifying information and DEA #.

On 06/21/15, a telephoned prescription was received at the Medicine Shoppe in Greensburg. PA in the name Brooke CROSS for Gabapentin 800mg, 120 count. This prescription was picked up by CROSS.

On 07/22/15, a telephoned prescription was received at Belle Vernon Wal Mart under the name Brooke CROSS for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled. Twenty of the pills were picked up on 07/22/15. Eight of the pills were picked up on 07/23/15. Two of the pills were picked up on 07/24/15. Seven of the pills were picked up on 07/25/15. Three of the pills were picked up on 07/26/15. The remaining two pills were picked up on 07/27/15. Brooke CROSS picked up the pills on each of these dates.

On 07/31/15, a telephone prescription was received at the North Huntingdon Walmart under the name Adam FINCIK for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 07/31/15 by Jaqueline KEYS.

On 08/05/15, a telephoned prescription was received at Belle Vernon Wal Mart under the name Brooke CROSS for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 08/05/15 by CROSS.

On 08/17/15, a telephone prescription was received at the North Huntingdon Walmart under the name Adam FINCIK for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 07/31/15. By his admission, FINCIK picked up this prescription.

On 08/21/15, a telephoned prescription was received at Belle Vernon Wal Mart under the name Brooke CROSS for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 08/21/15 by CROSS.

On 08/26/15 a telephoned prescription was received at Greensburg Wal Mart under the name Robert CRAVEN for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 08/26/15, this prescription was picked up Brooke CROSS.

CONTINUED

(Signature of Affiant)

MM4 2-13-19



Docket Number:	Date Filed:	OTN/LiveScan Number:	Complaint/Incident Number A01-1969890	
Defendant Name:	First: Jacqueline		Middle: Rebba	Last: KEYS

AFFIDAVIT of PROBABLE CAUSE CONTINUATION

On 09/04/15 a telephoned prescription was received at Greensburg Wal Mart under the name Rebecca CARWITHEN for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 09/04/15 by Brooke CROSS.

On 09/08/15, a telephoned prescription was received at Belle Vernon Wal Mart under the name Brooke CROSS for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 09/08/15 by CROSS.

On 09/16/15 a telephoned prescription was received at Greensburg Wal Mart under the name Robert J. CRAVEN, for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 09/16/15 by Rhonda ANTHONY.

On 09/18/15 a telephoned prescription was received at Greensburg Wal Mart under the name Becca CARWITHEN, for Buprenorphine (Subutex) 8mg, 42. This prescription was filled and was picked up on 09/18/15 by Brooke CROSS.

On 09/28/15, a telephoned prescription was received at Greensburg Wal Mart under the name Shirley ORBIN, for Buprenorphine (Subutex) 8mg 42 count. This prescription was filled and was picked up on 09/28/15 by Brooke CROSS and Rhonda ANTHONY.

On 09/30/15, a telephoned prescription was received at Belle Vernon Wal Mart under the name Brooke CROSS for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 09/30/15 by CROSS.

On 10/02/15, a telephone prescription was received at the North Huntingdon Walmart under the name Shirley ORBIN for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 10/02/15 by CROSS and Rhonda ANTHONY.

On 10/06/15, a telephoned prescription was received at Greensburg Wal Mart under the name Robert CRAVEN, for Buprenorphine (Subutex) 8mg 42 count, and Clonidine .1mg 30 count. This prescription was filled and was picked up on 10/06/15 by unidentified white male who arrived and left with Brooke CROSS.

On 10/12/15 a telephoned prescription was received at Greensburg Wal Mart under the name Rebecca CARWITHEN for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 10/12/15 by Brooke CROSS.

On 10/16/15, a telephone prescription was received at the North Huntingdon Walmart under the name Brooke CROSS for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 10/16/15 by Brooke CROSS and Rhonda ANTHONY.

On 10/21/15, a telephone prescription was received at the North Huntingdon Walmart under the name Shirley ORBIN for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 10/21/15 by CROSS and Rhonda ANTHONY.

CONTINUED

(Signature of Affiant)

AMMA 2-13-19



Docket Number:	Date Filed:	OTN/LiveScan Number:		Complaint/Incident Number A01-1969890
Defendant Name:	First: Jacqueline		Middle: Rebba	Last: KEYS

AFFIDAVIT of PROBABLE CAUSE CONTINUATION

On 10/26/15, a telephone prescription was received at the North Huntingdon Walmart under the name Shirley ORBIN for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 10/26/15 by CROSS and Rhonda ANTHONY.

On 11/06/15, a telephone prescription was received at the New Stanton Pharmacy under the name Shirley ORBIN for Buprenorphine (Subutex) 8mg, 42 count. This prescription was not filled. Rhonda Anthony and Brook CROSS attempted to pick this prescription up and were identified as a result.

On 12/23/15, a telephone prescription was received at the Uniontown Walmart under the name Ronald KINGAN for Gabapentin 800 mg, 120 count. This prescription was filled and was picked up on 12/23/15 by KINGAN, who was THOMAS's boyfriend.

On 02/02/16, a telephone prescription was received at the Uniontown Walmart under the name Sabrina THOMAS for Gabapentin 800 mg, 120 count. This prescription was filled and was picked up on 02/02/16 by KINGAN, who was THOMAS's boyfriend.

The involved pharmacies are located at the following addresses.

- -Walmart North Huntingdon Pharmacy: 915 Mills Dr. N. Huntingdon, PA 15642
- -Walmart Greensburg Pharmacy: 2200 Greengate Center Greensburg, PA 15601
- -Walmart Belle Vernon Pharmacy: 100 Sara Way Belle Vernon, PA 15012
- -Walmart Uniontown Pharmacy: 355 Walmart Dr. Uniontown, PA 15401
- -Medicine Shoppe Greensburg: 434 E. Pittsburgh St. Greensburg, PA 15425
- -New Stanton Pharmacy 144 Post Ave. New Stanton, PA 15672

Gabapentin is an unscheduled drug available only by prescription. Clonondine is an unscheduled drug available only by prescription. Buprenorphine (Subutex) is a DEA schedule 3 controlled substance.

The individuals who conspired as a part of this organization are responsible for the illegal diversion of at least 798 documented doses of Buprenorphine (Subutex) (Schedule 3) 8mg pills.

I respectfully request that a warrant of arrest be issued for the above listed defendant, so they may answer to the charges as set forth in this Criminal Complaint/Affidavit of Probable Cause.

(Signature of Affiant)

AMCKA 2-13-19

POLICE CRIMINAL COMPLAINT COMMONWEALTH OF PENNSYLVANIA COMMONWEALTH OF PENNSYLVANIA WESTMORELAND COUNTY OF: VS. Magisterial District Number: 10-3-01 DEFENDANT: (NAME and ADDRESS): MARK MANSOUR MDJ Name: Hon. **ADAM** LOUIS **FINCIK** 174 SOUTH GREENGATE Address: Middle Name Last Name First Name Gen. RD. 238 N. 2ND ST. GREENSBURG, PA 15601 WEST NEWTON, PA 15089 Telephone: 724-836-1010 412-901-2550 NCIC EXTRADITION CODE TYPE C-Misdemeanor Surrounding States 1-Felony Full 5-Felony Pend. Distance: 2-Felony Ltd. 6-Felony Pend. Extradition Determ. D-Misdemeanor No Extradition 3-Felony Surrounding States A-Misdemeanor Full E-Misdemeanor Pending □ B-Misdemeanor Limited F-Misdemeanor Pending Extradition Determ. 4-Felony No Ext. DEFENDANT IDENTIFICATION INFORMATION OTN/LiveScan Number Docket Number Date Filed Complaint/Incident Number Request Lab Services? A01-1969890 YES NO 42% **GENDER** DOB 01/18/84 POB PENNSYLVANIA Add'I DOB Co-Defendant(s) Male First Name: Middle Name: Last Name: Gen. AKA **Female** RACE Black White ■ Asian Native American Unknown ETHNICITY Non-Hispanic ☐ Hispanic Unknown HAIR COLOR GRY (Gray) RED (Red / Aubn.) SDY (Sandy) BLU (Blue) PLE (Purple) BRO (Brown) GRN (Green) BLK (Black) ONG (Orange) WHI (White) XXX (Unk. / Bald) PNK (Pink) BLN (Blonde / Strawberry) EYE COLOR BLU (Blue) BRO (Brown) GRN (Green) MUL (Multicolored) GRN (Green) GRY (Gray) BLK (Black) MAR (Maroon) PNK (Pink) HAZ (Hazel) XXX (Unknown) WEIGHT (Ibs.) DNA YES X NO **DNA Location** 165 MNU Number FBI Number 89560RC0 Ft. HEIGHT In. Defendant Fingerprinted YES NO 5 8 Fingerprint Classification: DEFENDANT VEHICLE INFORMATION Comm'i Veh. Ind. Plate# State Hazmat Registration Sticker (MM/YY) School Veh. Oth. NCIC Veh. Code Reg. same as Def. VIN Make Model Style Color Year Office of the Attorney for the Commonwealth Approved Disapproved because: orney for the Commonwealth prior to filing. Pa.R.Crim.P.507.) (Name of Attorney for Commonwealth - Please Print or Type) (Signature of Attorney for Commonwealth) (Date) 00638746/10564 I, TPR. CHRISTOPHER COLE OETC - Assigned Affiant ID Number & Badge #) PAPSP3400 of the Pennsylvania State Police, Troop A, Greensburg (Police Agency ORI Number) do hereby state: (check appropriate box) 1. X I accuse the above named defendant who lives at the address set forth above ☐ I accuse the defendant whose name is unknown to me but who is described as _ ☐ I accuse the defendant whose name and popular designation or nickname is unknown to me and whom I have therefore designated as John Doe or Jane Doe. with violating the penal laws of the Commonwealth of Pennsylvania at: MULTIPLE PHARMACIES LOCATED WITHIN 209 WESTMORELAND AND FAYETTE COUNTIES (Subdivision Code)

on or about <u>06/21/2015-02/02/2016 AT VARIOUS TIMES</u>

(Offense Date)

in WESTMORELAND County

(County Code)



Docket Number:	Date Filed: コムコー	OTN/Li	veScan Number	-				Complair NO1-1969	nt/Incident Number 890		
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PennDOT Data (if applicable)	Accident Number		☐ Interstate			Safety 2	Zone		Work Zone		
	Statute Description (include the name of statute or ordinance): The Controlled Substance, Drug, Device and Cosmetic Act: Prohibited Acts; Penalties										
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Docket Number:	Date Filed:	OTN/LiveScan Number		Complaint/Incident Number A01-1969890
Defendant Name	First: ADAM	the state of the s	Middle: LOUIS	Last: FINCIK

- 2. I ask that a warrant of arrest or a summons be issued and that the defendant be required to answer the charges I have made.
- 3. I verify that the facts set forth in this complaint are true and correct to the best of my knowledge or information and belief. This verification is made subject to the penalties of Section 4904 of the Crimes Code (18 Pa.C.S.§4904) relating to unsworn falsification to authorities.
- 4. This complaint consists of the preceding page(s) numbered 1 through 14
- 5. I certify that this filing complies with the provisions of the Case Records Public Access Policy of the Unified Judicial System of Pennsylvania that require filing confidential information and documents differently than non-confidential information and documents.

The acts committed by the accused, as listed and hereafter, were against the peace and dignity of the Commonwealth of Pennsylvania and were contrary to the Act(s) of the Assembly, or in violation of the statutes cited.

(Before a warrant of arrest can be issued, an affidavit of probable cause must be completed, sworn to before the issuing authority, and attached.)

FEBRUARY 13, 2019

AND NOW, on this date, FC 5 3C 9 I certify that the complaint has been properly completed and verified. An affidavit of probable cause must be completed before a warrant can be issued.

(Magisterial District Court Number)

(Issuing Authority

Page 5 of 14



	VI land U											
Docket Number:	Date Filed:	OTN/LiveScan Number:)	Complaint/Incident Number A01-1969890								
Defendant Name:	First: Adam		Middle: Louis	Last: FINCIK								

AFFIDAVIT of PROBABLE CAUSE

I am a sworn member of the Pennsylvania State Police, assigned to the Criminal Investigations Unit at Troop A Greensburg. I have been employed by the Pennsylvania State police since January of 2007. I have been involved in and investigated a multitude of police incidents from property crimes to criminal homicides. The information contained in this affidavit is derived from interviews of involved persons, personal observations and knowledge of this investigation.

On or around December of 2015, I was made aware of a group of individuals who were operating in the Westmoreland and Fayette County areas. This specific group of individuals were causing fraudulent prescriptions to be telephoned in to area pharmacies utilizing Dr. Nabil JABBOUR's identifying information, including his name and Drug Enforcement Administration (DEA) assigned number without his knowledge or consent. JABBOUR's identifying information along with specific information for prescriptions to obtain controlled substances were provided to the pharmacy by individuals within this group. This caused the pharmacy to fill and dispense these fraudulent prescriptions which were then paid for and picked up by individuals within this group. An investigation into this group of individuals resulted in the identification of several of these individuals. These individuals and their actions surrounding these crimes are detailed below.

Sabrina THOMAS was interviewed during this investigation. THOMAS related that she had been employed as the Office Manager for N. JABBOUR. Through her employment prior to becoming office manager, she learned that another known employee had been using JABBOUR's identifying information to obtain fraudulent prescriptions. She decided to start obtaining fraudulent prescriptions herself. While working in her capacity as office manager, she became friendly with a patient named Brooke CROSS. THOMAS and CROSS agreed that THOMAS would use JABBOUR's personal identifying information and DEA number to call in fraudulent prescriptions using CROSS's personal information. THOMAS called in two prescriptions, one for Buprenorphine and one for Gabapentin. CROSS then went and picked up the prescriptions. CROSS kept the Buprenorphine and provided the prescription for Gabapentin to THOMAS. THOMAS is also responsible for calling in other prescriptions in conjunction with CROSS picking them up.

I, <u>TPR. CHRISTOPHER COLE</u>, BEING DULY SWORN ACCORDING TO THE LAW, DEPOSE AND SAY THAT THE FACTS SET FORTH IN THE FOREGOING AFFIDAVIT ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE, INFORMATION AND BELIEF.

I CERTIFY THAT THIS FILING COMPLIES WITH THE PROVISIONS OF THE CASE RECORDS PUBLIC ACCESS POLICY OF THE UNIFIED JUDICIAL SYSTEM OF PENNSYLVANIA THAT REQUIRE FILING CONFIDENTIAL INFORMATION AND DOCUMENTS DIFFERENTLY THAN NON-CONFIDENTIAL INFORMATION AND DOCUMENTS.

Sworn to me and subscribed before me this day of

Date My commission expires first Monday of January,

(Signature of Affiant)

Magisteria (Disciplinate)



		17		
Docket Number:	Date Filed:	OTN/LiveScan Number:	\	Complaint/Incident Number A01-1969890
Defendant Name:	First: Adam		Middle: Louis	Last: FINCIK

AFFIDAVIT of PROBABLE CAUSE CONTINUATION

This relationship between THOMAS and CROSS continued. At one point, CROSS was providing other people's names and dates of birth to THOMAS. THOMAS would call in the prescriptions to various local pharmacies and CROSS would pick them up. THOMAS eventually grew tired of making all of the phone calls and provided CROSS with JABBOUR's DEA number and information required for CROSS to call the prescription in herself. CROSS then began to make the phone calls to the pharmacy herself. She knows that CROSS was eventually caught picking up a prescription in New Stanton at a pharmacy. Once this happened, CROSS told her to erase all of her messages and not contact her any longer. THOMAS went on to admit that she had called in prescriptions to the Uniontown, PA Walmart using her boyfriend Ronald KINGAN's name. She also admitted to using her own name and calling in prescriptions with JABBOUR's DEA number.

Brook CROSS was interviewed during this investigation. She indicated that she was once a patient of JABBOUR's. According to CROSS, she started going to Dr. JABBOUR's in Greensburg due to an addiction problem she had with pain pills. She went there for a "detox" program. Since she had insurance, Dr. JABBOUR did a quick detox program for her which did not work. She felt the program was too short and she was not completely "weened" off of the pain pills upon completion of the program. She was approached by Sabrina THOMAS with an offer similar to that described by THOMAS. CROSS allowed THOMAS to use her demographic information and she admitted that she fraudulently obtained the prescriptions described by THOMAS. She also admitted to obtaining a prescription for Gabapentin in her name for THOMAS. She admitted to calling in and picking up multiple of the identified prescriptions in this investigation. She admitted that she called in prescriptions under other individuals names and identifying information while using Dr. JABBOUR's name and DEA #. Phone records confirm that CROSS's phone called area pharmacies on dates and times which correspond to identified fraudulent prescriptions. Video surveillance was also obtained for a majority of the identified fraudulent prescriptions. CROSS is seen on surveillance footage on multiple days picking up fraudulent prescriptions. CROSS identified Jaqueline KEYS as another person who obtained a prescription resulting from this fraud. She told investigators that KEYS also picked up fraudulent prescriptions in her boyfriend Adam FINCIK's name.

I went through photographs from surveillance with CROSS. She cooperated and identified herself and other members of this group in the frames picking up fraudulent prescriptions.

Rebekah CARWITHEN was interviewed as a part of this investigation. Her name was used to obtain fraudulent prescriptions with JABBOUR'S DEA #. CARWITHEN was friends with CROSS. CARWITHEN admitted that she was a heroin addict and provided CROSS with her name and identifying information so that she could get suboxone or money so she wouldn't be sick from heroin withdrawal. CROSS told CARWITHEN that she had a friend named Sabrina who worked for a doctor who would take people's names, call in prescriptions. CROSS would pick up the prescription and some type of split would be made between CROSS and THOMAS.

CONTINUED

(Signature of Affiant)



Docket Number:	Date Filed:	OTN/LiveScan Number:	Complaint/Incident Number A01-1969890	
Defendant Name:	First:	Middle: Louis		Last: FINCIK

AFFIDAVIT of PROBABLE CAUSE CONTINUATION

Rhonda ANTHONY was interviewed as a part of this investigation. She admitted that she had been involved with this identified group of individuals who were using Dr. JABBOUR's name and DEA number to obtain fraudulent prescriptions. She was approached by CROSS with this idea as a way to make some extra money. CROSS told her that she had a friend who worked at a doctor's office who could call in prescriptions and that all they would have to do was pick them up. ANTHONY would provide names to CROSS who would then in turn pass the name to her friend who would call in the prescription. She admitted to being a part of this group of individuals and admitted to picking up several fraudulent prescriptions for Buprenorphine. ANTHONY would immediately sell the pills for money or she would give them to her daughter Rebeka CARWITHEN who was a recovering heroin addict. ANTHONY was viewed on surveillance video picking up fraudulent prescriptions. She was identified by a pharmacist at the New Stanton Pharmacy after she was asked to provide her driver's license while picking up a verified fraudulent prescription for Buprenorphine in her mother's name (Shirley ORBIN).

Jaqueline KEYS was interviewed as a result of this investigation. KEYS knows CROSS through a mutual friend. KEYS indicated that her boyfriend Adam FINCIK was in need of a prescription for suboxone as he was taking it without a prescription. CROSS told her that there was a girl that worked at the front of the doctor's office that she knew would get the prescription. She named this girl as "Sabrina". KEYS provided FINCIK's information to CROSS who in turn gave it to THOMAS. THOMAS then called in the prescription using Dr. JABBOUR's name and DEA # . THOMAS called CROSS back and told her where she had called in the prescription. KEYS admitted to picking up this prescription on 07/31/15.

At one-point, CROSS asked KEYS to call Sabrina and act like KEYS was CROSS's sister. CROSS came to KEYS' residence and asked her to call Sabrina and act like her sister to talk her into getting her more prescriptions. She went on to relate that at some point Sabrina apparently became suspicious that CROSS was being watched by the police. She related that she agreed to help CROSS and text/speak with Sabrina from her cell phone. She related that she had told Sabrina that CROSS had gone to Ohio. She related that CROSS did most of the texting and when Sabrina wanted to talk on the phone, KEYS did the talking. KEYS related that she told Sabrina that BROOKE left for Ohio because she was beat up by her boyfriend. This was all in an attempt to get THOMAS to call in more prescriptions. KEYS admitted to picking up at least one prescription for Buprenorphine from a local pharmacy in Adam FINCIK's name. She indicated that her boyfriend Adam FINCIK picked up at least one prescription for Buprenorphine in his own name. Phone records indicate that KEYS and THOMAS had phone contact multiple times. KEYS was identified through video footage as being with CROSS when she picked up a fraudulent prescription in Robert CRAVEN's name. She went on to describe that she was there as a "decoy". The "decoy's" job was to distract CROSS as they went to the pharmacies to pick up these fraudulent prescriptions since CROSS was extremely nervous. She had nothing further to relate.

Adam FINCIK was interviewed as a part of this investigation. He related that KEYS is his girlfriend and that they have children together. He admitted to picking up a fraudulent prescription in his name. He also admitted that he never went to a doctor to get this prescription, he did not pay a co-payment, nor did he undergo a urine test to receive this prescription. He knew that he would need to see a doctor, undergo a urine drug test to have a prescription for suboxone filled. He knew this because he had previously been to another doctor to obtain this exact prescription.

CONTINUED

(Signature of Affiant)

2-13-19



Docket Number:	Date Filed:	OTN/LiveScan Number:	Complaint/Incident Number A01-1969890
Defendant Name:	First:	Middle:	Last:
	Adam	Louis	FINCIK

AFFIDAVIT of PROBABLE CAUSE CONTINUATION

Dr. Nabil JABBOUR was interviewed and indicated that the only person out of those mentioned above who has ever been a patient of his was CROSS. She was only a patient for a short period of time. He did not authorize the calling in of any prescriptions for CROSS other than the ones linked to her care. He also has never called in or authorized to be called in prescriptions for CARWITHEN, CROSS, ANTHONY, KEYES, FINCIK or any of the other names used and identified on the prescriptions that this group was using JABBOUR's information to have filled. JABBOUR indicated that the prescriptions were not issued by him and not issued pursuant to his employment as a medical doctor. He did not authorize the use of his name, identifying information or DEA for these purposes

The additional known fraudulent prescriptions listed below were called in and obtained using Dr. Nabil JABBOUR's name, identifying information and DEA #.

On 06/21/15, a telephoned prescription was received at the Medicine Shoppe in Greensburg, PA in the name Brooke CROSS for Gabapentin 800mg, 120 count. This prescription was picked up by CROSS.

On 07/22/15, a telephoned prescription was received at Belle Vernon Wal Mart under the name Brooke CROSS for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled. Twenty of the pills were picked up on 07/22/15. Eight of the pills were picked up on 07/23/15. Two of the pills were picked up on 07/24/15. Seven of the pills were picked up on 07/25/15. Three of the pills were picked up on 07/26/15. The remaining two pills were picked up on 07/27/15. Brooke CROSS picked up the pills on each of these dates.

On 07/31/15, a telephone prescription was received at the North Huntingdon Walmart under the name Adam FINCIK for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 07/31/15 by Jaqueline KEYS.

On 08/05/15, a telephoned prescription was received at Belle Vernon Wal Mart under the name Brooke CROSS for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 08/05/15 by CROSS.

On 08/17/15, a telephone prescription was received at the North Huntingdon Walmart under the name Adam FINCIK for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 07/31/15. By his admission, FINCIK picked up this prescription.

On 08/21/15, a telephoned prescription was received at Belle Vernon Wal Mart under the name Brooke CROSS for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 08/21/15 by CROSS.

On 08/26/15 a telephoned prescription was received at Greensburg Wal Mart under the name Robert CRAVEN for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 08/26/15, this prescription was picked up Brooke CROSS.

CONTINUED

(Signature of Affiant)

UMALLA 2-18-1



Docket Number;	Date Filed:	OTN/LiveScan Number:	Complaint/Incident Number A01-1969890
Defendant Name:	First: Adam	Middle: Louis	Last: FINCIK

AFFIDAVIT of PROBABLE CAUSE CONTINUATION

On 09/04/15 a telephoned prescription was received at Greensburg Wal Mart under the name Rebecca CARWITHEN for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 09/04/15 by Brooke CROSS.

On 09/08/15, a telephoned prescription was received at Belle Vernon Wal Mart under the name Brooke CROSS for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 09/08/15 by CROSS.

On 09/16/15 a telephoned prescription was received at Greensburg Wal Mart under the name Robert J. CRAVEN, for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 09/16/15 by Rhonda ANTHONY.

On 09/18/15 a telephoned prescription was received at Greensburg Wal Mart under the name Becca CARWITHEN, for Buprenorphine (Subutex) 8mg, 42. This prescription was filled and was picked up on 09/18/15 by Brooke CROSS.

On 09/28/15, a telephoned prescription was received at Greensburg Wal Mart under the name Shirley ORBIN, for Buprenorphine (Subutex) 8mg 42 count. This prescription was filled and was picked up on 09/28/15 by Brooke CROSS and Rhonda ANTHONY.

On 09/30/15, a telephoned prescription was received at Belle Vernon Wal Mart under the name Brooke CROSS for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 09/30/15 by CROSS.

On 10/02/15, a telephone prescription was received at the North Huntingdon Walmart under the name Shirley ORBIN for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 10/02/15 by CROSS and Rhonda ANTHONY.

On 10/06/15, a telephoned prescription was received at Greensburg Wal Mart under the name Robert CRAVEN, for Buprenorphine (Subutex) 8mg 42 count, and Clonidine .1mg 30 count. This prescription was filled and was picked up on 10/06/15 by unidentified white male who arrived and left with Brooke CROSS.

On 10/12/15 a telephoned prescription was received at Greensburg Wal Mart under the name Rebecca CARWITHEN for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 10/12/15 by Brooke CROSS.

On 10/16/15, a telephone prescription was received at the North Huntingdon Walmart under the name Brooke CROSS for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 10/16/15 by Brooke CROSS and Rhonda ANTHONY.

On 10/21/15, a telephone prescription was received at the North Huntingdon Walmart under the name Shirley ORBIN for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 10/21/15 by CROSS and Rhonda ANTHONY.

CONTINUED

(Signature of Affiant)



Docket Number:	14-1349	OTN/LiveScan Number:	Complaint/Incident Number A01-1969890
Defendant Name:	First:	Middle:	Last:
	Adam	Louis	FINCIK

AFFIDAVIT of PROBABLE CAUSE CONTINUATION

On 10/26/15, a telephone prescription was received at the North Huntingdon Walmart under the name Shirley ORBIN for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 10/26/15 by CROSS and Rhonda ANTHONY.

On 11/06/15, a telephone prescription was received at the New Stanton Pharmacy under the name Shirley ORBIN for Buprenorphine (Subutex) 8mg, 42 count. This prescription was not filled. Rhonda Anthony and Brook CROSS attempted to pick this prescription up and were identified as a result.

On 12/23/15, a telephone prescription was received at the Uniontown Walmart under the name Ronald KINGAN for Gabapentin 800 mg, 120 count. This prescription was filled and was picked up on 12/23/15 by KINGAN, who was THOMAS's boyfriend.

On 02/02/16, a telephone prescription was received at the Uniontown Walmart under the name Sabrina THOMAS for Gabapentin 800 mg, 120 count. This prescription was filled and was picked up on 02/02/16 by KINGAN, who was THOMAS's boyfriend.

The involved pharmacies are located at the following addresses.

- -Walmart North Huntingdon Pharmacy: 915 Mills Dr. N. Huntingdon, PA 15642
- -Walmart Greensburg Pharmacy: 2200 Greengate Center Greensburg, PA 15601
- -Walmart Belle Vernon Pharmacy: 100 Sara Way Belle Vernon, PA 15012
- -Walmart Uniontown Pharmacy: 355 Walmart Dr. Uniontown, PA 15401
- -Medicine Shoppe Greensburg: 434 E. Pittsburgh St. Greensburg, PA 15425
- -New Stanton Pharmacy 144 Post Ave. New Stanton, PA 15672

Gabapentin is an unscheduled drug available only by prescription. Clonondine is an unscheduled drug available only by prescription. Buprenorphine (Subutex) is a DEA schedule 3 controlled substance.

The individuals who conspired as a part of this organization are responsible for the illegal diversion of at least 798 documented doses of Buprenorphine (Subutex) (Schedule 3) 8mg pills.

I respectfully request that a warrant of arrest be issued for the above listed defendant, so they may answer to the charges as set forth in this Criminal Complaint/Affidavit of Probable Cause.

(Signature of Affiant)

2-13-19

POLICE CRIMINAL COMPLAINT COMMONWEALTH OF PENNSYLVANIA COMMONWEALTH OF PENNSYLVANIA COUNTY OF: WESTMORELAND VS. Magisterial District Number: 10-3-01 DEFENDANT: (NAME and ADDRESS): MDJ Name: Hon. MARK MANSOUR RHONDA R. **ANTHONY** 174 SOUTH GREENGATE Address: Middle Name First Name Last Name Gen. GREENSBURG, PA 15601 1151 ATLANTIS DR WEST NEWTON, PA 15089 Telephone: 724-836-1010 724-633-0080 NCIC EXTRADITION CODE TYPE 1-Felony Full 5-Felony Pend. C-Misdemeanor Surrounding States Distance: 2-Felony Ltd. 6-Felony Pend. Extradition Determ. □ D-Misdemeanor No Extradition 3-Felony Surrounding States A-Misdemeanor Full E-Misdemeanor Pending 4-Felony No Ext. B-Misdemeanor Limited F-Misdemeanor Pending Extradition Determ. DEFENDANT IDENTIFICATION INFORMATION OTN/LiveScan Number Docket Number Date Filed Complaint/Incident Number Request Lab Services? 41 2019 A01-1969890 ☐YES 図NO **GENDER** DOB 04/24/76 POB PENNSYLVANIA Add'I DOB Co-Defendant(s) Male First Name: Middle Name: Last Name: Gen. AKA RACE ☑ White Asian ☐ Black Native American Unknown ETHNICITY Hispanic Non-Hispanic Unknown HAIR COLOR GRY (Gray) RED (Red / Aubn.) SDY (Sandy) BLU (Blue) PLE (Purple) BRO (Brown) BLK (Black) ONG (Orange) WHI (White) XXX (Unk. / Bald) GRN (Green) PNK (Pink) BLN (Blonde / Strawberry) EYE COLOR BLK (Black) BLU (Blue) BRO (Brown) GRN (Green) GRY (Gray) HAZ (Hazel) MAR (Maroon) PNK (Pink) MUL (Multicolored) XXX (Unknown) WEIGHT (lbs.) DNA YES NO **DNA Location** 200 FBI Number MNU Number Ft. HEIGHT In. Defendant Fingerprinted YES NO 5 Fingerprint Classification: DEFENDANT VEHICLE INFORMATION Plate # State Hazmat Registration Sticker (MM/YY) Comm'l Veh. Ind. School Veh. Oth. NCIC Veh. Code Rea. same VIN Year Make Model Style Color as Def. Office of the Attorney for the Commonwealth Approved Disapproved because: (The attorney for the Commonwealth may require that the complaint, arrest warra (Name of Attorney for Commonwealth - Please Print or Type) (Signature of Attorney for Commonwealth) (Date) I, TPR. CHRISTOPHER COLE 00638746/10564 POETC - Assigned Affiant ID Number & Badge #) of the Pennsylvania State Police, Troop A, Greensburg PAPSP3400 do hereby state: (check appropriate box) 1. I accuse the above named defendant who lives at the address set forth above ☐ I accuse the defendant whose name is unknown to me but who is described as I accuse the defendant whose name and popular designation or nickname is unknown to me and whom I have therefore designated as John Doe or Jane Doe. with violating the penal laws of the Commonwealth of Pennsylvania at: MULTIPLE PHARMACIES LOCATED WITHIN 209 WESTMORELAND AND FAYETTE COUNTIES (Subdivision Code)

on or about <u>06/21/2015-02/02/2016 AT VARIOUS TIMES</u>

(Offense Date)

in WESTMORELAND County

64 (County Code)



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issue or tranf executed at a original when be telephone information or	Acts of the accused associated with this Offense: IN THAT, on or about 06/21/2015-02/02/2016, THE DEFENDANT did make, complete, execute, authenticate, issue or transfer any writing so that it purports to be the act of who did not authorize the act, or to have been executed at a time or place or in a numbered sequence other than was in fact the case, or to be a copy of an original when no such original existed, said alteration being, the DEFENDANT caused fraudulent prscriptions to be telephoned/filled/dispensed/picked up and diverted from their intended lawful use utilizing the identifying information of Dr. Nabil JABBOUR including his DEA#, with intent to defraud or injure Dr. Nabil JABBOUR and multiple pharmacies, in violation of Section 4101(a)(2) of the PA Crimes Code.												
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Docket Number:	Date Filed: えりる イ	OTN/LiveScan Number	Complaint/Incident Number A01-1969890
Defendant Name	First:	Middle:	Last:
	RHONDA	R.	ANTHONY

- 2. I ask that a warrant of arrest or a summons be issued and that the defendant be required to answer the charges I have made.
- 3. I verify that the facts set forth in this complaint are true and correct to the best of my knowledge or information and belief. This verification is made subject to the penalties of Section 4904 of the Crimes Code (18 Pa.C.S.§4904) relating to unsworn falsification to authorities.
- 4. This complaint consists of the preceding page(s) numbered 1 through 14
- 5. I certify that this filing complies with the provisions of the Case Records Public Access Policy of the Unified Judicial System of Pennsylvania that require filing confidential information and documents differently than non-confidential information and documents.

The acts committed by the accused, as listed and hereafter, were against the peace and dignity of the Commonwealth of Pennsylvania and were contrary to the Act(s) of the Assembly, or in violation of the statutes cited.

(Before a warrant of arrest can be issued, an affidavit of probable cause must be completed, sworn to before the issuing authority, and attached.)

FEBRUARY 13, 2019

AND NOW, on this date, Fig. 18 2019 I certify that the complaint has been properly completed and verified. An affidavit of probable cause must be completed before a warrant can be issued.

10-3-64

(Magisterial District Court Number)

(Issuing Authority)



Docket Number:	J.F (3.19	OTN/LiveScan Number:		Complaint/Incident Number A01-1969890
Defendant Name:	First: Rhonda	1	Middle: R.	Last: ANTHONY

AFFIDAVIT of PROBABLE CAUSE

I am a sworn member of the Pennsylvania State Police, assigned to the Criminal Investigations Unit at Troop A Greensburg. I have been employed by the Pennsylvania State police since January of 2007. I have been involved in and investigated a multitude of police incidents from property crimes to criminal homicides. The information contained in this affidavit is derived from interviews of involved persons, personal observations and knowledge of this investigation.

On or around December of 2015, I was made aware of a group of individuals who were operating in the Westmoreland and Fayette County areas. This specific group of individuals were causing fraudulent prescriptions to be telephoned in to area pharmacies utilizing Dr. Nabil JABBOUR's identifying information, including his name and Drug Enforcement Administration (DEA) assigned number without his knowledge or consent. JABBOUR's identifying information along with specific information for prescriptions to obtain controlled substances were provided to the pharmacy by individuals within this group. This caused the pharmacy to fill and dispense these fraudulent prescriptions which were then paid for and picked up by individuals within this group. An investigation into this group of individuals resulted in the identification of several of these individuals. These individuals and their actions surrounding these crimes are detailed below.

Sabrina THOMAS was interviewed during this investigation. THOMAS related that she had been employed as the Office Manager for N. JABBOUR. Through her employment prior to becoming office manager, she learned that another known employee had been using JABBOUR's identifying information to obtain fraudulent prescriptions. She decided to start obtaining fraudulent prescriptions herself. While working in her capacity as office manager, she became friendly with a patient named Brooke CROSS. THOMAS and CROSS agreed that THOMAS would use JABBOUR's personal identifying information and DEA number to call in fraudulent prescriptions using CROSS's personal information. THOMAS called in two prescriptions, one for Buprenorphine and one for Gabapentin. CROSS then went and picked up the prescriptions. CROSS kept the Buprenorphine and provided the prescription for Gabapentin to THOMAS. THOMAS is also responsible for calling in other prescriptions in conjunction with CROSS picking them up.

I, <u>TPR. CHRISTOPHER COLE</u>, BEING DULY SWORN ACCORDING TO THE LAW, DEPOSE AND SAY THAT THE FACTS SET FORTH IN THE FOREGOING AFFIDAVIT ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE, INFORMATION AND BELIEF.

I CERTIFY THAT THIS FILING COMPLIES WITH THE PROVISIONS OF THE CASE RECORDS PUBLIC ACCESS POLICY OF THE UNIFIED JUDICIAL SYSTEM OF PENNSYLVANIA THAT REQUIRE FILING CONFIDENTIAL INFORMATION AND DOCUMENTS DIFFERENTLY THAN NON-CONFIDENTIAL INFORMATION AND DOCUMENTS.

Sworn to me and subscribed before me this day of

To 13 · 19 Date Magisterial District Judge

My commission expires first Monday of January,

(Signature of Affiant)

Magisterial District Judge

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Docket Number:	Date Filed:	OTN/LiveScan Number: しゅ78102-M	Complaint/Incident Number A01-1969890
Defendant Name:	First:	Middle:	Last:
	Rhonda	R.	ANTHONY

AFFIDAVIT of PROBABLE CAUSE CONTINUATION

This relationship between THOMAS and CROSS continued. At one point, CROSS was providing other people's names and dates of birth to THOMAS. THOMAS would call in the prescriptions to various local pharmacies and CROSS would pick them up. THOMAS eventually grew tired of making all of the phone calls and provided CROSS with JABBOUR's DEA number and information required for CROSS to call the prescription in herself. CROSS then began to make the phone calls to the pharmacy herself. She knows that CROSS was eventually caught picking up a prescription in New Stanton at a pharmacy. Once this happened, CROSS told her to erase all of her messages and not contact her any longer. THOMAS went on to admit that she had called in prescriptions to the Uniontown, PA Walmart using her boyfriend Ronald KINGAN's name. She also admitted to using her own name and calling in prescriptions with JABBOUR's DEA number.

Brook CROSS was interviewed during this investigation. She indicated that she was once a patient of JABBOUR's. According to CROSS, she started going to Dr. JABBOUR's in Greensburg due to an addiction problem she had with pain pills. She went there for a "detox" program. Since she had insurance, Dr. JABBOUR did a quick detox program for her which did not work. She felt the program was too short and she was not completely "weened" off of the pain pills upon completion of the program. She was approached by Sabrina THOMAS with an offer similar to that described by THOMAS. CROSS allowed THOMAS to use her demographic information and she admitted that she fraudulently obtained the prescriptions described by THOMAS. She also admitted to obtaining a prescription for Gabapentin in her name for THOMAS. She admitted to calling in and picking up multiple of the identified prescriptions in this investigation. She admitted that she called in prescriptions under other individuals names and identifying information while using Dr. JABBOUR's name and DEA #. Phone records confirm that CROSS's phone called area pharmacies on dates and times which correspond to identified fraudulent prescriptions. Video surveillance was also obtained for a majority of the identified fraudulent prescriptions. CROSS is seen on surveillance footage on multiple days picking up fraudulent prescriptions. CROSS identified Jaqueline KEYS as another person who obtained a prescription resulting from this fraud. She told investigators that KEYS also picked up fraudulent prescriptions in her boyfriend Adam FINCIK's name.

I went through photographs from surveillance with CROSS. She cooperated and identified herself and other members of this group in the frames picking up fraudulent prescriptions.

Rebekah CARWITHEN was interviewed as a part of this investigation. Her name was used to obtain fraudulent prescriptions with JABBOUR'S DEA #. CARWITHEN was friends with CROSS. CARWITHEN admitted that she was a heroin addict and provided CROSS with her name and identifying information so that she could get suboxone or money so she wouldn't be sick from heroin withdrawal. CROSS told CARWITHEN that she had a friend named Sabrina who worked for a doctor who would take people's names, call in prescriptions. CROSS would pick up the prescription and some type of split would be made between CROSS and THOMAS.

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AFFIDAVIT of PROBABLE CAUSE CONTINUATION

Rhonda ANTHONY was interviewed as a part of this investigation. She admitted that she had been involved with this identified group of individuals who were using Dr. JABBOUR's name and DEA number to obtain fraudulent prescriptions. She was approached by CROSS with this idea as a way to make some extra money. CROSS told her that she had a friend who worked at a doctor's office who could call in prescriptions and that all they would have to do was pick them up. ANTHONY would provide names to CROSS who would then in turn pass the name to her friend who would call in the prescription. She admitted to being a part of this group of individuals and admitted to picking up several fraudulent prescriptions for Buprenorphine. ANTHONY would immediately sell the pills for money or she would give them to her daughter Rebeka CARWITHEN who was a recovering heroin addict. ANTHONY was viewed on surveillance video picking up fraudulent prescriptions. She was identified by a pharmacist at the New Stanton Pharmacy after she was asked to provide her driver's license while picking up a verified fraudulent prescription for Buprenorphine in her mother's name (Shirley ORBIN).

Jaqueline KEYS was interviewed as a result of this investigation. KEYS knows CROSS through a mutual friend. KEYS indicated that her boyfriend Adam FINCIK was in need of a prescription for suboxone as he was taking it without a prescription. CROSS told her that there was a girl that worked at the front of the doctor's office that she knew would get the prescription. She named this girl as "Sabrina". KEYS provided FINCIK's information to CROSS who in turn gave it to THOMAS. THOMAS then called in the prescription using Dr. JABBOUR's name and DEA # . THOMAS called CROSS back and told her where she had called in the prescription. KEYS admitted to picking up this prescription on 07/31/15.

At one-point, CROSS asked KEYS to call Sabrina and act like KEYS was CROSS's sister. CROSS came to KEYS' residence and asked her to call Sabrina and act like her sister to talk her into getting her more prescriptions. She went on to relate that at some point Sabrina apparently became suspicious that CROSS was being watched by the police. She related that she agreed to help CROSS and text/speak with Sabrina from her cell phone. She related that she had told Sabrina that CROSS had gone to Ohio. She related that CROSS did most of the texting and when Sabrina wanted to talk on the phone, KEYS did the talking. KEYS related that she told Sabrina that BROOKE left for Ohio because she was beat up by her boyfriend. This was all in an attempt to get THOMAS to call in more prescriptions. KEYS admitted to picking up at least one prescription for Buprenorphine from a local pharmacy in Adam FINCIK's name. She indicated that her boyfriend Adam FINCIK picked up at least one prescription for Buprenorphine in his own name. Phone records indicate that KEYS and THOMAS had phone contact multiple times. KEYS was identified through video footage as being with CROSS when she picked up a fraudulent prescription in Robert CRAVEN's name. She went on to describe that she was there as a "decoy". The "decoy's" job was to distract CROSS as they went to the pharmacies to pick up these fraudulent prescriptions since CROSS was extremely nervous. She had nothing further to relate.

Adam FINCIK was interviewed as a part of this investigation. He related that KEYS is his girlfriend and that they have children together. He admitted to picking up a fraudulent prescription in his name. He also admitted that he never went to a doctor to get this prescription, he did not pay a co-payment, nor did he undergo a urine test to receive this prescription. He knew that he would need to see a doctor, undergo a urine drug test to have a prescription for suboxone filled. He knew this because he had previously been to another doctor to obtain this exact prescription.

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Docket Number:

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Complaint/Incident Number

A01-1969890

Defendant Name:

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ANTHONY

AFFIDAVIT of PROBABLE CAUSE CONTINUATION

Dr. Nabil JABBOUR was interviewed and indicated that the only person out of those mentioned above who has ever been a patient of his was CROSS. She was only a patient for a short period of time. He did not authorize the calling in of any prescriptions for CROSS other than the ones linked to her care. He also has never called in or authorized to be called in prescriptions for CARWITHEN, CROSS, ANTHONY, KEYES, FINCIK or any of the other names used and identified on the prescriptions that this group was using JABBOUR's information to have filled. JABBOUR indicated that the prescriptions were not issued by him and not issued pursuant to his employment as a medical doctor. He did not authorize the use of his name, identifying information or DEA for these purposes

The additional known fraudulent prescriptions listed below were called in and obtained using Dr. Nabil JABBOUR's name, identifying information and DEA #.

On 06/21/15, a telephoned prescription was received at the Medicine Shoppe in Greensburg, PA in the name Brooke CROSS for Gabapentin 800mg, 120 count. This prescription was picked up by CROSS.

On 07/22/15, a telephoned prescription was received at Belle Vernon Wal Mart under the name Brooke CROSS for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled. Twenty of the pills were picked up on 07/22/15. Eight of the pills were picked up on 07/23/15. Two of the pills were picked up on 07/24/15. Seven of the pills were picked up on 07/25/15. Three of the pills were picked up on 07/26/15. The remaining two pills were picked up on 07/27/15. Brooke CROSS picked up the pills on each of these dates.

On 07/31/15, a telephone prescription was received at the North Huntingdon Walmart under the name Adam FINCIK for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 07/31/15 by Jaqueline KEYS.

On 08/05/15, a telephoned prescription was received at Belle Vernon Wal Mart under the name Brooke CROSS for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 08/05/15 by CROSS.

On 08/17/15, a telephone prescription was received at the North Huntingdon Walmart under the name Adam FINCIK for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 07/31/15. By his admission, FINCIK picked up this prescription.

On 08/21/15, a telephoned prescription was received at Belle Vernon Wal Mart under the name Brooke CROSS for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 08/21/15 by CROSS.

On 08/26/15 a telephoned prescription was received at Greensburg Wal Mart under the name Robert CRAVEN for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 08/26/15, this prescription was picked up Brooke CROSS.

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Defendant Name:	Rhonda		Middle:	Last:	
			R.	ANTHONY	

AFFIDAVIT of PROBABLE CAUSE CONTINUATION

On 09/04/15 a telephoned prescription was received at Greensburg Wal Mart under the name Rebecca CARWITHEN for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 09/04/15 by Brooke CROSS.

On 09/08/15, a telephoned prescription was received at Belle Vernon Wal Mart under the name Brooke CROSS for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 09/08/15 by CROSS.

On 09/16/15 a telephoned prescription was received at Greensburg Wal Mart under the name Robert J. CRAVEN, for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 09/16/15 by Rhonda ANTHONY.

On 09/18/15 a telephoned prescription was received at Greensburg Wal Mart under the name Becca CARWITHEN, for Buprenorphine (Subutex) 8mg, 42. This prescription was filled and was picked up on 09/18/15 by Brooke CROSS.

On 09/28/15, a telephoned prescription was received at Greensburg Wal Mart under the name Shirley ORBIN, for Buprenorphine (Subutex) 8mg 42 count. This prescription was filled and was picked up on 09/28/15 by Brooke CROSS and Rhonda ANTHONY.

On 09/30/15, a telephoned prescription was received at Belle Vernon Wal Mart under the name Brooke CROSS for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 09/30/15 by CROSS.

On 10/02/15, a telephone prescription was received at the North Huntingdon Walmart under the name Shirley ORBIN for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 10/02/15 by CROSS and Rhonda ANTHONY.

On 10/06/15, a telephoned prescription was received at Greensburg Wal Mart under the name Robert CRAVEN, for Buprenorphine (Subutex) 8mg 42 count, and Clonidine .1mg 30 count. This prescription was filled and was picked up on 10/06/15 by unidentified white male who arrived and left with Brooke CROSS.

On 10/12/15 a telephoned prescription was received at Greensburg Wal Mart under the name Rebecca CARWITHEN for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 10/12/15 by Brooke CROSS.

On 10/16/15, a telephone prescription was received at the North Huntingdon Walmart under the name Brooke CROSS for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 10/16/15 by Brooke CROSS and Rhonda ANTHONY.

On 10/21/15, a telephone prescription was received at the North Huntingdon Walmart under the name Shirley ORBIN for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 10/21/15 by CROSS and Rhonda ANTHONY.

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Docket Number; Date Filed: OTN/LiveScan Number: Complaint/Incident Number 7112.1 A01-1969890 First: Defendant Name: Middle: Last: Rhonda R. ANTHONY

AFFIDAVIT of PROBABLE CAUSE CONTINUATION

On 10/26/15, a telephone prescription was received at the North Huntingdon Walmart under the name Shirley ORBIN for Buprenorphine (Subutex) 8mg, 42 count. This prescription was filled and was picked up on 10/26/15 by CROSS and

On 11/06/15, a telephone prescription was received at the New Stanton Pharmacy under the name Shirley ORBIN for Buprenorphine (Subutex) 8mg, 42 count. This prescription was not filled. Rhonda Anthony and Brook CROSS attempted to pick this prescription up and were identified as a result.

On 12/23/15, a telephone prescription was received at the Uniontown Walmart under the name Ronald KINGAN for Gabapentin 800 mg, 120 count. This prescription was filled and was picked up on 12/23/15 by KINGAN, who was THOMAS's boyfriend.

On 02/02/16, a telephone prescription was received at the Uniontown Walmart under the name Sabrina THOMAS for Gabapentin 800 mg, 120 count. This prescription was filled and was picked up on 02/02/16 by KINGAN, who was

The involved pharmacies are located at the following addresses.

- -Walmart North Huntingdon Pharmacy: 915 Mills Dr. N. Huntingdon, PA 15642
- -Walmart Greensburg Pharmacy: 2200 Greengate Center Greensburg, PA 15601
- -Walmart Belle Vernon Pharmacy: 100 Sara Way Belle Vernon, PA 15012
- -Walmart Uniontown Pharmacy: 355 Walmart Dr. Uniontown, PA 15401
- -Medicine Shoppe Greensburg: 434 E. Pittsburgh St. Greensburg, PA 15425
- -New Stanton Pharmacy 144 Post Ave. New Stanton, PA 15672

Gabapentin is an unscheduled drug available only by prescription. Clonondine is an unscheduled drug available only by prescription. Buprenorphine (Subutex) is a DEA schedule 3 controlled substance.

The individuals who conspired as a part of this organization are responsible for the illegal diversion of at least 798 documented doses of Buprenorphine (Subutex) (Schedule 3) 8mg pills.

I respectfully request that a warrant of arrest be issued for the above listed defendant, so they may answer to the charges as set forth in this Criminal Complaint/Affidavit of Probable Cause.

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