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<p>IN THE THIRD JUDICIAL DISTRICT COURT, WEST JORDAN DEPARTMENT</p> <p>SALT LAKE COUNTY, STATE OF UTAH</p>	
<p>STATE OF UTAH, Plaintiff, v. JOHN MICHAEL JONES AKA John M. Jones, John Jones, Johnny Jones DOB 02/05/1979 Address: 2856 W. Strawberry Loop West Jordan, UT 84084 Defendant.</p>	<p>INFORMATION (Summons)</p> <p>LEO Case No. AG 2018-46</p> <p>Case No.</p> <p>Judge:</p>

The undersigned Special Agent C. Walden of the Utah Attorney General's Office, states on information and belief that the defendant, John Michael Jones, either directly or as a party to the offense committed the crimes of:

COUNT 1- PATTERN OF UNLAWFUL ACTIVITY, U.C.A, §§ 76-10-1603(3), 76-10-1602(4) (y), 76-10-1603.5(1) and 76-3-203.1 (4)(d) FIRST DEGREE FELONY. That on or between July, 2015 through June 19, 2018 the defendant, JOHN JONES, did in the County of Salt Lake, State of Utah as a person employed by or associated with an enterprise, to wit: PMSC Inc., d/b/a Xtreme Pawn, did intentionally, knowingly, or recklessly conduct or participate, either directly or indirectly, in the conduct of said enterprise's affairs through a pattern of unlawful activity, specifically as manager of West Jordan Xtreme Pawn directly receiving stolen merchandise or supervising subordinates in the receiving of stolen merchandise, on more than three occasions, including but not limited to the incidents charged hereinafter, and did so acting in concert with two or more persons.

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NOTICE OF ENHANCEMENT. The State seeks enhancement under U.C.A. § 76-3-203.1 (2) (a) insofar as the conduct above was done in concert with two or more persons, thereby enhancing the penalty pursuant to U.C.A. § 76-3-203.1 (4)(d) from a SECOND DEGREE to a FIRST DEGREE FELONY.

COUNT 2- THEFT OF LOST, MISLAID, OR MISTAKENLY DELIVERED PROPOERTY U.C.A §§ 76-4-407, 76-6-412 (1)(a)(i) SECOND DEGREE FELONY. That on or about February 6, 2018 the defendant, JOHN JONES, in the County of Salt Lake, State of Utah, did obtain property of another, to wit: Breitling watch with diamond bezel, serial no. 2219174 belonging to Preston Christensen, knowing same to have been lost or mislaid, or having been delivered under a mistake as to the identity of the recipient, without taking reasonable measures to return the property to the owner and did so with a purpose to deprive the owner when defendant obtained the property or at any time prior to taking measures to return the property, specifically by purchasing said watch from Shane Michael Alvera on behalf of the West Jordan Xtreme Pawn Store after having been told by Shane Michael Alvera that the watch was found property, and the defendant thereafter purchased said watch in direct contravention to pawn shop statutes, specifically U.C.A. §13-32a-104 (3)(a) and (b), which watch was thereafter placed on display for sale with no efforts undertaken to notify law enforcement, and where the value of said watch exceeds \$5,000.00.

COUNT 3- RECEIVING STOLEN PROPERTY U.C.A. §§76-6-408(2), (3) (b), (c); 76-6-412 (1) (a) (i) SECOND DEGREE FELONY. That on or between August 1, 2015 and June 19, 2018 the defendant, JOHN JONES, in the County of Salt Lake, State of Utah, did, individually or acting in concert with others, including but not limited to PMSC Inc., d/b/a Xtreme Pawn, various employees of Xtreme Pawn, and Kody Lund, receive, retain, or dispose of property of another knowing that the property was stolen or believing that the property was probably stolen, and/or did conceal, sell, withhold, or aid in concealing, selling, or withholding from the owners of the property, to wit: numerous retail and/or wholesale outlet stores, knowing or believing the property to be stolen, intending to deprive the owner of the property, where the defendant, acting individually or in concert with said others, acquired by purchase or pawn in his capacity as manager of the West Jordan Xtreme Pawn store, well over one hundred items of new, like new, or new-in-the-box merchandise from said Kody Lund, knowing that Kody Lund was a heroin addict coming into the store as often as three times a day and selling to the store said property having an aggregate retail value in excess of \$5,000.00 over 32 months, concealing or aiding in concealing said property in back rooms of the store, and offering same for sale online, all while not fully complying with Utah Statewide Central Pawn Database reporting statutes as to accurate descriptions of the property, or indicia of ownership or other unique identifying features such as including, but not limited to, the fact the merchandise was new or new-in-the-box.

COUNT 4- RECEIVING STOLEN PROPERTY U.C.A. §§76-6-408(2), (3) (b), (c); 76-6-412 (1) (b) (i) THIRD DEGREE FELONY. That on or between June 2017 and July 2017 the defendant, JOHN JONES, in the County of Salt Lake, State of Utah, did, individually or acting in concert with others, including but not limited to PMSC Inc., d/b/a Xtreme Pawn, various employees of Xtreme Pawn, and Tyson Ortiz, receive, retain, or dispose of property of another

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knowing that the property was stolen or believing that the property was probably stolen, and/or did conceal, sell, withhold, or aid in concealing, selling, or withholding from the owners of the property, to wit: numerous retail and/or wholesale outlet stores, knowing or believing the property to be stolen, intending to deprive the owner of the property, where the defendant, acting individually or in concert with said others, acquired by purchase or pawn in his capacity as manager of the West Jordan Xtreme Pawn store well over 29 items of new-in-the-box merchandise from Tyson Ortiz , knowing that Ortiz was a heroin addict, and selling to the store in excess of 13 items of new-in-the-box merchandise having an aggregate retail value in excess of \$1,500.00 over 2 months, concealing or aiding in concealing said property in back rooms of the store, and offering same for sale online, all while not fully complying with Utah Statewide Central Pawn Database reporting statutes as to accurate descriptions of the property, or indicia of ownership or other unique identifying features such as including, but not limited to, the fact the merchandise was new-in-the-box and failing to list the price paid for the property in direct contravention of U.C.A. § 13-32a-104 (1) (f).

COUNT 5- RECEIVING STOLEN PROPERTY U.C.A. §§76-6-408(2), (3) (b), (c); 76-6-412 (1) (b) (i) THIRD DEGREE FELONY. That on or between May 5, 2016 and July 18, 2017 the defendant, JOHN JONES, in the County of Salt Lake, State of Utah, did, individually or acting in concert with others, including but not limited to PMSC Inc., d/b/a Xtreme Pawn, various employees of Xtreme Pawn, and Sarah Glenn, receive, retain, or dispose of property of another knowing that the property was stolen or believing that the property was probably stolen, and/or did conceal, sell, withhold, or aid in concealing, selling, or withholding from the owners of the property, to wit: numerous retail and/or wholesale outlet stores, knowing or believing the property to be stolen, intending to deprive the owner of the property, where the defendant, acting individually or in concert with said others, acquired by purchase or pawn in his capacity as manager of the West Jordan Xtreme Pawn store well over one hundred items of new-in-the-box merchandise from Sarah Glenn, knowing that Sarah Glen was a heroin addict, and selling to the store in excess of 200 items of stolen property having an aggregate retail value in excess of \$1,500.00 over 13 months, concealing or aiding in concealing said property in back rooms of the store, and offering same for sale online, all while not fully complying with Utah Statewide Central Pawn Database reporting statutes as to accurate descriptions of the property, or indicia of ownership or other unique identifying features, and failing to list the price paid for the property in direct contravention of U.C.A. § 13-32a-104 (1) (f).

COUNT 6- RECEIVING STOLEN PROPERTY U.C.A. §§ 76-6-408(2), (3)(b), (c); 76-6-412 (1) (a) (i) and § 76-3-203.1(4)(d) FIRST DEGREE FELONY. That on or between September 27, 2016 and March 8, 2018 the defendant, JOHN JONES, in the County of Salt Lake, State of Utah, did, individually or acting in concert with others, including but not limited to PMSC Inc., d/b/a Xtreme Pawn, various employees of Xtreme Pawn, and Ashley Nunley, receive, retain, or dispose of property of another knowing that the property was stolen or believing that the property was probably stolen, and/or did conceal, sell, withhold, or aid in concealing, selling, or withholding from the owners of the property, to wit: numerous retail and/or wholesale outlet stores, knowing or believing the property to be stolen, intending to deprive the owner of the property, where the defendant, acting individually or in concert with said others, acquired by

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purchase or pawn in his capacity as manager of the West Jordan Xtreme Pawn store well over one hundred items of new-in-the-box merchandise from Ashley Nunley, knowing that Ashley Nunley was a heroin addict, and selling to the store in excess 377 of in-store credit gift cards or items of new-in-the-box merchandise having an aggregate retail value in excess of \$5,000.00 over 30 months, concealing or aiding in concealing said property in back rooms of the store, and offering same for sale online, all while not fully complying with Utah Statewide Central Pawn Database reporting statutes as to accurate descriptions of the property, or indicia of ownership or other unique identifying features such as including, but not limited to, the fact the merchandise was new-in-the-box and/or that the gift cards were obtained by fraud.

NOTICE OF ENHANCEMENT. The State seeks enhancement under U.C.A. § 76-3-203.1 (2) (a) insofar as the conduct above was done in concert with two or more persons, thereby enhancing the penalty pursuant to U.C.A. § 76-3-203.1(4)(d) from a SECOND DEGREE FELONY to a FIRST DEGREE FELONY.

COUNT 7- RECEIVING STOLEN PROPERTY U.C.A. §§ 76-6-408(2), (3) (b), (c); 76-6-412 (1) (b) (i) THIRD DEGREE FELONY. That on or between July 14, 2017 through August 17, 2018 the defendant, JOHN JONES, in the County of Salt Lake, State of Utah, did, individually or acting in concert with others, including but not limited to PMSC Inc., d/b/a Xtreme Pawn, various employees of Xtreme Pawn, and Brent Mortensen, receive, retain, or dispose of property of another knowing that the property was stolen or believing that the property was probably stolen, and/or did conceal, sell, withhold, or aid in concealing, selling, or withholding from the owners of the property, to wit: numerous retail and/or wholesale outlet stores, knowing or believing the property to be stolen, intending to deprive the owner of the property, where the defendant, acting individually or in concert with said others, acquired by purchase or pawn in his capacity as manager of the West Jordan Xtreme Pawn store well over one hundred items of new-in-the-box merchandise from Brent Mortensen, knowing that Brent Mortensen was a heroin addict, and selling to the store in excess of 110 transactions of merchandise having an aggregate retail value in excess of \$1,500.00 over 13 months, concealing or aiding in concealing said property in back rooms of the store, and offering same for sale online, purchasing the same item multiple times over consecutive days.

COUNT 8- COMMUNICATIONS FRAUD U.C.A. § 76-10-1801(1), (1)(D) and § 76-3-203.1 (4)(d) FIRST DEGREE FELONY. That on or between August 1, 2015 and June 19, 2018 the defendant, JOHN JONES, in the County of Salt Lake, State of Utah, and acting in concert with two or more persons, including but not limited to PMSC Inc., d/b/a Xtreme Pawn, various employees of Xtreme Pawn, Kody Lund, Tyson Ortiz, Sarah Glenn, Ashley Nunley, Brent Mortensen, and various other “boosters” did devise a scheme or artifice to defraud another or obtain from another, to wit: various retail and wholesale outlet stores, including but not limited to Home Depot, Lowes, Target, Walmart, Shoko, Kroger Foods, Bed Bath & Beyond, CVS Pharmacy, and others, property or anything of value by means of false or fraudulent pretenses, representations, promises, or material omissions, and who communicated directly or indirectly with any person for the purpose of executing the scheme or artifice, specifically by facilitating heroin addicts selling or pawning in-store credit gift cards and new-in-the box merchandise, or

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other property knowing same to be stolen, and omitting the nature of the cards or merchandise being stolen from the Utah Statewide Central Pawn Database maintained by the State of Utah for Pawn Shops and Secondhand Merchandise Stores and allowing said addicts to falsely represent that they had the right to sell or pawn said cards, merchandise or other property, where the aggregate value of the cards, merchandise or other property exceeds \$5,000.00.

NOTICE OF ENHANCEMENT. The State seeks enhancement under U.C.A. § 76-3-203.1(2)(a) insofar as the conduct above was done in concert with two or more persons, thereby enhancing the penalty pursuant to U.C.A. § 76-3-203.1(4)(d) from a SECOND DEGREE FELONY to a FIRST DEGREE FELONY.

THIS INFORMATION IS BASED ON EVIDENCE OBTAINED FROM THE FOLLOWING WITNESSES: SA C. Walden, SSA J. Russell, Kody Lund, Tyson Ortiz, Sarah Glenn, Gordon Glenn, Ashley Nunley, Brent Mortensen, Shane Alvera, Detective P. Metzkw, various agents from Utah County Major Crimes, risk loss agents from Home Depot, Lowes, Shopko, Target, Walmart and other retailers.

DECLARATION OF PROBABLE CAUSE:

1. I am a Special Agent for the Office of the Utah Attorney General, Special Investigation and Public Corruption Unit. I have been a criminal investigator for over 16 years, and I am certified through Utah Peace Officers Standards and Training. I possess a bachelor's degree in criminal justice administration and a master's degree in business administration. I am also a current member of the Association of Certified Fraud Examiners and I am a Certified Fraud Examiner.
2. After an ongoing investigation of defendant, John Michael Jones aka "Johnny", I have probable cause to believe that the defendant has committed the following criminal acts: (1) defendant has received proceeds from a Pattern of Unlawful Activity in violation of U.C.A. § 76-10-1603. (2) defendant has committed Theft of Lost or Mislaid Goods in violation of Utah Code Ann. § 76-4-407, (3) Receiving Stolen Property and Communication Fraud, U.C.A. § 76-10-1801 in violation of Utah Code Ann. § 76-6-408(2), (3)(b), (c).
3. The facts set forth in this Affidavit are based upon the results of an investigation during which I collected and reviewed personal and business records from the defendant, witnesses, and other sources. I have personally interviewed Kody Lund, Tyson Ortiz and Shane Alvera, Ashley Nunley, Sarah Glenn and Brent Mortensen.
4. I have personally reviewed information, in response to investigative subpoenas, from "Bravo" which is Xtreme's inventory software system, Ebay and the Utah Statewide Central Pawn Database.

Parties

5. **John Michael Jones aka "Johnny"**, DOB 02/05/1979 is a resident of Utah whose last known address is 2856 W. Strawberry Loop, West Jordan Utah 84084.

6. Reference herein may be made to “Boosters” acting in concert with the defendant, namely drug addicts who supported their daily habit by engaging in widespread retail theft from various retail and wholesale stores throughout the Wasatch Front, then selling, or in some instances pawning the merchandise still in the original packaging (i.e., “new-in-the-box) for a small portion of the retail value to pawn shops including, but not limited to the stores under investigation by the Utah Attorney General’s Office. U.C.A. § 13-32a-110.5 (2) prohibits pawnshops from engaging in a transaction with a person who appears to be under the influence of alcohol or controlled substances. Several of the heroin addict boosters acknowledged that the defendant knew of their addiction, some of whom had open conversations about their addiction and daily habit.

Synopsis

7. At all relevant times, defendant John Jones was employed by PMSC, Inc., as the store manager of the West Jordan Xtreme Pawn outlet located at 7106 S. Redwood Road, in West Jordan City, Salt Lake County, Utah, one of four stores owned by PMSC, Inc. To the best of my knowledge defendant is not an owner, shareholder or officer of said corporation, but does manage, supervise other employees and make decisions concerning the day to day operations at that store.
8. This investigation is documented in Utah Attorney General Case No. AG 2018-46.

Background

9. In the fall of 2017, SA C.Walden attended a meeting with multiple retailers both from traditional “brick and mortar” businesses and online marketplace “E Commerce” businesses. Representatives from these organizations were from individual Loss Prevention, Asset Protection and Corporate Security. Ebay representatives were from the PROAC Global Investigations team. Also present were a variety of Law Enforcement Personnel.
10. The retail organizations present expressed concern about the volume of brand new-in-the-box items being sold online by a number of pawn shops along the Wasatch Front. Further, traditional retailers were expressing concern regarding the amount of shrink losses from their stores and finding similar products for sale at these pawn shops. These traditional retailers believed that their property was being stolen and taken to pawn shops and resold.
11. Representatives from Ebay advised us that several Pawnshops had been selling large volumes of new-in-the-box items and these sales transaction had generated “Red Flags” on their sales platforms. These sales numbers exceeded 10% of their listings. In fact, Xtreme Pawn West Jordan had 58% percent of its online sales at Ebay listed as new.
12. In late 2017 I received a copy of a police report from the Utah County Major Crimes Unit. This report detailed three transactions with “Johnny” at the above referenced location. The first transaction occurred on July 28th, 2015. John, identified by the name tag on one side of

his shirt and “Manager” on the other side, completed a transaction for property that was still wrapped in anti-theft device, further known as “spider-wire”. John made mention to the confidential informant performing the transaction that there was anti-theft wire on the package but completed the purchase of the item anyway.

13. The second transaction was completed with an unidentified confidential informant on August 6, 2015. This confidential informant went inside of the Xtreme Pawn store and sold two items, one of which was wrapped in spider-wire to the manager of the store and another unidentified employee.
14. The third transaction took place on August 20, 2015. A confidential informant went inside of the Xtreme Pawn store and sold a new-in-the-box sander that still had spider-wire attached to it. According to the report, the manager on duty, identified as John told the employees to “just cut the spider security device”. The store employees did cut the device off. This transaction was captured on a covert audio and video recording device.
15. Beginning in March of 2018, special agents from the Utah Attorney General’s Office Investigations Division, partnering with investigators from other law enforcement agencies, conducted undercover operations on these identified pawn shops. The operations consisted of selling brand new-in-the-box items to identified secondhand merchants. These covert operations revealed that very little was being done by the pawn shops to discover the origin of the property they were purchasing. One of the stores in the investigation was Xtreme Pawn located in West Jordan.
16. The sting operations conducted by undercover agents revealed that the pawn shops and their employees did not ask any questions about the property they were purchasing. The employees did not ask where the property came from, how long they had owned the property or why they were willing to part with the property for a fraction of the value.
17. Using new-in-the-box products provided by Home Depot and undercover officers from multiple agencies the Utah Attorney General’s Office conducted or attempted to conduct multiple transactions with various pawn shops along the Wasatch Front. As part of these operations multiple transactions were conducted in the four Xtreme Pawn locations. From March 8, 2018 to June 6, 2018, the Utah Attorney General’s Office conducted nineteen successful transactions with Xtreme Pawn and had three unsuccessful transactions. These transactions generally consisted of the sale of new-in-the-box tools or other household items of significant value, and often with two or more of the same or similar items included in the transaction.
18. During these transactions, very little, if any questions were asked of the undercover officers as to the origin of the items, why they would be selling rather than returning the item to the store of purchase, and if a receipt was available for the item.

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19. On multiple occasions the undercover officers asked the Xtreme Pawn employees what types of items would garner more money than the item they were selling, and often they were provided information on types of tools or batteries that would provide better payouts.
20. In one case a new-in-the-box Milwaukee impact wrench, valued at \$169.00, had an anti-theft device known as “spider-wire” prominently wrapped around the package. During this transaction the “spider-wire” was removed and they purchased the tool for \$50.00 with little questioning as to its origin.
21. A combined total of 43 products, valued at \$6,063.79, have been sold to the four Xtreme Pawn locations to date during these undercover operations which garnered \$1,589.00 in cash on these sales. Based on these values the undercover officers are averaging approximately 26 cents on the dollar return for the products sold.
22. Of the above listed transactions, six successful transactions totaling thirteen items were made in the store listed in this affidavit to be searched and one transaction which was unsuccessful. The one unsuccessful transaction was for a Milwaukee tool kit which came in a pull cart style toolbox and had a “Cable Lok” anti-theft device securing it closed. Initially it appeared the transaction was going to be successful until a manager stepped in and turned the sale down. This was the largest, most expensive item we attempted to sell. While the undercover officer was turned away on this transaction, he was able to return three months later and again sell new-in-the-box items without being questioned regarding the earlier incident, which indicates he has not been flagged by Xtreme Pawn as suspicious.
23. A review of the transactions from the undercover operations uploaded to the Statewide Central Pawn Database for Xtreme Pawn showed several listed items were missing serial numbers and lacked other required information.
24. A check of police records revealed multiple instances where property purchased by Xtreme Pawn, at locations in both Kearns and West Jordan, was found to have been stolen.
25. In June of 2018, special agents from the Utah Attorney general’s office and a multitude of other law enforcement officers served seven search warrants on these pawn shops, recovering an estimated \$1.2 million dollars of brand new-in-the-box items. This new-in-the-box merchandise was concealed from public view and not rarely placed on store shelves, rather it was kept in backrooms. Law Enforcement had physically inspected each premises we were about to raid and were caught off guard with the total volume of merchandise we found hidden away in the back rooms. As a manager of the West Jordan Pawn, where to greatest amount of merchandise was found in a single store, defendant was well aware of this fact.
26. On September 12, 2018, special agents from the Utah Attorney General’s Office and numerous other law enforcement agencies identified the 100 pawners, using the State of Utah’s proprietary Utah Statewide Central Pawn Database. This database is under the purview of the Division of Consumer Protection and is specifically designed for law

enforcement use as an investigative tool. Officers located approximately 20 individuals with warrants and interviewed them about their pawn history. Most of these individuals admitted to stealing items from retail stores and pawning those items to fund their drug addiction.

27. Additionally, many of these individuals specifically identified using Xtreme Pawn in West Jordan and named "Johnny" specifically as someone they had completed a variety of transactions with.
28. After a review of "Bravo", Xtreme Pawn's inventory software, I identified that John Jones was the top performing sales agent from June 1, 2017 through June 1, 2018. His productivity for the company was listed at \$816,333.68.
29. After a review of the Department of Commerce website, John Michael Jones was not listed as a principal or owner of the company.

Kody Lund

30. With respect to Count 3, one of the individual boosters contacted on September 12, 2018 was identified as Kody Lund. During his interview with SAs M. Spilker and S. Eggerman, Kody Lund openly indicated that he had a personal relationship with owners and managers of several pawn shops and that he was aware that the pawn shops regularly dealt in stolen property. Mr. Kody Lund informed me that he was camping with John (referencing the defendant John Michael Jones) once at the sand dunes in Utah and John admitted to him at that time that probably 80% of everything they buy is stolen. Mr. Lund informed me that the pawn shops he went to never asked any questions. Mr. Lund advised that he often went to the Xtreme Pawn store multiple times a day and primarily, but not exclusively dealt with John because John would give him higher value for the merchandise. Kody Lund acknowledged the merchandise sold to the pawn shop was all stolen, either by him or various other drug addicts working with him.
31. I corroborated through a review of the Utah Statewide Central Pawn Database for Kody Lund's pawn activity that he had completed 896 pawn transactions since January 4, 2014 through December 14, 2018 and had completed approximately 232 transactions at the redwood road store alone.
32. Further review of my evidence spreadsheet revealed that of the items recovered during the search warrants, 34 items had been either pawned or sold to Xtreme Pawn.
33. According to records obtained from Bravo software used by Xtreme Pawn, John Jones personally completed 24 transactions that consisted of a total of 63 items. Further, as a supervisor he may approved the transactions for purchasing or lending and had subordinates complete other transactions within their limits.

34. The aggregate retail value of the merchandise sold to Xtreme Pawn West Jordan would be a minimum of \$7,000.00, but more likely exceeding \$15,000.00 over the 48 month time period based on the Bravo “customer loyalty report” I reviewed (however the Utah Statewide Central Pawn Database records show more transactions than I find in the Bravo software).

Tyson Ortiz

35. With respect to Count 4, on approximately April 16, 2019 I met with and interviewed Tyson Phillip Ortiz. He had originally been identified as a top pawner. I located him in the Salt Lake County Jail and conducted an interview with him there. He informed me that he liked to go to Xtreme Pawn because they never asked any questions and would buy anything. He also informed me that the pawn shops would ask him to bring in certain items, like certain types of bullet casings. Tyson Ortiz further explained to me that the pawn shops knew that the stuff he was bringing in was stolen. Tyson further explained that he knew the Manager Johnny, and Johnny never questioned him about what he was bringing in.
36. Tyson Ortiz further explained that from January of 2016 through July of 2017 he was addicted to drugs. I showed him 468 pawn transactions and he agreed that a little less than half of those items were stolen from “brick and mortar” businesses. Tyson explained that he had a relationship with John for over 20 years and that he could take in anything to sell. I reviewed the Utah Statewide Central Pawn Database and found that Tyson Ortiz had completed 279 transaction at the Xtreme Pawn West Jordan location.
37. After reviewing “Bravo”, Xtreme Pawn’s inventory software, I corroborated that John Jones had personally completed two sales transactions and a total of four items pawned by Tyson Ortiz, but his transactions were outside the Bravo window of retention (it only keeps approximately a year of records).
38. Further, I reviewed my evidence sheet and corroborated that Tyson Ortiz had either sold or pawned two items that were recovered during the execution of search warrants at the West Jordan Xtreme Pawn store.
39. Of the two hundred and seventy-nine transactions at the West Jordan store, the retail value was well over \$1,500.00 in just a few transactions.

Shane Alvera

40. With respect to Count 2, On July 17, 2019 I interviewed Shane Alvera at the Salt Lake County Jail in reference to an expensive men’s Breitling wristwatch that he sold to Xtreme Pawn in West Jordan. Shane Alvera was given \$1,400 for the wristwatch. I showed a picture to Shane Alvera of the watch in question. He told me that he found the watch sitting in the street, in the gutter and assumed it fell out of someone’s car. He held onto the watch for a while and then pawned it. He went to the Xtreme Pawn in West Jordan because he is friends with John Jones. Once at the pawn shop John Jones asked Shane Alvera “where did you find

that” and Shane Alvera explained that he found it on the street. Alvera further explained to me that his father, Mike Alvera, was with him when he found the wristwatch.

41. U.C.A. § 13-32a-104 (3) (b) prohibits a pawnshop from accepting lost or mislaid property and requires the pawnshop employee to advise the customer of the requirements of U.C.A. § 77-24a.
42. Shane Alvera explained that he was “pretty sure John takes stolen goods”.
43. SA Russell contacted Mike Alvera and was told by Mike Alvera that the first time he heard the story of the found watch was from a phone call from Shane Alvera regarding the story of the found watch.
44. A review of the Utah Statewide Central Pawn Database revealed that Shane Alvera has completed a total of 108 pawn transactions since May of 2014. A total of 62 of those transactions were completed at Xtreme Pawn in West Jordan. Further, a review of “Bravo”, Xtreme Pawns inventory system revealed that John Jones personally completed 13 transactions for Shane Alvera, for a total of 22 items.
45. I corroborated that Shane Alvera in fact sold the Breitling watch to West Jordan Pawn for \$1400.00 on February 6, 2018, pawn ticket number BT-XP1004834, and that defendant was the store employee who purchased it. The watch was listed for sale at \$5,400.00 when it was seized by law enforcement of June 19, 2018.
46. A review of my evidence spreadsheet revealed two items that were seized at the execution of the search warrants were pawned by Shane Alvera, including the Breitling watch.
47. Contact was made with the true owner of the watch, Preston Christensen who confirmed he did not sell, transfer, or convey the watch and thought it was simply mislaid. He was unaware it had been sold to Xtreme Pawn, West Jordan.

Ashley Nunley

48. With respect to Count 6 on May10, 2019 I interviewed Ashley Nunley at the Salt Lake County Jail. A review of her pawn history on the Utah Pawn Database revealed that she had completed 377 total pawn transactions beginning in March of 2014 through June of 2018. Of those transactions 140 of them were at Xtreme Pawn in West Jordan.
49. I then reviewed my evidence spreadsheet for Xtreme Pawn, West Jordan and found that of the items recovered during the search warrants, Ashley Nunley had pawned approximately 14 items. Further during my review of “Bravo” software, I found that Ashley had completed 33 transactions with John Michael Jones. These 33 transactions consisted of a total of 74 individual items.

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50. During my interview with Ashley Nunley she explained that she has not been employed for over a year, and sporadically employed prior to that.
51. Ashley informed me that based on her pawn history, she had pawned or sold multiple gift cards also known as in-store credit. Ashley further stated that she would steal items and return them for an in-store credit card. She was told by John that if she brought a receipt with the card, he would buy them from her.
52. Ashley further explained to me that on occasion John directed the younger employees go to retail outlet stores and switch out her cards for other merchandise and bring those items back for her to pawn.
53. Ashley further explained to me that John, and other employees at Xtreme Pawn in West Jordan knew the property she was bringing in was stolen. She further explained that the employees at this store would remove the store stickers showing what store previously had possession of the item. I have reviewed numerous pawn tickets generated from Xtreme Pawn West Jordan and have ascertained no reference to the store stickers on the pawn tickets in violation of U.C.A. § 13-32a-104 (h) (iii).
54. Ashley further explained that there were items where she went to Xtreme Pawn in West Jordan a few items a day with product or in store credit cards. Sometimes as many as three times a day.
55. Ashley further explained that of her 377 pawn transactions, about 75% of those items she had stolen and she had no property rights to these items when she pawned it. For the gift cards she had pawned or sold to pawn shops she estimated that 95% of those she had committed a refund fraud to get the gift card.
56. Ashley further explained that John Jones knew the items she was bringing in were stolen. She explained that John would tell her exactly what type of gift card to get from Dicks Sporting Goods. She also frequently stole vacuums from Target and other retailers. Defendant would also ask Ashley how many more vacuums she could get.
57. I asked Ashley if John knew she was addicted to drugs. Ashley told me that she had open conversations with John about her being addicted to drugs. She also explained that every time she completed a pawn or sell transaction at Xtreme West Jordan she was under the influence of drugs.
58. Ashley informed me that she instantly bought drugs with the proceeds from her pawn transactions.
59. The aggregate retail value of the stolen property Ashley Nunley sold to West Jordan Pawn exceeded \$5,000.00 at a minimum and it is likely much more. (her Bravo customer loyalty report shows \$9,020.50 was received from the store).

Sarah Glenn

60. With respect to Count 5, on September 12th, 2018 Sarah Glenn was contacted by officers due to her high volume of pawn transactions. After a review of the Utah Statewide Pawn Database, I determined that Sarah Glenn had completed 272 pawn transactions beginning in May of 2016 and her last transaction was in July of 2017. Of these 272 pawn transactions approximately 143 of them were at Xtreme Pawn in West Jordan.
61. Further review of “Bravo” showed that John Jones had personally completed two transactions for a total of three items, within the Bravo lookback period (it only keeps the last 12 months).
62. Sarah admitted to previously being addicted to heroin and would pawn, or sell, items to pawn shops in order to fund her heroin habit. Sarah further explained that she primarily dealt with “Johnny”. She further explained that he made the “calls” as to what he would purchase and for how much, and “never turned” them away. “Johnny” would also tell Sarah what else he would be willing to buy from her.
63. On April 12, 2019 I conducted a follow up interview with Sarah Glenn at her home in Taylorsville Utah. Also present for this interview was her father, Gordon Glenn.
64. Gordon Glenn informed me that “Johnny” had called him a time or two to tell him that Sarah had pawned some of his items. Gordon Glenn went to the pawn shop to purchase his items back. He had purchased a bicycle, TV’s, carpet cleaner, and guitars back from Xtreme Pawn in West Jordan.
65. Gordon Glenn explained that he went approximately three time to purchase his items back from Xtreme Pawn. Sarah and Gordon Glenn went together to buy their personal items back because the pawn loan was under Sarah’s name.
66. Sarah further explained that everything she pawned was stolen the same day and immediately pawned. She further stated that all the money she received from the pawn shops was used to buy drugs.
67. The aggregate retail it is value of the property Sarah pawned to West Jordan Pawn exceeded \$1,500.00 and likely much more.

Brent Mortensen

68. On September 13, 2018 I met with Brent Mortensen. He was identified as a top booster and detained as part of this operation. He was arrested for his outstanding warrants. Brent informed me that he had stolen from Home Depot and took items to Xtreme Pawn in West

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Jordan. He further explained that he dealt with “Johnnie” while completing his pawn transactions.

69. Brent further explained that while completing transactions at Xtreme Pawn in West Jordan, he was told what type of items would get him the most money. He was told to bring Milwaukee and Bosch products. He further explained that “Johnnie” was the main person he dealt with during his transactions.
70. I reviewed Brent Mortensen’s pawn history and found that he had completed approximately 1,258 pawn transactions beginning in February of 2014 and ending in April of 2019. I found that he had completed 110 transactions at the Xtreme Pawn in West Jordan and that defendant John Jones had personally completed 27 of those transactions for a total of 37 items.
71. I reviewed the evidence spreadsheet and found that 10 items had been recovered during the execution of the search warrant.
72. With respect to Count 1, John Michael Jones did in the County of Salt Lake, State of Utah as a person employed by or associated with an enterprise, to wit: PMSC Inc., d/b/a Xtreme Pawn, intentionally, knowingly, or recklessly conduct or participate, either directly or indirectly, in the conduct of said enterprise’s affairs through a pattern of unlawful activity, specifically as manager of West Jordan Xtreme Pawn directly receiving stolen merchandise or supervising subordinates in the receiving of stolen merchandise, on more than three occasions, including but not limited to the incidents specified above, commencing with three undercover sting operations done in July, 2015 by Utah County Major Crimes Task Force, wherein “spider-wire” security devices were removed by defendant or removed by his subordinates in his presence, and continuing to procure stolen property up through at least the raid by Utah Attorney General’s Office on June 19, 2018 and did so acting in concert with two or more persons, specifically PMSC Inc., employees of West Jordan Pawn, Kody Lund, Tyson Ortiz, Sarah Glenn, Ashley Nunley, Brent Mortensen, Shane Alvera and numerous other unspecified boosters, knowing said property was stolen, or believing it was probably stolen where the merchandise was new-in-the-box and sold at markedly less than retail value, secreted in back rooms of the pawn shop, purchased no questions asked and routinely failed to comply with Utah Statewide Central Pawn Database requirements.
73. With respect to Count 8 the defendant acted in concert with boosters Kody Lund, Tyson Ortiz, Sarah Glenn, Ashley Nunley, Brent Mortensen, and others, including subordinate employees to deprive various retail stores of their property by procuring same, concealing it in back rooms, marketing same online, and omitting required information from the Utah Statewide Central Pawn Database as well as allowing the boosters to execute false statements of ownership.

The Defendant is, therefore, subject to enhanced penalties.

Pursuant to Utah Code Ann. § 78B-18a-106 (2018), I declare under criminal penalty under the law of Utah that the foregoing is true and correct.

Signed on the 1st day of August, 2019, at Salt Lake County, Utah.

C. Walden:

/s/ C. Walden_____

Approved and reviewed by:

SEAN D. REYES
Utah Attorney General

/s/ Steven A. Wuthrich
STEVEN A. WUTHRICH
Assistant Attorney General
DATED this 1st day of August, 2019