

1 ADAM PAUL LAXALT
Attorney General
2 RONDA CLIFTON
Senior Deputy Attorney General
3 Nevada State Bar No. 4733
5420 Kietzke Lane, Suite 202
4 Reno, Nevada 89511
Telephone: (775) 687-2108
5 rclifton@ag.nv.gov

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DEXTER THOMAS
RENO JUSTICE COURT
BY N. Ayala
DEPUTY

6 Attorney for Plaintiff

7 IN THE JUSTICE COURT OF RENO TOWNSHIP

8 IN AND FOR THE COUNTY OF WASHOE, STATE OF NEVADA

9 STATE OF NEVADA,

10 Plaintiff,

11 v.

12 YOHANNES HABTEMICHAEL,

13 Defendant.

RCR 2016 089728

) Case No.

) Dept. No. 4

14 **CRIMINAL COMPLAINT**

15 The State of Nevada, by and through ADAM PAUL LAXALT, Attorney General, and RONDA
16 CLIFTON, Senior Deputy Attorney General, complains and charges, upon her knowledge, information
17 and/or belief, YOHANNES HABTEMICHAEL, the above-named defendant, with having committed the
18 offenses of EXPLOITATION OF AN OLDER PERSON, in violation of NRS 200.5092(3)(b), NRS
19 200.5092(6), and NRS 200.5099(3)(c); THEFT, in violation of NRS 205.0832(1)(b) and NRS
20 205.0835(4); and EMBEZZLEMENT, in violation of NRS 205.300, enhanced by CERTAIN CRIMES
21 COMMITTED AGAINST PERSON 60 YEARS OF AGE OR OLDER, pursuant to NRS 193.167(1)(h),
22 within Washoe County, State of Nevada, committed as follows:

23 **COUNT I**

EXPLOITATION OF AN OLDER PERSON

24 **Category "B" Felony - NRS 200.5092(3)(b), NRS 200.5092(6), and NRS 200.5099(3)(c)**

25 That the said defendant, YOHANNES HABTEMICHAEL, within Washoe County, State of Nevada,
26 on or about August 19, 2014, to on or about November 30, 2015, did knowingly and unlawfully, after
27 having been appointed as guardian of a person over 60 years of age, exploit that person by converting
28 money, assets and/or property with a value of over \$5,000, with the intention of permanently

1 depriving the older person of the ownership, use, benefit or possession of his money, assets or property, in
2 the following manner:

3 YOHANNES HABTEMICAEL was appointed guardian of the estate and person of Tewolde
4 Habtemicael, a person over the age of 60 years at the time the offense was committed, for the purpose of
5 providing for his care. Subsequently, YOHANNES HABTEMICAEL converted and/or used over \$5,000
6 from the estate and/or person of Tewolde Habtemicael for his personal use and not for the purpose of
7 providing for the care of Tewolde Habtemicael, with the intention of permanently depriving Tewolde
8 Habtemicael of the ownership, use, benefit or possession of said money, assets or property.

9 **COUNT II**
10 **THEFT**

11 **Category "B" Felony - NRS 205.0832(1)(b) and NRS 205.0835(4)**

12 That the said defendant, YOHANNES HABTEMICAEL, within Washoe County, State of Nevada,
13 on or about August 19, 2014, to on or about November 30, 2015, did knowingly, unlawfully, and without
14 lawful authority, convert or use the property of Tewolde Habtemicael while said property was entrusted or
15 placed in his possession for a limited use, said property valued in excess of \$3,500, in the following manner:

16 YOHANNES HABTEMICAEL was entrusted with money as the guardian of the estate and/or
17 person of Tewolde Habtemicael, for the limited purpose of providing for the care of Tewolde Habtemicael.
18 YOHANNES HABTEMICAEL converted and/or used over \$5,000 of said money for his own personal
19 expenses.

20 **COUNT III**
21 **EMBEZZLEMENT OF AN OLDER PERSON**

22 **Category "B" Felony - NRS 205.300 and NRS 193.167(1)(H)**

23 Defendant YOHANNES HABTEMICAEL, from on or about August 19, 2014, to on or about
24 November 30, 2015, within the County of Washoe, State of Nevada, did knowingly, willfully and
25 unlawfully, as a person with whom money has been entrusted, as a guardian of a ward, who was over 60
26 years of age, did use money in a manner that was different than the purpose for which it was entrusted, said
27 property valued in excess of \$3,500, in the following manner: YOHANNES HABTEMICAEL, as an
28 appointed guardian of his father, Tewolde Habtemicael, a man over the age of 60, was entrusted to use
funds for the benefit of Tewolde Habtemicael. YOHANNES HABTEMICAEL used and/or appropriated
over \$5,000 for other purposes that did not benefit Tewolde Habtemicael.

1 All of which is contrary to the form, force and effect of the statutes in such cases made and
2 provided, and against the peace and dignity of the State of Nevada.

3 WHEREFORE, the undersigned complainant requests that a Warrant be issued so that defendant
4 may be hailed into Court and answer to the charges according to law.

5 Said Complainant makes this declaration under penalty of perjury.

6 **AFFIRMATION PURSUANT TO NRS 239B.030**

7 The undersigned does hereby affirm that the preceding document, CRIMINAL COMPLAINT,
8 filed in Reno Township Justice Court, State of Nevada v. Yohannes Habtemicael, does not contain the
9 social security number of any person.

10 DATED this 14th day of December, 2016.

11 ADAM PAUL LAXALT
12 Attorney General

13 By: 

14 RONDA CLIFTON
15 Senior Deputy Attorney General
16 Fraud Unit

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\$5,000.00 Cash only