

# AZ ATTY GENERAL

**Turndown/Decline**       **Further/Follow-up Request**  
 **POST-FILING Further/Follow-up Request**

Attorney Assigned: Scott Blake

Phone No.: (602) 542-8434

Case Agent: Detective Jeff Brown

Agency: Arizona Department of Public Safety

Agency Address: 2102 W. Encanto Blvd, Phoenix,  
Arizona 85009

Departmental Report #: AZ1500009726

LF# or CRP#: P0022015001469

Suspect(s): Norman Wade

Charges: Fraudulent Schemes and Artifices  
False Swearing

Fraudulent Schemes and Practices

## (REQUIRED)

Reasons for **TURNDOWN:**

**FURTHER:**

Code#6113

Code # \_\_\_\_\_

Code#6151

Code # \_\_\_\_\_

(See Code #'s on Reverse)

Deadline Date: \_\_\_\_\_

VICTIMS' RIGHTS COMPLIANCE:  YES       NO       NOT A VICTIM CASE

### *Additional Comments:*

Upon reviewing the provided reports it is unlikely that the State would be able to prove beyond a reasonable doubt that the Suspect made intentional material misrepresentations/omissions on his employment application with the Maricopa County Office of the Medical Examiners (MCOME). On April 5, 1999 the Suspect indicated on his employment application that he had not been convicted of a crime(s) other than a minor traffic violation. Even though the Suspect indicated this on his employment application he had in fact recent felony convictions from California. The materiality of the statement made on the employment application is placed into question because it appears MCOME was already aware of this information. According to an interview conducted during the course of the investigation with Dr. Keen who was involved in the hiring process of the Suspect he indicated that he knew the Suspect had dealt with legal issues in California and believed at the time the Suspect was hired all his legal issues were cleared up. When asked specifically about the Suspect not providing this information on the application Dr. Keen indicated based upon the facts of the convictions he still may have hired him for the position of Laboratory Director. Additionally, it appears that as part of the hiring process MCOME requested a background check and received information pertaining to his previous arrest in California. MCOME did not terminate the Suspect's employment at that time. Once this information was received, MCOME would have had notice of any potential misstatements/omissions on the employment application and this would have triggered the seven (7) year statute of limitations. The Suspect when interviewed during the course of this investigation indicated at the time he filled out the application he believed that he was not required to

disclose his prior felony because it had been expunged by a California court and his past legal issues were discussed during the hiring process.

**PROPERTY RELEASE (REQUIRED)**

DO NOT RELEASE       RELEASE ALL PROPERTY       RELEASE ALL PROPERTY,

EXCEPT: \_\_\_\_\_

PROPERTY RELEASE DATE:  
August 12, 2016

BY: AM 11/16/2016  
Attorney Signature/Date

\_\_\_\_\_  
Section Chief/Date

Platt 11/16/2016  
Division Chief/Date

**NO CASE CLOSE-OUT IS NECESSARY**

(Copy to yellow paper)

Closed in LF by: Maria Ramirez

DATE: 8/15/16

#5257053