

IN THE COURT OF COMMON PLEAS, PIKE COUNTY, OHIO

STATE OF OHIO
Plaintiff

CASE NO. 2018-CR-000159

vs

FREDERICKA CAROL WAGNER
Defendant.

JUDGE RANDY D. DEERING

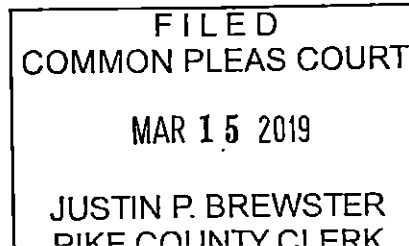
MOTION TO DISMISS INDICTMENT

Defendant, through counsel, hereby moves this Court, pursuant to Crim. R. 12(C), to issue an Order dismissing Count 1 of the Indictment in the above-captioned case, charging Ms. Fredericka Carol Wagner ("Fredericka") with the offense of OBSTRUCTING JUSTICE, R.C. §2921.32(A)(5), a felony of the fifth degree, and Count 2 of the Indictment in the above-captioned case, charging her with the offense of PERJURY, R.C. §2921.11(A), a felony of the third degree, for the reason that both these statutes are inapplicable to Fredericka under the facts of this case.

The sole basis for both the Obstruction of Justice charge (Count 1) and the Perjury charge (Count 2) was Fredericka's July 24, 2018, testimony to a Pike County investigative Grand Jury. She testified that:

- 1) She *personally purchased* two bulletproof vests seized from her house by agents from the Ohio Bureau of Criminal Investigation (BCI);
- 2) She purchased the two bulletproof vests *after* the Rhoden homicides; and
- 3) She *guessed and thought* that she bought them from Amazon.

Dismissal is sought because the prosecutors made several false assumptions about the bulletproof vests, and then presented erroneous information to the indicting grand jury. The



irrefutable facts known by both the State and the defense do not support a violation of the Obstructing Justice and Perjury statutes.

First, the prosecutors falsely believed the bulletproof vests were purchased before the Rhoden homicides. Both sides now know that is not true. They were in fact purchased on May 7, 2016, fifteen (15) days after the date of the Rhoden homicides.

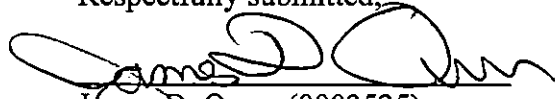
Second, the prosecutors falsely believed the vests were used in the Rhoden homicides. Irrefutable evidence now proves that not to be true.

Third, the prosecutors falsely believed Fredericka did not purchase the bulletproof vests online. Once again irrefutable evidence now proves that she did, although she bought them from eBay not Amazon.

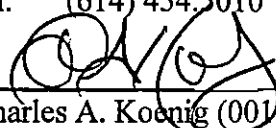
The Obstructing Justice and Perjury statutes are inapplicable to Fredericka under the irrefutable facts now known to be true in this case.

This motion is more fully explained in the memorandum in support set forth below.

Respectfully submitted,



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MEMORANDUM IN SUPPORT

Procedural Posture

On November 13, 2018, Ms. Fredericka Carol Wagner (“Fredericka”) was indicted by a Pike County, Ohio Grand Jury on two counts. Count 1 alleges she committed the offense of Obstructing Justice, a felony of the fifth degree, in violation of Ohio Revised Code R.C. §2921.05(B). Count 2 alleges she committed the offense of Perjury, a felony of the third degree in violation of R.C. §2921.11(A).

Defendant, through Counsel, is now before the Court seeking an Order dismissing the Indictment pursuant to Crim. R. 12(C) because both counts are defective due to the inapplicability of the Obstructing Justice and Perjury statutes to her under the facts of this case.

Summary of Facts Applicable to the Indictment

On the evening of April 21-22, 2016, the execution-style murder of eight Rhoden family members occurred in Pike County, Ohio. Mass hysteria ensued in the days following the discovery of the killings, culminating with a church press conference by Sheriff Charles Reader on Sunday, April 24th where he warned the citizens of Pike County to “arm yourself.”

On May 7, 2016, Fredericka, then age 74, took the Sheriff’s advice and bought two bulletproof vests online from eBay.

When questioned about her purchase 26 ½ months later by an investigating Grand Jury, Fredericka, then age 76, testified she guessed and thought she bought them from Amazon. When asked specifically she testified “I guess I did.” In a follow up question, she said, “I thought I did.” In fact, although Fredericka did buy the bulletproof vests online, she bought them from eBay, not Amazon. All other portions of her testimony about the bulletproof vests was remarkably accurate.

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On November 13, 2018, a Pike County Grand Jury indicted Fredericka for Obstructing Justice and Perjury in connection with her testimony that she guessed and thought she had purchased the bulletproof vests from Amazon.

The Indictment

The November 13, 2018, Indictment alleges in Count 1 that Fredericka committed the offense of Obstructing Justice on July 24, 2018, by unlawfully communicating “false information” with “purpose to hinder the discovery, apprehension, prosecution, conviction, or punishment” of her son Billy Wagner, and/or daughter-in-law, Angela Wagner, and/or one or both of her two grandsons, Jake and or George.

In Count 2, the Indictment alleges that Fredericka committed the offense of Perjury on July 24, 2018, by making “a false statement under oath” before the Pike County Grand Jury, and that the statement was “material.” R.C. § 2921.11(B) provides that a statement is “material” if it capable of affecting the outcome of the proceeding.

Both Counts allege Fredericka made or communicated false information on July 24, 2018, the date she testified before a special grand jury convened to investigate the April 22, 2016, Rhoden Homicides. On November 14, 2018, the day after Fredericka was indicted, the Special Prosecuting Attorney told the undersigned attorney James D. Owen that there was one alleged false statement common to both Counts, which was testimony by Fredericka given to the investigating grand jury that she purchased the two bulletproof vests found during a search of her residence *after* the Rhoden homicides and *online* from Amazon.

This representation about the specifics of the allegations set forth in the Indictment was later confirmed in a Bill of Particulars filed on January 10, 2019, and orally during the Pretrial Conference held in Fredericka’s case on the record later that day on January 10, 2019, when the

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Special Prosecuting Attorney stipulated on the record there was only a single statement by Fredericka alleged in both Counts of the Indictment to be false, and that was her July 24, 2018, testimony to the investigating Grand Jury regarding her purchase of two bulletproof vests.

Earlier this week, on Monday, March 11, 2019, the State provided the defense for the first time with a copy of eight pages from a transcript of Fredericka's July 24, 2018, Grand Jury Testimony which the State of Ohio asserted in a cover letter contained all "the relevant portions of Ms. [Fredericka] Wagner's testimony [given about the bulletproof vests] when she appeared in front of the grand jury in Pike County on July 14 [sic], 2018." A copy of this cover letter and 8-page excerpt from the transcript of her Grand Jury testimony provided by the prosecution is attached as Exhibit 1.

During her grand jury testimony Fredericka testified she purchased the bulletproof vests *after* the Rhoden homicides. When Fredericka was questioned about where she purchased the bulletproof vests, she testified at page 92, lines 15 – 20, and page 93 lines 1 – 2, as follows:

ATTORNEY CANEPA: Where did you buy them from?

MRS. WAGNER: I ordered that stuff from Amazon.

ATTORNEY CANEPA: You ordered a bulletproof vest through Amazon?

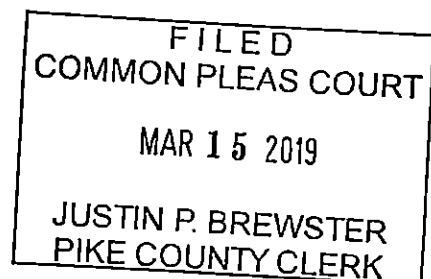
MRS. WAGNER: Yes, I guess I did, I will give you the records, you want it?

ATTORNEY CANEPA: You guess you did, or you did it?

MRS. WAGNER: I thought I did.

(Emphasis added).

It is Fredericka's testimony contained in the 8-page partial transcript that forms the sole basis for the charges set forth in the indictment.



The Rhoden Homicides and Associated Grand Jury Investigation

The Rhoden Homicides

On the night of April 21-22, 2016, eight members of the Rhoden family, Christopher Rhoden Sr., 40; his older brother, Kenneth Rhoden, 44; Christopher Rhoden’s former wife, Dana Lynn Rhoden, 38; their three children, Clarence “Frankie” Rhoden, 20, Hanna Rhoden, 19, and Chris Rhoden Jr., 16; a cousin, Gary Rhoden, 38; and Clarence “Frankie” Rhoden’s fiancée, Hannah Hazel Gilley, 20, were shot and killed execution-style in multiple homes in Pike County, Ohio. The Ohio Attorney General’s Office confirmed the presence of marijuana growth and cockfighting operations at the locations of the Rhoden homicides, but did not confirm a direct connection between that criminal activity and the killings.

The Sheriff Warns Residents to “Arm Themselves”

Mass hysteria quickly emerged in Pike County and surrounding areas as a result of the homicides. On Sunday, April 24, 2016, just two days after the bodies were discovered, Sheriff Charles Reader held a news conference after church, where frightened residents were taking shelter. His advice to the residents of Pike County was simple and straightforward: “Arm yourself. I cannot guarantee that I can be there for 30,000 people.”

Fredericka Wagner Buys Two Bulletproof Vests

Fredericka Wagner took Sheriff Reader’s advice to heart. She believed she had reason to be concerned for her family’s safety because of her family’s close relationship with several Rhoden family members. On May 7, 2016, she purchased two bulletproof vests online. The first was AR500 Body Armor with carrier and side plates purchased and ordered online by Fredericka from Spartan Armor Systems on May 7th, paid by her on her PayPal account on the same date.

The second was a New Israeli Moty Concealable Body Armor Bulletproof Vest, purchased by

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her online on May 7th through eBay, and also paid by her on her PayPal account. The proof of those purchases is set forth below in greater detail.

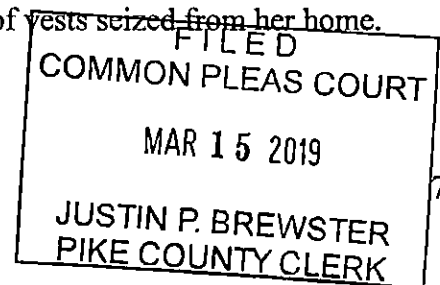
The May 13, 2017, Search of Fredericka Wagner's Residence by BCI Agents and Seizure of the Two Bulletproof Vests Purchased by her on May 7, 2016

On May 13, 2017, agents from the Ohio Bureau of Criminal Investigation (BCI) conducted a search of Fredericka's residence located at 6851 Camp Creek, Lucasville (Pike County), Ohio, and seized, among other things, two bulletproof vests. The BCI Inventory of items seized during the search is attached as Exhibit 2. Page 6 of the BCI Inventory describes Item 27 as a "Tactical vest carrier with metal plates." It describes Item 28 as a "Bullet proof vest with carrier." A photograph taken of these two bulletproof vests by BCI agents at Fredericka's residence on the day of the search is attached as Exhibit 3.

As shown below, BCI Inventory Item 27 is the AR500 Body Armor, which Fredericka purchased and ordered online from Spartan Armor Systems on May 7, 2016. BCI Inventory Item 28 is the New Israeli Moty Concealable Body Armor Bulletproof Vest, which Fredericka also ordered and purchased online on May 7th.

An Investigative Grand Jury is Empaneled

In July of 2018, after a 26-month long law enforcement investigation, at the request of the Pike County Prosecutor and the Special Prosecuting Attorneys from the Office of the Ohio Attorney General, an investigative Grand Jury was empaneled to meet regularly to assist the Pike County Sheriff and BCI in the investigation of the Rhoden Homicides, and to examine evidence collected during the course of the investigation. The Grand Jury remained in session at least until November 13, 2018, when it falsely indicted Fredericka for Obstructing Justice and Perjury based on her July 24, 2018, testimony about the two bulletproof vests seized from her home.



Fredericka Wagner's July 24, 2018, Grand Jury Testimony about the Bulletproof Vests

On July 24, 2018, Fredericka testified before the investigative Grand Jury about the two bulletproof vests purchased by her 26 ½ months earlier and seized from her residence 14 ½ months earlier.

This week, on Monday, March 11, 2019, the State provided the defense for the first time with a copy of eight pages from a transcript of Fredericka's July 24, 2018, Grand Jury Testimony. The testimony provided consists of excerpts taken from a transcript of Fredericka's testimony bearing page numbers 1, 2, 92, 93, 94, 95, 96, and 132. In the State's cover letter, they state that these eight pages contain all "the relevant portions of Ms. [Fredericka] Wagner's testimony [given about the bulletproof vests] when she appeared in front of the grand jury in Pike County on July 14 [sic], 2018."

A copy of the State's cover letter and the 8-page excerpt from the transcript is attached as Exhibit 1.

Fredericka testified, in pertinent part, as follows:

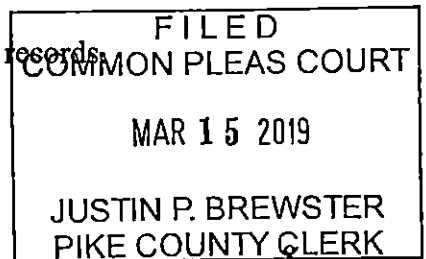
P. 92, L. 3 ATTORNEY CANEPA: Okay, and did you ever see the bullet proof vests,
L. 4 that your son owned?

L. 5 MRS. WAGNER: I ordered all that stuff. All that body armor was my
L. 6 idea, he did not ask for that, and that was purchased after the
L. 7 murder because I was afraid they were going to kill him to. I couldn't
L. 8 get him to wear it. I got it and spent all of that money. I got him the
L. 9 whole thing, wear this Billy so you won't get hurt. And he said I will
L. 10 mom and some of it he did, and some of it he didn't, and BCI took
L. 11 every bit of it. I got him a vest and let's see, what else did I get him,
L. 12 you tell me, I will give you the Amazon records.

L. 13 ATTORNEY CANEPA: No, no you tell me what you purchased.

L. 14 MRS. WAGNER: I can't remember, but I will give you the records.

L. 15 ATTORNEY CANEPA: Where did you buy them from?



L. 16 MRS. WAGNER: I ordered that stuff from Amazon.

L. 17 ATTORNEY CANEPA: You ordered a bullet proof vest through Amazon.

L. 19 MRS. WAGNER: Yes, I guess I did, I will give you the records, you want it?

P. 93, L. 1 ATTORNEY CANEPA: You guess you did, or you did it?

L. 2 MRS. WAGNER: I thought I did.

L. 3 ATTORNEY CANEPA: I ...

L. 4 MRS. WAGNER: It was body armor. It's called body armor.

L. 5 ATTORNEY CANEPA: Okay.

(Transcript portions omitted).

L. 15 ATTORNEY CANEPA: Okay. Uh, did you buy body armor for
L. 16 yourself, or your daughter?

L. 17 MRS. WAGNER: No, Robin wouldn't wear it, she's got a vest she
L. 18 wears, supposed to wear to ride horses, and she won't wear it, and I
L. 19 can't get her to wear her helmet half of the time, and I'm not wearing
L. 20 that stuff, because I don't care if they shoot me.

P. 94, L. 1 ATTORNEY CANEPA: Okay.

(Transcript portions omitted).

L. 4 ATTORNEY CANEPA: And, uh what all kind of body armor did you get him?
L. 5 Like, describe it to me?

L. 6 MRS. WAGNER: Hum, everything I could think of.

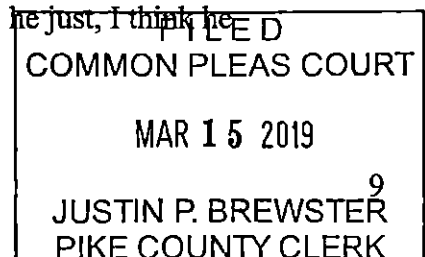
(Transcript portions omitted).

P. 95, L. 3 ATTORNEY CANEPA: Okay, so you bought body armor for Billy
L. 4 because you were afraid, but you didn't buy body armor for Robin.

L. 5 MRS. WAGNER: She wouldn't wear it and I knew it. I asked her ...

L. 6 ATTORNEY CANEPA: But he wouldn't wear it either, as it turns out.

L. 7 MRS. WAGNER: Well he did, he wore it a little bit, he just, I think he
L. 8 was humoring me.



- L. 9 ATTORNEY CANEPA: Okay.
- L. 10 MRS. WAGNER: But that was all my idea, paid for with my account,
 L. 11 my credit card, I have got all of those records, and it was after the
 L. 12 murder, and I will be glad to give them to you.
- L. 13 ATTORNEY CANEPA: How many bullet proof vests did you buy him?
- L. 14 MRS. WAGNER: It could have been two (2), I don't remember. They
 L. 15 were different kinds.
- L. 16 ATTORNEY CANEPA: Okay, why would you buy him two (2) different
 L. 17 kinds?
- L. 18 MRS. WAGNER: If one (1) didn't fit, or he didn't like it, I could send it
 L. 19 back, but I'm not sure I did, but I do that with Robin all the time.
 L. 20 Every time I order jeans or anything for her, I will get two (2) different
- P. 96, L. 1 sizes, and I send back what doesn't fit. That's common for me. I will
 L. 2 give you my Amazon records.
- L. 3 ATTORNEY CANEPA: Okay.

(Emphasis added).

Fredericka Wagner is Indicted

On November 13, 2018, Fredericka was indicted for one count of Obstructing Justice and one count of Perjury based on the State's false belief about Fredericka's testimony to the investigating Grand Jury. As is shown below, it is now known her testimony was an honest description of how and when she purchased the bulletproof vests.

The Two Bulletproof Vests

On May 7, 2016, *15 days after* the Rhoden homicides, Fredericka purchased the two bulletproof vests at issue online. One was AR500 Body Armor purchased and ordered online by Fredericka from Spartan Armor Systems on May 7, 2016. Proof of this purchase is set forth on the PayPal purchase orders attached as Exhibit 4. Pages 2 and 3 show the May 7th payment of \$284.99 by Fredericka to Spartan Armor Systems for the purchase. An online deposition of

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the bulletproof vest purchased by Fredericka from Spartan Armor Systems on May 7, 2016, is attached as Exhibit 5.

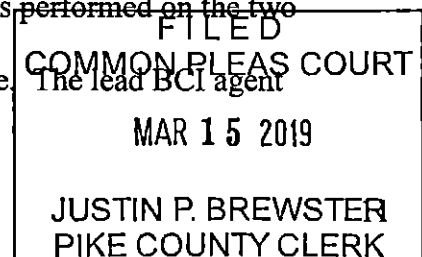
The second bulletproof vest purchased by Fredericka on May 7, 2016, was a New Israeli Moty Concealable Body Armor Bulletproof Vest ordered online by her and purchased for the amount of \$379.99. Evidence of this purchase is also shown on the PayPal purchase orders attached as Exhibit 4. Pages 1 and 2 show the May 7th purchase payment of \$379.99.

Those two bulletproof vests were seized by BCI agents on May 13, 2017. They are shown on page 6 the Inventory of the items seized (Exhibit 2) as BCI Inventory Items 27 and 28. BCI Inventory Item 27 is the Spartan Armor vest with side plates ordered by Fredericka on May 7, 2016. BCI Inventory Item 28 is the Moty Concealable Body Armor also ordered by Fredericka on May 7, 2016. Both are depicted in a photo of the vests taken by BCI agents on the date of the search. (Exhibit 3).

On February 1, 2019, Fredericka's two defense attorneys, James D. Owen and Charles A. Koenig, inspected and photographed the two bulletproof vests at BCI headquarters in London, Ohio in the presence of the Special Prosecuting Attorney and the BCI agent in charge of the investigation.

During the inspection, defense attorney James D. Owen asked the Special Prosecuting Attorney in the presence of the lead BCI agent whether they believed the two vests seized from Fredericka on May 13, 2017, were used in the Rhoden homicides. The answer was "Yes." On February 1, 2019, the State's position was that the bulletproof vests seized were material to their investigation because they believed they were used by the killer or killers.

Mr. Owen then asked whether there were any scientific tests performed on the two bulletproof vests, and, if so, whether they tied the vests to the crime.



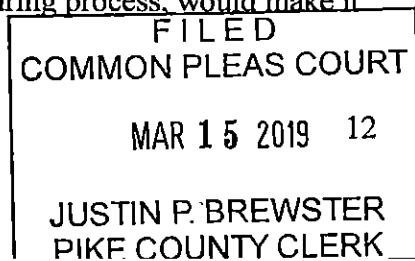
responded that testing was requested and performed but that the results did not connect either vest to the crime.

After inspecting the two vests, Messrs. Owen and Koenig noticed that AR500 Body Armor purchased and ordered online by Fredericka from Spartan Armor Systems (BCI Inventory Item 27) contained a label designating a date of manufacture of 04/29/2016, *seven days after* the Rhoden homicides. Mr. Owen asked both the Special Prosecuting Attorney and the lead BCI agent about the date of manufacture occurring *seven days after* the Rhoden homicides, and received no verbal response, only a shrug from both in response.¹

Mr. Owen then photographed the Spartan Armor Systems bulletproof vest (BCI Inventory Item 27), including the label showing the 04/29/2016 date of manufacture. A copy of those photos is attached as Exhibit 6. Pages 2 and 3 of the PayPal purchase order attached as Exhibit 4 show the May 7th payment of \$284.99 by Fredericka to Spartan Armor Systems for the purchase. It is now beyond dispute that the Spartan Armor bulletproof vest (BCI Inventory Item 27) was manufactured *seven days after* the Rhoden homicides and purchased online by Fredericka *15 days after* the Rhoden homicides.

Messrs. Owen and Koenig also inspected and photographed the second bulletproof vest seized from Fredericka's home on May 13, 2017, the New Israeli Moty Concealable Body Armor Bulletproof Vest. (BCI Inventory Item 28). A copy of those photos is attached as Exhibit 7. The Moty bulletproof vest depicted in Exhibit 6 was purchased by Fredericka online on May 7, 2016, through eBay, and paid by her on her PayPal account. Proof of Fredericka's purchase

¹ Follow-up phone calls made by Fredericka's defense attorneys to Spartan Armor Systems disclosed that the 04/29/2016 date of manufacture is placed on the item on the date the manufacturing process is completed, and that, given their manufacturing process, would make it impossible for the item to be shipped prior to that date.

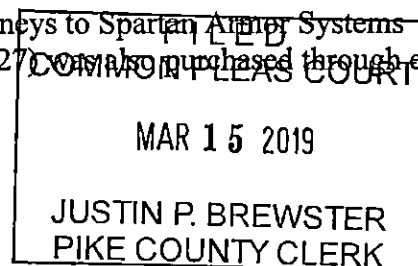


of the Moty bulletproof vest *15 days after* the Rhoden homicides is evidenced in her PayPal account attached as Exhibit 4, pages 1 and 2, and in an eBay confirmation record attached as Exhibit 8.² It is now beyond dispute that the Moty bulletproof vest (BCI Inventory Item 28) was purchased online by Fredericka *15 days after* the Rhoden homicides.

It is beyond dispute that the two bulletproof vests seized from Fredricka's house on May 13, 2017 (BCI Inventory Items 27 and 28), were *not* used in connection with the Rhoden homicides. It is beyond dispute that the Spartan bulletproof vest (BCI Inventory Item 27) was not even manufactured until *seven days after* the Rhoden homicides. It is beyond dispute that Fredericka purchased these two bulletproof vests on May 7, 2016, *15 days after* the Rhoden homicides. It is beyond dispute that she purchased these two bulletproof vests *online* and paid for them online using her PayPal account.

Fredericka was remarkably accurate in her testimony about her purchase of the two bulletproof vests, particularly since it was given more than 26 ½ months after the purchase. The State may point out Fredericka testified she *guessed* and *thought* she bought the items online from Amazon, when in fact she bought them from eBay and paid for them online through PayPal. This is a distinction without a difference. If a person testified today that he bought his wife a red coat for Christmas in 2017, some 26 ½ months ago, and *guessed* and *thought* he paid for it with his Visa, but it turned out he paid for it with his Mastercard, how could that matter? He *guessed* and *thought* wrong, he paid for it with a Mastercard. He still bought her a red coat for Christmas! It simply does not matter for purposes of the Obstructing Justice statute, let alone could it be material for purposes of the Perjury statute.

² Follow-up phone calls made by Fredericka's defense attorneys to Spartan Armor Systems disclosed that the Spartan Armor vest (BCI Inventory Item 27) was also purchased through eBay.



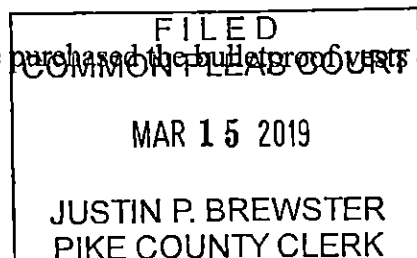
Law and Argument: Crim. R. 12(C) Motion to Dismiss

Crim. R. 12(C) empowers trial courts to rule on “any defense, objection, evidentiary issue, or request that is capable of determination without the trial of the general issue.” Crim. R. 12(C). In conducting this pretrial review, courts may look to “evidence beyond the face of the indictment.” State v. Brady, 119 Ohio St. 3d 375, 2008-Ohio-4493, at ¶18.

In State v. Palmer, 131 Ohio St. 3d 278, 2012-Ohio-580, the Ohio Supreme Court addressed whether a Crim. R. 12(C) motion to dismiss was the proper mechanism to deal with an indictment that was defective due to the inapplicability of the statute at issue to the defendant. In that case, the Court held “[t]he general issue for trial in this context is whether the accused violated the law as set forth in the indictment. Where the law simply does not apply, the trial court is well within its authority to dismiss the indictment before trial. In reaching that determination, the trial court may look beyond the four corners of the indictment.” Palmer, 2012-Ohio-580, at ¶24.

Dismissal of Count 1: Obstructing Justice

Fredericka is charged in Count 1 of the Indictment with Obstructing Justice by violating the provisions of R.C. § 2921.32(A)(5). Section 2921.32(A)(5) prohibits any person from communicating false information to another for the purpose of hindering the discovery, prosecution, conviction, or punishment of another for a crime. Here, Fredericka is accused of communicating “false information” with “purpose to hinder the investigation of her son Billy Wagner, daughter-in-law, Angela Wagner, and/or one or both of her two grandsons, Jake and or George, who were suspects in the Rhoden homicides. However, Fredericka did not communicate any false information that could hinder the investigation. Everything she stated to the investigating Grand Jury was based on her honest recollection of her purchase 26 ½ months earlier. Her statement that she *guessed* and *thought* she purchased the bulletproof vest on

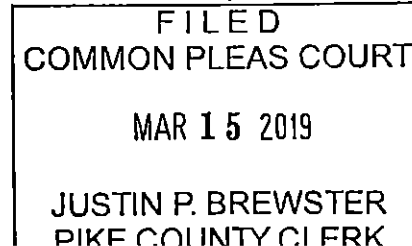


Amazon, when in fact she had purchased them from eBay, is of no consequence. This distinction without a difference could not hinder the investigation of her family members. The Special Prosecutor and BCI agents believed the two bulletproof vests were used in the Rhoden homicides, a belief now proven to be untrue. The fact that Fredericka purchased them *after* the Rhoden homicides could only help her family, regardless of whether she purchased them online from Amazon or eBay. The fact that Fredericka thought she bought the vests online from Amazon when in fact she bought them from eBay can be considered nothing more than the lack of eidetic or photographic memory, and it could not in any way have aided her family in connection with the law enforcement investigation.

The provisions of Ohio's Obstructing Justice statute charged here, R.C. § 2921.32(A)(5), simply does not apply to the facts of this case. Fredericka's testimony that she *guessed* and *thought* she purchased the vests on Amazon when in fact she purchased them on eBay, can be of no consequence in the investigation of her family members for a crime. Here, her lack of a photographic memory about Amazon versus eBay simply could not have an effect in the case.

Dismissal of Count 2: Perjury

Fredericka is charged in Count 2 of the Indictment with Perjury by violating the provisions of R.C. § 2921.11(A). Section 2921.11(A) prohibits any person from knowingly making a false statement under oath that is material. Section 2921.11(B) provides that a false statement is material if it is capable of affecting the outcome of the proceeding. There can be no plausible argument that Frederica knowingly made a false statement, let alone one that was material to the investigation of her family members. There are simply no facts to support that proposition. Whether Fredericka was correct when she *guessed* and *thought* she had purchased the bulletproof vests after the Rhoden homicides online from Amazon (when she had in fact

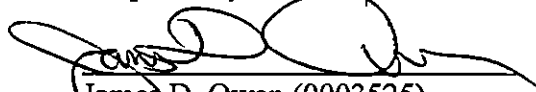


purchased them after the Rhoden homicides online from eBay), cannot and could not have affected the outcome of the grand jury investigation.

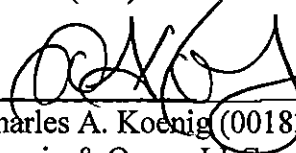
Conclusion

For the reasons set forth in detail above, the Obstructing Justice and Perjury statutes are inapplicable to the undisputed facts of this case. For that reason, Defendant respectfully requests the Court to issue an Order dismissing the Indictment.

Respectfully submitted,



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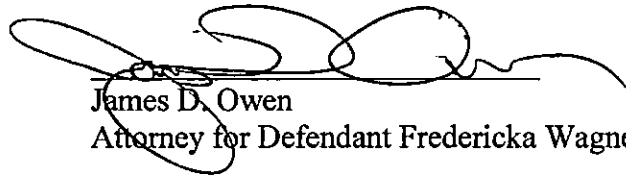
Charles A. Koenig (0018358)
Koenig & Owen, LLC
5354 North High Street, Suite 101
Columbus, Ohio 43214
ckoenig@klattorneys.com
Ph: (614) 454.5010
Fax: (614) 454.5030

Attorneys for Defendant Fredericka Wagner

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MAR 15 2019
JUSTIN P. BREWSTER
PIKE COUNTY CLERK

CERTIFICATE OF SERVICE

The undersigned hereby certifies that the foregoing was sent to Mr. Rob Junk, Pike County, Ohio Prosecuting Attorney at 100 East Second Street, Waverly, Ohio 45690 via e-mail at Rob.Junk@PikeCounty.Oh.gov; and to Ms. Angela Canepa, Pike County, Ohio Special Prosecuting Attorney, 100 East Second Street, Waverly, Ohio 45690 at Angela.Canepa@OhioAttorneyGeneral.gov, this 15th day of March 2019.



James D. Owen
Attorney for Defendant Fredericka Wagner

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JUSTIN P. BREWSTER
PIKE COUNTY CLERK

Wagner, Federicka
Exhibit index

Exhibit 1 - TRANSCRIPT

Partial transcript of Federicka Wagner's grand jury testimony on July 24, 2018, along with cover letter from prosecutor's office on 3/11/19

Exhibit 2 – BCI INVENTORY

5/13/17 – 7-page Inventory prepared by Ohio BCI agents showing, among other things, the 2 bulletproof vests seized during the 5/13/17, raid on and search of Federicka Wagner's residence. (The 2 bulletproof vests are listed on page 6 of the inventory and are tagged as Inventory items 27 and 28).

Exhibit 3 – BCI PHOTOS of 2 VESTS

5/13/17 - Photo of 2 bulletproof vests, tagged as items 27 and 28, seized by Ohio BCI agents during the 5/13/17, raid on and search of Federicka Wagner's residence:

- Item 27 shown on the photo is Spartan Armor, AR500 Body Armor, including side plates and carrier, and,
- Item 28 shown on the photo is New Israeli Moty Concealable Body Armor Bulletproof Vest size 2XL.

Exhibit 4 – PAYPAL RECEIPT

5/7/16 - PayPal purchase orders for the 2 bulletproof vests ordered by Federicka Wagner on 5/7/16, 15 days after the Rhoden homicides.

- Pp 1-2 shows the 5/7/16 purchase of the New Israeli Moty Concealable Body Armor Bulletproof Vest size 2XL (Ohio BCI inventory item 28), and
- Pp. 2-3 shows the 5/7/16 purchase of Spartan Armor Systems AR500 Body Armor, including side plates and carrier (Ohio BCI inventory item 27).

Exhibit 5 – SPARTAN ARMOR VISUAL FROM WEBSITE

Visual depiction of Spartan Armor Systems AR500 Body Armor including side plates and carrier purchased by Federicka Wagner on 5/7/16, 15 days after the Rhoden homicides, and seized by Ohio BCI agents from Federicka Wagner's residence on 5/13/17. (Ohio BCI Inventory item 27).

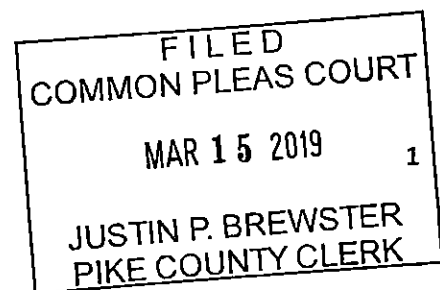


Exhibit 6 – PHOTOS OF SPARTAN

2/1/19 – Five Defense photos taken at the Ohio BCI headquarters by Fredericka Wagner’s defense attorneys of the Spartan Armor Systems AR500 Body Armor, including side plates and carrier, showing a 04/29/16 date of manufacture, produced by the State as Ohio BCI inventory item 27, seized during the 5/13/17, raid on and search of Fredericka Wagner’s residence.

Exhibit 7 – PHOTOS OF MOTY

2/1/19 – Five Defense photos taken at the Ohio BCI headquarters by Fredericka Wagner’s defense attorneys of the New Israeli Moty Concealable Body Armor Bulletproof Vest size 2XL, produced by the State as Ohio BCI inventory item 28, seized during the 5/13/17, raid on and search of Fredericka Wagner’s residence.

Exhibit 8 – MOTY EBAY CONFIRMATION

5/7/16 - Ebay confirmation of Moty Concealable Body Armor Bulletproof Vest size 2XL purchased by Fredericka Wagner on 5/7/16, 15 days after the Rhoden homicides, and seized by Ohio BCI agents from Fredericka Wagner’s residence on 5/13/17. (Ohio BCI Inventory item 28).

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PIKE COUNTY CLERK



DAVE YOST
OHIO ATTORNEY GENERAL

Special Prosecutions Section

Office number: 614-629-8340

Fax number: 866-483-1104

150 E. Gay St., 16th Floor
Columbus OH 43215

www.OhioAttorneyGeneral.gov

March 11, 2019

James D. Owen
5354 N. High St.
Columbus, OH 43214

Re: *Fredericka Carol Wagner*
Case No. 2018CR000159

Dear Mr. Owen:

Enclosed please find the State's "**Supplemental Discovery**" being filed in the above-referenced case this date, along with the discovery items specified therein, specifically, approximately eight (8) pages of the relevant portions of Ms. Wagner's testimony when she appeared in front of the grand jury in Pike County on July 14, 2018.

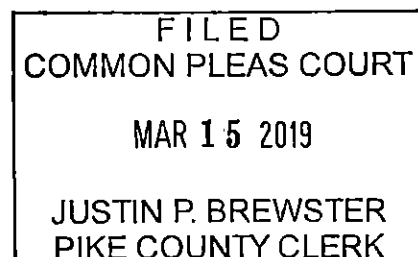
The State will continue its duty of supplementing discovery.

Please do not hesitate to call me with any questions you may have. Thank you for your attention in this matter.

Truly Yours,

Angela R. Canepa
Section Chief
Special Prosecutions Section

Enclosures



1 BE IT REMEMBERED, that on the 14th day of July, 2018, this
2 cause came to be heard on the before the Special Grand Jury of Pike
3 County, Ohio; the following being a full and complete transcript of
4 said testimony of Frederick Wagner on said date.

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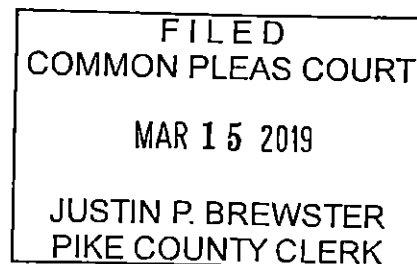
EXHIBIT
1

1 JURY FOREMAN: Mrs. Wagner, raise your right hand please. Do
2 you swear to tell the truth, the whole truth, and nothing but the
3 truth so help you God?
4 MRS. WAGNER: Yes, I do.
5 JURY FOREMAN: Okay, be seated. Thank you.
6 ATTORNEY CANEPA: I am going to turn myself a little toward you so
7 that you can hear me better. Hopefully, if you can't hear me, please
8 let me know. Okay, can you hear me right now?
9 MRS. WAGNER: As long as you are looking at me.
10 ATTORNEY CANEPA: Okay. I will do my best to remember that. Um
11 could you please state your name for the record?
12 MRS. WAGNER: Fredericka Wagner.
13 ATTORNEY CANEPA: Okay, and Mrs. Wagner how old are you?
14 MRS. WAGNER: Seventy-six (76).
15 ATTORNEY CANEPA: Okay. And where do you live?
16 MRS. WAGNER: Camp Creek Road.
17 ATTORNEY CANEPA: Okay. How long have you lived there?
18 MRS. WAGNER: Let's see, we moved to Pike County in 75, we lived
19 over on the other road. We moved there in 1980.
20 ATTORNEY CANEPA: Okay. So almost forty (40) years.

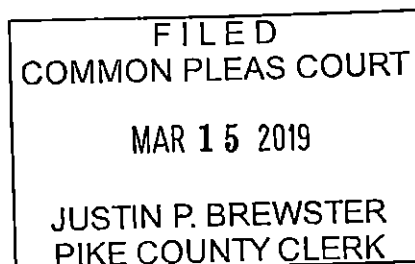
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EXHIBIT
1

- 1 MRS. WAGNER: And I was afraid that if they left it outside
2 somewhere, somebody would steal it.
- 3 ATTORNEY CANEPA: Okay, and did you ever see the bullet proof
4 vests, that your son owned?
- 5 MRS. WAGNER: I ordered all that stuff. All that body armor was my
6 idea, he did not ask for that, and that was purchased after the
7 murder because I was afraid they were going to kill him to. I couldn't
8 get him to wear it. I got it and spent all of that money. I got him the
9 whole thing, wear this Billy so you won't get hurt. And he said I will
10 mom and some of it he did, and some of it he didn't, and BCI took
11 every bit of it. I got him a vest and let's see, what else did I get him,
12 you tell me, I will give you the Amazon records.
- 13 ATTORNEY CANEPA: No, no you tell me what you purchased.
- 14 MRS. WAGNER: I can't remember, but I will give you the records.
- 15 ATTORNEY CANEPA: Where did you buy them from?
- 16 MRS. WAGNER: I ordered that stuff from Amazon.
- 17 ATTORNEY CANEPA: You ordered a bullet proof vest through
18 Amazon.
- 19 MRS. WAGNER: Yes, I guess I did, I will give you the records, you
20 want it?



- 1 ATTORNEY CANEPA: You guess you did, or you did it?
- 2 MRS. WAGNER: I thought I did.
- 3 ATTORNEY CANEPA: I . . .
- 4 MRS. WAGNER: It was body armor. It's called body armor.
- 5 ATTORNEY CANEPA: Okay.
- 6 MRS. WAGNER: I would be happy to, I wish I would have brought
- 7 that, I started to because I figured you were going to ask me about
- 8 that. I wished, I would be glad to give it to you.
- 9 ATTORNEY CANEPA: Okay, when you can, through your Attorney.
- 10 You can give that to me, or you can give it to me directly.
- 11 MRS. WAGNER: I will give it to the Attorney and tell him to be sure
- 12 you get it. I got every bit of it. I printed it all off, you can. I'll tell you
- 13 there is nothing to hide, that was my idea, and that was all
- 14 purchased after the murder because I was terrified for him.
- 15 ATTORNEY CANEPA: Okay. Uh, did you buy body armor for
- 16 yourself, or your daughter?
- 17 MRS. WAGNER: No, Robin wouldn't wear it, she's got a vest she
- 18 wears, supposed to wear to ride horses, and she won't wear it, and I
- 19 can't get her to wear her helmet half of the time, and I'm not wearing
- 20 that stuff, because I don't care if they shoot me.



1 ATTORNEY CANEPA: Okay.

2 MRS. WAGNER: Then maybe somebody will believe me if they shoot
3 me.

4 ATTORNEY CANEPA: And, uh what all kind of body armor did you
5 get him? Like, describe it to me?

6 MRS. WAGNER: Hum, everything I could think of.

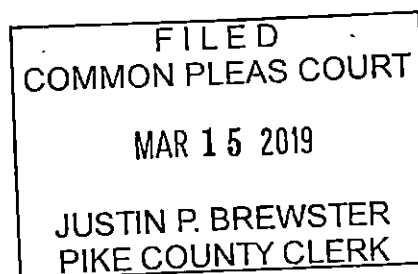
7 ATTORNEY CANEPA: Which is what?

8 MRS. WAGNER: Let's see I got, something,

9 ATTORNEY CANEPA: I don't even know what's out there, you got
10 something for his body, for his chest.

11 MRS. WAGNER: I am going to give you the records. I don't know, I
12 am not going to guess, but I don't know about this stuff, but what it
13 is called, but it went around here, and here, and you know I had stuff
14 for his legs, I did all kinds. You know, it cost about a thousand
15 dollars (\$1,000.00) if I remember right. But I wanted him to be
16 protected. And, you know, at the time I guess I was kind of panic
17 stricken, because I thought so and so was going to come up there
18 and try to kill him. You know, and uh . . .

19 ATTORNEY CANEPA: Well we know if so and so comes up to kill him,
20 he is taking out the whole family, right? I mean, right?



1 MRS. WAGNER: And I care about my daughter, but I'm not afraid of
2 him. I am not afraid of him. Never let your fear overtake your faith.

3 ATTORNEY CANEPA: Okay, so you bought body armor for Billy
4 because you were afraid, but you didn't buy body armor for Robin.

5 MRS. WAGNER: She wouldn't wear it and I knew it. I asked her . . .

6 ATTORNEY CANEPA: But he wouldn't wear it either, as it turns out.

7 MRS. WAGNER: Well he did, he wore it a little bit, he just, I think he
8 was humoring me.

9 ATTORNEY CANEPA: Okay.

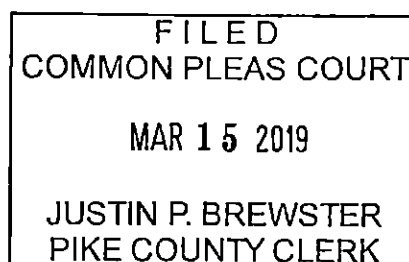
10 MRS. WAGNER: But that was all my idea, paid for with my account,
11 my credit card, I have got all of those records, and it was after the
12 murder, and I will be glad to give them to you.

13 ATTORNEY CANEPA: How many bullet proof vests did you buy him?

14 MRS. WAGNER: It could have been two (2), I don't remember. They
15 were different kinds.

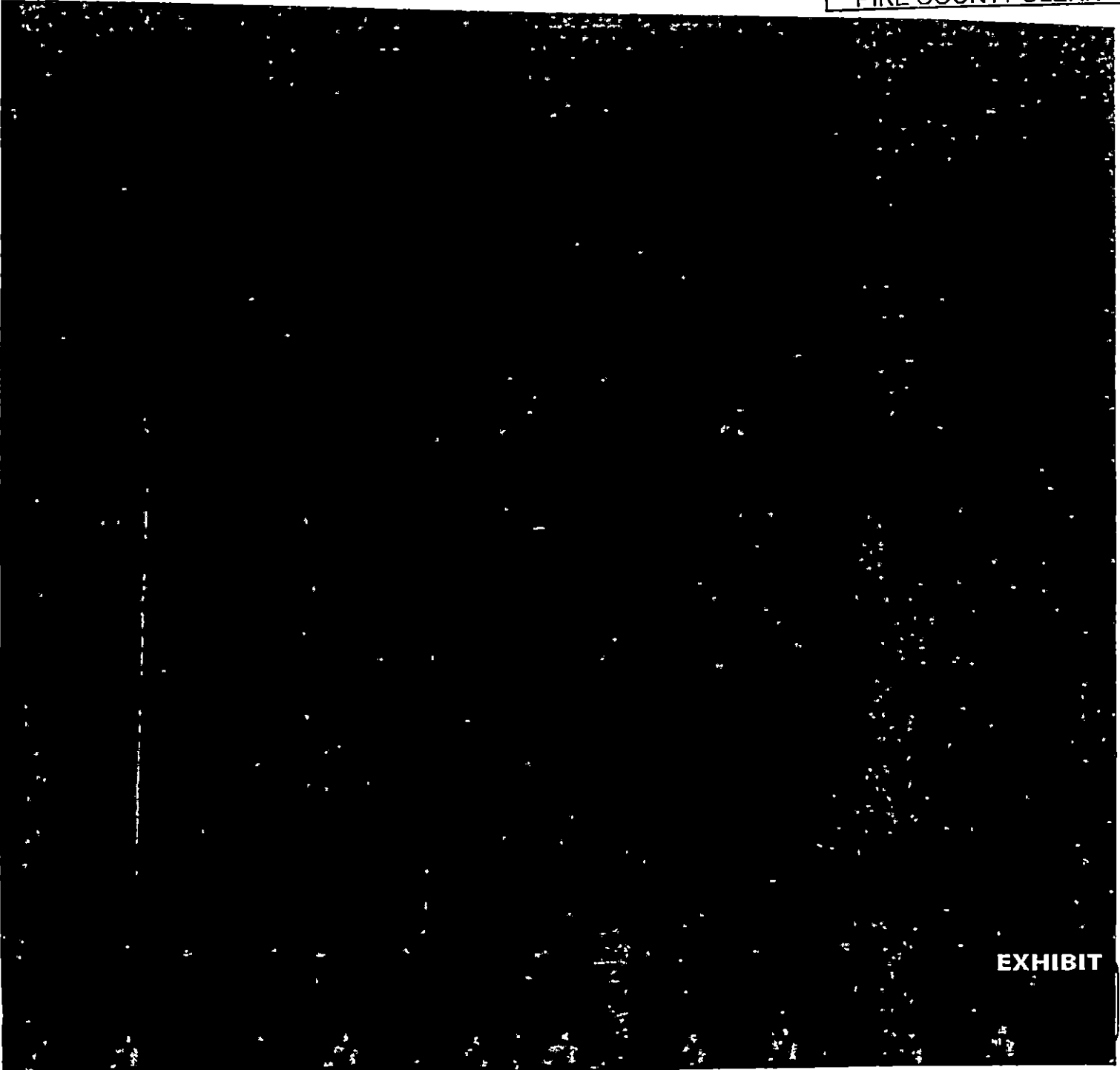
16 ATTORNEY CANEPA: Okay, why would you buy him two (2) different
17 kinds?

18 MRS. WAGNER: If one (1) didn't fit, or he didn't like it, I could send it
19 back, but I'm not sure I did, but I do that with Robin all the time.
20 Every time I order jeans or anything for her, I will get two (2) different



- 1 sizes, and I send back what doesn't fit. That's common for me. I will
- 2 give you my Amazon records.
- 3 ATTORNEY CANEPA: Okay.
- 4 MRS. WAGNER: All of them.

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CERTIFICATE

STATE OF OHIO)
COUNTY OF PIKE) :SS

I, [REDACTED] do hereby certify that I am a Court Reporter for the Common Pleas Court of Pike County, Ohio. I further certify that the foregoing is a true and correct transcript of the hearing held on the date hereinbefore mentioned.



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EVIDENCE LOG FOR CASE #2017-2275

Agency: Ohio BCI
 Prepared by: SA Bryan White
 Date of report: May 16, 2017 10:31 AM
 All times are offset by: GMT -04:00

Case #: 2017-2275
 Case Opened: May 13, 2017 3:02 PM
 Offense: Homicide: Murder & Nonnegligent Manslaughter
 Victim: Rhoden Family
 Witnesses: None
 Suspects: None

Scene #: Scene 1 of 2 scenes
 Address: 6851 Camp Creek, Lucasville, OH, United States

Evidence #	Item Description	Location	Collected By	Date/Time
1	[REDACTED]	Room A	SA Perry Roeser	May 13, 2017 4:19 PM
1.1	[REDACTED]	From item # 1	SA Perry Roeser	May 13, 2017 4:44 PM
2	[REDACTED]	Room A	SA Perry Roeser	May 13, 2017 4:18 PM
2.1	[REDACTED]	From item # 2	SA Perry Roeser	May 13, 2017 4:44 PM
3	[REDACTED]	Room A	SA Perry Roeser	May 13, 2017 4:17 PM
3.1	[REDACTED]	From item # 3	SA Perry Roeser	May 13, 2017 4:44 PM
4	[REDACTED]	Room A	SA Perry Roeser	May 13, 2017 4:05 PM
4.1	[REDACTED]	From item # 4	SA Perry Roeser	May 13, 2017 4:44 PM
5	[REDACTED]	Room A	SA Perry Roeser	May 13, 2017 4:04 PM

Bryan White #107
 Signature

5/13/17
 Date

Item	Released By	Released To	Date/Time
1-5	SA ROESER	BCJ Temp. Evidence	5/13/17

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EVIDENCE LOG FOR CASE #2017-2275

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Evidence #	Item Description	Location	Collected By	Date/Time
5.1	[REDACTED]	From item # 5	SA Perry Roeser	May 13, 2017 4:44 PM
6	[REDACTED]	Room A	SA Perry Roeser	May 13, 2017 4:00 PM
6.1	[REDACTED]	From item # 6	SA Perry Roeser	May 13, 2017 4:44 PM
7	[REDACTED]	Room A	SA Perry Roeser	May 13, 2017 3:59 PM
7.1	[REDACTED]	From item # 7	SA Perry Roeser	May 13, 2017 4:44 PM
8	[REDACTED]	Room A	SA Perry Roeser	May 13, 2017 3:55 PM
8.1	[REDACTED]	From item # 8	SA Perry Roeser	May 13, 2017 4:44 PM
9	[REDACTED]	Room A	SA Perry Roeser	May 13, 2017 4:15 PM
9.1	[REDACTED]	From item # 9	SA Perry Roeser	May 13, 2017 4:44 PM

[Signature] #107
 Signature

5/13/17
 Date

Item	Released By	Released To	Date/Time
5.1 - 9.1	SA Roeser	ICE Temp. Evidence	5/13/17

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Evidence #	Item Description	Location	Collected By	Date/Time
10	[REDACTED]	Room A	SA Perry Roeser	May 13, 2017 4:13 PM
10.1	[REDACTED]	From item 10	SA Perry Roeser	May 13, 2017 4:44 PM
11	[REDACTED]	Room A	SA Perry Roeser	May 13, 2017 4:09 PM
11.1	[REDACTED]	From item # 11	SA Perry Roeser	May 13, 2017 4:44 PM
12	[REDACTED]	Room A	SA Perry Roeser	May 13, 2017 4:07 PM
12.1	[REDACTED]	From item # 12	SA Perry Roeser	May 13, 2017 4:44 PM
13	[REDACTED]	Room A	SA Perry Roeser	May 13, 2017 3:13 PM
13.1	[REDACTED]	From item # 13	SA Perry Roeser	May 13, 2017 4:44 PM
14	[REDACTED]	Room A	SA Perry Roeser	May 13, 2017 3:13 PM

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5/13/17
 Date

Item	Released By	Released To	Date/Time
10-14	SA Roeser	BCS Temp Evidence	5/13/17

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Scene #: Scene 1 of 2 scenes
 Address: 6851 Camp Creek, Lucasville, OH, United States

Evidence #	Item Description	Location	Collected By	Date/Time
14.1	[REDACTED]	From item # 14	SA Perry Roeser	May 13, 2017 4:44 PM
15	[REDACTED]	Room A	SA Perry Roeser	May 13, 2017 3:13 PM
15.1	[REDACTED]	From item # 15	SA Perry Roeser	May 13, 2017 4:44 PM
16	[REDACTED]	Room A	SA Perry Roeser	May 13, 2017 3:13 PM
16.1	[REDACTED]	From item # 16	SA Perry Roeser	May 13, 2017 4:44 PM
17	[REDACTED]	Room A	SA Perry Roeser	May 13, 2017 3:13 PM
17.1	[REDACTED]	From item # 17	SA Perry Roeser	May 13, 2017 4:44 PM
18	[REDACTED]	Room A	SA Perry Roeser	May 13, 2017 3:13 PM
18.1	[REDACTED]	From item # 18	SA Perry Roeser	May 13, 2017 4:44 PM
19	[REDACTED]	Room A	SA Perry Roeser	May 13, 2017 3:13 PM

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5/13/17
 Date

Item	Released By	Released To	Date/Time
14.1 - 19	SA Roeser	DCI Temp. Evidence	5/13/17

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Evidence #	Item Description	Location	Collected By	Date/Time
19.1	[REDACTED]	From item # 19	SA Perry Roeser	May 13, 2017 4:44 PM
20	[REDACTED]	Room A	SA Perry Roeser	May 13, 2017 3:13 PM
20.1	[REDACTED]	From item # 20	SA Perry Roeser	May 13, 2017 4:44 PM
21	[REDACTED]	Room A	SA Perry Roeser	May 13, 2017 3:36 PM
21.1	[REDACTED]	From item # 21	SA Perry Roeser	May 13, 2017 3:36 PM
22	[REDACTED]	Room A	SA Perry Roeser	May 13, 2017 3:13 PM
22.1	[REDACTED]	From item # 22	SA Perry Roeser	May 13, 2017 4:44 PM
23	[REDACTED]	Room J	SA Perry Roeser	May 13, 2017 3:13 PM
24	[REDACTED]	Room J	SA Perry Roeser	May 13, 2017 3:13 PM
25	[REDACTED]	Room J	SA Perry Roeser	May 13, 2017 4:54 PM

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5/16/17
 Date

Item	Released By	Released To	Date/Time
19.1 - 25	SA Roeser	BCI Temp Evidence	5/13/17

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EVIDENCE LOG FOR CASE #2017-2275

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 Witnesses: None
 Suspects: None

Scene #: Scene 1 of 2 scenes
 Address: 6851 Camp Creek, Lucasville, OH, United States

Evidence #	Item Description	Location	Collected By	Date/Time
26	[REDACTED]	Room D	SA Perry Roeser	May 13, 2017 5:13 PM
26.1	[REDACTED]	Room D	SA Perry Roeser	May 13, 2017 5:18 PM
27	Paper Bag containing: Quantity: 1; Description: Tactical vest carrier with metal plates ;	Room D	SA Perry Roeser	May 13, 2017 5:24 PM
28	Paper Bag containing: Quantity: 1; Description: Bullet proof vest with carrier ;	Room D	SA Perry Roeser	May 13, 2017 5:24 PM
29	[REDACTED]	Room D	SA Perry Roeser	May 13, 2017 5:30 PM
30	[REDACTED]	Room D	SA Perry Roeser	May 13, 2017 5:30 PM
31	[REDACTED]	Room D	SA Perry Roeser	May 13, 2017 5:34 PM
32	[REDACTED]	Room D	SA Perry Roeser	May 13, 2017 5:59 PM

[Signature] #107
 Signature

5/13/17
 Date

Item	Released By	Released To	Date/Time
26-32	SA Roeser	DCJ Temp. Evidence	5/13/17

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Case #: 2017-2275
 Case Opened: May 13, 2017 3:02 PM
 Offense: Homicide; Murder & Nonnegligent Manslaughter
 Victim: Rhoden Family
 Witnesses: None
 Suspects: None

Scene #: Scene 2 of 2 scenes
 Address: 6851 Camp Creek Road, Lucasville, OH, United States

Evidence #	Item Description	Location	Collected By	Date/Time
1	[REDACTED]	Next to building #1	SA Bryan White	May 13, 2017 5:54 PM
2	[REDACTED]	Next to building #12	SA Bryan White	May 13, 2017 5:56 PM
3	[REDACTED]	Next to building #12	SA Bryan White	May 13, 2017 5:57 PM

Bryan White #107
 Signature

5/13/17
 Date

Item	Released By	Released To	Date/Time
<i>1-3</i>	<i>SA White</i>	<i>Det. Temp. Evidence</i>	<i>5/13/17</i>

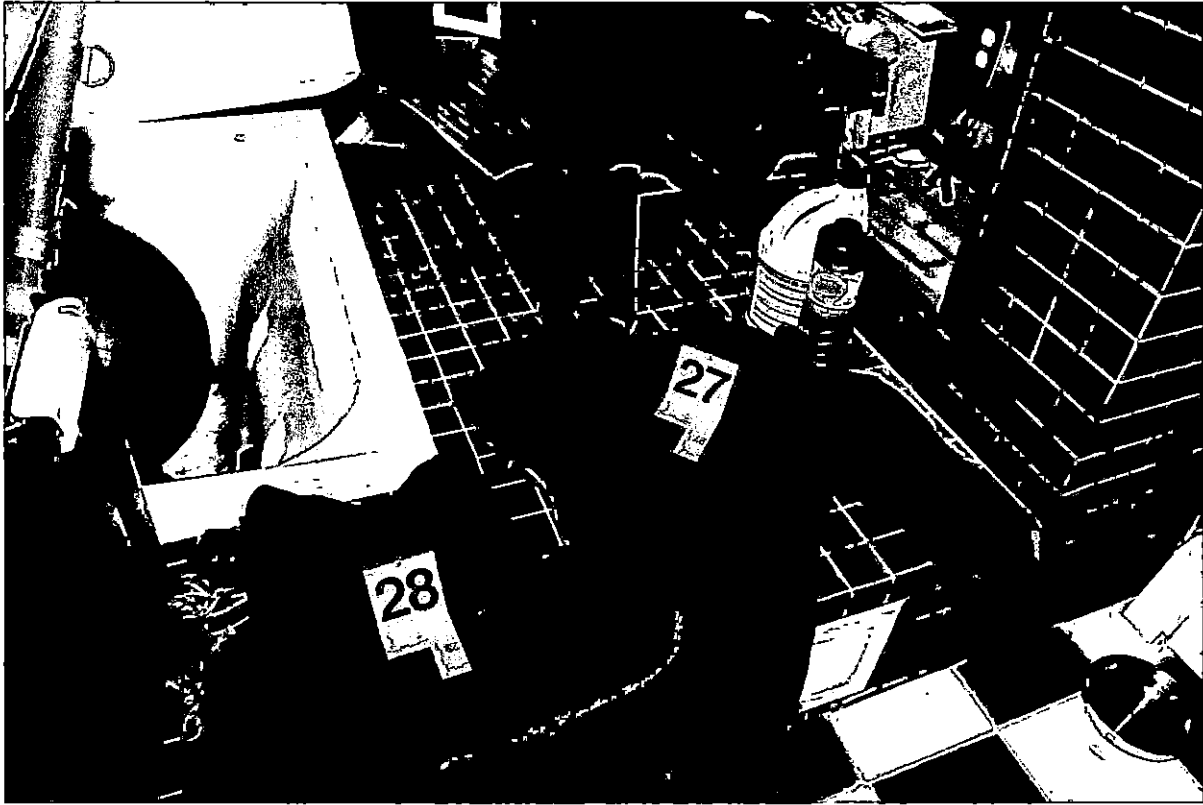
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Dear Fredericka Wagner,

Thank you for contacting PayPal Customer Support. My name is Jhoanie and I am happy to assist you.

Dear Fredericka Wagner,

You've sent a payment of \$43.42USD to Mark Hill

Receipt number: 0218-4453-4940-6269

Payment details

Total	\$43.42USD
Invoice number	N/A
Transaction ID	9E11089BY729004P
Product description	Pocket Shot Stealth, catapult, slingshot, bushcraft, survival, preparedness
Payment Sent	05/07/2016
Payment Type	Goods
Ship to	Fredericka Wagner PO BOX 845 Piketon, OH 45661 USA

~~You received payment~~

~~Dear Fredericka Wagner,~~

~~You've sent a payment of \$379.99USD to Danishevsky/Andrey~~

~~Receipt number: 5563-3106-9892-7606~~

~~Payment details~~

~~(Total) (\$379.99USD)~~

~~(Invoice number) (N/A)~~

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Transaction ID (0EJ57308GP0583921)

Product description (New|Israeli|Mcty|Concealable|Body|Armor|Bulletproof|Vest|NIJ|III|A|size|2XL)

Payment Sent (05/07/2016)

Payment Type (Goods)

Ship to
 (Fredericka|Wagner)
 (PO|BOX|845)
 (Piketon,|OH|45661)
 (USA)

Dear Fredericka Wagner,

You've sent a payment of \$164.99 USD to Daan Industries, Inc

Receipt number: 4708-3201-8389-2826

Payment details

Total \$164.99 USD

Invoice number N/A

Transaction ID OUA27101UD4465042

Product description Mens Scully Leather Western wear Black Suede Leather Jacket Fringe Bead & Bones [Suede Leather,4XL - For Chest 50"

Payment Sent 05/07/2016

Payment Type Goods

Ship to
 Fredericka Wagner
 PO BOX 845
 Piketon, OH 45661
 USA

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~~You sent a payment~~

~~Dear Fredericka Wagner,~~

~~You've sent a payment of \$284.99 USD to Spartan Armor Systems~~

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Receipt number: 1266-9198-4804-3921

Payment details

Total (\$284.99 USD)

Invoice number (N/A)

Transaction ID (5YD32596D34674609)

Product description (AR500 Body/Armor, Front, Back, 6 x 8 Side Plates) (Black Condor Carrier)

Payment Sent (05/07/2016)

Payment Type (Goods)

Ship to (Fredericka Wagner)
(PO BOX 845)
(Piketon, OH 45661)
(USA)

Dear Fredericka Wagner,

You've sent a payment of \$249.00 USD to MotoworldRacing.com

Receipt number: 4624-5317-3762-0015

Payment details

Total \$249.00 USD

Invoice number N/A

Transaction ID 6L027616C8655053V

Product description NEW BELL ROUGE MATTE BLACK HALF MOTORCYCLE HELMET STREET BIKE ALL SIZES DOT [XL]

Payment Sent 05/07/2016

Payment Type Goods

Ship to Fredericka Wagner
PO BOX 845
Piketon, OH 45661
USA

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Questions? Give us a Call: [\(520\) 396-3335 \(tel:520-396-3335\)](tel:520-396-3335)



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SPARTAN ARMOR SYSTEMS

PROTECT WHAT'S YOURS

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★ REVIEWS



SPARTAN ARMOR/CONDOR MOPC PLATE CARRIER AND SPARTAN™ OMEGA™ AR500 BODY ARMOR PLATFORM

221 Reviews

2 Questions \ 2 Answers

When purchasing this package you will receive:

- (1) Condor MOPC Plate Carrier (Black, Coyote Brown, OD Green, Multi-Cam)
- (2) 10x12 Shooters Cut Spartan™ Omega™ AR500 Body Armor Chest/Back Plates, Single Curve, Base Coat
- (2) 6x6 Spartan™ Omega™ AR500 Body Armor Side Plates, Curved, Base Coat

You have the choice of 6x8 side plates, upgrade to Advanced Triple Curved™ ATC™, and upgrade to full coat for fragmentation mitigation on the package.

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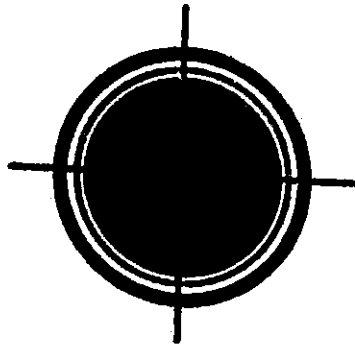
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Spartan Armor Systems
2440 N. Coyote Dr., Suite 1
Tucson, AZ 85717
www.SpartanArmorSystems.com

SPARTAN ARMOR SYSTEMS

Part No: **SAS-AR500-FC-10 X 12**

Date of Mfg: **04/29/2016**

Lot No: **6200525**

Threat Level: **3**

Dept. Issuance Date:

Manufacturer's Declared Limited Warranty Period 5 Years

This model of armor was independently tested at an NIJ-accredited laboratory in accordance with The Target Man's testing protocols against the threat level listed above (per NIJ 0101.06 protocol)

WARNING

This insert is rated **ONLY** for the ballistic threat level stated above. It is not intended to provide protection against sharp-edged or pointed objects. Use in any manner other than intended is void.

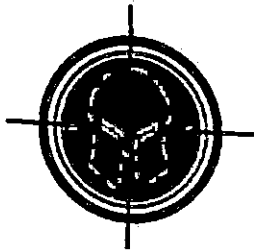
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Spartan Armor Systems
2440 N. Coyote Dr., Suite 130
Tucson, AZ 85745
www.SpartanArmorSystems.com

SPARTAN ARMOR SYSTEMS

Part No: SAS-AR500-FC-10 X 12

Date of Mfg: 04/29/2016

Lot No: 6200525

Level: 3

Dep. Issuance Date:

Manufacturer's Declared Limited Warranty Period 5 Years

This model of armor was independently tested at an NIJ-accredited laboratory in accordance with The Target Man's testing protocols against the threat level listed above (per NIJ 0101.06 protocol)

WARNING

This insert is rated ONLY for the ballistic threat level stated above. It is not intended to provide protection against sharp-edged or pointed objects. Use in any manner other than the intended purpose as a Ballistic Insert will void warranty. Do not use this plate if it has been dropped, chipped, cracked, delaminated or shows any other physical change. Refer to www.spartanarmorsystems.com for other important use and warning notices. Failure to do so may result in serious injury or death.



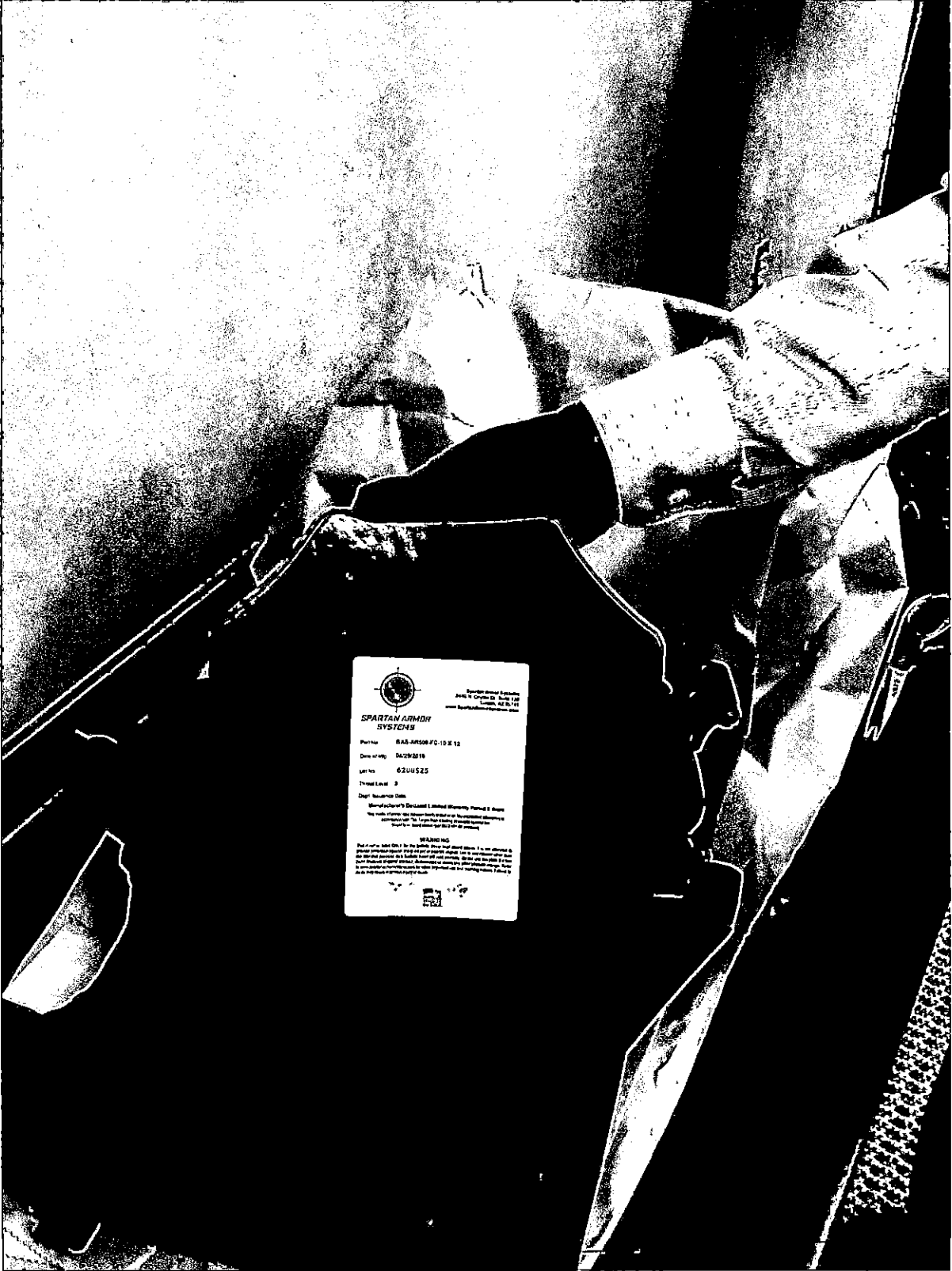
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PERSONAL BODY ARMOR
MODEL: MOTY

Year of manufacture: 2012

BALLISTIC RESISTANCE TABLE

According to NIJ 0101.04 STD

THREAT LEVEL	AMMUNITION Caliber/Bullet type	BULLET WEIGHT Grams	VELOCITY m/s
IIIA	44 Mag. SJHP	240	436
	9 mm FMJ RN	124	436

THE VEST PARTS WHICH ARE COVERED BY
PLATES PROTECTION LEVEL:

WARNING!

This Garment is Rated **ONLY** for the
Ballistic Threat Level Stated Above.
It is **NOT** Intended to Protect Against
Sharp Edged or Pointed Instruments.

CARE AND CLEANING INSTRUCTION :

1. REMOVE THE BALLISTIC PANELS BEFORE CLEANING THE GARMENT.
2. CLEAN THE BALLISTIC PANELS WITH A DAMP BRUSH.
- 2.1 DO NOT USE ANY DETERGENTS !!!
3. GARMENT CAN BE CLEANED BY ANY CONVENTIONAL METHODS.

**** WEAR FACE ****

THIS SIDE TO BE WORN AGAINST BODY!!!

XXL

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HAGOR INDUSTRIES Ltd
MILITARY EQUIPMENT, MANUFACTURING

TEL: (972-3) 9248990 FAX: (972-3) 9243996

MADE IN ISRAEL

PERSONAL BODY ARMOR

MODEL: MOTY

Year of manufacture: 2012

BALLISTIC RESISTANCE TABLE

According to NIJ 0101.04 STD

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THIS SIDE TO BE WORN AGAINST BODY!!!

XXL

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This listing was ended by the seller because the item is no longer available.



Mouse over image to zoom



New Inraol Moty Concealable Body Armor Bulletproof Vest NIJ IIIA size 2XL

Condition: **New**

Quantity: 1 available
1 sold

Price: **US \$320.00**
Approximately
EUR 208.04

Seller Information

europe-brands (1102 ★)

100% Positive Feedback

Save this seller

See other items

Postage: **US \$60.00** (approx. EUR 43.73) Standard
Shipping from outside US | [See details](#)

Buyer to pay: [US \\$60.00](#), [EUR 43.73](#)
Post to: [Worldwide](#) | [See shipping info](#)

Delivery: Estimated within 0-10 working days

Payments: **PayPal** | [See payment information](#)

Returns: **14 days returns, buyer pays return postage** |
[See details](#)

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1/16/2019

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Item number: 151270307788



New Israeli Moly Concealable Body Armor Bulletproof Vest NIJ IIIA size 2XL

Quantity: 1 Available

User ID	Price	Quantity	Date of purchase
****@s)	US \$329.99	1	07-May-16 19:17:15 EST

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