

**IN THE COURT OF COMMON PLEAS
BUTLER COUNTY, OHIO**

STATE OF OHIO

Plaintiff

vs.

ASUNCION AVILA-VILLA

Defendant

CASE NO. CR2009-08-1435

INDICTMENT

FILED BUTLER CO.
COURT OF COMMON PLEAS

AUG 31 2009

GINDY CARPENTER
CLERK OF COURTS

STATE OF OHIO,
COUNTY OF BUTLER, SS:

ONE OF TWO

In the Year 2009

THE JURORS OF THE GRAND JURY OF THE STATE OF OHIO, within and for the body of the County aforesaid, on their oaths, in the name and by the authority of the State of Ohio, do find and present that:

**COUNT ONE
AGGRAVATED MURDER**

On or before August 24, 2009, at Butler County, Ohio, **Asuncion Avila-Villa** did purposely cause the death of Israel Eduardo Santos who is under thirteen years of age at the time of the commission of the offense, which constitutes the offense of **AGGRAVATED MURDER**, a Unclassified Felony, in violation of R.C. §2903.01(C), and against the peace and dignity of the State Of Ohio.

SPECIFICATION 1 TO COUNT ONE: The Grand Jurors further find and specify, pursuant to Revised Code Section 2929.04(A)(9), that **Asuncion Avila-Villa**, in the commission of the aggravated murder, purposefully caused the death of Israel Eduardo Santos who was under thirteen years of age at the time of the commission of the aggravated murder, and **Asuncion Avila-Villa** was the principal offender in the commission of the aggravated murder.

SPECIFICATION 2 TO COUNT ONE: The Grand Jurors further find and specify, pursuant to Revised Code Section 2929.04(A)(3), that the aggravated murder was committed for the purpose of escaping detection, apprehension, trial, or punishment for another offense committed by **Asuncion Avila-Villa**, to wit: Unlawful Sexual Conduct with a Minor.

**COUNT TWO
GROSS ABUSE OF A CORPSE**

On or before August 24, 2009, at Butler County, Ohio, **Asuncion Avila-Villa** did other than as authorized by law, recklessly treat a human corpse in a way that would outrage reasonable community sensibilities, which constitutes the offense of **GROSS ABUSE OF A CORPSE**, a Fifth Degree Felony, in violation of R.C. §2927.01(B), and against the peace and dignity of the State Of Ohio.

FILED
AUG 31 11:00

AUG 31 2009

**COUNT THREE
TAMPERING WITH EVIDENCE**

CINDY CARPENTER
CLERK OF COURTS

On or about August 24, 2009, at Butler County, Ohio, **Asuncion Avila-Villa** did knowing that an official proceeding or investigation is in progress, or is about to be or likely to be instituted, alter destroy, conceal, or remove any record, document, or thing, with purpose to impair its value or availability as evidence in such proceeding or investigation, which constitutes the offense of **TAMPERING WITH EVIDENCE**, a Third Degree Felony, in violation of R.C. §2921.12(A)(1), and against the peace and dignity of the State Of Ohio.

**COUNT FOUR
UNLAWFUL SEXUAL CONDUCT WITH A MINOR**

On or about September, 2008, through November, 2008, at Butler County, Ohio, **Asuncion Avila-Villa** did being eighteen years of age or older, engage in sexual conduct with another, who is not the spouse of the offender, when the offender knows the other person is thirteen years of age or older but less than sixteen years of age, or Asuncion Avila-Villa is reckless in that regard and Asuncion Avila-Villa is ten or more years older than the other person, which constitutes the offense of **UNLAWFUL SEXUAL CONDUCT WITH A MINOR**, a Third Degree Felony, in violation of R.C. §2907.04(A), and against the peace and dignity of the State Of Ohio.

Filed _____

Defendant arraigned, and pleads:

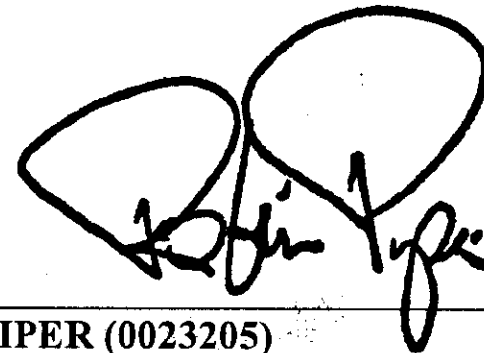
Guilty to this indictment

By _____


**CINDY CARPENTER
CLERK OF COURTS**

By _____

Deputy



**ROBIN N. PIPER (0023205)
PROSECUTING ATTORNEY**

BY 
**JASON PHILLABAUM (0072219)
ASSISTANT PROSECUTING ATTORNEY**

A TRUE BILL


FOREPERSON, GRAND JURY