

IN THE COURT OF COMMON PLEAS  
PIKE COUNTY, OHIO

STATE OF OHIO,  
Plaintiff.

VS.

George Washington Wagner III,  
Defendant.

Case No. 2018 CR 000157

Judge Randy D. Deering

INDICTMENT

The jurors of the Grand Jury of the State of Ohio, within and for the body of the County of Pike, or by some manner enumerated in Section 2901.12 of the Ohio Revised Code whereby proper venue is placed in the County of Pike, on their oaths, in the name and by the authority of the State of Ohio, do find and present that:

COUNT ONE

George Washington Wagner III, on or about the 22<sup>nd</sup> day of April 2016, at the County of Pike, and in the State of Ohio, did unlawfully and purposely, and with prior calculation and design, cause the death of another, to wit: Kenneth Rhoden, in violation of Section 2903.01(A) of the Ohio Revised Code.

Aggravated Murder --- An Unclassified Felony

**SPECIFICATION ONE TO THE FIRST COUNT:** The grand jurors further find and specify that the said George Washington Wagner III had a firearm on or about his person or under his control while committing the said Aggravated Murder, as specified in Section 2941.141 of the Ohio Revised Code.

**SPECIFICATION TWO TO THE FIRST COUNT:** The grand jurors further find and specify that the said George Washington Wagner III had a firearm on or about his person or under his control while committing the said Aggravated Murder, and displayed the firearm, brandished the firearm, indicated that the said George Washington Wagner III possessed the firearm, and/or used it to facilitate the said Aggravated Murder, as specified in Section 2941.145 of the Ohio Revised Code.

**SPECIFICATION THREE TO THE FIRST COUNT:** The grand jurors further find and specify that the said George Washington Wagner III had a firearm that is an automatic firearm or that was equipped with a firearm muffler or suppressor on or about his person or under his control while committing the said Aggravated Murder, as specified in Section 2941.144 of the Ohio Revised Code.

**SPECIFICATION FOUR TO THE FIRST COUNT:** The grand jurors further find and specify that the said George Washington Wagner III committed the said Aggravated Murder for the purpose of escaping detection, apprehension, trial, or punishment for another offense committed by the said George Washington Wagner III, as specified in Section 2941.14/2929.04(A)(3).

**SPECIFICATION FIVE TO THE FIRST COUNT:** The grand jurors further find and specify that the said George Washington Wagner III committed the said Aggravated Murder as a part of a course of conduct involving the purposeful killing of or attempt to kill two or more persons by the said George Washington Wagner III, as specified in Section 2941.14/2929.04(A)(5).

**SPECIFICATION SIX TO THE FIRST COUNT:** The grand jurors further find and specify that the said George Washington Wagner III committed the said Aggravated Murder while the offender was committing, attempting to commit, or fleeing immediately after committing or attempting to commit aggravated murder,

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and either the said **George Washington Wagner III** was the principal offender in the commission of the Aggravated Murder or, if not the principal offender, committed the Aggravated Murder with prior calculation and design, as specified in Section 2941.14/2929.04(A)(7).

### COUNT TWO

**George Washington Wagner III**, on or about the 22<sup>nd</sup> day of April 2016, at the County of Pike, and in the State of Ohio, did unlawfully and purposely, and with prior calculation and design, cause the death of another, to wit: Chris Rhoden, Sr., in violation of Section 2903.01(A) of the Ohio Revised Code.

#### **Aggravated Murder --- An Unclassified Felony**

**SPECIFICATION ONE TO THE SECOND COUNT:** The grand jurors further find and specify that the said **George Washington Wagner III** had a firearm on or about his person or under his control while committing the said Aggravated Murder, as specified in Section 2941.141 of the Ohio Revised Code.

**SPECIFICATION TWO TO THE SECOND COUNT:** The grand jurors further find and specify that the said **George Washington Wagner III** had a firearm on or about his person or under his control while committing the said Aggravated Murder, and displayed the firearm, brandished the firearm, indicated that the said **George Washington Wagner III** possessed the firearm, and/or used it to facilitate the said Aggravated Murder, as specified in Section 2941.145 of the Ohio Revised Code.

**SPECIFICATION THREE TO THE SECOND COUNT:** The grand jurors further find and specify that the said **George Washington Wagner III** had a firearm that is an automatic firearm or that was equipped with a firearm muffler or suppressor on or about his person or under his control while committing the said Aggravated Murder, as specified in Section 2941.144 of the Ohio Revised Code.

**SPECIFICATION FOUR TO THE SECOND COUNT:** The grand jurors further find and specify that the said **George Washington Wagner III** committed the said Aggravated Murder for the purpose of escaping detection, apprehension, trial, or punishment for another offense committed by the said **George Washington Wagner III**, as specified in Section 2941.14/2929.04(A)(3).

**SPECIFICATION FIVE TO THE SECOND COUNT:** The grand jurors further find and specify that the said **George Washington Wagner III** committed the said Aggravated Murder as a part of a course of conduct involving the purposeful killing of or attempt to kill two or more persons by the said **George Washington Wagner III**, as specified in Section 2941.14/2929.04(A)(5).

**SPECIFICATION SIX TO THE SECOND COUNT:** The grand jurors further find and specify that the said **George Washington Wagner III** committed the said Aggravated Murder while the offender was committing, attempting to commit, or fleeing immediately after committing or attempting to commit aggravated burglary, and either the said **George Washington Wagner III** was the principal offender in the commission of the Aggravated Murder or, if not the principal offender, committed the Aggravated Murder with prior calculation and design, as specified in Section 2941.14/2929.04(A)(7).

### COUNT THREE

**George Washington Wagner III**, on or about the 22<sup>nd</sup> day of April 2016, at the County of Pike, and in the State of Ohio, did unlawfully and purposely, and with prior calculation and design, cause the death of another, to wit: Gary Rhoden, in violation of Section 2903.01(A) of the Ohio Revised Code.

#### **Aggravated Murder --- An Unclassified Felony**

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**SPECIFICATION ONE TO THE THIRD COUNT:** The grand jurors further find and specify that the said **George Washington Wagner III** had a firearm on or about his person or under his control while committing the said Aggravated Murder, as specified in Section 2941.141 of the Ohio Revised Code.

**SPECIFICATION TWO TO THE THIRD COUNT:** The grand jurors further find and specify that the said **George Washington Wagner III** had a firearm on or about his person or under his control while committing the said Aggravated Murder, and displayed the firearm, brandished the firearm, indicated that the said **George Washington Wagner III** possessed the firearm, and/or used it to facilitate the said Aggravated Murder, as specified in Section 2941.145 of the Ohio Revised Code.

**SPECIFICATION THREE TO THE THIRD COUNT:** The grand jurors further find and specify that the said **George Washington Wagner III** had a firearm that is an automatic firearm or that was equipped with a firearm muffler or suppressor on or about his person or under his control while committing the said Aggravated Murder, as specified in Section 2941.144 of the Ohio Revised Code.

**SPECIFICATION FOUR TO THE THIRD COUNT:** The grand jurors further find and specify that the said **George Washington Wagner III** committed the said Aggravated Murder for the purpose of escaping detection, apprehension, trial, or punishment for another offense committed by the said **George Washington Wagner III**, as specified in Section 2941.14/2929.04(A)(3).

**SPECIFICATION FIVE TO THE THIRD COUNT:** The grand jurors further find and specify that the said **George Washington Wagner III** committed the said Aggravated Murder as a part of a course of conduct involving the purposeful killing of or attempt to kill two or more persons by the said **George Washington Wagner III**, as specified in Section 2941.14/2929.04(A)(5).

**SPECIFICATION SIX TO THE THIRD COUNT:** The grand jurors further find and specify that the said **George Washington Wagner III** committed the said Aggravated Murder while the offender was committing, attempting to commit, or fleeing immediately after committing or attempting to commit aggravated burglary, and either the said **George Washington Wagner III** was the principal offender in the commission of the Aggravated Murder or, if not the principal offender, committed the Aggravated Murder with prior calculation and design, as specified in Section 2941.14/2929.04(A)(7).

#### COUNT FOUR

**George Washington Wagner III**, on or about the 22<sup>nd</sup> day of April 2016, at the County of Pike, and in the State of Ohio, did unlawfully and purposely, and with prior calculation and design, cause the death of another, to wit: Clarence Franklin Rhoden, in violation of Section 2903.01(A) of the Ohio Revised Code.

#### **Aggravated Murder --- An Unclassified Felony**

**SPECIFICATION ONE TO THE FOURTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner III** had a firearm on or about his person or under his control while committing the said Aggravated Murder, as specified in Section 2941.141 of the Ohio Revised Code.

**SPECIFICATION TWO TO THE FOURTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner III** had a firearm on or about his person or under his control while committing the said Aggravated Murder, and displayed the firearm, brandished the firearm, indicated that the said **George Washington Wagner III** possessed the firearm, and/or used it to facilitate the said Aggravated Murder, as specified in Section 2941.145 of the Ohio Revised Code.

**SPECIFICATION THREE TO THE FOURTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner III** had a firearm that is an automatic firearm or that was equipped with a firearm muffler or suppressor on or about his person or under his control while committing the said Aggravated Murder, as specified in Section 2941.144 of the Ohio Revised Code.

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**SPECIFICATION FOUR TO THE FOURTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner III** committed the said **Aggravated Murder** for the purpose of escaping detection, apprehension, trial, or punishment for another offense committed by the said **George Washington Wagner III**, as specified in Section 2941.14/2929.04(A)(3).

**SPECIFICATION FIVE TO THE FOURTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner III** committed the said **Aggravated Murder** as a part of a course of conduct involving the purposeful killing of or attempt to kill two or more persons by the said **George Washington Wagner III**, as specified in Section 2941.14/2929.04(A)(5).

**SPECIFICATION SIX TO THE FOURTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner III** committed the said **Aggravated Murder** while the offender was committing, attempting to commit, or fleeing immediately after committing or attempting to commit aggravated burglary, and either the said **George Washington Wagner III** was the principal offender in the commission of the **Aggravated Murder** or, if not the principal offender, committed the **Aggravated Murder** with prior calculation and design, as specified in Section 2941.14/2929.04(A)(7).

#### **COUNT FIVE**

**George Washington Wagner III**, on or about the 22<sup>nd</sup> day of April 2016, at the County of Pike, and in the State of Ohio, did unlawfully and purposely, and with prior calculation and design, cause the death of another, to wit: Hannah Hazel Gilley, in violation of Section 2903.01(A) of the Ohio Revised Code.

#### **Aggravated Murder --- An Unclassified Felony**

**SPECIFICATION ONE TO THE FIFTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner III** had a firearm on or about his person or under his control while committing the said **Aggravated Murder**, as specified in Section 2941.141 of the Ohio Revised Code.

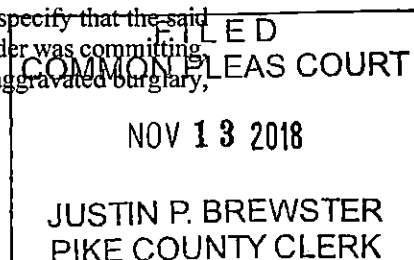
**SPECIFICATION TWO TO THE FIFTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner III** had a firearm on or about his person or under his control while committing the said **Aggravated Murder**, and displayed the firearm, brandished the firearm, indicated that the said **George Washington Wagner III** possessed the firearm, and/or used it to facilitate the said **Aggravated Murder**, as specified in Section 2941.145 of the Ohio Revised Code.

**SPECIFICATION THREE TO THE FIFTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner III** had a firearm that is an automatic firearm or that was equipped with a firearm muffler or suppressor on or about his person or under his control while committing the said **Aggravated Murder**, as specified in Section 2941.144 of the Ohio Revised Code.

**SPECIFICATION FOUR TO THE FIFTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner III** committed the said **Aggravated Murder** for the purpose of escaping detection, apprehension, trial, or punishment for another offense committed by the said **George Washington Wagner III**, as specified in Section 2941.14/2929.04(A)(3).

**SPECIFICATION FIVE TO THE FIFTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner III** committed the said **Aggravated Murder** as a part of a course of conduct involving the purposeful killing of or attempt to kill two or more persons by the said **George Washington Wagner III**, as specified in Section 2941.14/2929.04(A)(5).

**SPECIFICATION SIX TO THE FIFTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner III** committed the said **Aggravated Murder** while the offender was committing, attempting to commit, or fleeing immediately after committing or attempting to commit aggravated burglary,



and either the said **George Washington Wagner III** was the principal offender in the commission of the Aggravated Murder or, if not the principal offender, committed the Aggravated Murder with prior calculation and design, as specified in Section 2941.14/2929.04(A)(7).

**COUNT SIX**

**George Washington Wagner III**, on or about the 22<sup>nd</sup> day of April 2016, at the County of Pike, and in the State of Ohio, did unlawfully and purposely, and with prior calculation and design, cause the death of another, to wit: Dana Rhoden, in violation of Section 2903.01(A) of the Ohio Revised Code.

**Aggravated Murder --- An Unclassified Felony**

**SPECIFICATION ONE TO THE SIXTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner III** had a firearm on or about his person or under his control while committing the said Aggravated Murder, as specified in Section 2941.141 of the Ohio Revised Code.

**SPECIFICATION TWO TO THE SIXTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner III** had a firearm on or about his person or under his control while committing the said Aggravated Murder, and displayed the firearm, brandished the firearm, indicated that the said **George Washington Wagner III** possessed the firearm, and/or used it to facilitate the said Aggravated Murder, as specified in Section 2941.145 of the Ohio Revised Code.

**SPECIFICATION THREE TO THE SIXTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner III** had a firearm that is an automatic firearm or that was equipped with a firearm muffler or suppressor on or about his person or under his control while committing the said Aggravated Murder, as specified in Section 2941.144 of the Ohio Revised Code.

**SPECIFICATION FOUR TO THE SIXTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner III** committed the said Aggravated Murder for the purpose of escaping detection, apprehension, trial, or punishment for another offense committed by the said **George Washington Wagner III**, as specified in Section 2941.14/2929.04(A)(3).

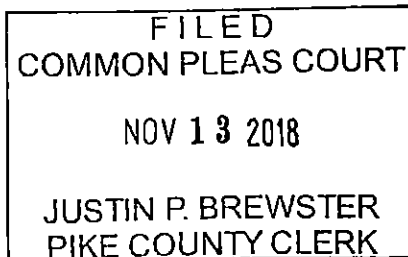
**SPECIFICATION FIVE TO THE SIXTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner III** committed the said Aggravated Murder as a part of a course of conduct involving the purposeful killing of or attempt to kill two or more persons by the said **George Washington Wagner III**, as specified in Section 2941.14/2929.04(A)(5).

**SPECIFICATION SIX TO THE SIXTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner III** committed the said Aggravated Murder while the offender was committing, attempting to commit, or fleeing immediately after committing or attempting to commit aggravated burglary, and either the said **George Washington Wagner III** was the principal offender in the commission of the Aggravated Murder or, if not the principal offender, committed the Aggravated Murder with prior calculation and design, as specified in Section 2941.14/2929.04(A)(7).

**COUNT SEVEN**

**George Washington Wagner III**, on or about the 22<sup>nd</sup> day of April 2016, at the County of Pike, and in the State of Ohio, did unlawfully and purposely, and with prior calculation and design, cause the death of another, to wit: Hanna May Rhoden, in violation of Section 2903.01(A) of the Ohio Revised Code.

**Aggravated Murder --- An Unclassified Felony**



**SPECIFICATION ONE TO THE SEVENTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner III** had a firearm on or about his person or under his control while committing the said Aggravated Murder, as specified in Section 2941.141 of the Ohio Revised Code.

**SPECIFICATION TWO TO THE SEVENTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner III** had a firearm on or about his person or under his control while committing the said Aggravated Murder, and displayed the firearm, brandished the firearm, indicated that the said **George Washington Wagner III** possessed the firearm, and/or used it to facilitate the said Aggravated Murder, as specified in Section 2941.145 of the Ohio Revised Code.

**SPECIFICATION THREE TO THE SEVENTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner III** had a firearm that is an automatic firearm or that was equipped with a firearm muffler or suppressor on or about his person or under his control while committing the said Aggravated Murder, as specified in Section 2941.144 of the Ohio Revised Code.

**SPECIFICATION FOUR TO THE SEVENTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner III** committed the said Aggravated Murder for the purpose of escaping detection, apprehension, trial, or punishment for another offense committed by the said **George Washington Wagner III**, as specified in Section 2941.14/2929.04(A)(3).

**SPECIFICATION FIVE TO THE SEVENTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner III** committed the said Aggravated Murder as a part of a course of conduct involving the purposeful killing of or attempt to kill two or more persons by the said **George Washington Wagner III**, as specified in Section 2941.14/2929.04(A)(5).

**SPECIFICATION SIX TO THE SEVENTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner III** committed the said Aggravated Murder while the offender was committing, attempting to commit, or fleeing immediately after committing or attempting to commit aggravated burglary, and either the said **George Washington Wagner III** was the principal offender in the commission of the Aggravated Murder or, if not the principal offender, committed the Aggravated Murder with prior calculation and design, as specified in Section 2941.14/2929.04(A)(7).

## COUNT EIGHT

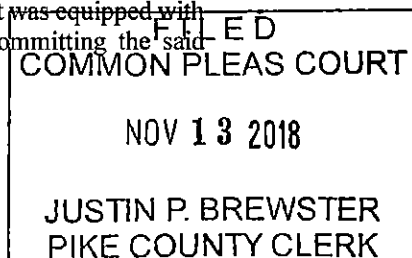
**George Washington Wagner III**, on or about the 22<sup>nd</sup> day of April 2016, at the County of Pike, and in the State of Ohio, did unlawfully and purposely, and with prior calculation and design, cause the death of another, to wit: Christopher Rhoden, Jr., in violation of Section 2903.01(A) of the Ohio Revised Code.

### **Aggravated Murder --- An Unclassified Felony**

**SPECIFICATION ONE TO THE EIGHTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner III** had a firearm on or about his person or under his control while committing the said Aggravated Murder, as specified in Section 2941.141 of the Ohio Revised Code.

**SPECIFICATION TWO TO THE EIGHTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner III** had a firearm on or about his person or under his control while committing the said Aggravated Murder, and displayed the firearm, brandished the firearm, indicated that the said **George Washington Wagner III** possessed the firearm, and/or used it to facilitate the said Aggravated Murder, as specified in Section 2941.145 of the Ohio Revised Code.

**SPECIFICATION THREE TO THE EIGHTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner III** had a firearm that is an automatic firearm or that was equipped with a firearm muffler or suppressor on or about his person or under his control while committing the said Aggravated Murder, as specified in Section 2941.144 of the Ohio Revised Code.



**SPECIFICATION FOUR TO THE EIGHTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner III** committed the said Aggravated Murder for the purpose of escaping detection, apprehension, trial, or punishment for another offense committed by the said **George Washington Wagner III**, as specified in Section 2941.14/2929.04(A)(3).

**SPECIFICATION FIVE TO THE EIGHTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner III** committed the said Aggravated Murder as a part of a course of conduct involving the purposeful killing of or attempt to kill two or more persons by the said **George Washington Wagner III**, as specified in Section 2941.14/2929.04(A)(5).

**SPECIFICATION SIX TO THE EIGHTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner III** committed the said Aggravated Murder while the offender was committing, attempting to commit, or fleeing immediately after committing or attempting to commit aggravated burglary, and either the said **George Washington Wagner III** was the principal offender in the commission of the Aggravated Murder or, if not the principal offender, committed the Aggravated Murder with prior calculation and design, as specified in Section 2941.14/2929.04(A)(7).

### COUNT NINE

**George Washington Wagner III**, on or about the 1st day of January 2016, through the 12<sup>th</sup> day of November, 2018, at the County of Pike, or by some manner enumerated in Section 2901.12 of the Ohio Revised Code whereby proper venue is placed in the County of Pike, and in the State of Ohio, did unlawfully, and with purpose to commit or to promote or facilitate the commission of Aggravated Murder, Murder, and/or Aggravated Burglary, with another person or persons, to wit: Angela Jo Wagner, and/or Edward Jacob Wagner, and/or George Washington Wagner IV and/or any other unidentified and/or unknown individuals, plan or aid in planning the commission of any of the said Aggravated Murders, Murders, and/or Aggravated Burglaries, and/or agree with another person or persons, to wit: Angela Jo Wagner, and/or Edward Jacob Wagner, and/or George Washington Wagner IV, and/or any other unidentified and/or unknown individuals, that one or more of them would engage in conduct that facilitates the commission of any of the said Aggravated Murders, Murders, and/or Aggravated Burglaries, and subsequent to the said **George Washington Wagner III**'s entrance into the conspiracy, a substantial overt act(s) in furtherance of the conspiracy was committed by the said **George Washington Wagner III**, or a person with whom the said **George Washington Wagner III** conspired, including, but not limited to the following overt acts, to wit: making several purchases in the months leading up to the said Aggravated Murders, Murders and/or Aggravated Burglaries, including but not limited to the following items: specific shoes from Walmart, "brass catcher(s)", items with which to build "brass catcher(s)", ammunition, a magazine clip, a "bug" detector, and/or parts to build a "silencer(s), and/or various other items in preparation of these crimes; building a "silencer(s)"; forging documents, including forged custody documents; obtaining and sharing information regarding the victims and their properties, in preparation for these crimes to include their habits and routines, sleeping locations, physical layout of properties, countersurveillance devices present on the properties, including pets; illegal monitoring of various social media accounts; destroying and/or tampering with evidence of the crimes, including but not limited to a video recording device which Edward Jacob Wagner had purchased in March of 2016, a "silencer", video and trail cameras belonging to the victims, and/or phones belonging to some of the victims; moving the body of Christopher Rhoden, Sr., and /or the body of Gary Rhoden; providing false and/or misleading information to the authorities, and/or various other known and unknown overt acts; and/or one of the objects of the conspiracy was aggravated murder, murder, or an offense for which the maximum penalty is imprisonment for life, in violation of Section 2903.01(A)(1) and/or (A)(2)/2903.01(J)(1) of the Ohio Revised Code.

**Conspiracy — A Felony of the First Degree**

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**COUNT TEN**

**George Washington Wagner III**, on or about the 22<sup>nd</sup> day of April 2016, at the County of Pike, and in the State of Ohio, did unlawfully, by force, stealth, or deception, trespass in an occupied structure, to wit: Camper located at 1084 Left Fork Road, Rarden, Ohio, when another person other than an accomplice of the said **George Washington Wagner III** was present, with purpose to commit in the structure any criminal offense, and the said **George Washington Wagner III** inflicted physical harm on another, to wit: Kenneth Rhoden, and/or the said **George Washington Wagner III** had a deadly weapon or dangerous ordnance on or about the said **George Washington Wagner III**'s person, in violation of Section 2911.11(A)(1) and/or (A)(2)/2911.11(B) of the Ohio Revised Code.

**Aggravated Burglary --- A Felony of the First Degree**

**SPECIFICATION ONE TO THE TENTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner III** had a firearm on or about his person or under his control while committing the said Aggravated Burglary, as specified in Section 2941.141 of the Ohio Revised Code.

**SPECIFICATION TWO TO THE TENTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner III** had a firearm on or about his person or under his control while committing the said Aggravated Burglary, and displayed the firearm, brandished the firearm, indicated that the said **George Washington Wagner III** possessed the firearm, and/or used it to facilitate the said Aggravated Burglary, as specified in Section 2941.145 of the Ohio Revised Code.

**SPECIFICATION THREE TO THE TENTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner III** had a firearm that is an automatic firearm or that was equipped with a firearm muffler or suppressor on or about his person or under his control while committing the said Aggravated Burglary, as specified in Section 2941.144 of the Ohio Revised Code.

**COUNT ELEVEN**

**George Washington Wagner III**, on or about the 22<sup>nd</sup> day of April 2016, at the County of Pike, and in the State of Ohio, did unlawfully, by force, stealth, or deception, trespass in an occupied structure, to wit: 4199 Union Hill Road, Piketon, Ohio, when another person other than an accomplice of the said **George Washington Wagner III** was present, with purpose to commit in the structure any criminal offense, and the said **George Washington Wagner III** inflicted physical harm on another, to wit: Clarence Franklin Rhoden and/or Hannah Hazel Gilley, and/or the said **George Washington Wagner III** had a deadly weapon or dangerous ordnance on or about the said **George Washington Wagner III**'s person, in violation of Section 2911.11(A)(1) and/or (A)(2)/2911.11(B) of the Ohio Revised Code.

**Aggravated Burglary -- A Felony of the First Degree**

**SPECIFICATION ONE TO THE ELEVENTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner III** had a firearm on or about his person or under his control while committing the said Aggravated Burglary, as specified in Section 2941.141 of the Ohio Revised Code.

**SPECIFICATION TWO TO THE ELEVENTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner III** had a firearm on or about his person or under his control while committing the said Aggravated Burglary, and displayed the firearm, brandished the firearm, indicated that the said **George Washington Wagner III** possessed the firearm, and/or used it to facilitate the said Aggravated Burglary, as specified in Section 2941.145 of the Ohio Revised Code.

**SPECIFICATION THREE TO THE ELEVENTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner III** had a firearm that is an automatic firearm or that was equipped with

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a firearm muffler or suppressor on or about his person or under his control while committing the said Aggravated Burglary, as specified in Section 2941.144 of the Ohio Revised Code.

**COUNT TWELVE**

**George Washington Wagner III**, on or about the 22<sup>nd</sup> day of April 2016, at the County of Pike, and in the State of Ohio, did unlawfully, by force, stealth, or deception, trespass in an occupied structure, to wit: 4077 Union Hill Road, Piketon, Ohio, when another person other than an accomplice of the said **George Washington Wagner III** was present, with purpose to commit in the structure any criminal offense, and the said **George Washington Wagner III** inflicted physical harm on another, to wit: Christopher Rhoden, Sr., and/or Gary Rhoden, and/or the said **George Washington Wagner III** had a deadly weapon or dangerous ordnance on or about the said **George Washington Wagner III's** person, in violation of Section 2911.11(A)(1) and/or (A)(2)/2911.11(B) of the Ohio Revised Code.

**Aggravated Burglary -- A Felony of the First Degree**

**SPECIFICATION ONE TO THE TWELTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner III** had a firearm on or about his person or under his control while committing the said Aggravated Burglary, as specified in Section 2941.141 of the Ohio Revised Code.

**SPECIFICATION TWO TO THE TWELTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner III** had a firearm on or about his person or under his control while committing the said Aggravated Burglary, and displayed the firearm, brandished the firearm, indicated that the said **George Washington Wagner III** possessed the firearm, and/or used it to facilitate the said Aggravated Burglary, as specified in Section 2941.145 of the Ohio Revised Code.

**SPECIFICATION THREE TO THE TWELTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner III** had a firearm that is an automatic firearm or that was equipped with a firearm muffler or suppressor on or about his person or under his control while committing the said Aggravated Burglary, as specified in Section 2941.144 of the Ohio Revised Code.

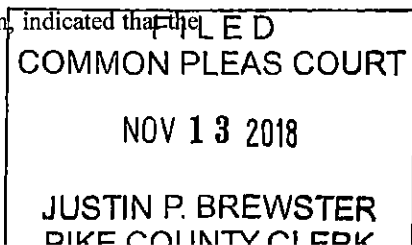
**COUNT THIRTEEN**

**George Washington Wagner III**, on or about the 22<sup>nd</sup> day of April 2016, at the County of Pike, and in the State of Ohio, did unlawfully, by force, stealth, or deception, trespass in an occupied structure, to wit: 3122 Union Hill Road, Piketon, Ohio, when another person other than an accomplice of the said **George Washington Wagner III** was present, with purpose to commit in the structure any criminal offense, and the said **George Washington Wagner III** inflicted physical harm on another, to wit: Dana Rhoden, Hanna May Rhoden and/or Christopher Rhoden, Jr., and/or the said **George Washington Wagner III** had a deadly weapon or dangerous ordnance on or about the said **George Washington Wagner III's** person, in violation of Section 2911.11(A)(1) and/or (A)(2)/2911.11(B) of the Ohio Revised Code.

**Aggravated Burglary -- A Felony of the First Degree**

**SPECIFICATION ONE TO THE THIRTEENTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner III** had a firearm on or about his person or under his control while committing the said Aggravated Burglary, as specified in Section 2941.141 of the Ohio Revised Code.

**SPECIFICATION TWO TO THE THIRTEENTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner III** had a firearm on or about his person or under his control while committing the said Aggravated Burglary, and displayed the firearm, brandished the firearm, indicated that the



said **George Washington Wagner III** possessed the firearm, and/or used it to facilitate the said Aggravated Burglary, as specified in Section 2941.145 of the Ohio Revised Code.

**SPECIFICATION THREE TO THE THIRTEENTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner III** had a firearm that is an automatic firearm or that was equipped with a firearm muffler or suppressor on or about his person or under his control while committing the said Aggravated Burglary, as specified in Section 2941.144 of the Ohio Revised Code.

#### COUNT FOURTEEN

**George Washington Wagner III**, on or about the 1st day of January 2016, through April 22, 2016, at the County of Pike, and in the State of Ohio, did unlawfully and knowingly, acquire, have, carry, or use any dangerous ordnance, in violation of Section 2923.17(A)(1)/2923.17(D) of the Ohio Revised Code.

#### Unlawful Possession of Dangerous Ordnance --- A Felony of the Fifth Degree

**SPECIFICATION ONE TO THE FOURTEENTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner III** had a firearm on or about his person or under his control while committing the said Unlawful Possession of Dangerous Ordnance, as specified in Section 2941.141 of the Ohio Revised Code.

**SPECIFICATION TWO TO THE FOURTEENTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner III** had a firearm on or about his person or under his control while committing the said Unlawful Possession of Dangerous Ordnance, and displayed the firearm, brandished the firearm, indicated that the said **George Washington Wagner III** possessed the firearm, and/or used it to facilitate the said Unlawful Possession of Dangerous Ordnance, as specified in Section 2941.145 of the Ohio Revised Code.

#### COUNT FIFTEEN

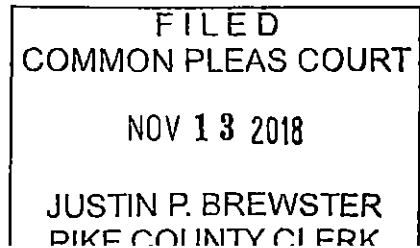
**George Washington Wagner III**, on or about April 22, 2016, at the County of Pike, and in the State of Ohio, did unlawfully, knowing that an official proceeding or investigation was in progress, or was about to be or likely to be instituted, alter, destroy, conceal, or remove any record, document, or thing, to wit: phones and/or cameras and/or other unidentified items belonging to the victims, with purpose to impair its value or availability as evidence in such proceeding or investigation, in violation of Section 2921.12(A)(1)/2921.12(B) of the Ohio Revised Code.

#### Tampering with Evidence --- A Felony of the Third Degree

#### COUNT SIXTEEN

**George Washington Wagner III**, on or about April 3, 2016, at the County of Pike, and in the State of Ohio, did unlawfully, knowing that an official proceeding or investigation was in progress, or was about to be or likely to be instituted, make, present, or use any record, document or thing, to wit: custody documents, knowing it to be false and with purpose to mislead a public official who is or may be engaged in such proceeding or investigation, or with purpose to corrupt the outcome of any such proceeding or investigation, in violation of Section 2921.12(A)(2)/2921.12(B) of the Ohio Revised Code.

#### Tampering with Evidence --- A Felony of the Third Degree



**COUNT SEVENTEEN**

**George Washington Wagner III**, on or about January 1, 2016 through May 9, 2017, at the County of Pike, and in the State of Ohio, did unlawfully, knowing that an official proceeding or investigation was in progress, or was about to be or likely to be instituted, alter, destroy, conceal, or remove any record, document, or thing, to wit: silencer, and/or shell casings, and/or parts of a home security system, and/or other unidentified items, with purpose to impair its value or availability as evidence in such proceeding or investigation, in violation of Section 2921.12(A)(1)/2921.12(B) of the Ohio Revised Code.

**Tampering with Evidence --- A Felony of the Third Degree**

**COUNT EIGHTEEN**

**George Washington Wagner III**, on or about April 3, 2016, at the County of Pike, and in the State of Ohio, did unlawfully, with purpose to defraud, or knowing that the said **George Washington Wagner III** was facilitating a fraud, forge any writing to wit: custody documents, without the other person's authority and/or did forge any writing, to wit: custody documents, so that it purports to be genuine when it actually is spurious, or to be the act of another who did not authorize that act, or to have been executed at a time or place or with terms different from what in fact was the case, or to be a copy of an original when no such original exists, in violation of Section 2913.31 (A)(1) and/or (A)(2)/2913.31(C)(1)(b) of the Ohio Revised Code.

**Forgery --- A Felony of the Fifth Degree**

**COUNT NINETEEN**

**George Washington Wagner III**, on or about July 1, 2014 through May 9, 2017, at the County of Pike, and in the State of Ohio, did unlawfully, in any manner and by any means, including by not limited to, computer hacking, did knowingly gain access to, attempt to gain access to, or cause access to be gained to any computer, computer system, computer network, cable service, cable system, telecommunications device, telecommunications service, or information service, to wit: social media account(s), without the consent of or beyond the scope of the express or implied consent of, the owner of the computer, computer system, computer network, cable service, cable system, telecommunications device, telecommunications service, or information service, in violation of Section 2913.04 (B)/2913.04(G)(2) of the Ohio Revised Code.

**Unauthorized Use of Property --- A Felony of the Fifth Degree**

**COUNT TWENTY**

**George Washington Wagner III**, on or about July 1, 2014 through May 9, 2017, at the County of Pike, and in the State of Ohio, did unlawfully and purposely, intercept, attempt to intercept, or procure another person to intercept or attempt to intercept a wire, oral, or electronic communication, in violation of Section 2933.52(A)(1)/2933.52(C) of the Ohio Revised Code.

**Interception of Wire, Oral, or Electronic Communications --- A Felony of the Fourth Degree**

**COUNTY TWENTY-ONE**

**George Washington Wagner III**, on or about April 22, 2016, through November 12, 2018, at the County of Pike, and in the State of Ohio, did unlawfully, with purpose to hinder the discovery, apprehension, prosecution, conviction, or punishment of another, to wit: Angela Jo Wagner, and/or Edward Jacob Wagner, and/or George Washington Wagner IV for a crime or to assist another, to wit: Angela Jo Wagner, and/or

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Edward Jacob Wagner, and/or George Washington Wagner IV to benefit from the commission of a crime, did destroy or conceal physical evidence of the crime or act, or induce any person to withhold testimony or information or to elude legal process summoning the person to testify or supply evidence, and/or did communicate false information to any person, and/or the crime(s) committed by the said Angela Jo Wagner, and/or Edward Jacob Wagner, and/or George Washington Wagner IV, is/are a felony(ies), in violation of Section 2921.32(A)(4) and/or (A)(5)/2921.32(C)(3) of the Ohio Revised Code.

**Obstructing Justice --- A Felony of the Fifth Degree**

**COUNT TWENTY-TWO**

**George Washington Wagner III**, on or about January 1, 2016 through November 12, 2018, at the County of Pike, or by some manner enumerated in Section 2901.12 of the Ohio Revised Code whereby proper venue is placed in the County of Pike, and in the State of Ohio, did unlawfully, while associated with an enterprise to wit: a group of persons associated in fact, including but not limited to, immediate family members of the said **George Washington Wagner III**, to wit: Angela Jo Wagner, and/or Edward Jacob Wagner, and/or George Washington Wagner IV; and/or Rita Jo Newcomb and/or John Doe, and/or Fredericka Carol Wagner; and/or any other unidentified and/or unknown individual(s), did conduct or participate in, directly, or indirectly, the affairs of the enterprise, through a pattern of corrupt activity or the collection of an unlawful debt, to wit: engaging, either individually, or while being aided and abetted by members of the enterprise who facilitated the incidences of corrupt activity, in conduct constituting the offenses including, but not limited to the following, to wit: Aggravated Murder, a violation of Section 2903.01(A) of the Ohio Revised Code, and/or Murder, a violation of Section 2903.02(A) of the Ohio Revised Code, and/or Aggravated Burglary, a violation of Section 2911.11(A)(1) and/or 2911.11(A)(2) of the Ohio Revised Code and/or Unlawful Possession of a Dangerous Ordnance, a violation of Section 2923.17(A)(1) of the Ohio Revised Code and/or Tampering with Evidence, a violation of Section 2921.12(A)(1) and/or 2921.12(A)(2) of the Ohio Revised Code and/or Obstructing Justice, a violation of Section 2921.32(A)(4) and/or (A)(5) of the Ohio Revised Code, to include, but not limited to, the acts alleged in this indictment in Counts One through Count Twenty-One, which are incorporated as if fully rewritten herein, and/or at least one of the incidents of corrupt activity is a felony of the first, second or third degree, aggravated murder, and/or murder, in violation of Section 2923.32 (A)(1)/2923.32(B)(1) of the Ohio Revised Code.

**Engaging in a Pattern of Corrupt Activity --- A Felony of the First Degree**

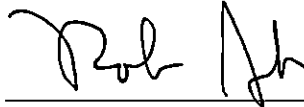
**SPECIFICATION ONE TO THE TWENTY-SECOND COUNT:** The grand jurors further find and specify that the said **George Washington Wagner III** had a firearm on or about his person or under his control while committing the said Engaging in a Patter of Corrupt Activity, as specified in Section 2941.141 of the Ohio Revised Code.

**SPECIFICATION TWO TO THE TWENTY-SECOND COUNT:** The grand jurors further find and specify that the said **George Washington Wagner III** had a firearm on or about his person or under his control while committing the said Engaging in a Patter of Corrupt Activity, and displayed the firearm, brandished the firearm, indicated that the said **George Washington Wagner III** possessed the firearm, and/or used it to facilitate the said Engaging in a Patter of Corrupt Activity, as specified in Section 2941.145 of the Ohio Revised Code.

**SPECIFICATION THREE TO THE TWENTY-SECOND COUNT:** The grand jurors further find and specify that the said **George Washington Wagner III** had a firearm that is an automatic firearm or that was equipped with a firearm muffler or suppressor on or about his person or under his control while committing the said Engaging in a Patter of Corrupt Activity, as specified in Section 2941.144 of the Ohio Revised Code.

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contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.

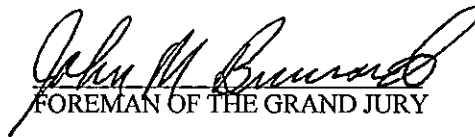


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A True Bill:



FOREMAN OF THE GRAND JURY

IN THE COURT OF COMMON PLEAS  
PIKE COUNTY, OHIO

STATE OF OHIO, \* Case No. 2018 CR 000156  
Plaintiff. \*  
VS. \* Judge Randy D. Deering  
Angela Jo Wagner, \*  
Defendant. \* INDICTMENT

The jurors of the Grand Jury of the State of Ohio, within and for the body of the County of Pike, or by some manner enumerated in Section 2901.12 of the Ohio Revised Code whereby proper venue is placed in the County of Pike, on their oaths, in the name and by the authority of the State of Ohio, do find and present that:

COUNT ONE

Angela Jo Wagner, on or about the 22<sup>nd</sup> day of April 2016, at the County of Pike, and in the State of Ohio, did unlawfully and purposely, and with prior calculation and design, cause the death of another, to wit: Kenneth Rhoden, in violation of Section 2903.01(A) of the Ohio Revised Code.

**Aggravated Murder --- An Unclassified Felony**

**SPECIFICATION ONE TO THE FIRST COUNT:** The grand jurors further find and specify that the said Angela Jo Wagner had a firearm on or about her person or under her control while committing the said Aggravated Murder, as specified in Section 2941.141 of the Ohio Revised Code.

**SPECIFICATION TWO TO THE FIRST COUNT:** The grand jurors further find and specify that the said Angela Jo Wagner had a firearm on or about her person or under her control while committing the said Aggravated Murder, and displayed the firearm, brandished the firearm, indicated that the said Angela Jo Wagner possessed the firearm, and/or used it to facilitate the said Aggravated Murder, as specified in Section 2941.145 of the Ohio Revised Code.

**SPECIFICATION THREE TO THE FIRST COUNT:** The grand jurors further find and specify that the said Angela Jo Wagner had a firearm that is an automatic firearm or that was equipped with a firearm muffler or suppressor on or about her person or under her control while committing the said Aggravated Murder, as specified in Section 2941.144 of the Ohio Revised Code.

**SPECIFICATION FOUR TO THE FIRST COUNT:** The grand jurors further find and specify that the said Angela Jo Wagner committed the said Aggravated Murder for the purpose of escaping detection, apprehension, trial, or punishment for another offense committed by the said Angela Jo Wagner, as specified in Section 2941.14/2929.04(A)(3).

**SPECIFICATION FIVE TO THE FIRST COUNT:** The grand jurors further find and specify that the said Angela Jo Wagner committed the said Aggravated Murder as a part of a course of conduct involving the purposeful killing of or attempt to kill two or more persons by the said Angela Jo Wagner, as specified in Section 2941.14/2929.04(A)(5).

**SPECIFICATION SIX TO THE FIRST COUNT:** The grand jurors further find and specify that the said Angela Jo Wagner committed the said Aggravated Murder while the offender was committing, attempting to commit, or fleeing immediately after committing or attempting to commit aggravated burglary.

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said **Angela Jo Wagner** was the principal offender in the commission of the Aggravated Murder or, if not the principal offender, committed the Aggravated Murder with prior calculation and design, as specified in Section 2941.14/2929.04(A)(7).

## COUNT TWO

**Angela Jo Wagner**, on or about the 22<sup>nd</sup> day of April 2016, at the County of Pike, and in the State of Ohio, did unlawfully and purposely, and with prior calculation and design, cause the death of another, to wit: Chris Rhoden, Sr., in violation of Section 2903.01(A) of the Ohio Revised Code.

### **Aggravated Murder --- An Unclassified Felony**

**SPECIFICATION ONE TO THE SECOND COUNT:** The grand jurors further find and specify that the said **Angela Jo Wagner** had a firearm on or about her person or under her control while committing the said Aggravated Murder, as specified in Section 2941.141 of the Ohio Revised Code.

**SPECIFICATION TWO TO THE SECOND COUNT:** The grand jurors further find and specify that the said **Angela Jo Wagner** had a firearm on or about her person or under her control while committing the said Aggravated Murder, and displayed the firearm, brandished the firearm, indicated that the said **Angela Jo Wagner** possessed the firearm, and/or used it to facilitate the said Aggravated Murder, as specified in Section 2941.145 of the Ohio Revised Code.

**SPECIFICATION THREE TO THE SECOND COUNT:** The grand jurors further find and specify that the said **Angela Jo Wagner** had a firearm that is an automatic firearm or that was equipped with a firearm muffler or suppressor on or about her person or under her control while committing the said Aggravated Murder, as specified in Section 2941.144 of the Ohio Revised Code.

**SPECIFICATION FOUR TO THE SECOND COUNT:** The grand jurors further find and specify that the said **Angela Jo Wagner** committed the said Aggravated Murder for the purpose of escaping detection, apprehension, trial, or punishment for another offense committed by the said **Angela Jo Wagner**, as specified in Section 2941.14/2929.04(A)(3).

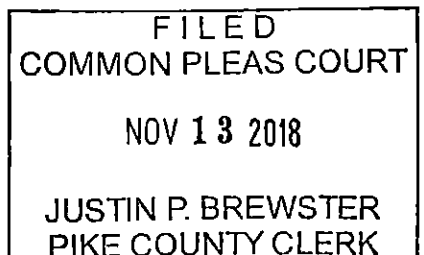
**SPECIFICATION FIVE TO THE SECOND COUNT:** The grand jurors further find and specify that the said **Angela Jo Wagner** committed the said Aggravated Murder as a part of a course of conduct involving the purposeful killing of or attempt to kill two or more persons by the said **Angela Jo Wagner**, as specified in Section 2941.14/2929.04(A)(5).

**SPECIFICATION SIX TO THE SECOND COUNT:** The grand jurors further find and specify that the said **Angela Jo Wagner** committed the said Aggravated Murder while the offender was committing, attempting to commit, or fleeing immediately after committing or attempting to commit aggravated burglary, and either the said **Angela Jo Wagner** was the principal offender in the commission of the Aggravated Murder or, if not the principal offender, committed the Aggravated Murder with prior calculation and design, as specified in Section 2941.14/2929.04(A)(7).

## COUNT THREE

**Angela Jo Wagner**, on or about the 22<sup>nd</sup> day of April 2016, at the County of Pike, and in the State of Ohio, did unlawfully and purposely, and with prior calculation and design, cause the death of another, to wit: Gary Rhoden, in violation of Section 2903.01(A) of the Ohio Revised Code.

### **Aggravated Murder --- An Unclassified Felony**



**SPECIFICATION ONE TO THE THIRD COUNT:** The grand jurors further find and specify that the said **Angela Jo Wagner** had a firearm on or about her person or under her control while committing the said Aggravated Murder, as specified in Section 2941.141 of the Ohio Revised Code.

**SPECIFICATION TWO TO THE THIRD COUNT:** The grand jurors further find and specify that the said **Angela Jo Wagner** had a firearm on or about her person or under her control while committing the said Aggravated Murder, and displayed the firearm, brandished the firearm, indicated that the said **Angela Jo Wagner** possessed the firearm, and/or used it to facilitate the said Aggravated Murder, as specified in Section 2941.145 of the Ohio Revised Code.

**SPECIFICATION THREE TO THE THIRD COUNT:** The grand jurors further find and specify that the said **Angela Jo Wagner** had a firearm that is an automatic firearm or that was equipped with a firearm muffler or suppressor on or about her person or under her control while committing the said Aggravated Murder, as specified in Section 2941.144 of the Ohio Revised Code.

**SPECIFICATION FOUR TO THE THIRD COUNT:** The grand jurors further find and specify that the said **Angela Jo Wagner** committed the said Aggravated Murder for the purpose of escaping detection, apprehension, trial, or punishment for another offense committed by the said **Angela Jo Wagner**, as specified in Section 2941.14/2929.04(A)(3).

**SPECIFICATION FIVE TO THE THIRD COUNT:** The grand jurors further find and specify that the said **Angela Jo Wagner** committed the said Aggravated Murder as a part of a course of conduct involving the purposeful killing of or attempt to kill two or more persons by the said **Angela Jo Wagner**, as specified in Section 2941.14/2929.04(A)(5).

**SPECIFICATION SIX TO THE THIRD COUNT:** The grand jurors further find and specify that the said **Angela Jo Wagner** committed the said Aggravated Murder while the offender was committing, attempting to commit, or fleeing immediately after committing or attempting to commit aggravated burglary, and either the said **Angela Jo Wagner** was the principal offender in the commission of the Aggravated Murder or, if not the principal offender, committed the Aggravated Murder with prior calculation and design, as specified in Section 2941.14/2929.04(A)(7).

#### COUNT FOUR

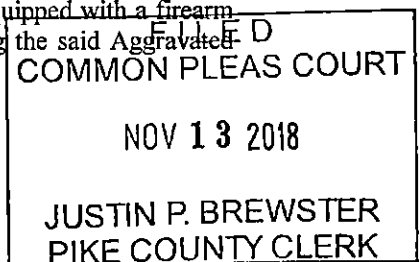
**Angela Jo Wagner**, on or about the 22<sup>nd</sup> day of April 2016, at the County of Pike, and in the State of Ohio, did unlawfully and purposely, and with prior calculation and design, cause the death of another, to wit: Clarence Franklin Rhoden, in violation of Section 2903.01(A) of the Ohio Revised Code.

#### Aggravated Murder --- An Unclassified Felony

**SPECIFICATION ONE TO THE FOURTH COUNT:** The grand jurors further find and specify that the said **Angela Jo Wagner** had a firearm on or about her person or under her control while committing the said Aggravated Murder, as specified in Section 2941.141 of the Ohio Revised Code.

**SPECIFICATION TWO TO THE FOURTH COUNT:** The grand jurors further find and specify that the said **Angela Jo Wagner** had a firearm on or about her person or under her control while committing the said Aggravated Murder, and displayed the firearm, brandished the firearm, indicated that the said **Angela Jo Wagner** possessed the firearm, and/or used it to facilitate the said Aggravated Murder, as specified in Section 2941.145 of the Ohio Revised Code.

**SPECIFICATION THREE TO THE FOURTH COUNT:** The grand jurors further find and specify that the said **Angela Jo Wagner** had a firearm that is an automatic firearm or that was equipped with a firearm muffler or suppressor on or about her person or under her control while committing the said Aggravated Murder, as specified in Section 2941.144 of the Ohio Revised Code.





**SPECIFICATION FOUR TO THE FOURTH COUNT:** The grand jurors further find and specify that the said **Angela Jo Wagner** committed the said Aggravated Murder for the purpose of escaping detection, apprehension, trial, or punishment for another offense committed by the said **Angela Jo Wagner**, as specified in Section 2941.14/2929.04(A)(3).

**SPECIFICATION FIVE TO THE FOURTH COUNT:** The grand jurors further find and specify that the said **Angela Jo Wagner** committed the said Aggravated Murder as a part of a course of conduct involving the purposeful killing of or attempt to kill two or more persons by the said **Angela Jo Wagner**, as specified in Section 2941.14/2929.04(A)(5).

**SPECIFICATION SIX TO THE FOURTH COUNT:** The grand jurors further find and specify that the said **Angela Jo Wagner** committed the said Aggravated Murder while the offender was committing, attempting to commit, or fleeing immediately after committing or attempting to commit aggravated burglary, and either the said **Angela Jo Wagner** was the principal offender in the commission of the Aggravated Murder or, if not the principal offender, committed the Aggravated Murder with prior calculation and design, as specified in Section 2941.14/2929.04(A)(7).

**COUNT FIVE**

**Angela Jo Wagner**, on or about the 22<sup>nd</sup> day of April 2016, at the County of Pike, and in the State of Ohio, did unlawfully and purposely, and with prior calculation and design, cause the death of another, to wit: Hannah Hazel Gilley, in violation of Section 2903.01(A) of the Ohio Revised Code.

**Aggravated Murder --- An Unclassified Felony**

**SPECIFICATION ONE TO THE FIFTH COUNT:** The grand jurors further find and specify that the said **Angela Jo Wagner** had a firearm on or about her person or under her control while committing the said Aggravated Murder, as specified in Section 2941.141 of the Ohio Revised Code.

**SPECIFICATION TWO TO THE FIFTH COUNT:** The grand jurors further find and specify that the said **Angela Jo Wagner** had a firearm on or about her person or under her control while committing the said Aggravated Murder, and displayed the firearm, brandished the firearm, indicated that the said **Angela Jo Wagner** possessed the firearm, and/or used it to facilitate the said Aggravated Murder, as specified in Section 2941.145 of the Ohio Revised Code.

**SPECIFICATION THREE TO THE FIFTH COUNT:** The grand jurors further find and specify that the said **Angela Jo Wagner** had a firearm that is an automatic firearm or that was equipped with a firearm muffler or suppressor on or about her person or under her control while committing the said Aggravated Murder, as specified in Section 2941.144 of the Ohio Revised Code.

**SPECIFICATION FOUR TO THE FIFTH COUNT:** The grand jurors further find and specify that the said **Angela Jo Wagner** committed the said Aggravated Murder for the purpose of escaping detection, apprehension, trial, or punishment for another offense committed by the said **Angela Jo Wagner**, as specified in Section 2941.14/2929.04(A)(3).

**SPECIFICATION FIVE TO THE FIFTH COUNT:** The grand jurors further find and specify that the said **Angela Jo Wagner** committed the said Aggravated Murder as a part of a course of conduct involving the purposeful killing of or attempt to kill two or more persons by the said **Angela Jo Wagner**, as specified in Section 2941.14/2929.04(A)(5).

**SPECIFICATION SIX TO THE FIFTH COUNT:** The grand jurors further find and specify that the said **Angela Jo Wagner** committed the said Aggravated Murder while the offender was committing, attempting to commit, or fleeing immediately after committing or attempting to commit aggravated burglary, and either the

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said **Angela Jo Wagner** was the principal offender in the commission of the Aggravated Murder or, if not the principal offender, committed the Aggravated Murder with prior calculation and design, as specified in Section 2941.14/2929.04(A)(7).

**COUNT SIX**

**Angela Jo Wagner**, on or about the 22<sup>nd</sup> day of April 2016, at the County of Pike, and in the State of Ohio, did unlawfully and purposely, and with prior calculation and design, cause the death of another, to wit: Dana Rhoden, in violation of Section 2903.01(A) of the Ohio Revised Code.

**Aggravated Murder --- An Unclassified Felony**

**SPECIFICATION ONE TO THE SIXTH COUNT:** The grand jurors further find and specify that the said **Angela Jo Wagner** had a firearm on or about her person or under her control while committing the said Aggravated Murder, as specified in Section 2941.141 of the Ohio Revised Code.

**SPECIFICATION TWO TO THE SIXTH COUNT:** The grand jurors further find and specify that the said **Angela Jo Wagner** had a firearm on or about her person or under her control while committing the said Aggravated Murder, and displayed the firearm, brandished the firearm, indicated that the said **Angela Jo Wagner** possessed the firearm, and/or used it to facilitate the said Aggravated Murder, as specified in Section 2941.145 of the Ohio Revised Code.

**SPECIFICATION THREE TO THE SIXTH COUNT:** The grand jurors further find and specify that the said **Angela Jo Wagner** had a firearm that is an automatic firearm or that was equipped with a firearm muffler or suppressor on or about her person or under her control while committing the said Aggravated Murder, as specified in Section 2941.144 of the Ohio Revised Code.

**SPECIFICATION FOUR TO THE SIXTH COUNT:** The grand jurors further find and specify that the said **Angela Jo Wagner** committed the said Aggravated Murder for the purpose of escaping detection, apprehension, trial, or punishment for another offense committed by the said **Angela Jo Wagner**, as specified in Section 2941.14/2929.04(A)(3).

**SPECIFICATION FIVE TO THE SIXTH COUNT:** The grand jurors further find and specify that the said **Angela Jo Wagner** committed the said Aggravated Murder as a part of a course of conduct involving the purposeful killing of or attempt to kill two or more persons by the said **Angela Jo Wagner**, as specified in Section 2941.14/2929.04(A)(5).

**SPECIFICATION SIX TO THE SIXTH COUNT:** The grand jurors further find and specify that the said **Angela Jo Wagner** committed the said Aggravated Murder while the offender was committing, attempting to commit, or fleeing immediately after committing or attempting to commit aggravated burglary, and either the said **Angela Jo Wagner** was the principal offender in the commission of the Aggravated Murder or, if not the principal offender, committed the Aggravated Murder with prior calculation and design, as specified in Section 2941.14/2929.04(A)(7).

**COUNT SEVEN**

**Angela Jo Wagner**, on or about the 22<sup>nd</sup> day of April 2016, at the County of Pike, and in the State of Ohio, did unlawfully and purposely, and with prior calculation and design, cause the death of another, to wit: Hanna May Rhoden, in violation of Section 2903.01(A) of the Ohio Revised Code.

**Aggravated Murder --- An Unclassified Felony**

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**SPECIFICATION ONE TO THE SEVENTH COUNT:** The grand jurors further find and specify that the said **Angela Jo Wagner** had a firearm on or about her person or under her control while committing the said Aggravated Murder, as specified in Section 2941.141 of the Ohio Revised Code.

**SPECIFICATION TWO TO THE SEVENTH COUNT:** The grand jurors further find and specify that the said **Angela Jo Wagner** had a firearm on or about her person or under her control while committing the said Aggravated Murder, and displayed the firearm, brandished the firearm, indicated that the said **Angela Jo Wagner** possessed the firearm, and/or used it to facilitate the said Aggravated Murder, as specified in Section 2941.145 of the Ohio Revised Code.

**SPECIFICATION THREE TO THE SEVENTH COUNT:** The grand jurors further find and specify that the said **Angela Jo Wagner** had a firearm that is an automatic firearm or that was equipped with a firearm muffler or suppressor on or about her person or under her control while committing the said Aggravated Murder, as specified in Section 2941.144 of the Ohio Revised Code.

**SPECIFICATION FOUR TO THE SEVENTH COUNT:** The grand jurors further find and specify that the said **Angela Jo Wagner** committed the said Aggravated Murder for the purpose of escaping detection, apprehension, trial, or punishment for another offense committed by the said **Angela Jo Wagner**, as specified in Section 2941.14/2929.04(A)(3).

**SPECIFICATION FIVE TO THE SEVENTH COUNT:** The grand jurors further find and specify that the said **Angela Jo Wagner** committed the said Aggravated Murder as a part of a course of conduct involving the purposeful killing of or attempt to kill two or more persons by the said **Angela Jo Wagner**, as specified in Section 2941.14/2929.04(A)(5).

**SPECIFICATION SIX TO THE SEVENTH COUNT:** The grand jurors further find and specify that the said **Angela Jo Wagner** committed the said Aggravated Murder while the offender was committing, attempting to commit, or fleeing immediately after committing or attempting to commit aggravated burglary, and either the said **Angela Jo Wagner** was the principal offender in the commission of the Aggravated Murder or, if not the principal offender, committed the Aggravated Murder with prior calculation and design, as specified in Section 2941.14/2929.04(A)(7).

#### **COUNT EIGHT**

**Angela Jo Wagner**, on or about the 22<sup>nd</sup> day of April 2016, at the County of Pike, and in the State of Ohio, did unlawfully and purposely, and with prior calculation and design, cause the death of another, to wit: Christopher Rhoden, Jr., in violation of Section 2903.01(A) of the Ohio Revised Code.

#### **Aggravated Murder --- An Unclassified Felony**

**SPECIFICATION ONE TO THE EIGHTH COUNT:** The grand jurors further find and specify that the said **Angela Jo Wagner** had a firearm on or about her person or under her control while committing the said Aggravated Murder, as specified in Section 2941.141 of the Ohio Revised Code.

**SPECIFICATION TWO TO THE EIGHTH COUNT:** The grand jurors further find and specify that the said **Angela Jo Wagner** had a firearm on or about her person or under her control while committing the said Aggravated Murder, and displayed the firearm, brandished the firearm, indicated that the said **Angela Jo Wagner** possessed the firearm, and/or used it to facilitate the said Aggravated Murder, as specified in Section 2941.145 of the Ohio Revised Code.

**SPECIFICATION THREE TO THE EIGHTH COUNT:** The grand jurors further find and specify that the said **Angela Jo Wagner** had a firearm that is an automatic firearm or that was equipped with a firearm

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muffler or suppressor on or about her person or under her control while committing the said Aggravated Murder, as specified in Section 2941.144 of the Ohio Revised Code.

**SPECIFICATION FOUR TO THE EIGHTH COUNT:** The grand jurors further find and specify that the said **Angela Jo Wagner** committed the said Aggravated Murder for the purpose of escaping detection, apprehension, trial, or punishment for another offense committed by the said **Angela Jo Wagner**, as specified in Section 2941.14/2929.04(A)(3).

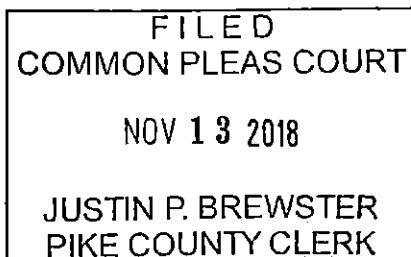
**SPECIFICATION FIVE TO THE EIGHTH COUNT:** The grand jurors further find and specify that the said **Angela Jo Wagner** committed the said Aggravated Murder as a part of a course of conduct involving the purposeful killing of or attempt to kill two or more persons by the said **Angela Jo Wagner**, as specified in Section 2941.14/2929.04(A)(5).

**SPECIFICATION SIX TO THE EIGHTH COUNT:** The grand jurors further find and specify that the said **Angela Jo Wagner** committed the said Aggravated Murder while the offender was committing, attempting to commit, or fleeing immediately after committing or attempting to commit aggravated burglary, and either the said **Angela Jo Wagner** was the principal offender in the commission of the Aggravated Murder or, if not the principal offender, committed the Aggravated Murder with prior calculation and design, as specified in Section 2941.14/2929.04(A)(7).

#### COUNT NINE

**Angela Jo Wagner**, on or about the 1st day of January 2016, through the 12<sup>th</sup> day of November, 2018, at the County of Pike, or by some manner enumerated in Section 2901.12 of the Ohio Revised Code whereby proper venue is placed in the County of Pike, and in the State of Ohio, did unlawfully, and with purpose to commit or to promote or facilitate the commission of Aggravated Murder, Murder, and/or Aggravated Burglary, with another person or persons, to wit: Edward Jacob Wagner, and/or George Washington Wagner III, and/or George Washington Wagner IV and/or any other unidentified and/or unknown individuals, plan or aid in planning the commission of any of the said Aggravated Murders, Murders, and/or Aggravated Burglaries, and/or agree with another person or persons, to wit: Edward Jacob Wagner, and/or George Washington Wagner III, and/or George Washington Wagner IV, and/or any other unidentified and/or unknown individuals, that one or more of them would engage in conduct that facilitates the commission of any of the said Aggravated Murders, Murders, and/or Aggravated Burglaries, and subsequent to the said **Angela Jo Wagner's** entrance into the conspiracy, a substantial overt act(s) in furtherance of the conspiracy was committed by the said **Angela Jo Wagner**, or a person with whom the said **Angela Jo Wagner** conspired, including, but not limited to the following overt acts, to wit: making several purchases in the months leading up to the said Aggravated Murders, Murders and/or Aggravated Burglaries, including but not limited to the following items: specific shoes from Walmart, "brass catcher(s)", items with which to build "brass catcher(s)", ammunition, a magazine clip, a "bug" detector, and/or parts to build a "silencer(s), and/or various other items in preparation of these crimes; building a "silencer(s)"; forging documents, including forged custody documents; obtaining and sharing information regarding the victims and their properties, in preparation for these crimes to include their habits and routines, sleeping locations, physical layout of properties, countersurveillance devices present on the properties, including pets; illegal monitoring of various social media accounts; destroying and/or tampering with evidence of the crimes, including but not limited to a video recording device which Edward Jacob Wagner had purchased in March of 2016, a "silencer", video and trail cameras belonging to the victims, and/or phones belonging to some of the victims; moving the body of Christopher Rhoden, Sr., and /or the body of Gary Rhoden; providing false and/or misleading information to the authorities, and/or various other known and unknown overt acts, and/or one of the objects of the conspiracy was aggravated murder, murder, or an offense for which the maximum penalty is imprisonment for life, in violation of Section 2903.01(A)(1) and/or (A)(2)/2903.01(J)(1) of the Ohio Revised Code.

**Conspiracy -- A Felony of the First Degree**



**COUNT TEN**

**Angela Jo Wagner**, on or about the 22<sup>nd</sup> day of April 2016, at the County of Pike, and in the State of Ohio, did unlawfully, by force, stealth, or deception, trespass in an occupied structure, to wit: Camper located at 1084 Left Fork Road, Rarden, Ohio, when another person other than an accomplice of the said **Angela Jo Wagner** was present, with purpose to commit in the structure any criminal offense, and the said **Angela Jo Wagner** inflicted physical harm on another, to wit: Kenneth Rhoden, and/or the said **Angela Jo Wagner** had a deadly weapon or dangerous ordnance on or about the said **Angela Jo Wagner's** person, in violation of Section 2911.11(A)(1) and/or (A)(2)/ 2911.11(B) of the Ohio Revised Code.

**Aggravated Burglary --- A Felony of the First Degree**

**SPECIFICATION ONE TO THE TENTH COUNT:** The grand jurors further find and specify that the said **Angela Jo Wagner** had a firearm on or about her person or under her control while committing the said Aggravated Burglary, as specified in Section 2941.141 of the Ohio Revised Code.

**SPECIFICATION TWO TO THE TENTH COUNT:** The grand jurors further find and specify that the said **Angela Jo Wagner** had a firearm on or about her person or under her control while committing the said Aggravated Burglary, and displayed the firearm, brandished the firearm, indicated that the said **Angela Jo Wagner** possessed the firearm, and/or used it to facilitate the said Aggravated Burglary, as specified in Section 2941.145 of the Ohio Revised Code.

**SPECIFICATION THREE TO THE TENTH COUNT:** The grand jurors further find and specify that the said **Angela Jo Wagner** had a firearm that is an automatic firearm or that was equipped with a firearm muffler or suppressor on or about her person or under her control while committing the said Aggravated Burglary, as specified in Section 2941.144 of the Ohio Revised Code.

**COUNT ELEVEN**

**Angela Jo Wagner**, on or about the 22<sup>nd</sup> day of April 2016, at the County of Pike, and in the State of Ohio, did unlawfully, by force, stealth, or deception, trespass in an occupied structure, to wit: 4199 Union Hill Road, Piketon, Ohio, when another person other than an accomplice of the said **Angela Jo Wagner** was present, with purpose to commit in the structure any criminal offense, and the said **Angela Jo Wagner** inflicted physical harm on another, to wit: Clarence Franklin Rhoden and/or Hannah Hazel Gilley, and/or the said **Angela Jo Wagner** had a deadly weapon or dangerous ordnance on or about the said **Angela Jo Wagner's** person, in violation of Section 2911.11(A)(1) and/or (A)(2)/2911.11(B) of the Ohio Revised Code.

**Aggravated Burglary --- A Felony of the First Degree**

**SPECIFICATION ONE TO THE ELEVENTH COUNT:** The grand jurors further find and specify that the said **Angela Jo Wagner** had a firearm on or about her person or under her control while committing the said Aggravated Burglary, as specified in Section 2941.141 of the Ohio Revised Code.

**SPECIFICATION TWO TO THE ELEVENTH COUNT:** The grand jurors further find and specify that the said **Angela Jo Wagner** had a firearm on or about her person or under her control while committing the said Aggravated Burglary, and displayed the firearm, brandished the firearm, indicated that the said **Angela Jo Wagner** possessed the firearm, and/or used it to facilitate the said Aggravated Burglary, as specified in Section 2941.145 of the Ohio Revised Code.

**SPECIFICATION THREE TO THE ELEVENTH COUNT:** The grand jurors further find and specify that the said **Angela Jo Wagner** had a firearm that is an automatic firearm or that was equipped with a firearm

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muffler or suppressor on or about her person or under her control while committing the said Aggravated Burglary, as specified in Section 2941.144 of the Ohio Revised Code.

#### COUNT TWELVE

**Angela Jo Wagner**, on or about the 22<sup>nd</sup> day of April 2016, at the County of Pike, and in the State of Ohio, did unlawfully, by force, stealth, or deception, trespass in an occupied structure, to wit: 4077 Union Hill Road, Piketon, Ohio, when another person other than an accomplice of the said **Angela Jo Wagner** was present, with purpose to commit in the structure any criminal offense, and the said **Angela Jo Wagner** inflicted physical harm on another, to wit: Christopher Rhoden, Sr., and/or Gary Rhoden, and/or the said **Angela Jo Wagner** had a deadly weapon or dangerous ordnance on or about the said **Angela Jo Wagner's** person, in violation of Section 2911.11(A)(1) and/or (A)(2)/2911.11(B) of the Ohio Revised Code.

#### **Aggravated Burglary -- A Felony of the First Degree**

**SPECIFICATION ONE TO THE TWELTH COUNT:** The grand jurors further find and specify that the said **Angela Jo Wagner** had a firearm on or about her person or under her control while committing the said Aggravated Burglary, as specified in Section 2941.141 of the Ohio Revised Code.

**SPECIFICATION TWO TO THE TWELTH COUNT:** The grand jurors further find and specify that the said **Angela Jo Wagner** had a firearm on or about her person or under her control while committing the said Aggravated Burglary, and displayed the firearm, brandished the firearm, indicated that the said **Angela Jo Wagner** possessed the firearm, and/or used it to facilitate the said Aggravated Burglary, as specified in Section 2941.145 of the Ohio Revised Code.

**SPECIFICATION THREE TO THE TWELTH COUNT:** The grand jurors further find and specify that the said **Angela Jo Wagner** had a firearm that is an automatic firearm or that was equipped with a firearm muffler or suppressor on or about her person or under her control while committing the said Aggravated Burglary, as specified in Section 2941.144 of the Ohio Revised Code.

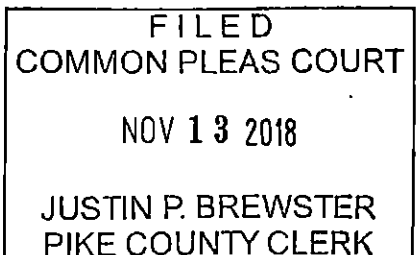
#### COUNT THIRTEEN

**Angela Jo Wagner**, on or about the 22<sup>nd</sup> day of April 2016, at the County of Pike, and in the State of Ohio, did unlawfully, by force, stealth, or deception, trespass in an occupied structure, to wit: 3122 Union Hill Road, Piketon, Ohio, when another person other than an accomplice of the said **Angela Jo Wagner** was present, with purpose to commit in the structure any criminal offense, and the said **Angela Jo Wagner** inflicted physical harm on another, to wit: Dana Rhoden, Hanna May Rhoden and/or Christopher Rhoden, Jr., and/or the said **Angela Jo Wagner** had a deadly weapon or dangerous ordnance on or about the said **Angela Jo Wagner's** person, in violation of Section 2911.11(A)(1) and/or (A)(2)/2911.11(B) of the Ohio Revised Code.

#### **Aggravated Burglary -- A Felony of the First Degree**

**SPECIFICATION ONE TO THE THIRTEENTH COUNT:** The grand jurors further find and specify that the said **Angela Jo Wagner** had a firearm on or about her person or under her control while committing the said Aggravated Burglary, as specified in Section 2941.141 of the Ohio Revised Code.

**SPECIFICATION TWO TO THE THIRTEENTH COUNT:** The grand jurors further find and specify that the said **Angela Jo Wagner** had a firearm on or about her person or under her control while committing the said Aggravated Burglary, and displayed the firearm, brandished the firearm, indicated that the said **Angela Jo Wagner** possessed the firearm, and/or used it to facilitate the said Aggravated Burglary, as specified in Section 2941.145 of the Ohio Revised Code.



**SPECIFICATION THREE TO THE THIRTEENTH COUNT:** The grand jurors further find and specify that the said **Angela Jo Wagner** had a firearm that is an automatic firearm or that was equipped with a firearm muffler or suppressor on or about her person or under her control while committing the said Aggravated Burglary, as specified in Section 2941.144 of the Ohio Revised Code.

**COUNT FOURTEEN**

**Angela Jo Wagner**, on or about the 1st day of January 2016, through April 22, 2016, at the County of Pike, and in the State of Ohio, did unlawfully and knowingly, acquire, have, carry, or use any dangerous ordnance, in violation of Section 2923.17(A)(1)/2923.17(D) of the Ohio Revised Code.

**Unlawful Possession of Dangerous Ordnance --- A Felony of the Fifth Degree**

**SPECIFICATION ONE TO THE FOURTEENTH COUNT:** The grand jurors further find and specify that the said **Angela Jo Wagner** had a firearm on or about her person or under her control while committing the said Unlawful Possession of Dangerous Ordnance, as specified in Section 2941.141 of the Ohio Revised Code.

**SPECIFICATION TWO TO THE FOURTEENTH COUNT:** The grand jurors further find and specify that the said **Angela Jo Wagner** had a firearm on or about her person or under her control while committing the said Unlawful Possession of Dangerous Ordnance, and displayed the firearm, brandished the firearm, indicated that the said **Angela Jo Wagner** possessed the firearm, and/or used it to facilitate the said Unlawful Possession of Dangerous Ordnance, as specified in Section 2941.145 of the Ohio Revised Code.

**COUNT FIFTEEN**

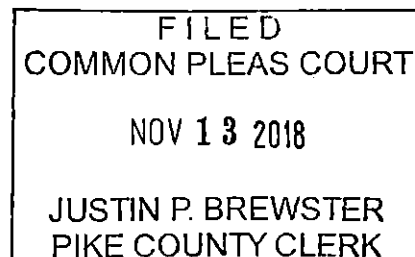
**Angela Jo Wagner**, on or about April 22, 2016, at the County of Pike, and in the State of Ohio, did unlawfully, knowing that an official proceeding or investigation was in progress, or was about to be or likely to be instituted, alter, destroy, conceal, or remove any record, document, or thing, to wit: phones and/or cameras and/or other unidentified items belonging to the victims, with purpose to impair its value or availability as evidence in such proceeding or investigation, in violation of Section 2921.12(A)(1)/2921.12(B) of the Ohio Revised Code.

**Tampering with Evidence --- A Felony of the Third Degree**

**COUNT SIXTEEN**

**Angela Jo Wagner**, on or about April 3, 2016, at the County of Pike, and in the State of Ohio, did unlawfully, knowing that an official proceeding or investigation was in progress, or was about to be or likely to be instituted, make, present, or use any record, document or thing, to wit: custody documents, knowing it to be false and with purpose to mislead a public official who is or may be engaged in such proceeding or investigation, or with purpose to corrupt the outcome of any such proceeding or investigation, in violation of Section 2921.12(A)(2)/2921.12(B) of the Ohio Revised Code.

**Tampering with Evidence --- A Felony of the Third Degree**



**COUNT SEVENTEEN**

**Angela Jo Wagner**, on or about January 1, 2016 through May 9, 2017, at the County of Pike, and in the State of Ohio, did unlawfully, knowing that an official proceeding or investigation was in progress, or was about to be or likely to be instituted, alter, destroy, conceal, or remove any record, document, or thing, to wit: silencer, and/or shell casings, and/or parts of a home security system, and/or other unidentified items, with purpose to impair its value or availability as evidence in such proceeding or investigation, in violation of Section 2921.12(A)(1)/2921.12(B) of the Ohio Revised Code.

**Tampering with Evidence — A Felony of the Third Degree**

**COUNT EIGHTEEN**

**Angela Jo Wagner**, on or about April 3, 2016, at the County of Pike, and in the State of Ohio, did unlawfully, with purpose to defraud, or knowing that the said **Angela Jo Wagner** was facilitating a fraud, forge any writing to wit: custody documents, without the other person's authority and/or did forge any writing, to wit: custody documents, so that it purports to be genuine when it actually is spurious, or to be the act of another who did not authorize that act, or to have been executed at a time or place or with terms different from what in fact was the case, or to be a copy of an original when no such original exists, in violation of Section 2913.31 (A)(1) and/or (A)(2)/2913.31(C)(1)(b) of the Ohio Revised Code.

**Forgery --- A Felony of the Fifth Degree**

**COUNT NINETEEN**

**Angela Jo Wagner**, on or about July 1, 2014 through May 9, 2017, at the County of Pike, and in the State of Ohio, did unlawfully, in any manner and by any means, including by not limited to, computer hacking, did knowingly gain access to, attempt to gain access to, or cause access to be gained to any computer, computer system, computer network, cable service, cable system, telecommunications device, telecommunications service, or information service, to wit: social media account(s), without the consent of or beyond the scope of the express or implied consent of, the owner of the computer, computer system, computer network, cable service, cable system, telecommunications device, telecommunications service, or information service, in violation of Section 2913.04 (B)/2913.04(G)(2) of the Ohio Revised Code.

**Unauthorized Use of Property --- A Felony of the Fifth Degree**

**COUNT TWENTY**

**Angela Jo Wagner**, on or about July 1, 2014 through May 9, 2017, at the County of Pike, and in the State of Ohio, did unlawfully and purposely, intercept, attempt to intercept, or procure another person to intercept or attempt to intercept a wire, oral, or electronic communication, in violation of Section 2933.52(A)(1)/2933.52(C) of the Ohio Revised Code.

**Interception of Wire, Oral, or Electronic Communications --- A Felony of the Fourth Degree**

**COUNTY TWENTY-ONE**

**Angela Jo Wagner**, on or about April 22, 2016, through November 12, 2018, at the County of Pike, and in the State of Ohio, did unlawfully, with purpose to hinder the discovery, apprehension, or prosecution,

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conviction, or punishment of another, to wit: Edward Jacob Wagner, and/or George Washington Wagner III, and/or George Washington Wagner IV for a crime or to assist another, to wit: Edward Jacob Wagner, and/or George Washington Wagner III, and/or George Washington Wagner IV to benefit from the commission of a crime, did destroy or conceal physical evidence of the crime or act, or induce any person to withhold testimony or information or to elude legal process summoning the person to testify or supply evidence, and/or did communicate false information to any person, and/or the crime(s) committed by the said Edward Jacob Wagner, and/or George Washington Wagner III, and/or George Washington Wagner IV, is/are a felony(ies), in violation of Section 2921.32(A)(4) and/or (A)(5)/2921.32(C)(3) of the Ohio Revised Code.

**Obstructing Justice --- A Felony of the Fifth Degree**

**COUNT TWENTY-TWO**

**Angela Jo Wagner**, on or about January 1, 2016 through November 12, 2018, at the County of Pike, or by some manner enumerated in Section 2901.12 of the Ohio Revised Code whereby proper venue is placed in the County of Pike, and in the State of Ohio, did unlawfully, while associated with an enterprise to wit: a group of persons associated in fact, including but not limited to, immediate family members of the said **Angela Jo Wagner**, to wit: Edward Jacob Wagner, and/or George Washington Wagner III, and/or George Washington Wagner IV; and/or Rita Jo Newcomb and/or John Doe, and/or Fredericka Carol Wagner; and/or any other unidentified and/or unknown individual(s), did conduct or participate in, directly, or indirectly, the affairs of the enterprise, through a pattern of corrupt activity or the collection of an unlawful debt, to wit: engaging, either individually, or while being aided and abetted by members of the enterprise who facilitated the incidences of corrupt activity, in conduct constituting the offenses including, but not limited to the following, to wit: Aggravated Murder, a violation of Section 2903.01(A) of the Ohio Revised Code, and/or Murder, a violation of Section 2903.02(A) of the Ohio Revised Code, and/or Aggravated Burglary, a violation of Section 2911.11(A)(1) and/or 2911.11(A)(2) of the Ohio Revised Code and/or Unlawful Possession of a Dangerous Ordnance, a violation of Section 2923.17(A)(1) of the Ohio Revised Code and/or Tampering with Evidence, a violation of Section 2921.12(A)(1) and/or 2921.12(A)(2) of the Ohio Revised Code and/or Obstructing Justice, a violation of Section 2921.32(A)(4) and/or (A)(5) of the Ohio Revised Code, to include, but not limited to, the acts alleged in this indictment in Counts One through Count Twenty-One, which are incorporated as if fully rewritten herein, and/or at least one of the incidents of corrupt activity is a felony of the first, second or third degree, aggravated murder, and/or murder, in violation of Section 2923.32(A)(1)/2923.32(B)(1) of the Ohio Revised Code.

**Engaging in a Pattern of Corrupt Activity --- A Felony of the First Degree**

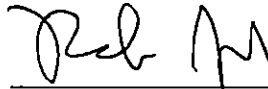
**SPECIFICATION ONE TO THE TWENTY-SECOND COUNT:** The grand jurors further find and specify that the said **Angela Jo Wagner** had a firearm on or about her person or under her control while committing the said Engaging in a Patter of Corrupt Activity, as specified in Section 2941.141 of the Ohio Revised Code.

**SPECIFICATION TWO TO THE TWENTY-SECOND COUNT:** The grand jurors further find and specify that the said **Angela Jo Wagner** had a firearm on or about her person or under her control while committing the said Engaging in a Patter of Corrupt Activity, and displayed the firearm, brandished the firearm, indicated that the said **Angela Jo Wagner** possessed the firearm, and/or used it to facilitate the said Engaging in a Patter of Corrupt Activity, as specified in Section 2941.145 of the Ohio Revised Code.

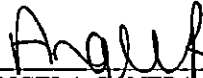
**SPECIFICATION THREE TO THE TWENTY-SECOND COUNT:** The grand jurors further find and specify that the said **Angela Jo Wagner** had a firearm that is an automatic firearm or that was equipped with a firearm muffler or suppressor on or about her person or under her control while committing the said Engaging in a Patter of Corrupt Activity, as specified in Section 2941.144 of the Ohio Revised Code.

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contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.



ROB JUNK (0056250)  
Prosecuting Attorney

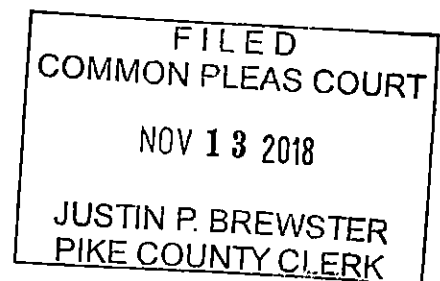


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A True Bill:



FOREMAN OF THE GRAND JURY



IN THE COURT OF COMMON PLEAS  
PIKE COUNTY, OHIO

STATE OF OHIO,  
Plaintiff.

VS.

George Washington Wagner IV,  
Defendant.

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Case No. 2018 CR 000155

Judge Randy D. Deering

INDICTMENT

The jurors of the Grand Jury of the State of Ohio, within and for the body of the County of Pike, or by some manner enumerated in Section 2901.12 of the Ohio Revised Code whereby proper venue is placed in the County of Pike, on their oaths, in the name and by the authority of the State of Ohio, do find and present that:

COUNT ONE

George Washington Wagner IV, on or about the 22<sup>nd</sup> day of April 2016, at the County of Pike, and in the State of Ohio, did unlawfully and purposely, and with prior calculation and design, cause the death of another, to wit: Kenneth Rhoden, in violation of Section 2903.01(A) of the Ohio Revised Code.

Aggravated Murder --- An Unclassified Felony

**SPECIFICATION ONE TO THE FIRST COUNT:** The grand jurors further find and specify that the said George Washington Wagner IV had a firearm on or about his person or under his control while committing the said Aggravated Murder, as specified in Section 2941.141 of the Ohio Revised Code.

**SPECIFICATION TWO TO THE FIRST COUNT:** The grand jurors further find and specify that the said George Washington Wagner IV had a firearm on or about his person or under his control while committing the said Aggravated Murder, and displayed the firearm, brandished the firearm, indicated that the said George Washington Wagner IV possessed the firearm, and/or used it to facilitate the said Aggravated Murder, as specified in Section 2941.145 of the Ohio Revised Code.

**SPECIFICATION THREE TO THE FIRST COUNT:** The grand jurors further find and specify that the said George Washington Wagner IV had a firearm that is an automatic firearm or that was equipped with a firearm muffler or suppressor on or about his person or under his control while committing the said Aggravated Murder, as specified in Section 2941.144 of the Ohio Revised Code.

**SPECIFICATION FOUR TO THE FIRST COUNT:** The grand jurors further find and specify that the said George Washington Wagner IV committed the said Aggravated Murder for the purpose of escaping detection, apprehension, trial, or punishment for another offense committed by the said George Washington Wagner IV, as specified in Section 2941.14/2929.04(A)(3).

**SPECIFICATION FIVE TO THE FIRST COUNT:** The grand jurors further find and specify that the said George Washington Wagner IV committed the said Aggravated Murder as a part of a course of conduct involving the purposeful killing of or attempt to kill two or more persons by the said George Washington Wagner IV, as specified in Section 2941.14/2929.04(A)(5).

**SPECIFICATION SIX TO THE FIRST COUNT:** The grand jurors further find and specify that the said George Washington Wagner IV committed the said Aggravated Murder while the offender was committing, attempting to commit, or fleeing immediately after committing or attempting to commit a felony.

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and either the said **George Washington Wagner IV** was the principal offender in the commission of the Aggravated Murder or, if not the principal offender, committed the Aggravated Murder with prior calculation and design, as specified in Section 2941.14/2929.04(A)(7).

### COUNT TWO

**George Washington Wagner IV**, on or about the 22<sup>nd</sup> day of April 2016, at the County of Pike, and in the State of Ohio, did unlawfully and purposely, and with prior calculation and design, cause the death of another, to wit: Chris Rhoden, Sr., in violation of Section 2903.01(A) of the Ohio Revised Code.

#### **Aggravated Murder --- An Unclassified Felony**

**SPECIFICATION ONE TO THE SECOND COUNT:** The grand jurors further find and specify that the said **George Washington Wagner IV** had a firearm on or about his person or under his control while committing the said Aggravated Murder, as specified in Section 2941.141 of the Ohio Revised Code.

**SPECIFICATION TWO TO THE SECOND COUNT:** The grand jurors further find and specify that the said **George Washington Wagner IV** had a firearm on or about his person or under his control while committing the said Aggravated Murder, and displayed the firearm, brandished the firearm, indicated that the said **George Washington Wagner IV** possessed the firearm, and/or used it to facilitate the said Aggravated Murder, as specified in Section 2941.145 of the Ohio Revised Code.

**SPECIFICATION THREE TO THE SECOND COUNT:** The grand jurors further find and specify that the said **George Washington Wagner IV** had a firearm that is an automatic firearm or that was equipped with a firearm muffler or suppressor on or about his person or under his control while committing the said Aggravated Murder, as specified in Section 2941.144 of the Ohio Revised Code.

**SPECIFICATION FOUR TO THE SECOND COUNT:** The grand jurors further find and specify that the said **George Washington Wagner IV** committed the said Aggravated Murder for the purpose of escaping detection, apprehension, trial, or punishment for another offense committed by the said **George Washington Wagner IV**, as specified in Section 2941.14/2929.04(A)(3).

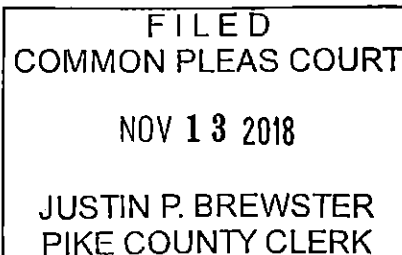
**SPECIFICATION FIVE TO THE SECOND COUNT:** The grand jurors further find and specify that the said **George Washington Wagner IV** committed the said Aggravated Murder as a part of a course of conduct involving the purposeful killing of or attempt to kill two or more persons by the said **George Washington Wagner IV**, as specified in Section 2941.14/2929.04(A)(5).

**SPECIFICATION SIX TO THE SECOND COUNT:** The grand jurors further find and specify that the said **George Washington Wagner IV** committed the said Aggravated Murder while the offender was committing, attempting to commit, or fleeing immediately after committing or attempting to commit aggravated burglary, and either the said **George Washington Wagner IV** was the principal offender in the commission of the Aggravated Murder or, if not the principal offender, committed the Aggravated Murder with prior calculation and design, as specified in Section 2941.14/2929.04(A)(7).

### COUNT THREE

**George Washington Wagner IV**, on or about the 22<sup>nd</sup> day of April 2016, at the County of Pike, and in the State of Ohio, did unlawfully and purposely, and with prior calculation and design, cause the death of another, to wit: Gary Rhoden, in violation of Section 2903.01(A) of the Ohio Revised Code.

#### **Aggravated Murder --- An Unclassified Felony**



**SPECIFICATION ONE TO THE THIRD COUNT:** The grand jurors further find and specify that the said **George Washington Wagner IV** had a firearm on or about his person or under his control while committing the said Aggravated Murder, as specified in Section 2941.141 of the Ohio Revised Code.

**SPECIFICATION TWO TO THE THIRD COUNT:** The grand jurors further find and specify that the said **George Washington Wagner IV** had a firearm on or about his person or under his control while committing the said Aggravated Murder, and displayed the firearm, brandished the firearm, indicated that the said **George Washington Wagner IV** possessed the firearm, and/or used it to facilitate the said Aggravated Murder, as specified in Section 2941.145 of the Ohio Revised Code.

**SPECIFICATION THREE TO THE THIRD COUNT:** The grand jurors further find and specify that the said **George Washington Wagner IV** had a firearm that is an automatic firearm or that was equipped with a firearm muffler or suppressor on or about his person or under his control while committing the said Aggravated Murder, as specified in Section 2941.144 of the Ohio Revised Code.

**SPECIFICATION FOUR TO THE THIRD COUNT:** The grand jurors further find and specify that the said **George Washington Wagner IV** committed the said Aggravated Murder for the purpose of escaping detection, apprehension, trial, or punishment for another offense committed by the said **George Washington Wagner IV**, as specified in Section 2941.14/2929.04(A)(3).

**SPECIFICATION FIVE TO THE THIRD COUNT:** The grand jurors further find and specify that the said **George Washington Wagner IV** committed the said Aggravated Murder as a part of a course of conduct involving the purposeful killing of or attempt to kill two or more persons by the said **George Washington Wagner IV**, as specified in Section 2941.14/2929.04(A)(5).

**SPECIFICATION SIX TO THE THIRD COUNT:** The grand jurors further find and specify that the said **George Washington Wagner IV** committed the said Aggravated Murder while the offender was committing, attempting to commit, or fleeing immediately after committing or attempting to commit aggravated burglary, and either the said **George Washington Wagner IV** was the principal offender in the commission of the Aggravated Murder or, if not the principal offender, committed the Aggravated Murder with prior calculation and design, as specified in Section 2941.14/2929.04(A)(7).

#### **COUNT FOUR**

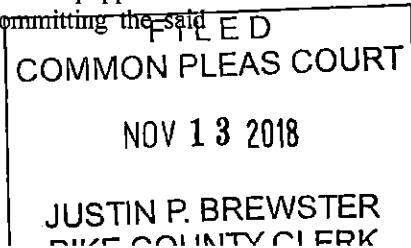
**George Washington Wagner IV**, on or about the 22<sup>nd</sup> day of April 2016, at the County of Pike, and in the State of Ohio, did unlawfully and purposely, and with prior calculation and design, cause the death of another, to wit: Clarence Franklin Rhoden, in violation of Section 2903.01(A) of the Ohio Revised Code.

#### **Aggravated Murder --- An Unclassified Felony**

**SPECIFICATION ONE TO THE FOURTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner IV** had a firearm on or about his person or under his control while committing the said Aggravated Murder, as specified in Section 2941.141 of the Ohio Revised Code.

**SPECIFICATION TWO TO THE FOURTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner IV** had a firearm on or about his person or under his control while committing the said Aggravated Murder, and displayed the firearm, brandished the firearm, indicated that the said **George Washington Wagner IV** possessed the firearm, and/or used it to facilitate the said Aggravated Murder, as specified in Section 2941.145 of the Ohio Revised Code.

**SPECIFICATION THREE TO THE FOURTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner IV** had a firearm that is an automatic firearm or that was equipped with a firearm muffler or suppressor on or about his person or under his control while committing the said Aggravated Murder, as specified in Section 2941.144 of the Ohio Revised Code.



**SPECIFICATION FOUR TO THE FOURTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner IV** committed the said Aggravated Murder for the purpose of escaping detection, apprehension, trial, or punishment for another offense committed by the said **George Washington Wagner IV**, as specified in Section 2941.14/2929.04(A)(3).

**SPECIFICATION FIVE TO THE FOURTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner IV** committed the said Aggravated Murder as a part of a course of conduct involving the purposeful killing of or attempt to kill two or more persons by the said **George Washington Wagner IV**, as specified in Section 2941.14/2929.04(A)(5).

**SPECIFICATION SIX TO THE FOURTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner IV** committed the said Aggravated Murder while the offender was committing, attempting to commit, or fleeing immediately after committing or attempting to commit aggravated burglary, and either the said **George Washington Wagner IV** was the principal offender in the commission of the Aggravated Murder or, if not the principal offender, committed the Aggravated Murder with prior calculation and design, as specified in Section 2941.14/2929.04(A)(7).

#### **COUNT FIVE**

**George Washington Wagner IV**, on or about the 22<sup>nd</sup> day of April 2016, at the County of Pike, and in the State of Ohio, did unlawfully and purposely, and with prior calculation and design, cause the death of another, to wit: Hannah Hazel Gilley, in violation of Section 2903.01(A) of the Ohio Revised Code.

#### **Aggravated Murder --- An Unclassified Felony**

**SPECIFICATION ONE TO THE FIFTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner IV** had a firearm on or about his person or under his control while committing the said Aggravated Murder, as specified in Section 2941.141 of the Ohio Revised Code.

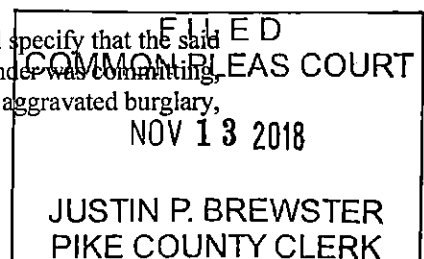
**SPECIFICATION TWO TO THE FIFTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner IV** had a firearm on or about his person or under his control while committing the said Aggravated Murder, and displayed the firearm, brandished the firearm, indicated that the said **George Washington Wagner IV** possessed the firearm, and/or used it to facilitate the said Aggravated Murder, as specified in Section 2941.145 of the Ohio Revised Code.

**SPECIFICATION THREE TO THE FIFTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner IV** had a firearm that is an automatic firearm or that was equipped with a firearm muffler or suppressor on or about his person or under his control while committing the said Aggravated Murder, as specified in Section 2941.144 of the Ohio Revised Code.

**SPECIFICATION FOUR TO THE FIFTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner IV** committed the said Aggravated Murder for the purpose of escaping detection, apprehension, trial, or punishment for another offense committed by the said **George Washington Wagner IV**, as specified in Section 2941.14/2929.04(A)(3).

**SPECIFICATION FIVE TO THE FIFTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner IV** committed the said Aggravated Murder as a part of a course of conduct involving the purposeful killing of or attempt to kill two or more persons by the said **George Washington Wagner IV**, as specified in Section 2941.14/2929.04(A)(5).

**SPECIFICATION SIX TO THE FIFTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner IV** committed the said Aggravated Murder while the offender was committing, attempting to commit, or fleeing immediately after committing or attempting to commit aggravated burglary,



and either the said **George Washington Wagner IV** was the principal offender in the commission of the Aggravated Murder or, if not the principal offender, committed the Aggravated Murder with prior calculation and design, as specified in Section 2941.14/2929.04(A)(7).

#### COUNT SIX

**George Washington Wagner IV**, on or about the 22<sup>nd</sup> day of April 2016, at the County of Pike, and in the State of Ohio, did unlawfully and purposely, and with prior calculation and design, cause the death of another, to wit: Dana Rhoden, in violation of Section 2903.01(A) of the Ohio Revised Code.

#### Aggravated Murder --- An Unclassified Felony

**SPECIFICATION ONE TO THE SIXTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner IV** had a firearm on or about his person or under his control while committing the said Aggravated Murder, as specified in Section 2941.141 of the Ohio Revised Code.

**SPECIFICATION TWO TO THE SIXTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner IV** had a firearm on or about his person or under his control while committing the said Aggravated Murder, and displayed the firearm, brandished the firearm, indicated that the said **George Washington Wagner IV** possessed the firearm, and/or used it to facilitate the said Aggravated Murder, as specified in Section 2941.145 of the Ohio Revised Code.

**SPECIFICATION THREE TO THE SIXTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner IV** had a firearm that is an automatic firearm or that was equipped with a firearm muffler or suppressor on or about his person or under his control while committing the said Aggravated Murder, as specified in Section 2941.144 of the Ohio Revised Code.

**SPECIFICATION FOUR TO THE SIXTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner IV** committed the said Aggravated Murder for the purpose of escaping detection, apprehension, trial, or punishment for another offense committed by the said **George Washington Wagner IV**, as specified in Section 2941.14/2929.04(A)(3).

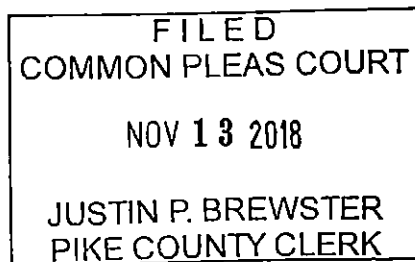
**SPECIFICATION FIVE TO THE SIXTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner IV** committed the said Aggravated Murder as a part of a course of conduct involving the purposeful killing of or attempt to kill two or more persons by the said **George Washington Wagner IV**, as specified in Section 2941.14/2929.04(A)(5).

**SPECIFICATION SIX TO THE SIXTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner IV** committed the said Aggravated Murder while the offender was committing, attempting to commit, or fleeing immediately after committing or attempting to commit aggravated burglary, and either the said **George Washington Wagner IV** was the principal offender in the commission of the Aggravated Murder or, if not the principal offender, committed the Aggravated Murder with prior calculation and design, as specified in Section 2941.14/2929.04(A)(7).

#### COUNT SEVEN

**George Washington Wagner IV**, on or about the 22<sup>nd</sup> day of April 2016, at the County of Pike, and in the State of Ohio, did unlawfully and purposely, and with prior calculation and design, cause the death of another, to wit: Hanna May Rhoden, in violation of Section 2903.01(A) of the Ohio Revised Code.

#### Aggravated Murder --- An Unclassified Felony



**SPECIFICATION ONE TO THE SEVENTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner IV** had a firearm on or about his person or under his control while committing the said Aggravated Murder, as specified in Section 2941.141 of the Ohio Revised Code.

**SPECIFICATION TWO TO THE SEVENTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner IV** had a firearm on or about his person or under his control while committing the said Aggravated Murder, and displayed the firearm, brandished the firearm, indicated that the said **George Washington Wagner IV** possessed the firearm, and/or used it to facilitate the said Aggravated Murder, as specified in Section 2941.145 of the Ohio Revised Code.

**SPECIFICATION THREE TO THE SEVENTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner IV** had a firearm that is an automatic firearm or that was equipped with a firearm muffler or suppressor on or about his person or under his control while committing the said Aggravated Murder, as specified in Section 2941.144 of the Ohio Revised Code.

**SPECIFICATION FOUR TO THE SEVENTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner IV** committed the said Aggravated Murder for the purpose of escaping detection, apprehension, trial, or punishment for another offense committed by the said **George Washington Wagner IV**, as specified in Section 2941.14/2929.04(A)(3).

**SPECIFICATION FIVE TO THE SEVENTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner IV** committed the said Aggravated Murder as a part of a course of conduct involving the purposeful killing of or attempt to kill two or more persons by the said **George Washington Wagner IV**, as specified in Section 2941.14/2929.04(A)(5).

**SPECIFICATION SIX TO THE SEVENTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner IV** committed the said Aggravated Murder while the offender was committing, attempting to commit, or fleeing immediately after committing or attempting to commit aggravated burglary, and either the said **George Washington Wagner IV** was the principal offender in the commission of the Aggravated Murder or, if not the principal offender, committed the Aggravated Murder with prior calculation and design, as specified in Section 2941.14/2929.04(A)(7).

## COUNT EIGHT

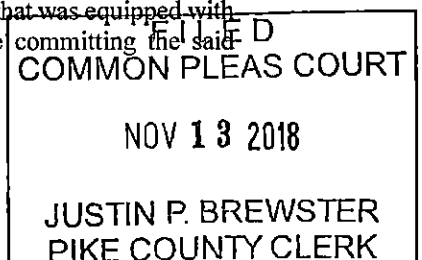
**George Washington Wagner IV**, on or about the 22<sup>nd</sup> day of April 2016, at the County of Pike, and in the State of Ohio, did unlawfully and purposely, and with prior calculation and design, cause the death of another, to wit: Christopher Rhoden, Jr., in violation of Section 2903.01(A) of the Ohio Revised Code.

### Aggravated Murder --- An Unclassified Felony

**SPECIFICATION ONE TO THE EIGHTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner IV** had a firearm on or about his person or under his control while committing the said Aggravated Murder, as specified in Section 2941.141 of the Ohio Revised Code.

**SPECIFICATION TWO TO THE EIGHTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner IV** had a firearm on or about his person or under his control while committing the said Aggravated Murder, and displayed the firearm, brandished the firearm, indicated that the said **George Washington Wagner IV** possessed the firearm, and/or used it to facilitate the said Aggravated Murder, as specified in Section 2941.145 of the Ohio Revised Code.

**SPECIFICATION THREE TO THE EIGHTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner IV** had a firearm that is an automatic firearm or that was equipped with a firearm muffler or suppressor on or about his person or under his control while committing the said Aggravated Murder, as specified in Section 2941.144 of the Ohio Revised Code.





**SPECIFICATION FOUR TO THE EIGHTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner IV** committed the said Aggravated Murder for the purpose of escaping detection, apprehension, trial, or punishment for another offense committed by the said **George Washington Wagner IV**, as specified in Section 2941.14/2929.04(A)(3).

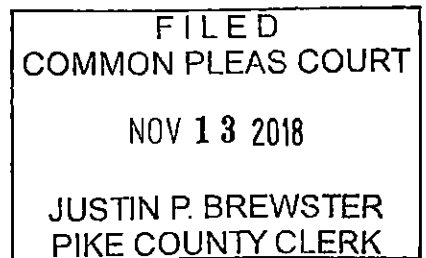
**SPECIFICATION FIVE TO THE EIGHTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner IV** committed the said Aggravated Murder as a part of a course of conduct involving the purposeful killing of or attempt to kill two or more persons by the said **George Washington Wagner IV**, as specified in Section 2941.14/2929.04(A)(5).

**SPECIFICATION SIX TO THE EIGHTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner IV** committed the said Aggravated Murder while the offender was committing, attempting to commit, or fleeing immediately after committing or attempting to commit aggravated burglary, and either the said **George Washington Wagner IV** was the principal offender in the commission of the Aggravated Murder or, if not the principal offender, committed the Aggravated Murder with prior calculation and design, as specified in Section 2941.14/2929.04(A)(7).

### COUNT NINE

**George Washington Wagner IV**, on or about the 1st day of January 2016, through the 12<sup>th</sup> day of November, 2018, at the County of Pike, or by some manner enumerated in Section 2901.12 of the Ohio Revised Code whereby proper venue is placed in the County of Pike, and in the State of Ohio, did unlawfully, and with purpose to commit or to promote or facilitate the commission of Aggravated Murder, Murder, and/or Aggravated Burglary, with another person or persons, to wit: Angela Jo Wagner, and/or George Washington Wagner III, and/or Edward Jacob Wagner and/or any other unidentified and/or unknown individuals, plan or aid in planning the commission of any of the said Aggravated Murders, Murders, and/or Aggravated Burglaries, and/or agree with another person or persons, to wit: Angela Jo Wagner, and/or George Washington Wagner III, and/or Edward Jacob Wagner, and/or any other unidentified and/or unknown individuals, that one or more of them would engage in conduct that facilitates the commission of any of the said Aggravated Murders, Murders, and/or Aggravated Burglaries, and subsequent to the said **George Washington Wagner IV**'s entrance into the conspiracy, a substantial overt act(s) in furtherance of the conspiracy was committed by the said **George Washington Wagner IV**, or a person with whom the said **George Washington Wagner IV** conspired, including, but not limited to the following overt acts, to wit: making several purchases in the months leading up to the Aggravated Murders, Murders and/or Aggravated Burglaries, including but not limited to the following items: specific shoes from Walmart, "brass catcher(s)", items with which to build "brass catcher(s)", ammunition, a magazine clip, a "bug" detector, and/or parts to build a "silencer(s), and/or various other items in preparation of these crimes; building a "silencer(s)"; forging documents, including forged custody documents; obtaining and sharing information regarding the victims and their properties, in preparation for these crimes to include their habits and routines, sleeping locations, physical layout of properties, countersurveillance devices present on the properties, including pets; illegal monitoring of various social media accounts; destroying and/or tampering with evidence of the crimes, including but not limited to a video recording device which Edward Jacob Wagner had purchased in March of 2016, a "silencer", video and trail cameras belonging to the victims, phones belonging to some of the victims; moving the body of Christopher Rhoden, Sr., and /or the body of Gary Rhoden; providing false and/or misleading information to the authorities, and/or various other known and unknown overt acts, and/or one of the objects of the conspiracy is aggravated murder, murder, or an offense for which the maximum penalty is imprisonment for life, in violation of Section 2903.01(A)(1) and/or (A)(2)/2903.01(J)(1) of the Ohio Revised Code.

**Conspiracy --- A Felony of the First Degree**



**COUNT TEN**

**George Washington Wagner IV**, on or about the 22<sup>nd</sup> day of April 2016, at the County of Pike, and in the State of Ohio, did unlawfully, by force, stealth, or deception, trespass in an occupied structure, to wit: Camper located at 1084 Left Fork Road, Rarden, Ohio, when another person other than an accomplice of the said **George Washington Wagner IV** was present, with purpose to commit in the structure any criminal offense, and the said **George Washington Wagner IV** inflicted physical harm on another, to wit: Kenneth Rhoden, and/or the said **George Washington Wagner IV** had a deadly weapon or dangerous ordnance on or about the said **George Washington Wagner IV**'s person, in violation of Section 2911.11(A)(1) and/or (A)(2)/2911.11(B) of the Ohio Revised Code.

**Aggravated Burglary --- A Felony of the First Degree**

**SPECIFICATION ONE TO THE TENTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner IV** had a firearm on or about his person or under his control while committing the said Aggravated Burglary, as specified in Section 2941.141 of the Ohio Revised Code.

**SPECIFICATION TWO TO THE TENTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner IV** had a firearm on or about his person or under his control while committing the said Aggravated Burglary, and displayed the firearm, brandished the firearm, indicated that the said **George Washington Wagner IV** possessed the firearm, and/or used it to facilitate the said Aggravated Burglary, as specified in Section 2941.145 of the Ohio Revised Code.

**SPECIFICATION THREE TO THE TENTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner IV** had a firearm that is an automatic firearm or that was equipped with a firearm muffler or suppressor on or about his person or under his control while committing the said Aggravated Burglary, as specified in Section 2941.144 of the Ohio Revised Code.

**COUNT ELEVEN**

**George Washington Wagner IV**, on or about the 22<sup>nd</sup> day of April 2016, at the County of Pike, and in the State of Ohio, did unlawfully, by force, stealth, or deception, trespass in an occupied structure, to wit: 4199 Union Hill Road, Piketon, Ohio, when another person other than an accomplice of the said **George Washington Wagner IV** was present, with purpose to commit in the structure any criminal offense, and the said **George Washington Wagner IV** inflicted physical harm on another, to wit: Clarence Franklin Rhoden and/or Hannah Hazel Gilley, and/or the said **George Washington Wagner IV** had a deadly weapon or dangerous ordnance on or about the said **George Washington Wagner IV**'s person, in violation of Section 2911.11(A)(1) and/or (A)(2)/2911.11(B) of the Ohio Revised Code.

**Aggravated Burglary --- A Felony of the First Degree**

**SPECIFICATION ONE TO THE ELEVENTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner IV** had a firearm on or about his person or under his control while committing the said Aggravated Burglary, as specified in Section 2941.141 of the Ohio Revised Code.

**SPECIFICATION TWO TO THE ELEVENTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner IV** had a firearm on or about his person or under his control while committing the said Aggravated Burglary, and displayed the firearm, brandished the firearm, indicated that the said **George Washington Wagner IV** possessed the firearm, and/or used it to facilitate the said Aggravated Burglary, as specified in Section 2941.145 of the Ohio Revised Code.

**SPECIFICATION THREE TO THE ELEVENTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner IV** had a firearm that is an automatic firearm or that was equipped with

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a firearm muffler or suppressor on or about his person or under his control while committing the said Aggravated Burglary, as specified in Section 2941.144 of the Ohio Revised Code.

### COUNT TWELVE

**George Washington Wagner IV**, on or about the 22<sup>nd</sup> day of April 2016, at the County of Pike, and in the State of Ohio, did unlawfully, by force, stealth, or deception, trespass in an occupied structure, to wit: 4077 Union Hill Road, Piketon, Ohio, when another person other than an accomplice of the said **George Washington Wagner IV** was present, with purpose to commit in the structure any criminal offense, and the said **George Washington Wagner IV** inflicted physical harm on another, to wit: Christopher Rhoden, Sr., and/or Gary Rhoden, and/or the said **George Washington Wagner IV** had a deadly weapon or dangerous ordnance on or about the said **George Washington Wagner IV's** person, in violation of Section 2911.11(A)(1) and/or (A)(2)/2911.11(B) of the Ohio Revised Code.

#### **Aggravated Burglary --- A Felony of the First Degree**

**SPECIFICATION ONE TO THE TWELTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner IV** had a firearm on or about his person or under his control while committing the said Aggravated Burglary, as specified in Section 2941.141 of the Ohio Revised Code.

**SPECIFICATION TWO TO THE TWELTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner IV** had a firearm on or about his person or under his control while committing the said Aggravated Burglary, and displayed the firearm, brandished the firearm, indicated that the said **George Washington Wagner IV** possessed the firearm, and/or used it to facilitate the said Aggravated Burglary, as specified in Section 2941.145 of the Ohio Revised Code.

**SPECIFICATION THREE TO THE TWELTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner IV** had a firearm that is an automatic firearm or that was equipped with a firearm muffler or suppressor on or about his person or under his control while committing the said Aggravated Burglary, as specified in Section 2941.144 of the Ohio Revised Code.

### COUNT THIRTEEN

**George Washington Wagner IV**, on or about the 22<sup>nd</sup> day of April 2016, at the County of Pike, and in the State of Ohio, did unlawfully, by force, stealth, or deception, trespass in an occupied structure, to wit: 3122 Union Hill Road, Piketon, Ohio, when another person other than an accomplice of the said **George Washington Wagner IV** was present, with purpose to commit in the structure any criminal offense, and the said **George Washington Wagner IV** inflicted physical harm on another, to wit: Dana Rhoden, Hanna May Rhoden and/or Christopher Rhoden, Jr., and/or the said **George Washington Wagner IV** had a deadly weapon or dangerous ordnance on or about the said **George Washington Wagner IV's** person, in violation of Section 2911.11(A)(1) and/or (A)(2)/2911.11(B) of the Ohio Revised Code.

#### **Aggravated Burglary -- A Felony of the First Degree**

**SPECIFICATION ONE TO THE THIRTEENTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner IV** had a firearm on or about his person or under his control while committing the said Aggravated Burglary, as specified in Section 2941.141 of the Ohio Revised Code.

**SPECIFICATION TWO TO THE THIRTEENTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner IV** had a firearm on or about his person or under his control while committing the said Aggravated Burglary, and displayed the firearm, brandished the firearm, indicated that the

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said **George Washington Wagner IV** possessed the firearm, and/or used it to facilitate the said Aggravated Burglary, as specified in Section 2941.145 of the Ohio Revised Code.

**SPECIFICATION THREE TO THE THIRTEENTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner IV** had a firearm that is an automatic firearm or that was equipped with a firearm muffler or suppressor on or about his person or under his control while committing the said Aggravated Burglary, as specified in Section 2941.144 of the Ohio Revised Code.

**COUNT FOURTEEN**

**George Washington Wagner IV**, on or about the 1st day of January 2016, through April 22, 2016, at the County of Pike, and in the State of Ohio, did unlawfully and knowingly, acquire, have, carry, or use any dangerous ordnance, in violation of Section 2923.17(A)(1)/2923.17(D) of the Ohio Revised Code.

**Unlawful Possession of Dangerous Ordnance --- A Felony of the Fifth Degree**

**SPECIFICATION ONE TO THE FOURTEENTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner IV** had a firearm on or about his person or under his control while committing the said Unlawful Possession of Dangerous Ordnance, as specified in Section 2941.141 of the Ohio Revised Code.

**SPECIFICATION TWO TO THE FOURTEENTH COUNT:** The grand jurors further find and specify that the said **George Washington Wagner IV** had a firearm on or about his person or under his control while committing the said Unlawful Possession of Dangerous Ordnance, and displayed the firearm, brandished the firearm, indicated that the said **George Washington Wagner IV** possessed the firearm, and/or used it to facilitate the said Unlawful Possession of Dangerous Ordnance, as specified in Section 2941.145 of the Ohio Revised Code.

**COUNT FIFTEEN**

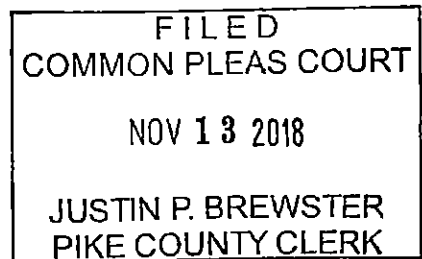
**George Washington Wagner IV**, on or about April 22, 2016, at the County of Pike, and in the State of Ohio, did unlawfully, knowing that an official proceeding or investigation was in progress, or was about to be or likely to be instituted, alter, destroy, conceal, or remove any record, document, or thing, to wit: phones and/or cameras and/or other unidentified items belonging to the victims, with purpose to impair its value or availability as evidence in such proceeding or investigation, in violation of Section 2921.12(A)(1)/2921.12(B) of the Ohio Revised Code.

**Tampering with Evidence --- A Felony of the Third Degree**

**COUNT SIXTEEN**

**George Washington Wagner IV**, on or about April 3, 2016, at the County of Pike, and in the State of Ohio, did unlawfully, knowing that an official proceeding or investigation was in progress, or was about to be or likely to be instituted, make, present, or use any record, document or thing, to wit: custody documents, knowing it to be false and with purpose to mislead a public official who is or may be engaged in such proceeding or investigation, or with purpose to corrupt the outcome of any such proceeding or investigation, in violation of Section 2921.12(A)(2)/2921.12(B) of the Ohio Revised Code.

**Tampering with Evidence --- A Felony of the Third Degree**



**COUNT SEVENTEEN**

**George Washington Wagner IV**, on or about January 1, 2016 through May 9, 2017, at the County of Pike, and in the State of Ohio, did unlawfully, knowing that an official proceeding or investigation was in progress, or was about to be or likely to be instituted, alter, destroy, conceal, or remove any record, document, or thing, to wit: silencer, and/or shell casings, and/or parts of a home security system, and/or other unidentified items, with purpose to impair its value or availability as evidence in such proceeding or investigation, in violation of Section 2921.12(A)(1)/2921.12(B) of the Ohio Revised Code.

**Tampering with Evidence --- A Felony of the Third Degree**

**COUNT EIGHTEEN**

**George Washington Wagner IV**, on or about April 3, 2016, at the County of Pike, and in the State of Ohio, did unlawfully, with purpose to defraud, or knowing that the said **George Washington Wagner IV** was facilitating a fraud, forge any writing to wit: custody documents, without the other person's authority and/or did forge any writing, to wit: custody documents, so that it purports to be genuine when it actually is spurious, or to be the act of another who did not authorize that act, or to have been executed at a time or place or with terms different from what in fact was the case, or to be a copy of an original when no such original exists, in violation of Section 2913.31 (A)(1) and/or (A)(2)/2913.31(C)(1)(b) of the Ohio Revised Code.

**Forgery --- A Felony of the Fifth Degree**

**COUNT NINETEEN**

**George Washington Wagner IV**, on or about July 1, 2014 through May 9, 2017, at the County of Pike, and in the State of Ohio, did unlawfully, in any manner and by any means, including by not limited to, computer hacking, did knowingly gain access to, attempt to gain access to, or cause access to be gained to any computer, computer system, computer network, cable service, cable system, telecommunications device, telecommunications service, or information service, to wit: social media account(s), without the consent of or beyond the scope of the express or implied consent of, the owner of the computer, computer system, computer network, cable service, cable system, telecommunications device, telecommunications service, or information service, in violation of Section 2913.04 (B)/2913.04(G)(2) of the Ohio Revised Code.

**Unauthorized Use of Property --- A Felony of the Fifth Degree**

**COUNT TWENTY**

**George Washington Wagner IV**, on or about July 1, 2014 through May 9, 2017, at the County of Pike, and in the State of Ohio, did unlawfully and purposely, intercept, attempt to intercept, or procure another person to intercept or attempt to intercept a wire, oral, or electronic communication, in violation of Section 2933.52(A)(1)/2933.52(C) of the Ohio Revised Code.

**Interception of Wire, Oral, or Electronic Communications --- A Felony of the Fourth Degree**

**COUNTY TWENTY-ONE**

**George Washington Wagner IV**, on or about April 22, 2016, through November 12, 2018, at the County of Pike, and in the State of Ohio, did unlawfully, with purpose to hinder the discovery, apprehension, prosecution, conviction, or punishment of another, to wit: Angela Jo Wagner, and/or George Washington Wagner III, and/or Edward Jacob Wagner for a crime or to assist another, to wit: Angela Jo Wagner and/or

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George Washington Wagner III, and/or Edward Jacob Wagner to benefit from the commission of a crime, did destroy or conceal physical evidence of the crime or act, or induce any person to withhold testimony or information or to elude legal process summoning the person to testify or supply evidence, and/or did communicate false information to any person, and/or the crime(s) committed by the said Angela Jo Wagner, and/or George Washington Wagner III, and/or Edward Jacob Wagner, is/are a felony(ies), in violation of Section 2921.32(A)(4) and/or (A)(5)/2921.32(C)(3) of the Ohio Revised Code.

**Obstructing Justice --- A Felony of the Fifth Degree**

**COUNT TWENTY-ONE**

**George Washington Wagner IV**, on or about January 1, 2016 through November 12, 2018, at the County of Pike, or by some manner enumerated in Section 2901.12 of the Ohio Revised Code whereby proper venue is placed in the County of Pike, and in the State of Ohio, did unlawfully, while associated with an enterprise to wit: a group of persons associated in fact, including but not limited to, immediate family members of the said **George Washington Wagner IV**, to wit: Angela Jo Wagner, and/or George Washington Wagner III, and/or Edward Jacob Wagner; and/or Rita Jo Newcomb and/or John Doe, and/or Fredericka Carol Wagner; and/or any other unidentified and/or unknown individual(s), did conduct or participate in, directly, or indirectly, the affairs of the enterprise, through a pattern of corrupt activity or the collection of an unlawful debt, to wit: engaging, either individually, or while being aided and abetted by members of the enterprise who facilitated the incidences of corrupt activity, in conduct constituting the offenses including, but not limited to the following, to wit: Aggravated Murder, a violation of Section 2903.01(A) of the Ohio Revised Code, and/or Murder, a violation of Section 2903.02(A) of the Ohio Revised Code, and/or Aggravated Burglary, a violation of Section 2911.11(A)(1) and/or 2911.11(A)(2) of the Ohio Revised Code and/or Unlawful Possession of a Dangerous Ordnance, a violation of Section 2923.17(A)(1) of the Ohio Revised Code and/or Tampering with Evidence, a violation of Section 2921.12(A)(1) and/or 2921.12(A)(2) of the Ohio Revised Code and/or Obstructing Justice, a violation of Section 2921.32(A)(4) and/or (A)(5) of the Ohio Revised Code, to include, but not limited to, the acts alleged in this indictment in Counts One through Count Twenty-One, which are incorporated as if fully rewritten herein, and/or at least one of the incidents of corrupt activity is a felony of the first, second or third degree, aggravated murder, and/or murder, in violation of Section 2923.32(A)(1)/2923.32(B)(1) of the Ohio Revised Code.

**Engaging in a Pattern of Corrupt Activity --- A Felony of the First Degree**

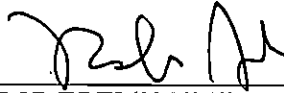
**SPECIFICATION ONE TO THE TWENTY-SECOND COUNT:** The grand jurors further find and specify that the said **George Washington Wagner IV** had a firearm on or about his person or under his control while committing the said Engaging in a Patter of Corrupt Activity, as specified in Section 2941.141 of the Ohio Revised Code.

**SPECIFICATION TWO TO THE TWENTY-SECOND COUNT:** The grand jurors further find and specify that the said **George Washington Wagner IV** had a firearm on or about his person or under his control while committing the said Engaging in a Patter of Corrupt Activity, and displayed the firearm, brandished the firearm, indicated that the said **George Washington Wagner IV** possessed the firearm, and/or used it to facilitate the said Engaging in a Patter of Corrupt Activity, as specified in Section 2941.145 of the Ohio Revised Code.

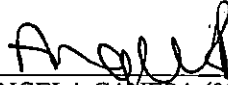
**SPECIFICATION THREE TO THE TWENTY-SECOND COUNT:** The grand jurors further find and specify that the said **George Washington Wagner IV** had a firearm that is an automatic firearm or that was equipped with a firearm muffler or suppressor on or about his person or under his control while committing the said Engaging in a Patter of Corrupt Activity, as specified in Section 2941.144 of the Ohio Revised Code.

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contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.



ROB JUNK (0056250)  
Prosecuting Attorney

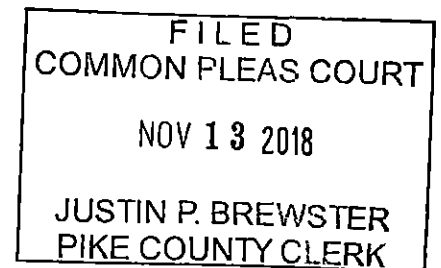


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A True Bill:



FOREMAN OF THE GRAND JURY



IN THE COURT OF COMMON PLEAS  
PIKE COUNTY, OHIO

STATE OF OHIO,  
Plaintiff.

VS.

Edward Jacob Wagner,  
Defendant.

Case No. 2018CR000154

Judge Randy D. Deering

INDICTMENT

The jurors of the Grand Jury of the State of Ohio, within and for the body of the County of Pike, or by some manner enumerated in Section 2901.12 of the Ohio Revised Code whereby proper venue is placed in the County of Pike, on their oaths, in the name and by the authority of the State of Ohio, do find and present that:

COUNT ONE

Edward Jacob Wagner, on or about the 22<sup>nd</sup> day of April 2016, at the County of Pike, and in the State of Ohio, did unlawfully and purposely, and with prior calculation and design, cause the death of another, to wit: Kenneth Rhoden, in violation of Section 2903.01(A) of the Ohio Revised Code.

**Aggravated Murder --- An Unclassified Felony**

**SPECIFICATION ONE TO THE FIRST COUNT:** The grand jurors further find and specify that the said Edward Jacob Wagner had a firearm on or about his person or under his control while committing the said Aggravated Murder, as specified in Section 2941.141 of the Ohio Revised Code.

**SPECIFICATION TWO TO THE FIRST COUNT:** The grand jurors further find and specify that the said Edward Jacob Wagner had a firearm on or about his person or under his control while committing the said Aggravated Murder, and displayed the firearm, brandished the firearm, indicated that the said Edward Jacob Wagner possessed the firearm, and/or used it to facilitate the said Aggravated Murder, as specified in Section 2941.145 of the Ohio Revised Code.

**SPECIFICATION THREE TO THE FIRST COUNT:** The grand jurors further find and specify that the said Edward Jacob Wagner had a firearm that is an automatic firearm or that was equipped with a firearm muffler or suppressor on or about his person or under his control while committing the said Aggravated Murder, as specified in Section 2941.144 of the Ohio Revised Code.

**SPECIFICATION FOUR TO THE FIRST COUNT:** The grand jurors further find and specify that the said Edward Jacob Wagner committed the said Aggravated Murder for the purpose of escaping detection, apprehension, trial, or punishment for another offense committed by the said Edward Jacob Wagner, as specified in Section 2941.14/2929.04(A)(3).

**SPECIFICATION FIVE TO THE FIRST COUNT:** The grand jurors further find and specify that the said Edward Jacob Wagner committed the said Aggravated Murder as a part of a course of conduct involving the purposeful killing of or attempt to kill two or more persons by the said Edward Jacob Wagner, as specified in Section 2941.14/2929.04(A)(5).

**SPECIFICATION SIX TO THE FIRST COUNT:** The grand jurors further find and specify that the said Edward Jacob Wagner committed the said Aggravated Murder while the offender was committing, fleeing, attempting to commit, or fleeing immediately after committing or attempting to commit aggravated

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burglary, and either the said **Edward Jacob Wagner** was the principal offender in the commission of the Aggravated Murder or, if not the principal offender, committed the Aggravated Murder with prior calculation and design, as specified in Section 2941.14/2929.04(A)(7).

### COUNT TWO

**Edward Jacob Wagner**, on or about the 22<sup>nd</sup> day of April 2016, at the County of Pike, and in the State of Ohio, did unlawfully and purposely, and with prior calculation and design, cause the death of another, to wit: **Chris Rhoden, Sr.**, in violation of Section 2903.01(A) of the Ohio Revised Code.

#### **Aggravated Murder — An Unclassified Felony**

**SPECIFICATION ONE TO THE SECOND COUNT:** The grand jurors further find and specify that the said **Edward Jacob Wagner** had a firearm on or about his person or under his control while committing the said Aggravated Murder, as specified in Section 2941.141 of the Ohio Revised Code.

**SPECIFICATION TWO TO THE SECOND COUNT:** The grand jurors further find and specify that the said **Edward Jacob Wagner** had a firearm on or about his person or under his control while committing the said Aggravated Murder, and displayed the firearm, brandished the firearm, indicated that the said **Edward Jacob Wagner** possessed the firearm, and/or used it to facilitate the said Aggravated Murder, as specified in Section 2941.145 of the Ohio Revised Code.

**SPECIFICATION THREE TO THE SECOND COUNT:** The grand jurors further find and specify that the said **Edward Jacob Wagner** had a firearm that is an automatic firearm or that was equipped with a firearm muffler or suppressor on or about his person or under his control while committing the said Aggravated Murder, as specified in Section 2941.144 of the Ohio Revised Code.

**SPECIFICATION FOUR TO THE SECOND COUNT:** The grand jurors further find and specify that the said **Edward Jacob Wagner** committed the said Aggravated Murder for the purpose of escaping detection, apprehension, trial, or punishment for another offense committed by the said **Edward Jacob Wagner**, as specified in Section 2941.14/2929.04(A)(3).

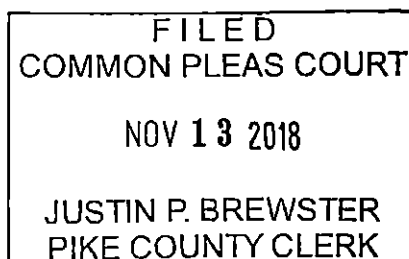
**SPECIFICATION FIVE TO THE SECOND COUNT:** The grand jurors further find and specify that the said **Edward Jacob Wagner** committed the said Aggravated Murder as a part of a course of conduct involving the purposeful killing of or attempt to kill two or more persons by the said **Edward Jacob Wagner**, as specified in Section 2941.14/2929.04(A)(5).

**SPECIFICATION SIX TO THE SECOND COUNT:** The grand jurors further find and specify that the said **Edward Jacob Wagner** committed the said Aggravated Murder while the offender was committing, attempting to commit, or fleeing immediately after committing or attempting to commit aggravated burglary, and either the said **Edward Jacob Wagner** was the principal offender in the commission of the Aggravated Murder or, if not the principal offender, committed the Aggravated Murder with prior calculation and design, as specified in Section 2941.14/2929.04(A)(7).

### COUNT THREE

**Edward Jacob Wagner**, on or about the 22<sup>nd</sup> day of April 2016, at the County of Pike, and in the State of Ohio, did unlawfully and purposely, and with prior calculation and design, cause the death of another, to wit: **Gary Rhoden**, in violation of Section 2903.01(A) of the Ohio Revised Code.

#### **Aggravated Murder --- An Unclassified Felony**



**SPECIFICATION ONE TO THE THIRD COUNT:** The grand jurors further find and specify that the said Edward Jacob Wagner had a firearm on or about his person or under his control while committing the said Aggravated Murder, as specified in Section 2941.141 of the Ohio Revised Code.

**SPECIFICATION TWO TO THE THIRD COUNT:** The grand jurors further find and specify that the said Edward Jacob Wagner had a firearm on or about his person or under his control while committing the said Aggravated Murder, and displayed the firearm, brandished the firearm, indicated that the said Edward Jacob Wagner possessed the firearm, and/or used it to facilitate the said Aggravated Murder, as specified in Section 2941.145 of the Ohio Revised Code.

**SPECIFICATION THREE TO THE THIRD COUNT:** The grand jurors further find and specify that the said Edward Jacob Wagner had a firearm that is an automatic firearm or that was equipped with a firearm muffler or suppressor on or about his person or under his control while committing the said Aggravated Murder, as specified in Section 2941.144 of the Ohio Revised Code.

**SPECIFICATION FOUR TO THE THIRD COUNT:** The grand jurors further find and specify that the said Edward Jacob Wagner committed the said Aggravated Murder for the purpose of escaping detection, apprehension, trial, or punishment for another offense committed by the said Edward Jacob Wagner, as specified in Section 2941.14/2929.04(A)(3).

**SPECIFICATION FIVE TO THE THIRD COUNT:** The grand jurors further find and specify that the said Edward Jacob Wagner committed the said Aggravated Murder as a part of a course of conduct involving the purposeful killing of or attempt to kill two or more persons by the said Edward Jacob Wagner, as specified in Section 2941.14/2929.04(A)(5).

**SPECIFICATION SIX TO THE THIRD COUNT:** The grand jurors further find and specify that the said Edward Jacob Wagner committed the said Aggravated Murder while the offender was committing, attempting to commit, or fleeing immediately after committing or attempting to commit aggravated burglary, and either the said Edward Jacob Wagner was the principal offender in the commission of the Aggravated Murder or, if not the principal offender, committed the Aggravated Murder with prior calculation and design, as specified in Section 2941.14/2929.04(A)(7).

**COUNT FOUR**

Edward Jacob Wagner, on or about the 22<sup>nd</sup> day of April 2016, at the County of Pike, and in the State of Ohio, did unlawfully and purposely, and with prior calculation and design, cause the death of another, to wit: Clarence Franklin Rhoden, in violation of Section 2903.01(A) of the Ohio Revised Code.

**Aggravated Murder --- An Unclassified Felony**

**SPECIFICATION ONE TO THE FOURTH COUNT:** The grand jurors further find and specify that the said Edward Jacob Wagner had a firearm on or about his person or under his control while committing the said Aggravated Murder, as specified in Section 2941.141 of the Ohio Revised Code.

**SPECIFICATION TWO TO THE FOURTH COUNT:** The grand jurors further find and specify that the said Edward Jacob Wagner had a firearm on or about his person or under his control while committing the said Aggravated Murder, and displayed the firearm, brandished the firearm, indicated that the said Edward Jacob Wagner possessed the firearm, and/or used it to facilitate the said Aggravated Murder, as specified in Section 2941.145 of the Ohio Revised Code.

**SPECIFICATION THREE TO THE FOURTH COUNT:** The grand jurors further find and specify that the said Edward Jacob Wagner had a firearm that is an automatic firearm or that was equipped with a firearm muffler or suppressor on or about his person or under his control while committing the said Aggravated Murder, as specified in Section 2941.144 of the Ohio Revised Code.

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**SPECIFICATION FOUR TO THE FOURTH COUNT:** The grand jurors further find and specify that the said **Edward Jacob Wagner** committed the said Aggravated Murder for the purpose of escaping detection, apprehension, trial, or punishment for another offense committed by the said **Edward Jacob Wagner**, as specified in Section 2941.14/2929.04(A)(3).

**SPECIFICATION FIVE TO THE FOURTH COUNT:** The grand jurors further find and specify that the said **Edward Jacob Wagner** committed the said Aggravated Murder as a part of a course of conduct involving the purposeful killing of or attempt to kill two or more persons by the said **Edward Jacob Wagner**, as specified in Section 2941.14/2929.04(A)(5).

**SPECIFICATION SIX TO THE FOURTH COUNT:** The grand jurors further find and specify that the said **Edward Jacob Wagner** committed the said Aggravated Murder while the offender was committing, attempting to commit, or fleeing immediately after committing or attempting to commit aggravated burglary, and either the said **Edward Jacob Wagner** was the principal offender in the commission of the Aggravated Murder or, if not the principal offender, committed the Aggravated Murder with prior calculation and design, as specified in Section 2941.14/2929.04(A)(7).

### COUNT FIVE

**Edward Jacob Wagner**, on or about the 22<sup>nd</sup> day of April 2016, at the County of Pike, and in the State of Ohio, did unlawfully and purposely, and with prior calculation and design, cause the death of another, to wit: Hannah Hazel Gilley, in violation of Section 2903.01(A) of the Ohio Revised Code.

#### Aggravated Murder --- An Unclassified Felony

**SPECIFICATION ONE TO THE FIFTH COUNT:** The grand jurors further find and specify that the said **Edward Jacob Wagner** had a firearm on or about his person or under his control while committing the said Aggravated Murder, as specified in Section 2941.141 of the Ohio Revised Code.

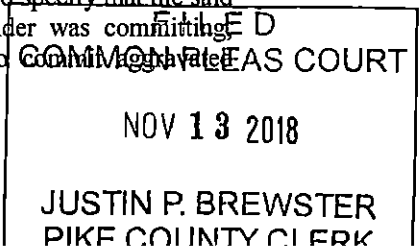
**SPECIFICATION TWO TO THE FIFTH COUNT:** The grand jurors further find and specify that the said **Edward Jacob Wagner** had a firearm on or about his person or under his control while committing the said Aggravated Murder, and displayed the firearm, brandished the firearm, indicated that the said **Edward Jacob Wagner** possessed the firearm, and/or used it to facilitate the said Aggravated Murder, as specified in Section 2941.145 of the Ohio Revised Code.

**SPECIFICATION THREE TO THE FIFTH COUNT:** The grand jurors further find and specify that the said **Edward Jacob Wagner** had a firearm that is an automatic firearm or that was equipped with a firearm muffler or suppressor on or about his person or under his control while committing the said Aggravated Murder, as specified in Section 2941.144 of the Ohio Revised Code.

**SPECIFICATION FOUR TO THE FIFTH COUNT:** The grand jurors further find and specify that the said **Edward Jacob Wagner** committed the said Aggravated Murder for the purpose of escaping detection, apprehension, trial, or punishment for another offense committed by the said **Edward Jacob Wagner**, as specified in Section 2941.14/2929.04(A)(3).

**SPECIFICATION FIVE TO THE FIFTH COUNT:** The grand jurors further find and specify that the said **Edward Jacob Wagner** committed the said Aggravated Murder as a part of a course of conduct involving the purposeful killing of or attempt to kill two or more persons by the said **Edward Jacob Wagner**, as specified in Section 2941.14/2929.04(A)(5).

**SPECIFICATION SIX TO THE FIFTH COUNT:** The grand jurors further find and specify that the said **Edward Jacob Wagner** committed the said Aggravated Murder while the offender was committing, attempting to commit, or fleeing immediately after committing or attempting to commit aggravated



burglary, and either the said **Edward Jacob Wagner** was the principal offender in the commission of the Aggravated Murder or, if not the principal offender, committed the Aggravated Murder with prior calculation and design, as specified in Section 2941.14/2929.04(A)(7).

#### COUNT SIX

**Edward Jacob Wagner**, on or about the 22<sup>nd</sup> day of April 2016, at the County of Pike, and in the State of Ohio, did unlawfully and purposely, and with prior calculation and design, cause the death of another, to wit: Dana Rhoden, in violation of Section 2903.01(A) of the Ohio Revised Code.

#### **Aggravated Murder --- An Unclassified Felony**

**SPECIFICATION ONE TO THE SIXTH COUNT:** The grand jurors further find and specify that the said **Edward Jacob Wagner** had a firearm on or about his person or under his control while committing the said Aggravated Murder, as specified in Section 2941.141 of the Ohio Revised Code.

**SPECIFICATION TWO TO THE SIXTH COUNT:** The grand jurors further find and specify that the said **Edward Jacob Wagner** had a firearm on or about his person or under his control while committing the said Aggravated Murder, and displayed the firearm, brandished the firearm, indicated that the said **Edward Jacob Wagner** possessed the firearm, and/or used it to facilitate the said Aggravated Murder, as specified in Section 2941.145 of the Ohio Revised Code.

**SPECIFICATION THREE TO THE SIXTH COUNT:** The grand jurors further find and specify that the said **Edward Jacob Wagner** had a firearm that is an automatic firearm or that was equipped with a firearm muffler or suppressor on or about his person or under his control while committing the said Aggravated Murder, as specified in Section 2941.144 of the Ohio Revised Code.

**SPECIFICATION FOUR TO THE SIXTH COUNT:** The grand jurors further find and specify that the said **Edward Jacob Wagner** committed the said Aggravated Murder for the purpose of escaping detection, apprehension, trial, or punishment for another offense committed by the said **Edward Jacob Wagner**, as specified in Section 2941.14/2929.04(A)(3).

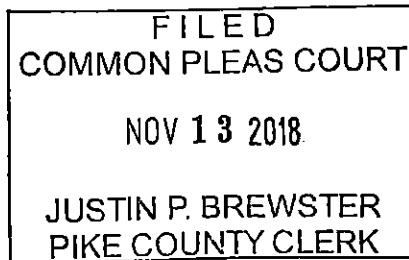
**SPECIFICATION FIVE TO THE SIXTH COUNT:** The grand jurors further find and specify that the said **Edward Jacob Wagner** committed the said Aggravated Murder as a part of a course of conduct involving the purposeful killing of or attempt to kill two or more persons by the said **Edward Jacob Wagner**, as specified in Section 2941.14/2929.04(A)(5).

**SPECIFICATION SIX TO THE SIXTH COUNT:** The grand jurors further find and specify that the said **Edward Jacob Wagner** committed the said Aggravated Murder while the offender was committing, attempting to commit, or fleeing immediately after committing or attempting to commit aggravated burglary, and either the said **Edward Jacob Wagner** was the principal offender in the commission of the Aggravated Murder or, if not the principal offender, committed the Aggravated Murder with prior calculation and design, as specified in Section 2941.14/2929.04(A)(7).

#### COUNT SEVEN

**Edward Jacob Wagner**, on or about the 22<sup>nd</sup> day of April 2016, at the County of Pike, and in the State of Ohio, did unlawfully and purposely, and with prior calculation and design, cause the death of another, to wit: Hanna May Rhoden, in violation of Section 2903.01(A) of the Ohio Revised Code.

#### **Aggravated Murder --- An Unclassified Felony**



**SPECIFICATION ONE TO THE SEVENTH COUNT:** The grand jurors further find and specify that the said Edward Jacob Wagner had a firearm on or about his person or under his control while committing the said Aggravated Murder, as specified in Section 2941.141 of the Ohio Revised Code.

**SPECIFICATION TWO TO THE SEVENTH COUNT:** The grand jurors further find and specify that the said Edward Jacob Wagner had a firearm on or about his person or under his control while committing the said Aggravated Murder, and displayed the firearm, brandished the firearm, indicated that the said Edward Jacob Wagner possessed the firearm, and/or used it to facilitate the said Aggravated Murder, as specified in Section 2941.145 of the Ohio Revised Code.

**SPECIFICATION THREE TO THE SEVENTH COUNT:** The grand jurors further find and specify that the said Edward Jacob Wagner had a firearm that is an automatic firearm or that was equipped with a firearm muffler or suppressor on or about his person or under his control while committing the said Aggravated Murder, as specified in Section 2941.144 of the Ohio Revised Code.

**SPECIFICATION FOUR TO THE SEVENTH COUNT:** The grand jurors further find and specify that the said Edward Jacob Wagner committed the said Aggravated Murder for the purpose of escaping detection, apprehension, trial, or punishment for another offense committed by the said Edward Jacob Wagner, as specified in Section 2941.14/2929.04(A)(3).

**SPECIFICATION FIVE TO THE SEVENTH COUNT:** The grand jurors further find and specify that the said Edward Jacob Wagner committed the said Aggravated Murder as a part of a course of conduct involving the purposeful killing of or attempt to kill two or more persons by the said Edward Jacob Wagner, as specified in Section 2941.14/2929.04(A)(5).

**SPECIFICATION SIX TO THE SEVENTH COUNT:** The grand jurors further find and specify that the said Edward Jacob Wagner committed the said Aggravated Murder while the offender was committing, attempting to commit, or fleeing immediately after committing or attempting to commit aggravated burglary, and either the said Edward Jacob Wagner was the principal offender in the commission of the Aggravated Murder or, if not the principal offender, committed the Aggravated Murder with prior calculation and design, as specified in Section 2941.14/2929.04(A)(7).

## COUNT EIGHT

Edward Jacob Wagner, on or about the 22<sup>nd</sup> day of April 2016, at the County of Pike, and in the State of Ohio, did unlawfully and purposely, and with prior calculation and design, cause the death of another, to wit: Christopher Rhoden, Jr., in violation of Section 2903.01(A) of the Ohio Revised Code.

### Aggravated Murder --- An Unclassified Felony

**SPECIFICATION ONE TO THE EIGHTH COUNT:** The grand jurors further find and specify that the said Edward Jacob Wagner had a firearm on or about his person or under his control while committing the said Aggravated Murder, as specified in Section 2941.141 of the Ohio Revised Code.

**SPECIFICATION TWO TO THE EIGHTH COUNT:** The grand jurors further find and specify that the said Edward Jacob Wagner had a firearm on or about his person or under his control while committing the said Aggravated Murder, and displayed the firearm, brandished the firearm, indicated that the said Edward Jacob Wagner possessed the firearm, and/or used it to facilitate the said Aggravated Murder, as specified in Section 2941.145 of the Ohio Revised Code.

**SPECIFICATION THREE TO THE EIGHTH COUNT:** The grand jurors further find and specify that the said Edward Jacob Wagner had a firearm that is an automatic firearm or that was equipped with a firearm muffler or suppressor on or about his person or under his control while committing the said Aggravated Murder, as specified in Section 2941.144 of the Ohio Revised Code.

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**SPECIFICATION FOUR TO THE EIGHTH COUNT:** The grand jurors further find and specify that the said **Edward Jacob Wagner** committed the said Aggravated Murder for the purpose of escaping detection, apprehension, trial, or punishment for another offense committed by the said **Edward Jacob Wagner**, as specified in Section 2941.14/2929.04(A)(3).

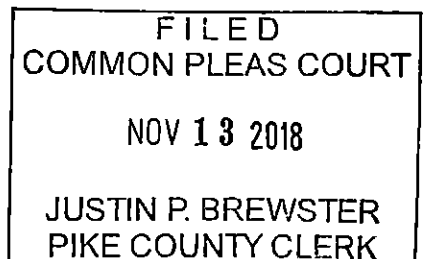
**SPECIFICATION FIVE TO THE EIGHTH COUNT:** The grand jurors further find and specify that the said **Edward Jacob Wagner** committed the said Aggravated Murder as a part of a course of conduct involving the purposeful killing of or attempt to kill two or more persons by the said **Edward Jacob Wagner**, as specified in Section 2941.14/2929.04(A)(5).

**SPECIFICATION SIX TO THE EIGHTH COUNT:** The grand jurors further find and specify that the said **Edward Jacob Wagner** committed the said Aggravated Murder while the offender was committing, attempting to commit, or fleeing immediately after committing or attempting to commit aggravated burglary, and either the said **Edward Jacob Wagner** was the principal offender in the commission of the Aggravated Murder or, if not the principal offender, committed the Aggravated Murder with prior calculation and design, as specified in Section 2941.14/2929.04(A)(7).

### COUNT NINE

**Edward Jacob Wagner**, on or about the 1st day of January 2016, through the 12<sup>th</sup> day of November, 2018, at the County of Pike, or by some manner enumerated in Section 2901.12 of the Ohio Revised Code whereby proper venue is placed in the County of Pike, and in the State of Ohio, did unlawfully, and with purpose to commit or to promote or facilitate the commission of Aggravated Murder, Murder, and/or Aggravated Burglary, with another person or persons, to wit: Angela Jo Wagner, and/or George Washington Wagner III, and/or George Washington Wagner IV and/or any other unidentified and/or unknown individuals, plan or aid in planning the commission of any of the said Aggravated Murders, Murders, and/or Aggravated Burglaries, and/or agree with another person or persons, to wit: Angela Jo Wagner, and/or George Washington Wagner III, and/or George Washington Wagner IV, and/or any other unidentified and/or unknown individuals, that one or more of them would engage in conduct that facilitates the commission of any of the said Aggravated Murders, Murders, and/or Aggravated Burglaries, and subsequent to the said **Edward Jacob Wagner's** entrance into the conspiracy, a substantial overt act(s) in furtherance of the conspiracy was committed by the said **Edward Jacob Wagner**, or a person with whom the said **Edward Jacob Wagner** conspired, including, but not limited to the following overt acts, to wit: making several purchases in the months leading up to the Aggravated Murders, Murders and/or Aggravated Burglaries, including but not limited to the following items: specific shoes from Walmart, "brass catcher(s)", items with which to build "brass catcher(s)", ammunition, a magazine clip, a "bug" detector, and/or parts to build a "silencer(s), and/or various other items in preparation of these crimes; building a "silencer(s)"; forging documents, including forged custody documents; obtaining and sharing information regarding the victims and their properties, in preparation for these crimes to include their habits and routines, sleeping locations, physical layout of properties, countersurveillance devices present on the properties, including pets; illegal monitoring of various social media accounts; destroying and/or tampering with evidence of the crimes, including but not limited to a video recording device which **Edward Jacob Wagner** had purchased in March of 2016, a "silencer", video and trail cameras belonging to the victims, phones belonging to some of the victims; moving the body of Christopher Rhoden, Sr., and /or the body of Gary Rhoden; providing false and/or misleading information to the authorities, and/or various other known and unknown overt acts, and/or one of the objects of the conspiracy is aggravated murder, murder, or an offense for which the maximum penalty is imprisonment for life, in violation of Section 2903.01(A)(1) and/or (A)(2)/2903.01(J)(1) of the Ohio Revised Code.

**Conspiracy --- A Felony of the First Degree**



**COUNT TEN**

Edward Jacob Wagner, on or about the 22<sup>nd</sup> day of April 2016, at the County of Pike, and in the State of Ohio, did unlawfully, by force, stealth, or deception, trespass in an occupied structure, to wit: Camper located at 1084 Left Fork Road, Rarden, Ohio, when another person other than an accomplice of the said Edward Jacob Wagner was present, with purpose to commit in the structure any criminal offense, and the said Edward Jacob Wagner inflicted physical harm on another, to wit: Kenneth Rhoden, and/or the said Edward Jacob Wagner had a deadly weapon or dangerous ordnance on or about the said Edward Jacob Wagner's person, in violation of Section 2911.11(A)(1) and/or (A)(2)/ 2911.11(B) of the Ohio Revised Code.

**Aggravated Burglary -- A Felony of the First Degree**

**SPECIFICATION ONE TO THE TENTH COUNT:** The grand jurors further find and specify that the said Edward Jacob Wagner had a firearm on or about his person or under his control while committing the said Aggravated Burglary, as specified in Section 2941.141 of the Ohio Revised Code.

**SPECIFICATION TWO TO THE TENTH COUNT:** The grand jurors further find and specify that the said Edward Jacob Wagner had a firearm on or about his person or under his control while committing the said Aggravated Burglary, and displayed the firearm, brandished the firearm, indicated that the said Edward Jacob Wagner possessed the firearm, and/or used it to facilitate the said Aggravated Burglary, as specified in Section 2941.145 of the Ohio Revised Code.

**SPECIFICATION THREE TO THE TENTH COUNT:** The grand jurors further find and specify that the said Edward Jacob Wagner had a firearm that is an automatic firearm or that was equipped with a firearm muffler or suppressor on or about his person or under his control while committing the said Aggravated Burglary, as specified in Section 2941.144 of the Ohio Revised Code.

**COUNT ELEVEN**

Edward Jacob Wagner, on or about the 22<sup>nd</sup> day of April 2016, at the County of Pike, and in the State of Ohio, did unlawfully, by force, stealth, or deception, trespass in an occupied structure, to wit: 4199 Union Hill Road, Piketon, Ohio, when another person other than an accomplice of the said Edward Jacob Wagner was present, with purpose to commit in the structure any criminal offense, and the said Edward Jacob Wagner inflicted physical harm on another, to wit: Clarence Franklin Rhoden and/or Hannah Hazel Gilley, and/or the said Edward Jacob Wagner had a deadly weapon or dangerous ordnance on or about the said Edward Jacob Wagner's person, in violation of Section 2911.11(A)(1) and/or (A)(2)/2911.11(B) of the Ohio Revised Code.

**Aggravated Burglary -- A Felony of the First Degree**

**SPECIFICATION ONE TO THE ELEVENTH COUNT:** The grand jurors further find and specify that the said Edward Jacob Wagner had a firearm on or about his person or under his control while committing the said Aggravated Burglary, as specified in Section 2941.141 of the Ohio Revised Code.

**SPECIFICATION TWO TO THE ELEVENTH COUNT:** The grand jurors further find and specify that the said Edward Jacob Wagner had a firearm on or about his person or under his control while committing the said Aggravated Burglary, and displayed the firearm, brandished the firearm, indicated that the said Edward Jacob Wagner possessed the firearm, and/or used it to facilitate the said Aggravated Burglary, as specified in Section 2941.145 of the Ohio Revised Code.

**SPECIFICATION THREE TO THE ELVENTH COUNT:** The grand jurors further find and specify that the said Edward Jacob Wagner had a firearm that is an automatic firearm or that was equipped with

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JUSTIN P. BREWSTER  
DIKE COUNTY CLERK

firearm muffler or suppressor on or about his person or under his control while committing the said Aggravated Burglary, as specified in Section 2941.144 of the Ohio Revised Code.

### COUNT TWELVE

**Edward Jacob Wagner**, on or about the 22<sup>nd</sup> day of April 2016, at the County of Pike, and in the State of Ohio, did unlawfully, by force, stealth, or deception, trespass in an occupied structure, to wit: 4077 Union Hill Road, Piketon, Ohio, when another person other than an accomplice of the said **Edward Jacob Wagner** was present, with purpose to commit in the structure any criminal offense, and the said **Edward Jacob Wagner** inflicted physical harm on another, to wit: Christopher Rhoden, Sr., and/or Gary Rhoden, and/or the said **Edward Jacob Wagner** had a deadly weapon or dangerous ordnance on or about the said **Edward Jacob Wagner's** person, in violation of Section 2911.11(A)(1) and/or (A)(2)/2911.11(B) of the Ohio Revised Code.

#### **Aggravated Burglary --- A Felony of the First Degree**

**SPECIFICATION ONE TO THE TWELTH COUNT:** The grand jurors further find and specify that the said **Edward Jacob Wagner** had a firearm on or about his person or under his control while committing the said Aggravated Burglary, as specified in Section 2941.141 of the Ohio Revised Code.

**SPECIFICATION TWO TO THE TWELTH COUNT:** The grand jurors further find and specify that the said **Edward Jacob Wagner** had a firearm on or about his person or under his control while committing the said Aggravated Burglary, and displayed the firearm, brandished the firearm, indicated that the said **Edward Jacob Wagner** possessed the firearm, and/or used it to facilitate the said Aggravated Burglary, as specified in Section 2941.145 of the Ohio Revised Code.

**SPECIFICATION THREE TO THE TWELTH COUNT:** The grand jurors further find and specify that the said **Edward Jacob Wagner** had a firearm that is an automatic firearm or that was equipped with a firearm muffler or suppressor on or about his person or under his control while committing the said Aggravated Burglary, as specified in Section 2941.144 of the Ohio Revised Code.

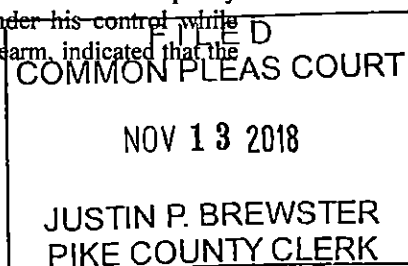
### COUNT THIRTEEN

**Edward Jacob Wagner**, on or about the 22<sup>nd</sup> day of April 2016, at the County of Pike, and in the State of Ohio, did unlawfully, by force, stealth, or deception, trespass in an occupied structure, to wit: 3122 Union Hill Road, Piketon, Ohio, when another person other than an accomplice of the said **Edward Jacob Wagner** was present, with purpose to commit in the structure any criminal offense, and the said **Edward Jacob Wagner** inflicted physical harm on another, to wit: Dana Rhoden, Hanna May Rhoden and/or Christopher Rhoden, Jr., and/or the said **Edward Jacob Wagner** had a deadly weapon or dangerous ordnance on or about the said **Edward Jacob Wagner's** person, in violation of Section 2911.11(A)(1) and/or (A)(2)/2911.11(B) of the Ohio Revised Code.

#### **Aggravated Burglary -- A Felony of the First Degree**

**SPECIFICATION ONE TO THE THIRTEENTH COUNT:** The grand jurors further find and specify that the said **Edward Jacob Wagner** had a firearm on or about his person or under his control while committing the said Aggravated Burglary, as specified in Section 2941.141 of the Ohio Revised Code.

**SPECIFICATION TWO TO THE THIRTEENTH COUNT:** The grand jurors further find and specify that the said **Edward Jacob Wagner** had a firearm on or about his person or under his control while committing the said Aggravated Burglary, and displayed the firearm, brandished the firearm, indicated that the





said **Edward Jacob Wagner** possessed the firearm, and/or used it to facilitate the said Aggravated Burglary, as specified in Section 2941.145 of the Ohio Revised Code.

**SPECIFICATION THREE TO THE THIRTEENTH COUNT:** The grand jurors further find and specify that the said **Edward Jacob Wagner** had a firearm that is an automatic firearm or that was equipped with a firearm muffler or suppressor on or about his person or under his control while committing the said Aggravated Burglary, as specified in Section 2941.144 of the Ohio Revised Code.

#### **COUNT FOURTEEN**

**Edward Jacob Wagner**, on or about the 1st day of January 2016, through April 22, 2016, at the County of Pike, and in the State of Ohio, did unlawfully and knowingly, acquire, have, carry, or use any dangerous ordnance, in violation of Section 2923.17(A)(1)/2923.17(D) of the Ohio Revised Code.

#### **Unlawful Possession of Dangerous Ordnance --- A Felony of the Fifth Degree**

**SPECIFICATION ONE TO THE FOURTEENTH COUNT:** The grand jurors further find and specify that the said **Edward Jacob Wagner** had a firearm on or about his person or under his control while committing the said Unlawful Possession of Dangerous Ordnance, as specified in Section 2941.141 of the Ohio Revised Code.

**SPECIFICATION TWO TO THE FOURTEENTH COUNT:** The grand jurors further find and specify that the said **Edward Jacob Wagner** had a firearm on or about his person or under his control while committing the said Unlawful Possession of Dangerous Ordnance, and displayed the firearm, brandished the firearm, indicated that the said **Edward Jacob Wagner** possessed the firearm, and/or used it to facilitate the said Unlawful Possession of Dangerous Ordnance, as specified in Section 2941.145 of the Ohio Revised Code.

#### **COUNT FIFTEEN**

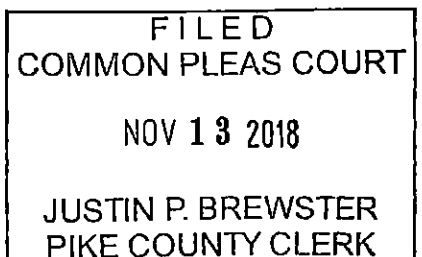
**Edward Jacob Wagner**, on or about April 22, 2016, at the County of Pike, and in the State of Ohio, did unlawfully, knowing that an official proceeding or investigation was in progress, or was about to be or likely to be instituted, alter, destroy, conceal, or remove any record, document, or thing, to wit: phones and/or cameras and/or other unidentified items belonging to the victims, with purpose to impair its value or availability as evidence in such proceeding or investigation, in violation of Section 2921.12(A)(1)/2921.12(B) of the Ohio Revised Code.

#### **Tampering with Evidence --- A Felony of the Third Degree**

#### **COUNT SIXTEEN**

**Edward Jacob Wagner**, on or about April 3, 2016, at the County of Pike, and in the State of Ohio, did unlawfully, knowing that an official proceeding or investigation was in progress, or was about to be or likely to be instituted, make, present, or use any record, document or thing, to wit: custody documents, knowing it to be false and with purpose to mislead a public official who is or may be engaged in such proceeding or investigation, or with purpose to corrupt the outcome of any such proceeding or investigation, in violation of Section 2921.12(A)(2)/2921.12(B) of the Ohio Revised Code.

#### **Tampering with Evidence --- A Felony of the Third Degree**



**COUNT SEVENTEEN**

**Edward Jacob Wagner**, on or about January 1, 2016 through May 9, 2017, at the County of Pike, and in the State of Ohio, did unlawfully, knowing that an official proceeding or investigation was in progress, or was about to be or likely to be instituted, alter, destroy, conceal, or remove any record, document, or thing, to wit: silencer, and/or shell casings, and/or parts of a home security system, and/or other unidentified items, with purpose to impair its value or availability as evidence in such proceeding or investigation, in violation of Section 2921.12(A)(1)/2921.12(B) of the Ohio Revised Code.

**Tampering with Evidence -- A Felony of the Third Degree**

**COUNT EIGHTEEN**

**Edward Jacob Wagner**, on or about April 3, 2016, at the County of Pike, and in the State of Ohio, did unlawfully, with purpose to defraud, or knowing that the said **Edward Jacob Wagner** was facilitating a fraud, forge any writing to wit: custody documents, without the other person's authority and/or did forge any writing, to wit: custody documents, so that it purports to be genuine when it actually is spurious, or to be the act of another who did not authorize that act, or to have been executed at a time or place or with terms different from what in fact was the case, or to be a copy of an original when no such original exists, in violation of Section 2913.31 (A)(1) and/or (A)(2)/2913.31(C)(1)(b) of the Ohio Revised Code.

**Forgery -- A Felony of the Fifth Degree**

**COUNT NINETEEN**

**Edward Jacob Wagner**, on or about July 1, 2014 through May 9, 2017, at the County of Pike, and in the State of Ohio, did unlawfully, in any manner and by any means, including by not limited to, computer hacking, did knowingly gain access to, attempt to gain access to, or cause access to be gained to any computer, computer system, computer network, cable service, cable system, telecommunications device, telecommunications service, or information service, to wit: social media account(s), without the consent of or beyond the scope of the express or implied consent of, the owner of the computer, computer system, computer network, cable service, cable system, telecommunications device, telecommunications service, or information service, in violation of Section 2913.04 (B)/2913.04(G)(2) of the Ohio Revised Code.

**Unauthorized Use of Property -- A Felony of the Fifth Degree**

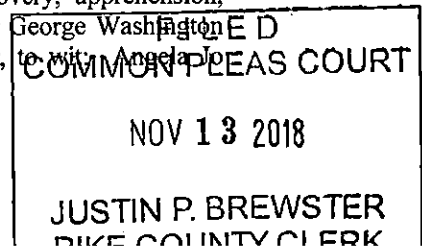
**COUNT TWENTY**

**Edward Jacob Wagner**, on or about July 1, 2014 through May 9, 2017, at the County of Pike, and in the State of Ohio, did unlawfully and purposely, intercept, attempt to intercept, or procure another person to intercept or attempt to intercept a wire, oral, or electronic communication, in violation of Section 2933.52(A)(1)/2933.52(C) of the Ohio Revised Code.

**Interception of Wire, Oral, or Electronic Communications -- A Felony of the Fourth Degree**

**COUNTY TWENTY-ONE**

**Edward Jacob Wagner**, on or about April 22, 2016, through November 12, 2018, at the County of Pike, and in the State of Ohio, did unlawfully, with purpose to hinder the discovery, apprehension, prosecution, conviction, or punishment of another, to wit: Angela Jo Wagner, and/or George Washington Wagner III, and/or George Washington Wagner IV for a crime or to assist another,



Wagner, and/or George Washington Wagner III, and/or George Washington Wagner IV to benefit from the commission of a crime, did destroy or conceal physical evidence of the crime or act, or induce any person to withhold testimony or information or to elude legal process summoning the person to testify or supply evidence, and/or did communicate false information to any person, and/or the crime(s) committed by the said Angela Jo Wagner, and/or George Washington Wagner III, and/or George Washington Wagner IV, is/are a felony(ies), in violation of Section 2921.32(A)(4) and/or (A)(5)/2921.32(C)(3) of the Ohio Revised Code.

**Obstructing Justice — A Felony of the Fifth Degree**

**COUNT TWENTY-TWO**

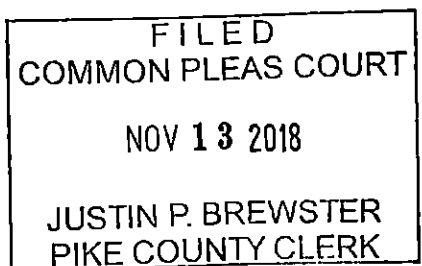
**Edward Jacob Wagner**, on or about January 1, 2016 through November 12, 2018, at the County of Pike, or by some manner enumerated in Section 2901.12 of the Ohio Revised Code whereby proper venue is placed in the County of Pike, and in the State of Ohio, did unlawfully, while associated with an enterprise to wit: a group of persons associated in fact, including but not limited to, immediate family members of the said **Edward Jacob Wagner**, to wit: Angela Jo Wagner, and/or George Washington Wagner III, and/or George Washington Wagner IV; and/or Rita Jo Newcomb and/or John Doe, and/or Fredericka Carol Wagner; and/or any other unidentified and/or unknown individual(s), did conduct or participate in, directly, or indirectly, the affairs of the enterprise, through a pattern of corrupt activity or the collection of an unlawful debt, to wit: engaging, either individually, or while being aided and abetted by members of the enterprise who facilitated the incidences of corrupt activity, in conduct constituting the offenses including, but not limited to the following, to wit: Aggravated Murder, a violation of Section 2903.01(A) of the Ohio Revised Code, and/or Murder, a violation of Section 2903.02(A) of the Ohio Revised Code, and/or Aggravated Burglary, a violation of Section 2911.11(A)(1) and/or 2911.11(A)(2) of the Ohio Revised Code and/or Unlawful Possession of a Dangerous Ordnance, a violation of Section 2923.17(A)(1) of the Ohio Revised Code and/or Tampering with Evidence, a violation of Section 2921.12(A)(1) and/or 2921.12(A)(2) of the Ohio Revised Code and/or Obstructing Justice, a violation of Section 2921.32(A)(4) and/or (A)(5) of the Ohio Revised Code, to include, but not limited to, the acts alleged in this indictment in Counts One through Count Twenty-One, which are incorporated as if fully rewritten herein, and/or at least one of the incidents of corrupt activity is a felony of the first, second or third degree, aggravated murder, and/or murder, in violation of Section 2923.32 (A)(1)/2923.32(B)(1) of the Ohio Revised Code.

**Engaging in a Pattern of Corrupt Activity — A Felony of the First Degree**

**SPECIFICATION ONE TO THE TWENTY-SECOND COUNT:** The grand jurors further find and specify that the said **Edward Jacob Wagner** had a firearm on or about his person or under his control while committing the said Engaging in a Patter of Corrupt Activity, as specified in Section 2941.141 of the Ohio Revised Code.

**SPECIFICATION TWO TO THE TWENTY-SECOND COUNT:** The grand jurors further find and specify that the said **Edward Jacob Wagner** had a firearm on or about his person or under his control while committing the said Engaging in a Patter of Corrupt Activity, and displayed the firearm, brandished the firearm, indicated that the said **Edward Jacob Wagner** possessed the firearm, and/or used it to facilitate the said Engaging in a Patter of Corrupt Activity, as specified in Section 2941.145 of the Ohio Revised Code.

**SPECIFICATION THREE TO THE TWENTY-SECOND COUNT:** The grand jurors further find and specify that the said **Edward Jacob Wagner** had a firearm that is an automatic firearm or that was equipped with a firearm muffler or suppressor on or about his person or under his control while committing the said Engaging in a Patter of Corrupt Activity, as specified in Section 2941.144 of the Ohio Revised Code.

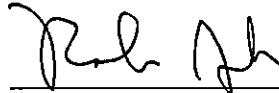


**COUNT TWENTY-THREE**

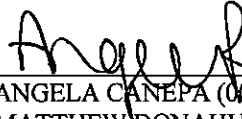
**Edward Jacob Wagner**, on or about the 18<sup>th</sup> day of January, 2013, through the 18<sup>th</sup> day of March, 2013, at the County of Pike, and in the State of Ohio, did unlawfully, being age eighteen (18) years of age or older, to wit: age twenty (20), engage in sexual conduct with another to wit: Hanna May Rhoden, who was not the spouse of the said **Edward Jacob Wagner**, when the said **Edward Jacob Wagner** knew that the said Hanna May Rhoden was thirteen (13) years of age or older but less than sixteen (16) years of age, to wit: age fifteen (15) years of age, or the said **Edward Jacob Wagner** was reckless in that regard, and/or the said **Edward Jacob Wagner** was four or more years older than the said Hanna May Rhoden at the time of the offense, in violation of Section 2907.04 (A)/2907.04(B)(1) of the Ohio Revised Code.

**Unlawful Sexual Conduct with a Minor --- A Felony of the Fourth Degree**

contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.



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A True Bill:



FOREMAN OF THE GRAND JURY

