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5/21/24

INTERIM COMPLAINT

Offense Time/Date: ~~See Interim~~

STATE OF ARIZONA

Offense Location: [Redacted]

Arrest Time/Date: [Redacted]

Arrest Location: [Redacted]

Date MARCH 26, 2025

Court Justice  
Pima County, State of Arizona

VS.

MIKE CORTEZ FELIX  
Defendant's Name (Please Print)

No. 1

Precinct No. 1  
Arresting Agency Sahuarita Police Department  
Agency Case No. S24120201  
Arresting Officer J. VILLANUEVA SP261

**BOND RECOMMENDATION**  
High Bond ☒ Low Bond ☐  
No Recommendation ☐  
Hold Without Bond ☐

**INTERIM COMPLAINT:** To be used only where necessary to comply with the provisions of Rule 4.1, 4.2 Arizona Rules of Criminal Procedure.

PLEASE PRINT CHARGING INFORMATION

The undersigned, having appeared personally and having been duly sworn does, upon information and belief, accuse MIKE CORTEZ FELIX of the crime(s)  
of Trafficking in Stolen Property (F3) x2 Theft by Control (F4) x2  
Conspiracy to Commit Fraudulent Schemes and Artifacts (F2) x 3  
committed on the b/t 10/2019 day of 12/2024, 20       , in Pima County, in violation of  
A.R.S. Section 13-2307B (F3); 13-1802A1 (F4); 13-1003/13-2310A (F2)

Statute(s)  
R. Moreno 4688  
Complaining Witness  
R. MORENO / PCD  
Name and Agency (Please Print)

3-26-25  
Date

Statement of Probable Cause:  
SEE ATTACHED  
☐ Continued on next page

MARCH 26, 2025  
Date

J. VILLANUEVA SP261  
Reporting Officer / Badge No.

This court has found reasonable cause to believe that such offense was committed and that the defendant committed it.

3-26-25  
Date

[Signature]  
Justice of the Peace / Magistrate

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Defendant's Name: MIKE CORTEZ FELIX Agency Case No. S24120201

Statement of Probable Cause continued:

SEE ATTACHED FORM(S): 4 PAGES

Justification for Bond Recommendation:

PD is requesting a bond of \$20,000.00USD for MIKE FELIX, due to his willfulness and intent to participate in act(s) of theft by control and trafficking in stolen property as he conspired with a co-defendant to purchase and acquire gas-powered tools for his company's benefit. The tools were acquired by means of public funds, which were orchestrated by both MIKE FELIX and a co-defendant. MIKE FELIX is believed to have acted in unethical business practices, along with a co-defendant by providing confidential monetary compensation to the co-defendant (a town employee) after he completed construction jobs for the Town of Sahuarita.

On December 7<sup>th</sup>, 2024, the Town of Sahuarita Mayor received an anonymous report regarding a town employee, Joe Marti, possibly being involved in criminal activity. His estranged wife disclosed Joe Marti was employed as the Street's Superintendent with the Town of Sahuarita, and she suspected him the allegations consisted of unlawful use of an issued Town of Sahuarita credit card to purchase gasoline for his personal vehicles. The estranged wife reported Joe Marti was receiving monetary paybacks from a company currently contracted with the Town of Sahuarita (Mikey's Concrete, LLC). An allegation that Joe Marti exchanged construction jobs within the Town of Sahuarita and received monetary gain was also alleged by the estranged wife. She later witnessed large deposits of money into a shared banking account between J. Marti and his wife.

On December 9<sup>th</sup>, 2024, SPD Detectives were assigned to investigate these allegations and discovered multiple incidents in which Joe Marti was unlawfully using a Town of Sahuarita fuel card to purchase fuel for his personal vehicles. SPD investigators discovered Joe Marti pawned/sold a Nikon Total Station valued at approximately \$5,900.00USD. Joe Marti was subsequently arrested for criminal charges of trafficking in stolen property, theft, and fraudulent schemes and artifices. He was booked into the Pima County Jail on January 17<sup>th</sup>, 2025.

SPD detectives identified the concrete business owner of Mikey's Concrete, LLC, as MIKE FELIX. Several search warrants were obtained and served on Joe Marti's personal and business cellular phones and banking accounts. Investigation revealed J. Marti had continuous communication with a MIKE FELIX via email(s), text message(s), sharing of photographs/documents, and phone call(s). The communication between J. Marti and MIKE FELIX fully describe the acts of conspiracy to commit theft from the Town of Sahuarita under the guise of an appropriate purchase through a business account.

From a subsequent download/extraction from two (2) cellular phones revealed J. Marti's communication with MIKE FELIX to conceivably obtain a large sum(s) of money related to confidential repayment for construction jobs which J. Marti is believed to have orchestrated and MIKE FELIX's participation. The conversations detailed the number of items, the desired specific tool(s) for MIKE FELIX, and the arrangement(s) for the business to include price(s) and meeting location. J. Marti and MIKE FELIX are believed to have collaborated to purchase tools and other items using the business account of the Town of Sahuarita and charging the company expense account which leads to a financial loss for the Town of Sahuarita. This belief was substantiated through the message(s) located from the cell phone downloads and corroborated with direct information provided by a witness to these allegations.

SPD investigators received banking records information for J. Marti and MIKE FELIX which validated the information provided by the witness. The information from the cellular phone downloads illustrated text messaging communications between J Marti and MIKE FELIX and confirmed both men agreeing upon amounts in payable in loans, and repayment for construction jobs, as well as other payments. In the text messages, MIKE FELIX agrees to give J. Marti a total of \$5,000.00USD after J. Marti had initially requested \$7,500.00USD. In review of banking accounts of J. Marti, the amounts are later deposited into two (2) accounts of Vantage West Credit Union.



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An estimated amount between \$15,000.00USD and \$22,000.00USD has been deposited into J Marti's account since his employment with the Town of Sahuarita. J Marti was terminated from employment with the Town of Sahuarita in early January 2025, and a search was completed for a Town of Sahuarita office assigned to J. Marti. A check was located in the office and was issued from MIKE FELIX to Joe Marti on 02/08/2024 for an amount of \$2,000.00USD. Items within the office corroborated with the statements provided from the witness and evidence obtained from cellular phone downloads. Pursuant to a search warrant for J. Marti's and MIKE FELIX's banking account(s), SPD investigators discovered a second check from MIKE FELIX to J. Marti dated 11/02/2023 for \$3,000.00USD. These two (2) instances are corroborated with the information provided to SPD from the witness. In the cellular phone download/extraction of J. Marti, the

On March 19, 2025, SPD investigators contacted MIKE FELIX as he responded to the police station as a visitor. He disclosed and validated that he had previously met with J. Marti after agreeing to purchase tools under the guise of an appropriate purchase through a business account belonging to the Town of Sahuarita. MIKE FELIX and J. Marti arranged to purchase the items significantly under the listed purchase price using a business amount card belonging to the Town of Sahuarita.

The purchased item(s) included several landscaping/gardening tools:

- 5/21/2024, \$3,793.70USD
- 6/11/2024, \$1,703.97USD
- STIHL, model: FS-111-R, gas-powered professional trimmer, \$459.99/ea., qty. (4), purchased from Stotz on 5/21/24, total amount: **\$1,448.48USD**.
  - These items were recovered (ON2, ON3, ON4, ON5) during a search of Mike Felix's Company Storage Yard (18158 S. Old Nogales Hwy.) pursuant to a search warrant on 3/5/25.
- STIHL, model: MS-311, gas-powered Oilomatic chain saw, \$659.99/ea., qty. (2), purchased from Stotz on 5/21/24, total amount: **\$1,052.34USD**.
  - These items (ON9, ON10) were recovered during a search of Mike Felix's Company Storage Yard (18158 S. Old Nogales Hwy.) pursuant to a search warrant on 3/5/25.
- STIHL, model: MS-250, gas-powered Oilomatic chain saw, \$399.99/ea., qty. (2), purchased from Stotz on 5/21/24, total amount: **\$646.44USD**.
  - These items (ON11, ON1) were recovered during a search of Mike Felix's Company Storage Yard (18158 S. Old Nogales Hwy.) pursuant to a search warrant on 3/5/25.
- STIHL, model: HT-133, gas-powered professional pole pruners, \$769.99/ea., qty. (2), purchased from Stotz on 6/11/24, total amount: **\$1,231.98USD**.
  - This purchase was referenced in text messages with Mikey's Concrete (Mike Felix). The text messages show that Joe Marti purchased these items and sold them to Mike Felix at a discounted rate and located at 18158 S Old Nogales Hwy.



- STIHL, model: HS-82-R, gas-powered professional hedge trimmers, \$471.99/ea., qty. (1), purchased from Stotz on 6/11/24, total amount: **\$471.99USD**.
  - This purchase was referenced in text messages with Mike Felix. The text messages show that Joe Marti purchased these items and sold them to Mike Felix at a discounted rate and located at 18158 S Old Nogales Hwy.

MIKE FELIX acknowledged collaborating with J. Marti to purchase items significantly under the purchase price with the intent of permanently denying the Town of Sahuarita of these items to benefit the business of MIKE FELIX. MIKE FELIX also admitted the tools were possibly still located at his residence at 18158 S Old Nogales Hwy, Sahuarita.

Based on the totality of the facts and circumstances, I developed probable cause to charge MIKE FELIX with the following:

1. ARS 13-2307B Trafficking in Stolen Property, for MIKE FELIX knowingly initiating, organizing, and planning the theft and trafficking of the property of the Town of Sahuarita (tools) which were purchased on **5/21/2024** by Joe Marti which were obtained by fraudulent means.
2. ARS 13-2307B Trafficking in Stolen Property, for MIKE FELIX knowingly initiating, organizing, and planning the theft and trafficking of the property of the Town of Sahuarita (tools) which were purchased on **6/11/2024** by Joe Marti which were obtained by fraudulent means.
3. ARS 13-1802A1 Theft, for MIKE FELIX knowingly controlling the property of the Town of Sahuarita (tools) with the intent of permanently deprive the Town of Sahuarita of their tools which were obtained by J. Marti which were purchased on **5/21/2024** under fraudulent conditions.
4. ARS 13-1802A1 Theft, for MIKE FELIX knowingly controlling the property of the Town of Sahuarita (tools) with the intent of permanently depriving the Town of Sahuarita of their tools which were obtained by J. Marti which were purchased on **6/11/2024** under fraudulent conditions.
5. ARS 13-1003/ARS 13-2310A Conspiracy to Commit Fraudulent Schemes and Artifices, for MIKE FELIX intentionally promoting and/or aiding in the commission of an offense, as MIKE FELIX agreed with J. Marti to engage in conduct constituting an offense by a scheme and knowingly obtaining a benefit by means of false or fraudulent pretenses, misrepresentations, and/or promises to conceivably obtain a large sum(s) of money related to confidential repayment for construction jobs the Town of Sahuarita, which was corroborated through text messages and statements from MIKE FELIX on or about **12/2/2024**.
6. ARS 13-1003/ARS 13-2310A Conspiracy to Commit Fraudulent Schemes and Artifices, for MIKE FELIX intentionally promoting and/or aiding in the commission of an offense, as MIKE FELIX agreed with J. Marti to engage in conduct constituting an offense by a

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scheme and knowingly obtaining a benefit by means of false or fraudulent pretenses, misrepresentations, and/or promises to conceivably obtain a large sum(s) of money related to confidential repayment for construction jobs the Town of Sahuarita, which was corroborated through text messages and statements from MIKE FELIX on or about **02/08/2024**.

7. ARS 13-1003/ARS 13-2310A Conspiracy to Commit Fraudulent Schemes and Artifices, for MIKE FELIX intentionally promoting and/or aiding in the commission of an offense, as MIKE FELIX agreed with J. Marti to engage in conduct constituting an offense by a scheme and knowingly obtaining a benefit by means of false or fraudulent pretenses, misrepresentations, and/or promises to conceivably obtain a large sum(s) of money related to confidential repayment for construction jobs the Town of Sahuarita, which was corroborated through text messages and statements from MIKE FELIX on or about **11/02/2023**.