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**IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
IN AND FOR THE COUNTY OF PIMA**

STATE OF ARIZONA,
Plaintiff,

v.

DAVID ALAN RUBEN,
DOB: 06/13/1947

Defendant.

Case No:
82 SGJ 200

INDICTMENT

CHARGING VIOLATIONS OF:

COUNT 1: FRAUDULENT SCHEMES AND ARTIFICES, a class 2 felony, in violation of A.R.S. §13-2310

COUNT 2: ADMINISTRATION OF A NARCOTIC DRUG, a class 2 felony, in violation of A.R.S. § 13-3408(A)(5)

COUNT 3: ADMINISTRATION OF A NARCOTIC DRUG, a class 2 felony, in violation of A.R.S. § 13-3408(A)(5)

COUNT 4: ADMINISTRATION OF A NARCOTIC DRUG, a class 2 felony, in violation of A.R.S. § 13-3408(A)(5)

COUNT 5: ADMINISTRATION OF A NARCOTIC DRUG, a class 2 felony, in violation of A.R.S. § 13-3408(A)(5)

COUNT 6: ADMINISTRATION OF A NARCOTIC DRUG, a class 2 felony, in violation of A.R.S. § 13-3408(A)(5)

COUNT 7: ADMINISTRATION OF A NARCOTIC DRUG, a class 2 felony, in violation of A.R.S. § 13-3408(A)(5)

COUNT 8: ADMINISTRATION OF A NARCOTIC DRUG, a class 2 felony, in violation of A.R.S. § 13-3408(A)(5)

COUNT 9: ADMINISTRATION OF A NARCOTIC DRUG, a class 2 felony, in violation of A.R.S. § 13-3408(A)(5)

COUNT 10: ADMINISTRATION OF A NARCOTIC DRUG, a class 2 felony, in violation of A.R.S. § 13-3408(A)(5)

COUNT 11: ADMINISTRATION OF A NARCOTIC DRUG, a class 2 felony, in violation of A.R.S. § 13-3408(A)(5)

COUNT 12: ADMINISTRATION OF A NARCOTIC DRUG, a class 2 felony, in violation of A.R.S. § 13-3408(A)(5)

COUNT 13: ADMINISTRATION OF A NARCOTIC DRUG, a class 2 felony, in violation of A.R.S. § 13-3408(A)(5)

COUNT 14: ADMINISTRATION OF A NARCOTIC DRUG, a class 2 felony, in violation of A.R.S. § 13-3408(A)(5)

COUNT 15: ADMINISTRATION OF A NARCOTIC DRUG, a class 2 felony, in violation of A.R.S. § 13-3408(A)(5)

COUNT 16: ADMINISTRATION OF A NARCOTIC DRUG, a class 2 felony, in violation of A.R.S. § 13-3408(A)(5)

COUNT 17: ADMINISTRATION OF A NARCOTIC DRUG, a class 2 felony, in violation of A.R.S. § 13-3408(A)(5)

COUNT 18: ADMINISTRATION OF A NARCOTIC DRUG, a class 2 felony, in violation of A.R.S. § 13-3408(A)(5)

COUNT 19: ADMINISTRATION OF A NARCOTIC DRUG, a class 2 felony, in violation of A.R.S. § 13-3408(A)(5)

COUNT 20: ADMINISTRATION OF A NARCOTIC DRUG, a class 2 felony, in violation of A.R.S. § 13-3408(A)(5)

COUNT 21: ADMINISTRATION OF A NARCOTIC DRUG, a class 2 felony, in violation of A.R.S. § 13-3408(A)(5)

COUNT 22: ADMINISTRATION OF A NARCOTIC DRUG, a class 2 felony, in violation of A.R.S. § 13-3408(A)(5)

COUNT 23: ADMINISTRATION OF A NARCOTIC DRUG, a class 2 felony, in violation of A.R.S. § 13-3408(A)(5)

COUNT 24: ADMINISTRATION OF A NARCOTIC DRUG, a class 2 felony, in violation of A.R.S. § 13-3408(A)(5)

COUNT 25: ADMINISTRATION OF A NARCOTIC DRUG, a class 2 felony, in violation of A.R.S. § 13-3408(A)(5)

The Arizona State Grand Jury accuses **DAVID ALAN RUBEN**, charging on this 19th day of March, 2018, that in or from Pima County, Arizona:

COUNT 1: FRAUDULENT SCHEMES AND ARTIFICES

On or between 09/19/2016 and 03/16/2017, **DR. DAVID ALAN RUBEN**, pursuant to a scheme or artifice to defraud, knowingly obtained a benefit (to wit: payment for seeing patients and prescribing them Schedule II narcotics without authorization to prescribe such drugs) by means of fraudulent pretenses, representations, promises or material omissions, in violation of A.R.S. §§ 13-2310, 13-2301, 13-603, 13-610, 13-701, 13-702, 13-801, 13-804, 13-301 and 13-811.

COUNT 2: ADMINISTRATION OF A NARCOTIC DRUG

On or about 02/16/2017, **DR. DAVID ALAN RUBEN**, knowingly administered a narcotic drug, to wit: Hydrocodone-Acetaminophen (Norco) to Francisco Daniel, in violation of A.R.S. §§ 13-3408, 13-3401, 13-3412, 13-301, 13-302, 13-303, 13-603, 13-701, 13-702, 13-703, 13-801, 13-804, and 13-811.

COUNT 3: ADMINISTRATION OF A NARCOTIC DRUG

On or about 03/09/2017, **DR. DAVID ALAN RUBEN**, knowingly administered a narcotic drug, to wit: Oxycodone-Acetaminophen (Percocet) to Francisco Daniel, in violation of A.R.S. §§ 13-3408, 13-3401, 13-3412, 13-301, 13-302, 13-303, 13-603, 13-701, 13-702, 13-703, 13-801, 13-804, and 13-811.

COUNT 4: ADMINISTRATION OF A NARCOTIC DRUG

On or about 10/04/2016, **DR. DAVID ALAN RUBEN**, knowingly administered a narcotic drug, to wit: Hydrocodone-Acetaminophen to Monique Frigard, in violation of A.R.S. §§ 13-3408, 13-3401, 13-3412, 13-301, 13-302, 13-303, 13-603, 13-701, 13-702, 13-703, 13-801, 13-804, and 13-811.

COUNT 5: ADMINISTRATION OF A NARCOTIC DRUG

On, about, or between 11/02/2016 and 11/04/2016, **DR. DAVID ALAN RUBEN**, knowingly administered a narcotic drug, to wit: Hydrocodone-Acetaminophen to Monique Frigard, in violation of A.R.S. §§ 13-3408, 13-3401, 13-3412, 13-301, 13-302, 13-303, 13-603, 13-701, 13-702, 13-703, 13-801, 13-804, and 13-811.

COUNT 6: ADMINISTRATION OF A NARCOTIC DRUG

On, about, or between 12/01/2016 and 12/02/2016, **DR. DAVID ALAN RUBEN**, knowingly administered a narcotic drug, to wit: Hydrocodone-Acetaminophen to Monique Frigard, in violation of A.R.S. §§ 13-3408, 13-3401, 13-3412, 13-301, 13-302, 13-303, 13-603, 13-701, 13-702, 13-703, 13-801, 13-804, and 13-811.

COUNT 7: ADMINISTRATION OF A NARCOTIC DRUG

On, about, or between 12/29/2016 and 12/31/2016, **DR. DAVID ALAN RUBEN**, knowingly administered a narcotic drug, to wit: Hydrocodone-Acetaminophen to Monique Frigard, in violation of A.R.S. §§ 13-3408, 13-3401, 13-3412, 13-301, 13-302, 13-303, 13-603, 13-701, 13-702, 13-703, 13-801, 13-804, and 13-811.

COUNT 8: ADMINISTRATION OF A NARCOTIC DRUG

On, about, or between 01/26/2017 and 01/29/2017, **DR. DAVID ALAN RUBEN**, knowingly administered a narcotic drug, to wit: Hydrocodone-Acetaminophen to Monique Frigard, in violation of A.R.S. §§ 13-3408, 13-3401, 13-3412, 13-301, 13-302, 13-303, 13-603, 13-701, 13-702, 13-703, 13-801, 13-804, and 13-811.

COUNT 9: ADMINISTRATION OF A NARCOTIC DRUG

On or about 02/25/2017, **DR. DAVID ALAN RUBEN**, knowingly administered a narcotic drug, to wit: Hydrocodone-Acetaminophen to Monique Frigard, in violation of A.R.S. §§ 13-3408, 13-3401, 13-3412, 13-301, 13-302, 13-303, 13-603, 13-701, 13-702, 13-703, 13-801, 13-804, and 13-811.

COUNT 10: ADMINISTRATION OF A NARCOTIC DRUG

On or about 02/23/2017, **DR. DAVID ALAN RUBEN**, knowingly administered a narcotic drug, to wit: Oxycodone to Lexi Hamblin, in violation of A.R.S. §§ 13-3408, 13-3401, 13-3412, 13-301, 13-302, 13-303, 13-603, 13-701, 13-702, 13-703, 13-801, 13-804, and 13-811.

COUNT 11: ADMINISTRATION OF A NARCOTIC DRUG

On or about 01/27/2017, **DR. DAVID ALAN RUBEN**, knowingly administered a narcotic drug, to wit: Oxycodone-Acetaminophen to Paul Moroz, in violation of A.R.S. §§ 13-3408, 13-3401, 13-3412, 13-301, 13-302, 13-303, 13-603, 13-701, 13-702, 13-703, 13-801, 13-804, and 13-811.

COUNT 12: ADMINISTRATION OF A NARCOTIC DRUG

On, about, or between 02/23/2017 and 02/25/2017, **DR. DAVID ALAN RUBEN**, knowingly administered a narcotic drug, to wit: Oxycodone-Acetaminophen to Paul Moroz, in violation of A.R.S. §§ 13-3408, 13-3401, 13-3412, 13-301, 13-302, 13-303, 13-603, 13-701, 13-702, 13-703, 13-801, 13-804, and 13-811.

COUNT 13: ADMINISTRATION OF A NARCOTIC DRUG

On or about 03/03/2017, **DR. DAVID ALAN RUBEN**, knowingly administered a narcotic drug, to wit: Oxycodone-Acetaminophen to Paul Moroz, in violation of A.R.S. §§ 13-3408, 13-3401, 13-3412, 13-301, 13-302, 13-303, 13-603, 13-701, 13-702, 13-703, 13-801, 13-804, and 13-811.

COUNT 14: ADMINISTRATION OF A NARCOTIC DRUG

On, about, or between 09/19/2016 and 10/17/2016, **DR. DAVID ALAN RUBEN**, knowingly administered a narcotic drug, to wit: Hydrocodone-Acetaminophen (Norco) to Aaron Orisman, in

violation of A.R.S. §§ 13-3408, 13-3401, 13-3412, 13-301, 13-302, 13-303, 13-603, 13-701, 13-702, 13-703, 13-801, 13-804, and 13-811.

COUNT 15: ADMINISTRATION OF A NARCOTIC DRUG

On or about 11/21/2016, **DR. DAVID ALAN RUBEN**, knowingly administered a narcotic drug, to wit: Hydrocodone-Acetaminophen (Norco) to Aaron Orisman, in violation of A.R.S. §§ 13-3408, 13-3401, 13-3412, 13-301, 13-302, 13-303, 13-603, 13-701, 13-702, 13-703, 13-801, 13-804, and 13-811.

COUNT 16: ADMINISTRATION OF A NARCOTIC DRUG

On, about, or between 12/15/2016 and 12/18/2016, **DR. DAVID ALAN RUBEN**, knowingly administered a narcotic drug, to wit: Hydrocodone-Acetaminophen (Norco) to Aaron Orisman, in violation of A.R.S. §§ 13-3408, 13-3401, 13-3412, 13-301, 13-302, 13-303, 13-603, 13-701, 13-702, 13-703, 13-801, 13-804, and 13-811.

COUNT 17: ADMINISTRATION OF A NARCOTIC DRUG

On or about 01/14/2017, **DR. DAVID ALAN RUBEN**, knowingly administered a narcotic drug, to wit: Hydrocodone-Acetaminophen(Norco) to Aaron Orisman, in violation of A.R.S. §§ 13-3408, 13-3401, 13-3412, 13-301, 13-302, 13-303, 13-603, 13-701, 13-702, 13-703, 13-801, 13-804, and 13-811.

COUNT 18: ADMINISTRATION OF A NARCOTIC DRUG

On, about, or between 02/08/2017 and 02/11/2017, **DR. DAVID ALAN RUBEN**, knowingly administered a narcotic drug, to wit: Hydrocodone-Acetaminophen (Norco) to Aaron Orisman, in

violation of A.R.S. §§ 13-3408, 13-3401, 13-3412, 13-301, 13-302, 13-303, 13-603, 13-701, 13-702, 13-703, 13-801, 13-804, and 13-811.

COUNT 19: ADMINISTRATION OF A NARCOTIC DRUG

On, about, or between 03/09/2017 and 03/10/2017, **DR. DAVID ALAN RUBEN**, knowingly administered a narcotic drug, to wit: Hydrocodone-Acetaminophen (Norco) to Aaron Orisman, in violation of A.R.S. §§ 13-3408, 13-3401, 13-3412, 13-301, 13-302, 13-303, 13-603, 13-701, 13-702, 13-703, 13-801, 13-804, and 13-811.

COUNT 20: ADMINISTRATION OF A NARCOTIC DRUG

On, about, or between 01/14/2017 and 01/17/2017, **DR. DAVID ALAN RUBEN**, knowingly administered a narcotic drug, to wit: Oxycodone-Acetaminophen (Percocet) to John Parker, in violation of A.R.S. §§ 13-3408, 13-3401, 13-3412, 13-301, 13-302, 13-303, 13-603, 13-701, 13-702, 13-703, 13-801, 13-804, and 13-811.

COUNT 21: ADMINISTRATION OF A NARCOTIC DRUG

On or about 03/09/2017, **DR. DAVID ALAN RUBEN**, knowingly administered a narcotic drug, to wit: Oxycodone-Acetaminophen (Percocet) to Amy Pierce, in violation of A.R.S. §§ 13-3408, 13-3401, 13-3412, 13-301, 13-302, 13-303, 13-603, 13-701, 13-702, 13-703, 13-801, 13-804, and 13-811.

COUNT 22: ADMINISTRATION OF A NARCOTIC DRUG

On or about 03/09/2017, **DR. DAVID ALAN RUBEN**, knowingly administered a narcotic drug, to wit: Oxycodone-Acetaminophen (Percocet) to Mark Riesgo, in violation of A.R.S. §§ 13-

3408, 13-3401, 13-3412, 13-301, 13-302, 13-303, 13-603, 13-701, 13-702, 13-703, 13-801, 13-804, and 13-811.

COUNT 23: ADMINISTRATION OF A NARCOTIC DRUG

On, about, or between 02/09/2017 and 02/10/2017, **DR. DAVID ALAN RUBEN**, knowingly administered a narcotic drug, to wit: Oxycodone-Acetaminophen (Percocet) to Robert Scala, in violation of A.R.S. §§ 13-3408, 13-3401, 13-3412, 13-301, 13-302, 13-303, 13-603, 13-701, 13-702, 13-703, 13-801, 13-804, and 13-811.

COUNT 24: ADMINISTRATION OF A NARCOTIC DRUG

On or about 03/09/2017, **DR. DAVID ALAN RUBEN**, knowingly administered a narcotic drug, to wit: Oxycodone-Acetaminophen (Percocet) to Robert Scala, in violation of A.R.S. §§ 13-3408, 13-3401, 13-3412, 13-301, 13-302, 13-303, 13-603, 13-701, 13-702, 13-703, 13-801, 13-804, and 13-811.

COUNT 25: ADMINISTRATION OF A NARCOTIC DRUG

On, about, or between 02/17/2017 and 02/18/2017, **DR. DAVID ALAN RUBEN**, knowingly administered a narcotic drug, to wit: Oxycodone-Acetaminophen (Percocet) to Victor Siqueiros, in violation of A.R.S. §§ 13-3408, 13-3401, 13-3412, 13-301, 13-302, 13-303, 13-603, 13-701, 13-702, 13-703, 13-801, 13-804, and 13-811.

COUNT 26: ADMINISTRATION OF A NARCOTIC DRUG

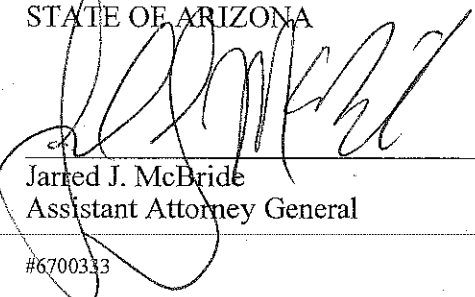
On, about, or between 03/16/2017 and 03/18/2017, **DR. DAVID ALAN RUBEN**, knowingly administered a narcotic drug, to wit: Oxycodone-Acetaminophen (Percocet) to Victor Siqueiros, in

violation of A.R.S. §§ 13-3408, 13-3401, 13-3412, 13-301, 13-302, 13-303, 13-603, 13-701, 13-702, 13-703, 13-801, 13-804, and 13-811.

Pursuant to A.R.S. § 21-425, the State Grand Jurors find that the offenses described above were committed in Pima County, Arizona.

(A "True Bill")

MARK BRNOVICH
ATTORNEY GENERAL
STATE OF ARIZONA



Jarred J. McBride
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Dated: 3/19/18



Wayne Pearson
Foreperson of the State Grand Jury