

September 19, 1996

SUMMARY OF FUQRA PROSECUTIONS IN COLORADO

PEOPLE V. VICENTE RAFAEL PIERRE, CASE NO. 92CR3031

Pierre pled guilty to one count of theft (class 4 felony). Granted 5 years probation and allowed to return to his home in Williamsport, PA.

PEOPLE V. JAMES LINCOLN UPSHUR, JR., CASE NO. 92CR3028

Tried in District Court, El Paso County, Colorado in Sept. and October of 1993 with co-defendant James Donald Williams. Convicted of the following counts:

COUNT 1: COCCA (engaging in an enterprise through a pattern of racketeering activity) Class 2 felony.

COUNT 3: COCCA (conspiracy to violate COCCA) Class 2 felony.

COUNT 4: Theft (illegally obtained workers' compensation benefits) Class 4 felony.

COUNT 6: Forgery (Worker's Compensation Warrants)

[NOTE - Jury hung 8-4 for conviction on a third COCCA Count]

PEOPLE V. JAMES DONALD WILLIAMS, CASE NO. 92CR3030

Tried with Upshur in District Court, El Paso County in Sept. - October 1993. Convicted on the following counts:

COUNT 2: COCCA (unlawful acquisition of real property with proceeds of racketeering activity) class 2 felony.

COUNT 3: COCCA (conspiracy to violate COCCA) Class 2 Felony [Note- the predicate and overt acts in support of this count included conspiracy to commit first degree murder and conspiracy to commit arson by explosives.]

COUNT 8: Forgery (Workers Compensation Warrants) Class 4 Felony.

COUNT 14: Conspiracy to commit murder in the first degree (conspiracy to murder Rashad Khalifa, Tucson, Arizona - Khalifa was murdered in 1990) Class 2 felony. [Note- Jury hung 8-4 for conviction on a third COCCA count.]

PEOPLE V. EDWARD IVAN MCGHEE - CASE NO. 92CR3027

Tried in District Court, El Paso County, Colorado January of 1994. Convicted of the following counts:

COUNT 1: COCCA (engaging in an enterprise through a pattern of racketeering activity) Class 2 felony.

COUNT 2: COCCA (unlawful acquisition of real property with proceeds of racketeering activity) class 2 felony.

COUNT 3: COCCA (conspiracy to violate COCCA) Class 2 Felony [Note- the predicate and overt acts in support of this count included conspiracy to commit first degree murder and conspiracy to commit arson by explosives.]

COUNT 5: Forgery (Worker's Compensation Warrants) Class 5 felony.

COUNT 10 & 13:

Theft of rental property (light construction equipment used at the Buena Vista Colorado) Class 4 felony.

SENTENCING

On February 23, 1994 James Lincoln Upshur was sentenced to 16 years in prison.

On February 23, 1994, James Donald Williams failed to appear for his sentencing. At the time of his FTA Williams was on a \$50,000 bail bond and was facing a maximum of 48 years in prison. State and Federal warrants have been issued for Williams arrest.

On May 24, 1994 Edward Ivan McGhee was sentenced to 16 years in prison.