



U.S. Department of Justice

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NEWS RELEASE

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FEDERAL GRAND JURY
CRIMINAL INDICTMENTS ANNOUNCED

David E. O'Meilia, United States Attorney for the Northern District of Oklahoma, announces the results of the April 2009 Federal Grand Jury.

The following named individuals have been charged with a federal crime or crimes by the return of an indictment by the Grand Jury. The return of an indictment is a method of informing the defendant of alleged violations which must be proven in a court of law beyond a reasonable doubt to overcome the defendant's presumption of innocence.

Genaro Ramirez-Garcia. *Possession of Firearms by Alien Illegally in the United States.* The defendant, age 39, an undocumented alien from Mexico residing in Glenpool, is charged with having 28 firearms in his possession on March 1, 2009.

Timoteo Cruz-Orocio. *Possession of Firearms by Alien Illegally in the United States.* The defendant, age 37, an undocumented alien from Mexico residing in Glenpool, is charged with having 28 firearms in his possession on March 1, 2009.

Noel Lavern Ellsbury. *Possession of Methamphetamine with Intent to Distribute, Possession of Firearm in Furtherance of Drug Trafficking Crime, Felon in Possession of Firearm and Ammunition.* The defendant, 34, of Tulsa is charged with trafficking in methamphetamine in Tulsa on February 17, 2009. He allegedly had a .40 caliber pistol on his person at the time. Ellsbury has seven previous felony convictions from 1996 through 2008 (five from California and three from Tulsa County). Six of the convictions are drug related.

Rafael Zanabria and Felipe Gallardo-Gallegos. *Conspiracy, Possession of Heroin with Intent to Distribute.* Zanabria, age 30, and Gallegos, 51, both from New Mexico, are charged with participating in a conspiracy to bring approximately 200 grams of heroin into Tulsa. The two were apprehended by law enforcement during the alleged exchange of the narcotic in the Walmart parking lot at 44th & South Peoria on January 15, 2009.

Branden Wayne Sumile. *Bank Fraud.* The defendant, age 33, of Tulsa, is accused of obtaining fraudulent debit cards issued on the accounts of four actual Bank of America customers, and then using the cards to make cash withdrawals at various ATMs in the Tulsa area between December 2008 and February 2009.

Mitch Gordon Tracy. *Possession and Attempted Possession of Child Pornography.* Tracey, 39, of Tulsa, is accused of possessing over 600 pictures and 100 video files of child pornography on his home computer between July 2008 and February 2009.

Paul Anderson, Jr. *Conspiracy to Possess with Intent to Distribute and to Distribute 500 Grams or more of Methamphetamine.* Anderson, 32, of Claremore, allegedly working in concert with other individuals, derived substantial monetary profits from the distribution of methamphetamine in the Claremore area. The indictment lists numerous instances where the defendant possessed, transported and distributed methamphetamine between June 2008 and January 2009.

Sealed and Superseding Indictments

There were four indictments returned by the Grand Jury that remain sealed. In addition, there were two superseding indictments. One is in the case of **Charles William Cooper**, a child pornography matter originally issued by the Grand Jury in March 2009 charging the defendant with using a four year-old child to produce images of child porn. The other superseding indictment is in the matter of **Joseph Lynn Thornburgh and Wayne Leslie Davidson and Steven Fishman**, alleging a fraudulent investment scheme involving mail and wire fraud and money laundering. That indictment was originally returned by the Grand Jury in November 2007 as a sealed indictment. It was unsealed in August 2008.