

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO. 18-80122-Cr-Middlebrooks/Brannon

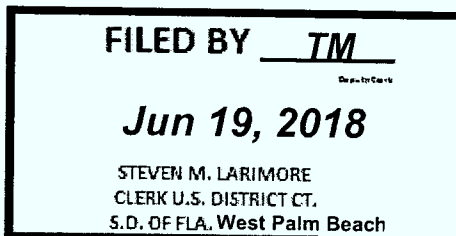
21 U.S.C. § 846
21 U.S.C. § 841(a)(1)

UNITED STATES OF AMERICA

v.

ARMAN ABOVYAN and
TINA MARIE BARBUTO,

Defendants.



INDICTMENT

The Grand Jury charges that:

COUNT 1

From at least as early as July 20, 2016, the exact date being unknown to the Grand Jury, through on or about December 30, 2016, in Palm Beach and Broward Counties, in the Southern District of Florida, and elsewhere, the defendants,

ARMAN ABOVYAN
and
TINA MARIE BARBUTO,

did knowingly and willfully combine, conspire, confederate, and agree with each other and with K.C. and other persons known and unknown to the Grand Jury, to distribute, possess with intent to distribute, and dispense outside the scope of professional practice and not for a legitimate medical purpose, a controlled substance, in violation of Title 21, United States Code, Section 841(a)(1); all in violation of Title 21, United States Code, Section 846.

Pursuant to Title 21, United States Code, Section 841(b)(1)(C), it is further alleged that this violation involved a Schedule II controlled substance, that is, a mixture and substance containing

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a detectable amount of amphetamine.

Pursuant to Title 21, United States Code, Section 841(b)(1)(C), it is further alleged that this violation involved a Schedule II controlled substance, that is, a mixture and substance containing a detectable amount of lisdexamfetamine.

Pursuant to Title 21, United States Code, Section 841(b)(1)(C), it is further alleged that this violation involved a Schedule II controlled substance, that is, a mixture and substance containing a detectable amount of dextroamphetamine.

Pursuant to Title 21, United States Code, Section 841(b)(1)(E), it is further alleged that this violation involved a Schedule III controlled substance, that is, a mixture and substance containing a detectable amount of buprenorphine.

Pursuant to Title 21, United States Code, Section 841(b)(2), it is further alleged that this violation involved a Schedule IV controlled substance, that is, a mixture and substance containing a detectable amount of clonazepam.

Pursuant to Title 21, United States Code, Section 841(b)(2), it is further alleged that this violation involved a Schedule IV controlled substance, that is, a mixture and substance containing a detectable amount of lorazepam.

Pursuant to Title 21, United States Code, Section 841(b)(2), it is further alleged that this violation involved a Schedule IV controlled substance, that is, a mixture and substance containing a detectable amount of phenobarbital.

COUNT 2

On or about July 20, 2016, in Broward County, in the Southern District of Florida, the defendants,

**ARMAN ABOVYAN
and
TINA MARIE BARBUTO,**

did knowingly and intentionally distribute and dispense outside the scope of professional practice and not for a legitimate medical purpose, a controlled substance; in violation of Title 21, United States Code, Section 841(a)(1), and Title 18, United States Code, Section 2.

Pursuant to Title 21, United States Code, Section 841(b)(1)(E), it is further alleged that this violation involved a Schedule III controlled substance, that is, a mixture and substance containing a detectable amount of buprenorphine.

COUNT 3

On or about December 30, 2016, in Broward County, in the Southern District of Florida, the defendants,

**ARMAN ABOVYAN
and
TINA MARIE BARBUTO,**

did knowingly and intentionally possess with intent to distribute a controlled substance; in violation of Title 21, United States Code, Section 841(a)(1), and Title 18, United States Code, Section 2.

Pursuant to Title 21, United States Code, Section 841(b)(1)(C), it is further alleged that this violation involved a Schedule II controlled substance, that is, a mixture and substance containing a detectable amount of amphetamine.

Pursuant to Title 21, United States Code, Section 841(b)(1)(C), it is further alleged that this violation involved a Schedule II controlled substance, that is, a mixture and substance containing

a detectable amount of lisdexamfetamine.

Pursuant to Title 21, United States Code, Section 841(b)(1)(C), it is further alleged that this violation involved a Schedule II controlled substance, that is, a mixture and substance containing a detectable amount of dextroamphetamine.

Pursuant to Title 21, United States Code, Section 841(b)(1)(E), it is further alleged that this violation involved a Schedule III controlled substance, that is, a mixture and substance containing a detectable amount of buprenorphine.

Pursuant to Title 21, United States Code, Section 841(b)(2), it is further alleged that this violation involved a Schedule IV controlled substance, that is, a mixture and substance containing a detectable amount of clonazepam.

Pursuant to Title 21, United States Code, Section 841(b)(2), it is further alleged that this violation involved a Schedule IV controlled substance, that is, a mixture and substance containing a detectable amount of lorazepam.

Pursuant to Title 21, United States Code, Section 841(b)(2), it is further alleged that this violation involved a Schedule IV controlled substance, that is, a mixture and substance containing a detectable amount of phenobarbital.

CRIMINAL FORFEITURE ALLEGATIONS

1. The allegations of this Indictment are re-alleged and by this reference fully incorporated herein for the purpose of alleging criminal forfeiture to the United States of America of certain property in which the defendants, ARMAN ABOVYAN and TINA MARIE BARBUTO, have an interest.

2. Upon conviction for a violation of Title 21, United States Code, Section 846, or Title 21, United States Code, Section 841(a)(1), as alleged in this Indictment, the defendants,

ARMAN ABOVYAN and TINA MARIE BARBUTO, shall forfeit to the United States of America any property constituting, or derived from, any proceeds the defendants obtained, directly or indirectly, as the result of such violation, and any property that was used, or intended to be used, in any manner or part, to commit, or to facilitate the commission of, such violation.

All pursuant to Title 21, United States Code, Section 853.

A TRUE BILL.



FOREPERSON

Handwritten signature of Benjamin G. Greenberg in black ink.

BENJAMIN G. GREENBERG
UNITED STATES ATTORNEY

Handwritten signature of A. Marie Villafañá in black ink.

A. MARIE VILLAFANA
ASSISTANT UNITED STATES ATTORNEY