

**FILED**

UNITED STATES DISTRICT COURT  
ALBUQUERQUE, NEW MEXICO

**UNITED STATES DISTRICT COURT**

for the

OCT 25 2010

United States District of New Mexico

**MATTHEW J. DYKMAN**  
CLERK

United States of America )

v. )

Dolores A. Centeno )

Case No.

*10MJ2780*

Defendant

**CRIMINAL COMPLAINT**

I, the complainant in this case, state that the following is true to the best of my knowledge and belief.

On or about the date of 10-22-2010 in the county of Sandoval in the U.S. District of

New Mexico, the defendant violated 21 U. S. C. § 843(a) (3),

an offense described as follows:

attempt to acquire or obtain possession of a controlled substance by misrepresentation, fraud, forgery, deception or subterfuge.

This criminal complaint is based on these facts:

See Attached Affidavit of Special Agent Erin Croft

Continued on the attached sheet.

*Erin Croft*

Complainant's signature

Erin Croft, Special Agent

Printed name and title

Sworn to before me and signed in my presence.

Date: 10-25-2010

*W. Daniel Schneider*

Judge's signature

City and state: Albuquerque, New Mexico W. Daniel Schneider U.S. Magistrate Judge

Printed name and title

**AFFIDAVIT OF SPECIAL AGENT ERIN CROFT:**

I, Erin Croft, Special Agent (SA), Drug Enforcement Administration (DEA), United States Department of Justice, being duly sworn, do depose and hereby state the following:

I am an "investigative or law enforcement officer" of the United States within the meaning of Title 18 U.S.C § 2510(7), in that I am an officer of the United States empowered by law to conduct criminal investigations and make arrests for offenses enumerated in Title 18 U.S.C. § 2516. I have been employed by the DEA since January 2004. I am empowered to investigate, to make arrests with or without a warrant and to execute search warrants under the authority of Title 21 U.S.C. § 878.

This affidavit is made in support of the issuance of a Criminal Complaint charging Dolores CENTENO with violation of Title 21 U.S.C. Section 843(a)(3), attempting to acquire or obtain possession of a controlled substance by misrepresentation, fraud, forgery, deception or subterfuge. Because this Affidavit is written for the limited purpose of setting forth probable cause for the requested criminal complaint, I have not included every fact known to me through this investigation. I have set forth those facts I deem necessary to establish probable cause of the above listed offense.

On October 21, 2010, a prescription was called into the Walgreens Pharmacy located at 7850 Enchanted Hills NE, Rio Rancho, NM and left on the pharmacy's prescription voice mail system. At approximately 5:43 PM, David Read, RPh retrieved the message and filled out the Walgreens telephone prescription form. The form indicated that the prescription was called in for patient Jarrod Serna, DOB: 11-11-53, for Lortab (hydrocodone) 7.5/500mg, 40 tablets. The prescription was called in by someone who identified themselves as Michelle from Dr. Michael Servilla's office.

On October 22, 2010, Dolores CENTENO went to the pharmacy drive-thru of the Walgreens Pharmacy located at 7850 Enchanted Hills NE, Rio Rancho, NM and requested a prescription in the name of Jarrod Serna for Lortab (hydrocodone) 7.5/500mg, 40 tablets. CENTENO provided the pharmacy with US Currency and her New Mexico driver's license to obtain the prescription. Jamie Valdez, the pharmacy technician at the Walgreens stated they had called to verify the prescription with Dr. Michael Servilla's office and had verified that the prescription was fraudulent. The pharmacy staff contacted Rio Rancho Police Department and New Mexico Board of Pharmacy who responded to the Walgreens. Pharmacist Susan Dermott stated CENTENO appeared to get nervous since the pharmacy was taking so long to get her prescription and drove away from the pharmacy drive-thru window before the police arrived. Ms. Dermott observed CENTENO park and enter the Albertsons located in the same parking lot and provided officers with that information. Rio Rancho Police Officers took CENTENO into custody at the Albertsons for attempting to obtain a fraudulent prescription for hydrocodone, a Schedule III Controlled Substance.

On October 22, 2010, I read CENTENO her Miranda Warnings and asked CENTENO if she was willing to answer some questions. CENTENO stated she understood her rights and was willing to talk to investigators. CENTENO stated a friend of hers had called the prescription into the Walgreens Pharmacy for her. CENTENO stated the friend was not comfortable calling in the fraudulent prescription but agreed to do it. CENTENO further stated she had asked the friend to call the prescription in for her because she was afraid the pharmacy staff would recognize her voice because she had called in other prescriptions. CENTENO stated she knew the prescription was fraudulent and was at the pharmacy to obtain the prescription. CENTENO admitted to calling in fraudulent prescriptions for hydrocodone over the last year to year and a half.

This Affidavit was reviewed and approved by Assistant United States Attorney Samuel Hurtado.

Based on the foregoing, I believe that probable cause exists that Dolores CENTENO, on or about October 22, 2010, did unlawfully, knowingly, and intentionally attempt to acquire or obtain possession of a controlled substance by misrepresentation, fraud, forgery, deception or subterfuge contrary to Title 21 U.S.C. Section 843(a)(3) and in violation of Title 21 U.S.C. Section 846.

Subscribed to and sworn before me this \_\_\_<sup>th</sup> day of October 2010 in Albuquerque, New Mexico.



Erin Croft  
Special Agent  
Drug Enforcement Administration



W. Daniel Schneider  
United States Magistrate Judge