

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF FLORIDA  
PENSACOLA DIVISION**

**UNITED STATES OF AMERICA**

**v.**

**Case No. 3:18cr59/RV**

**ANGELA DENISE CLARK**  
\_\_\_\_\_ /

**FACTUAL BASIS FOR GUILTY PLEA**

The parties agree with the truthfulness of the following factual basis for the defendant's guilty plea. The undersigned parties further agree that not all of the facts known from this investigation are contained in this brief summary.

Beginning in or about October 2015, Abbisina Hepburn and Damian Hepburn began presenting fraudulent prescriptions for hydromorphone and oxycodone to Joseph Owusu at Jares Pharmacy, which was located in the Southern District of Florida. The defendant began working at Jares Pharmacy in or about June 2016 as a licensed pharmacy technician. However, the defendant did not knowingly become involved in this drug conspiracy until in or about December 2016. The prescriptions presented by the Hepburns were allegedly issued by T.D. doctor of osteopathy, to individuals other than Abbisina and Damian Hepburn. The defendant and Owusu knew the prescriptions were not legitimate and that they were in fact fraudulent. Therefore, the defendant never contacted the doctor of osteopathy's office to confirm the legitimacy of the prescriptions. The defendant and Owusu charged the Hepburns

\$9.00 per tablet. After receiving the hydromorphone and oxycodone pills from the defendant and Owusu, the Hepburns traveled to the Northern District of Florida and elsewhere to sell the pills to third parties for a profit. The defendant was compensated by Owusu and the Hepburns for unlawfully filling the prescriptions and distributing the controlled substances.

### **ELEMENTS OF THE OFFENSE**

#### **Count One – OI 100, “Controlled Substance Conspiracy”**

It’s a separate Federal crime for anyone to conspire to knowingly possess with intent to distribute hydromorphone and oxycodone.

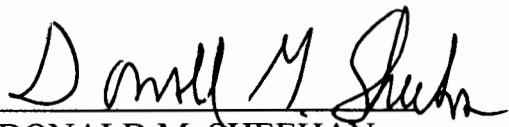
Title 21 United States Code Section 841(a)(1) makes it a crime for anyone to knowingly possess hydromorphone and oxycodone with intent to distribute it.

A “conspiracy” is an agreement by two or more persons to commit an unlawful act. In other words, it is a kind of partnership for criminal purposes. Every member of the conspiracy becomes the agent or partner of every other member.

The Government does not have to prove that all of the people named in the Superseding Indictment were members of the plan, or that those who were members made any kind of formal agreement. The heart of a conspiracy is the making of the unlawful plan itself, so the Government does not have to prove that the conspirators succeeded in carrying out the plan.

A Defendant can be found guilty only if all the following facts are proved beyond a reasonable doubt:

- (1) two or more people in some way agreed to try to accomplish a shared and unlawful plan to possess hydromorphone and oxycodone;
- (2) the Defendant knew the unlawful purpose of the plan and willfully joined in it; and
- (3) the object of the unlawful plan was to distribute and possess with intent to distribute the controlled substances hydromorphone and oxycodone.



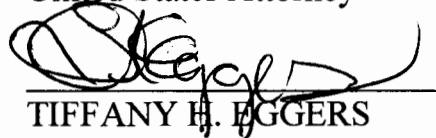
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ANGELA DENISE CLARK  
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