

STATE OF INDIANA)
) SS:
COUNTY OF PIKE)

IN THE PIKE CIRCUIT COURT
CASE NO. 63C01-0904-FC-00214

THE STATE OF INDIANA TO THE SHERIFF OF PIKE COUNTY:
ARREST WARRANT

You are commanded to arrest the following individual:

Gina E Wertz

██████████
Evansville, IN ██████████

DOB: 1/14/1985

SSN: ██████████

Drivers License No:

Height: 5'5"

Weight: 126 lbs

Hair: brown

Eyes: brown

Race: unknown

COPY

if he/she may be found in your county, so that you may have said person before this Court
instantly, then and there to answer the State of Indiana on a charge of:

INTIMIDATION A MISDEMEANOR 35-45-2-1(a)(1)

INTIMIDATION A MISDEMEANOR 35-45-2-1(a)(1)

CONVERSION A MISDEMEANOR 35-43-4-3

CONVERSION A MISDEMEANOR 35-43-4-3

CORRUPT BUSINESS INFLUENCE C FELONY 35-45-6-2(a)(3)

WITNESS the hand and seal of the Clerk of this Court this 21st day of April, 2009.

Bond endorsed in the amount of:
\$10,000.00 CASH ONLY

Shirley Van Meter
Clerk, Pike Circuit Court

RETURN OF WARRANT

I hereby certify that I served a copy of the above Arrest Warrant as required by law and have
taken the above named individual into custody

this _____ day of _____, 20____.

Arresting Officer
Badge Number _____

FILED
IN OFFICE OF CLERK

APR 20 2009

Shirley Van Meter
CLERK PIKE CIRCUIT COURT

STATE OF INDIANA)
)
COUNTY OF PIKE)

IN THE PIKE CIRCUIT COURT
2009 TERM

STATE OF INDIANA)
)
vs.)
)
)
GINA E. WERTZ)

CAUSE NO. 63C01 -0904-FC-00214

CHARGING INFORMATION

Count 1:

Intimidation 282
I.C. 35-45-2-1(a)(1)
A Class "A" Misdemeanor

Count 2:

Intimidation 282
I.C. 35-45-2-1(a)(2)
A Class "A" Misdemeanor

Count 3:

Conversion 67
I.C. 35-43-4-3(a)
A Class "A" Misdemeanor

Count 4:

Conversion 67
I.C. 35-43-4-3(a)
A Class "A" Misdemeanor

Count 5:

Corrupt Business Influence 70
(Racketeering Activity)
I.C. 35-45-6-2(3)
A Class "C" Felony

Count 1:

Comes now Brad Chandler who being duly sworn upon his oath says that on or about the 9th day of July 2007, at Pike County, State of Indiana, the said Gina E. Wertz did communicate a threat to Ronnie Wilson, Project manager, I-69 Section 2 Office, with the intent that such person be placed in fear of retaliation for prior lawful acts to-wit: the said Gina E. Wertz did forcibly, with a group of associates, take control of the I-69 Section 2 Project Office in Petersburg, Indiana and thereafter remove office furniture, equipment and the personal checkbook of Ronnie Wilson from the said office, posting a bogus "Eviction Notice", all intended to place the said Ronnie Wilson in fear that the said Gina E. Wertz and/or associates would return to damage property, cause further evacuation of the stated project office, subject Ronnie Wilson to contempt or ridicule and/or commit further crimes, all such acts intentionally being in retaliation for the lawful activities of Ronnie Wilson in conducting business at the I 69, section 2, Project office in Petersburg, Pike County, Indiana, all of which was contrary to the form of the statutes in such cases made and provided and against the peace and dignity of the state of Indiana.

Count 2:

Comes now Brad Chandler who being duly sworn upon his oath says that on or about the 9th day of July 2007, at Pike County, State of Indiana, the said Gina E. Wertz did communicate a threat to Ronnie Wilson, Project manager, I-69 Section 2 Office, with the intent that such person engage in conduct against his own will to-wit: the said Gina E. Wertz did forcibly, with a group of associates, take control of the I-69 Section 2 Project Office in Petersburg, Indiana and thereafter remove office furniture, equipment and the personal checkbook of Ronnie Wilson from the said office, posting a bogus "Eviction Notice", all such actions intended to intimidate

the said Ronnie Wilson into engaging in conduct against his will to-wit: ceasing lawful business activities related to the planning and/or construction of I-69, all of which was contrary to the form of the statutes in such cases made and provided and against the peace and dignity of the State of Indiana.

Count 3:

Comes now Brad Chandler who being duly sworn upon his oath says that on or about the 9th day of July, 2007, at Pike County, State of Indiana, the said Gina E. Wertz did knowingly exert unauthorized control over the property of the I-69 section 2 Project office to-wit: office furniture and equipment, all of which was contrary to the form of the statutes in such cases made and provided and against the peace and dignity of the State of Indiana.

Count 4:

Comes now Brad Chandler who being duly sworn upon his oath says that on or about the 9th day of July, 2007, at Pike County, State of Indiana, the said Gina E. Wertz did knowingly exert unauthorized control over the property of the I-69 section 2 Project Office Manager, Ronnie Wilson to-wit: his personal checkbook, all of which was contrary to the foreign statutes in such cases made and provided in against the peace and dignity of the state of Indiana.

Count 5:

Comes now Brad Chandler who being duly sworn upon his oath says that on or about the dates stated below the said Gina E. Wertz, a person associated with Roadblock Earthfirst, an enterprise with the stated and actual objective of obstructing the lawful construction of Interstate 69 through areas, including Pike County, Indiana, did knowingly participate in activities of

Roadblock Earthfirst, with such objective, through a pattern of Racketeering activity including two (2) or more of the following acts:

- a) On or about July 9, 2007, the said GINA E. WERTZ did knowingly conspire and agree with members of Roadblock Earthfirst, to commit Intimidation via an "office invasion" and "eviction" in violation of I.C. 35-45-2-1(a)(1), and such conspiracy being furthered by one or more of the following overt acts by the said GINA E. WERTZ and/or other co-conspirators to-wit: on July 9, 2007 forcibly removing office furniture, supplies and equipment from the I-69 Section 2 Project Office manned by Project manager, Ronnie Wilson, thereby through such actions communicating a threat to said person, all with the intent that the said Ronnie Wilson and/or other employees of the State of Indiana engage in conduct against said persons will to-wit: cease lawful business activities related to the construction of I-69 through areas, including Pike County, Indiana.

- b) On or about July 9, 2007, the said GINA E. WERTZ did knowingly conspire and agree with members of Roadblock Earthfirst, to commit Intimidation via a self-described "office invasion" and "eviction" in violation of I.C. 35-45-2-1(a)(1), and such conspiracy being furthered by one or more of the following acts by the said GINA E. WERTZ and/or other associates to-wit: forcibly removing supplies and equipment from the I-69 Section 1 Project Office, in Oakland City, Gibson County, manned by Project manager, Greg Curtis, thereby through such actions communicating a threat to said person, all with the intent that the said Greg Curtis and/or other employees of the State of Indiana engage in conduct against said person(s) will to-wit. cease lawful business activities related to the construction of I-69 through areas, including Pike County, Indiana.

c) On or about June 24, 2008, the said Gina A. Wertz did knowingly conspire and agree with other members of Roadblock Earthfirst to commit Intimidation as prohibited by Indiana Code 35-45-2-1(a)(2) against law enforcement officers and officials from the Indiana Department of Natural Resources in retaliation for the lawful acts of one or more of such officers in removing members of Roadblock Earthfirst from a tree-sit in the path of planned construction of Interstate 69 at a location on section one of construction of I-69 near the Gibson-Warrick county line near Interstate 64, and the said conspiracy being culminated by the knowing overt acts of one or more such co-conspirators posting an internet blog on two publicly accessed websites stating "you will suffer the consequences" and stating "perhaps we'll go to your homes, children's daycare, churches or wherever else you happen to turn your back" directed to such officers and/or officials of the Indiana Department of Natural Resources, all such statements an expression of intention to subject law enforcement officers and officials of the Indiana Department of Natural Resources to criminal acts and/or unlawful injury and/or contempt;

d) On or about June 23, 2008, the said GINA E. WERTZ did knowingly conspire and agree with other members of Roadblock Earthfirst to commit Intimidation as prohibited by Indiana Code 35-45-2-1(a)(2) against law enforcement officers and officials from the Indiana Department of Natural Resources in retaliation for the lawful acts of one or more of such officers in removing members of Roadblock Earthfirst from a tree-sit in the path of planned construction of Interstate 69 at a location on section one of construction near Interstate 64, and the said conspiracy being culminated by the overt acts of ten (10) such co-conspirators who did unlawfully while disguised in masks, rush the Bloomington, Indiana office of the

Indiana Department of Natural Resources, forcibly taking control of the said office and terrorizing employees therein, and further destroying property belonging to the Indiana Department of Natural Resources, all such actions being an expression of intention to subject law enforcement officers and officials of the Indiana Department of Natural Resources to criminal acts and/or unlawful injury and/or contempt;

e) On or about June 23, 2008, the said GINA E. WERTZ did knowingly conspire and agree with other members of Roadblock Earthfirst to commit Intimidation as prohibited by Indiana Code 35-45-2-1(a)(2) against employees of Bernardin-Lochmueller and Associates, an engineering firm involved in the construction of Interstate 69, through areas including Pike County, Indiana, in retaliation for the lawful acts of the planning of construction of Interstate 69, and the said conspiracy being culminated by the overt acts of co-conspirators who did while masked unlawfully rush the Evansville, Indiana office of Bernardin-Lochmueller and Associates, attempting to forcibly take control of the said office and terrorizing employees therein, beating on the exterior of and smashing a window of the said office, all such actions being an expression of intention to subject employees of Bernardin-Lochmueller and Associates to criminal acts and/or unlawful injury and/or contempt;

f) On July 14, 2008, the said GINA E. WERTZ did knowingly conspire and agree with other members of Roadblock Earthfirst to commit Theft as prohibited by Indiana Code 35-43-4-2 of the property of Gohmann Asphalt and Construction Inc. at the Haubstadt Gibson County asphalt facility, said conspiracy culminating in the overt acts of six (6) such co-conspirators forcibly exerting unauthorized control of the entrance/exitway of said facility

belonging to Gohmann Asphalt and Construction Company, Inc., blocking the said entranceway by the formation of a sleeping dragon and thereby knowingly or intentionally depriving Gohmann Asphalt and Construction Company Inc. of all or part of the use and/or value of their facility resulting in monetary losses in excess of fifteen thousand dollars (\$15,000), all such acts designed to inhibit the construction of Interstate 69 through areas including Pike County, Indiana;

g) On or about late May 2008, the said GINA E. WERTZ did knowingly conspire and agree with other members of Roadblock Earthfirst to commit Theft as prohibited by Indiana Code 35-43-4-2 of the property of other persons, said conspiracy culminating in the overt acts of multiple co-conspirators taking unauthorized control of trees and real estate at the northern end of the beginning 1.77 mile stretch of Interstate 69, just south of Indiana State Road 68 in Warrick County, Indiana, all depriving the lawful owners of use and/or value of the said trees, timber and real estate and all such acts being designed to inhibit the construction of Interstate 69 through areas including Pike County, Indiana;

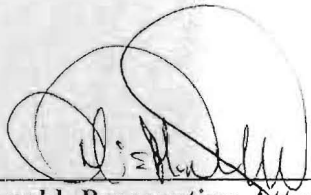
All of which acts are contrary to the form of the statutes in such cases made and against the peace and dignity of the State of Indiana.

I AFFIRM UNDER PENALTIES FOR PERJURY, AS SPECIFIED BY I.C. 35-44-2-1, THAT THE FOREGOING REPRESENTATIONS ARE TRUE.

A handwritten signature in black ink, appearing to read "Brad Chandler", with a date "6/6/08" written to the right of the signature.

Brad Chandler, Detective Indiana State Police

Approved by me:



Darrin E. McDonald, Prosecuting Attorney

Witnesses: Brad Chandler *Ronnie Wilson * Tom Arvin * Tobias Odom * Hugh F. Farrell

Greg Curtis *

CRIMINAL NOTICE VERIFICATION LIST

STATE V GINA E WERTZ

CAUSE NO: 63C01-0904-FC-00214

JUDGE: JEFFREY BIESTERVELD

PARTIES RECEIVING NOTICE:

CLERK, PIKE CIRCUIT COURT

MR. DARRIN E MCDONALD
PROSECUTING ATTORNEY
COURTHOUSE
PETERSBURG IN 47567

GINA E WERTZ
IN

04/20/2009

State of Indiana appears by Darrin McDonald, PA. Oral Probable Cause hearing held. Witnesses sworn, testimony heard and evidence presented. Court being duly advised now determines that probable cause exists that the defendant committed the crimes as set forth by the State of Indiana. SOI files Motion for Ten Thousand Dollar Cash Only Bond. Motion granted. The Clerk of the Pike Circuit Court is directed to issue an arrest warrant for the defendant, Gina E. Wertz, to the Sheriff of Pike County. Bond set at \$10,000.00, CASH ONLY. The SOI is to provide the identifiers, for purposes of said warrant, to the Clerk's Office. (order) (PCC CD#6 2:04:44 to 4:11:37) on

STATE OF INDIANA)
) SS:
COUNTY OF PIKE)

IN THE PIKE CIRCUIT COURT
CASE NO. 63C01-0904-FC-00214
CASE NO. 63C01-0904-MC-00206

In The Matter Of)
GINA E. WERTZ,)
REQUEST FOR AN ARREST WARRANT)

ORDER FOR ARREST WARRANT ON SWORN TESTIMONY

The State of Indiana, by Prosecution Attorney, appears and files its Information charging the above captioned defendant with the offense(s) of Intimidation, a Class "A" misdemeanor (2 counts); Conversion, a Class "A" misdemeanor (2 counts); and, Corrupt Business Influence, a Class "C" felony, said Informations being as follows:

(H.I.)

The State of Indiana now presents sworn testimony for the issuance of a warrant for the arrest of said defendant as follows:

(H.I.)

The Court examines said informations and considers said testimony and finds and determines that probable cause exists that the above stated crime(s) were committed and that the said defendant did commit said crimes(s), and further finds that an arrest warrant should be issued.

The clerk is now directed to issue immediately a warrant for the arrest of the above said defendant to the Sheriff of Pike County, Indiana.

Bail is set at \$10,000.00 and the clerk is directed to endorse that amount of bail on the warrant.

SO ORDERED this 20th day of April, 2009.



Jeffrey L. Biesterveld
Judge, Pike Circuit Court

STATE OF INDIANA)
)
COUNTY OF PIKE)

IN THE PIKE CIRCUIT COURT
2009 TERM

FILED
IN OPEN COURT
APR 20 2009

Shirley Van Meter
CLERK PIKE CIRCUIT COURT

STATE OF INDIANA)
)
vs.)
)
GINA A. WERTZ)

CAUSE NO. 63C01 -0904-FC-00214
63C01-0904-ME-206

MOTION FOR TEN THOUSAND DOLLAR CASH ONLY BOND

Comes now the State of Indiana, by counsel, pursuant to Indiana Code 35-33-8-4(b)(1)(4)(5)(7) and (9) and respectfully requests that the court set bond in this cause in amount not less than \$10,000 cash only and in support thereof now states:

1. Indiana code 35 -33-8-4(b) states in pertinent part:

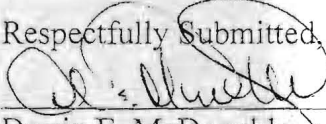
In setting and accepting an amount of bail, the judicial officer shall take into account all facts relevant to the risk nonappearance, including:

- (1) the length and character of the defendant's residence in the community;
- (2) the defendant's employment status and history and his ability to give bail;
- (3) the defendant's family ties and relationships;
- (4) the defendant's character, reputation, habits, and mental condition;
- (5) the defendant's criminal and juvenile record, insofar as it demonstrates instability and a disdain for the court's authority to bring him to trial;
- (6) the defendant's previous record of not responding to court appearances when required . . . ;
- (7) the nature and gravity of the offense and the potential penalty of the offense, insofar as the factors are relevant to the risk nonappearance;
- (8) the source of funds or property to be used to post bail . . . insofar as it affects risk nonappearance; and
- (9) any other factors, including evidence of instability and a disdain for authority, which might indicate that the defendant might not recognize and adhere to the authority of the court to bring him to trial.

2. The defendant is not a resident of Pike County, Indiana and is known to travel frequently. Indiana Code 35-33-8-4(b)(1).
3. The defendant has no known regular employment. Indiana Code 35-33-8-4(b)(1).
4. The defendant has no known family ties and/or relationships to persons in Pike County, Indiana. Indiana Code 35-33-8-4(b)(3).
5. The defendant is known to use aliases, such as "Tigga" or "Matigga".
6. The underlying charges herein are serious in nature carrying penalties of imprisonment of up to eight years for the highest charge, a class C felony.
7. The defendant is a known leader and organizer of Roadblock Earthfirst. Members of Roadblock Earthfirst conducted a truck hijacking and sleeping dragon at Gohmann Asphalt in Haubstadt, Indiana on June 25, 2008, which resulted in the arrest of one of defendant's associates and the loss by Gohmann Asphalt of fifteen thousand five hundred and fifty-six dollars. Despite the arrest, defendant was arrested on July 14, 2008 at Gohmann Asphalt after conducting yet another sleeping dragon which shut down said facility and resulted in an additional loss of \$11,850. Defendant's actions clearly show that she has a disdain for legal authority and her bond should be commensurate with the economic risk that she poses to this community.
8. The defendant's is known to be a leader of Roadblock Earthfirst, opposed to the construction of Interstate 69, which group's activities have resulted in excess of one hundred thousand dollars damage to legitimate business and law enforcement. Further such actions in violation of the Court's conditions of bond would likely result in massive economic loss which risk should be commensurate with the amount of bond set herein.

WHEREFORE, the State of Indiana, by counsel respectfully requests that this Court set bond in amount not less than ten thousand dollars (\$10,000) for the defendant herein and for all other relief proper.

Respectfully Submitted,


Darrin E. McDonald
Prosecuting Attorney, 83rd Judicial Circuit
801 E. Main Street
Petersburg, Indiana 47567
(812) 354-8761

STATE OF INDIANA)
) SS:
COUNTY OF PIKE)

IN THE PIKE CIRCUIT COURT
2009 TERM

PROBABLE CAUSE HEARING

STATE OF INDIANA)
)
vs)
GINA WERTZ)

Cause No. 63C01-0904-MC-00206

STATE OF INDIANA)
)
vs)
HUGH FERRALL)

Cause No. 63C01-0904-MC-00207

SUBPOENA

The State of Indiana, to the Sheriff of PIKE County -Greetings.

You are hereby commanded to summon:

Name: RONALD K. WILSON
Address: 221 S EASTWOOD DRIVE
PETERSBURG, IN 47567

to appear before the Judge of the Pike Circuit Court on the **20th day of April, 2009, at 1:15 p.m.(EASTERN TIME)** at the Courthouse in Petersburg, Indiana, to testify in an action wherein the **State of Indiana** is Plaintiff and **GINA WERTZ** and **State of Indiana** is Plaintiff and **HUGH FERRALL** is Defendant on behalf of the **STATE OF INDIANA** and return this summons.

Witness the hand and seal of the Clerk of said Court, this 17th day of April, 2009.

Shirley Van Meter, Clerk

_____, Deputy

IMPORTANT: Please call the Prosecutor's Office, (812) 354-8761, the day before your appearance in Court.

RETURN OF SERVICE BY SHERIFF

I hereby certify that:

(a) I served a copy of the Subpoena as required by law, by delivering the same to _____ on the 20 day of APRIL, 2009.

OR

(b) I served a copy of the Subpoena as required by law, by leaving the same at the dwelling house or usual place of abode of _____ and by mailing a copy of the Subpoena by first class mail to _____ (address) the last known address of _____, all on the _____ day of _____.

OR

(c) I served a copy of the Subpoena as required by law, by delivering the same to _____, the agent of _____, and by mailing a copy of the Subpoena by first class mail to _____ (address) the last known address of _____, all on the _____ day of _____.

OR

(d) I failed to serve the Subpoena because: _____

Sheriff, Pike county

By: [Signature]
Deputy

RECEIVED

APR 20 2009

Shirley Van Meter
CLERK PIKE CIRCUIT COURT

APPEARANCE FORM

State of Indiana
(Criminal)

FILED
IN OFFICE OF CLERK

APR 20 2009

Shirley Van Meter
CLERK PIKE CIRCUIT COURT

CAUSE NUMBER: 63C01-0904-FC-00 214

1. Name of Defendant: GINA E. WERTZ
2. Case Type of Proceeding:
3. Prosecuting Attorney:

Name: Darrin E. McDonald
Address: Pike County Courthouse
801 East Main Street
Third Floor
Petersburg, IN 47567-1298

Attorney No.: 21732-82
Phone: (812)354-8761
Fax: (812)354-8762
Computer Address: N/A

Deputy assigned case: Beth Hatfield and Brian K. Mahoney

4. Will the State accept service by FAX: Yes No
5. Arrest report number (Originating Agency Case Number): 35-28355
6. Additional information required by state or local rule: _____

Authority: Pursuant to Criminal Rule 2.1(A), this form shall be filed at the time a criminal proceeding is commenced. In emergencies, the requested information shall be supplied when it becomes available. Parties shall advise the court of a change in information previously provided to the court. This format is approved by the Division of State Court Administration