



# Maricopa County Attorney

WILLIAM G MONTGOMERY

March 5, 2019



The Maricopa County Attorney's office has received a request from a local law enforcement agency to file a criminal complaint charging you with the crime of Possession or Use of a Narcotic Drug, a class 4 felony. The Maricopa County Attorney's office has reviewed that request. You are accused of committing the crime of Possession or Use of a Narcotic Drug, a class 4 felony.

Pursuant to County Attorney policy, this office has made the decision not to file a criminal complaint against you at this time, and is offering you the following options:

## **OPTION ONE: CRIMINAL PROSECUTION**

If convicted of a class 4 felony, you could receive a maximum sentence of 3.75 years in prison and a maximum fine of \$150,000.00 plus 83% surcharge. You will also have a criminal record.

Also if convicted of a class 4 felony, you would be required to pay a fine of not less than \$2,000 plus 83% surcharge or three times the value of the narcotic drugs involved, whichever is greater. If granted probation, in addition to the mandatory fine you would be required to perform not less than 360 hours of community service with a drug rehabilitation agency, submit to regular drug testing, and not use illegal drugs.

## **OPTION TWO: TASC DRUG DIVERSION PROGRAM**

You would be required to complete the following:

1. A one (1) year Program with mandatory drug testing throughout the year.
2. Mandatory drug abuse seminar.
3. Mandatory TASC enrollment fee of \$150.
4. Mandatory TASC one year program fee of \$1,285.00 which may be payable in monthly installments.
5. Mandatory assessment of \$1,500.00 which is payable in monthly installments.
6. Payment of additional fees for seminar counseling, drug testing, and jail, if applicable.

**NOTE:** If you successfully complete the TASC Drug Diversion Program, criminal charges will not be filed and there will be no record of a criminal complaint having been filed against you for Possession or Use of a Narcotic Drug.

You may have been informed by Justice Court personnel that the charges against you have been scratched or not filed. This has been done to allow you to participate in the TASC Drug Diversion Program. If you decide to refuse the opportunity to do so, the charges will be filed against you.

You may wish to consult an attorney regarding your Options.

If you select Option Two, you must call (602) 417-2227, or email [POM@TASC SOLUTIONS.ORG](mailto:POM@TASC SOLUTIONS.ORG), no later than **March 26, 2019** to schedule an appointment to enter the TASC Drug Diversion Program. The TASC office is located at 4016 N. Black Canyon Hwy, Phoenix, AZ 85017.

If you select Option one or fail to notify TASC by the above deadline, a criminal complaint will be filed charging you with the crime of Possession or Use of a Narcotic Drug, a class 4 felony.

Sincerely,



John Tutelman  
Deputy County Attorney  
Downtown Diversion

