

THE COMMONWEALTH OF KENTUCKY

Jefferson Circuit Court, Criminal Division

10CR3069

OCTOBER Term A.D., 2010

THE COMMONWEALTH OF KENTUCKY

Against

TROY L. HILPP

TAMPERING WITH PHYSICAL EVIDENCE
KRS 524.100

CLASS D FELONY 1 TO 5 YEARS

KRS 534.030 FINE OF \$1000 - \$10,000 OR DOUBLE

THE DEFENDANT'S GAIN, WHICHEVER IS GREATER

UOR 50230

ONE COUNT

THEFT BY UNLAWFUL TAKING UNDER \$500

KRS 514.030

CLASS A MISDEMEANOR

UP TO 12 MONTHS &/OR UP TO \$500 FINE

UOR 23299

TWO COUNTS

OBTAINING OR ATTEMPTING TO OBTAIN A

CONTROLLED SUBSTANCE BY FRAUD OR DECEIT

KRS 218A.140(1)

CLASS D FELONY 1 TO 5 YEARS

KRS 534.030 FINE OF \$1000 - \$10,000 OR DOUBLE

THE DEFENDANT'S GAIN, WHICHEVER IS GREATER

UOR 42035

ONE COUNT

The Grand Jurors of the County of Jefferson, in the name and by the authority of the Commonwealth of Kentucky, charge:

COUNT ONE

That on or about the 23rd day of August, 2010, in Jefferson County, Kentucky, the above named defendant, TROY L. HILPP, committed the offense of Tampering With Physical Evidence when, believing that an official proceeding may be pending or instituted against him, he destroyed, mutilated, concealed, removed or altered the physical evidence which he believed was about to be produced or used in such official proceeding, with the intent to impair its verity or availability in the official proceeding.

COUNT TWO

That on or about the 23rd day of August, 2010, in Jefferson County, Kentucky, the above named defendant, TROY L. HILPP, committed the offense of Theft By Unlawful Taking by taking or exercising control of property valued at less than \$500, belonging to Louisville Metro Police Department, with intent to deprive the owner thereof.

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Against

TROY L. HILPP

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}
}

COUNT THREE

That on or about the 23rd day of August, 2010, in Jefferson County, Kentucky, the above named defendant, TROY L. HILPP, committed the offense of Theft By Unlawful Taking by taking or exercising control of property valued at less than \$500, belonging to Louisville Metro Police Department, with intent to deprive the owner thereof.

COUNT FOUR

That between August 25, 2010 and August 30, 2010, in Jefferson County, Kentucky, the above named defendant, TROY L. HILPP, committed the offense of Obtaining or Attempting to Obtain a Controlled Substance by:

a) obtaining or attempting to obtain a prescription for a controlled substance by knowingly misrepresenting to, or knowingly withholding information from, a practitioner; OR

b) procuring or attempting to procure administration of a controlled substance by knowingly misrepresenting to, or withholding information from, a practitioner;

OR

c) obtaining or attempting to obtain a controlled substance or procuring or attempting to procure the administration of a controlled substance using a false name or giving a false address;

OR

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THE COMMONWEALTH OF KENTUCKY

Against

TROY L. HILPP

}

d) knowingly making a false statement regarding any prescription, order, report, or record required by KRS Chapter 218A;

OR

e) falsely assuming the title of or representing himself to be a manufacturer, wholesaler, distributor, repacker, pharmacist, practitioner, or other authorized person for the purpose of obtaining a controlled substance;

OR

f) presenting a prescription for a controlled substance that was obtained in violation of KRS 218A;

OR

g) affixing any false or forged label to a package or receptacle containing any controlled substance.

AGAINST THE PEACE AND DIGNITY OF THE COMMONWEALTH OF KENTUCKY

A TRUE BILL

Michael R. Jones
FOREPERSON

FILED IN CLERKS OFFICE
DAVID L. NICHOLSON, CLERK
OCT 11 2010
BY *DA*
DEPUTY CLERK

TRUE BILL COUNTS 1,2,3,4

Wit: Sgt. Rick Polin - LMPD

ELIZABETH JONES BROWN/skg
Assigned Assistant Commonwealth's Attorney

10/11 20 10
RECEIVED FROM THE Foreman of the Grand
Jury in their presence and filed in open Court.
ATTEST: DAVID L. NICHOLSON, Clerk
By *D. Jones* D.C.

NO. 10CR3069

JEFFERSON CIRCUIT COURT
DIVISION THREE (03)
JUDGE MITCH PERRY

COMMONWEALTH OF KENTUCKY

PLAINTIFF

VS.

SUPPLEMENTAL RESPONSE TO THE COURT'S
ORDER OF DISCOVERY

TROY L. HILPP

DEFENDANT

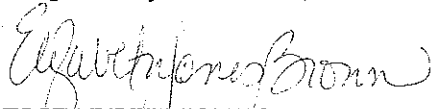
Comes the Commonwealth of Kentucky, by counsel, Elizabeth Jones Brown, Assistant Commonwealth's Attorney for the 30th Judicial District of Kentucky, and in accordance with the Court's Pretrial Order of Discovery, states as follows:

The Bill of Particulars contained within the Commonwealth's Response to the Court's Order of Discovery had some words which were inadvertently omitted. The Bill of Particulars is as follows:

On August 23, 2010, the defendant removed a Play Station 3 from the evidence shelf of the Louisville Metro Police Department Property Room, along with a printer and an amplifier, and placed them in a dumpster in order to steal them from the Louisville Metro Police Department. The defendant used the same method to also steal from the property room two digital cameras which were recovered from his home on August 30, 2010.

Between August 25, 2010 and August 30, 2010, the defendant visited three different doctors and filled four prescriptions based on misrepresentations to the doctors. Defendant received a total of 105 Hydrocodone pills and 40 Oxycodone pills during this six day period.

Respectfully submitted,



ELIZABETH JONES BROWN
Assistant Commonwealth's Attorney
514 West Liberty Street
Louisville, Kentucky 40202
(502) 595-2300

CERTIFICATION

This is to certify that a copy of the foregoing was on the 9th day of November, 2010, mailed to the Hon. John Berry, counsel for defendant, 600 West Main Street, Suite 300, Louisville, KY 40202.



ELIZABETH JONES BROWN
Assistant Commonwealth's Attorney

