


FILED IN MY OFFICE THIS

SECOND JUDICIAL DISTRICT COURT  
COUNTY OF BERNALILLO  
STATE OF NEW MEXICO

MAR 31 2017

  
CLERK DISTRICT COURT

NO. **D 0202 CR 2017001237**

DA#: 2017-01574-1  


STATE OF NEW MEXICO,  
Plaintiff,

**BENJAMIN CHAVEZ**

vs.


MUHAMMAD AMEER, aka: Ameer Muhammad  
Defendant.

**CRIMES CHARGED**

OPEN COUNT OF MURDER (WILLFUL AND DELIBERATE)(0001); OR IN THE ALTERNATIVE: FIRST DEGREE MURDER (FELONY MURDER) (0002); ARMED ROBBERY (0174); TAMPERING WITH EVIDENCE (4230); SHOPLIFTING (\$250 OR LESS)(4614)

**GRAND JURY INDICTMENT**

THE GRAND JURY CHARGES:

 COUNT 1: FIRST DEGREE MURDER (WILLFUL AND DELIBERATE), SECOND DEGREE MURDER AND VOLUNTARY MANSLAUGHTER (0001)

That on or about March 19, 2017, in Bernalillo County, New Mexico, the above-named defendant did kill Aaron Sieben, with the deliberate intention to take away the life of Aaron Sieben or any other human being, contrary to Section 30-02-01(A)(1), NMSA 1978. AND FURTHERMORE, the defendant is hereby notified that upon trial of this cause the finder of fact may be instructed to consider murder in the second degree, contrary to §30-2-1(B), NMSA 1978, or manslaughter, contrary to §30-2-3, NMSA 1978.

 OR IN THE ALTERNATIVE: FIRST DEGREE MURDER (FELONY MURDER) (0002)

That on or about March 19, 2017, in Bernalillo County, New Mexico, the above-named defendant did murder Aaron Sieben, during the commission or attempted commission of Armed Robbery, contrary to §30-2-1(A)(2), NMSA 1978.

 COUNT 2: ARMED ROBBERY (0174)

That on or about March 19, 2017, in Bernalillo County, New Mexico, the above-named defendant did take and carry away a wallet, which had some value, from Aaron Sieben, or from Aaron Sieben's immediate control, intending to permanently deprive Aaron Sieben of the property, and the defendant was armed with a a knife, an instrument or object which, when used as a weapon, could cause death or very serious injury, and the defendant took the property by use or threatened use of force or violence, contrary to Section 30-16-2, NMSA 1978.

10 COUNT 3: TAMPERING WITH EVIDENCE (4230)

That on or about March 19, 2017, in Bernalillo County, New Mexico, the above-named defendant hid and/or placed an ID and/or wallet with intent to prevent the apprehension, prosecution or conviction of himself, contrary to §30-22-5, NMSA 1978.

10 COUNT 4: SHOPLIFTING (\$250 OR LESS)(4614)

That on or about March 19, 2017, in Bernalillo County, New Mexico, the above-named defendant took possession of and/or concealed merchandise, razor blades and/or a knife belonging to Walmart, which had a market value of \$250 or less, with the intent to convert it to defendant's own use without paying for it, contrary to §30-16-20(A), NMSA 1978.

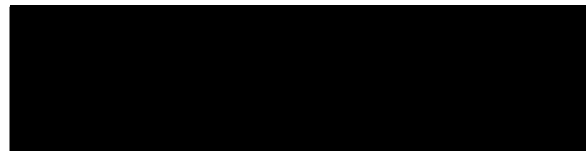
The names of the witnesses upon whose testimony this Indictment is based are as follows:

A. Hsu, A.P.D.

I hereby certify that the foregoing Indictment is a true Bill.

APPROVED:

David L. Waymire for  
David L. Waymire  
Deputy District Attorney



MARCH 30, 2017  
Date