

FOURTH JUDICIAL DISTRICT COURT  
COUNTY OF SAN MIGUEL  
STATE OF NEW MEXICO

4TH JUDICIAL DISTRICT COURT  
SAN MIGUEL, MORA & GUADALUPE  
FILED IN MY OFFICE  
2017 JAN 31 PM 3:12

NO. D-412-CR-2017-44

JUDGE: Matthew J. Sandoval

STATE OF NEW MEXICO,  
Plaintiff,

vs.

RUTH RIVERA,  
[REDACTED]

Magistrate Court No.: M-48-FR-201700001

**Crime(s):** First Degree Murder, (DA Charge Code 0001) Tampering with Evidence, (DA Charge Code 4230) Embezzlement (Over \$20,000), (DA Charge Code 0605) Forgery (Make or Alter)(Over \$20,000), (DA Charge Code 4564) Forgery (Make or Alter)(Over \$20,000), (DA Charge Code 4564)

**CRIMINAL INFORMATION**

**COMES NOW** the Fourth Judicial District Attorney, of San Miguel County, State of New Mexico, by and through its Chief Deputy District Attorney, Thomas Clayton, and accuses the above-named Defendant of the crimes of:

**Count 1:**

**First Degree Murder (Open Charge )**, on or about December 28, 2016, in San Miguel County, New Mexico, the above-named defendant did kill Arthur Rivera, a human being, without lawful justification or excuse, by any of the means with which death may be caused, a 1st degree capital offense, contrary to Section 30-02-1, NMSA 1978.

**Count 2:**

**Tampering with Evidence** , on or about December 28, 2016, in San Miguel County, New Mexico, the above-named defendant did destroy/change/hide/fabricate/place to wit: knife and/or clothing, with the intent to prevent the apprehension, prosecution or conviction of any person or create the false impression that another person had committed a crime and the highest crime was a capital crime, a first or second degree felony, a third degree felony, contrary to Section 30-22-5(B)(1), NMSA 1978.

**Count 3:**

**Embezzlement (Over \$20,000)**, on or about June 28, 2016 through December 28, 2016, in San Miguel County, New Mexico, the above-named defendant did embezzle or convert to her own use anything in value to wit: \$79,300, belonging to Arthur Rivera or another, with which defendant had been entrusted, with intent at the time of conversion to fraudulently deprive the owner thereof and the value of the property embezzled or converted was over twenty thousand dollars (\$20,000), a second degree felony, contrary to Section 30-16-8(F), NMSA 1978.

**Count 4:**

**Forgery (Make or Alter)(Over \$20,000)**, on or about July 25, 2016, in San Miguel County, New Mexico, the above-named defendant did falsely make or alter a signature to, or a part of Southwest Capital Bank check No. 4915 of Arthur Rivera in the amount of \$29,000 (Acct. No. XXX9604), a writing purporting to have legal efficacy with intent to injure or defraud Arthur Rivera, or another, and the damage is over twenty thousand dollars(\$20,000),or in the alternative, knowingly issuing or transferring a forged writing with intent to injure or defraud, a second degree felony, contrary to Section 30-16-10(A)(1)&(2) and (E), NMSA 1978.

**Count 5:**

**Forgery (Make or Alter)(Over \$20,000)**, on or about August 8, 2016, in San Miguel County, New Mexico, the above-named defendant did falsely make or alter a signature to, or a part of Southwest Capital Bank check No. 4916 of Arthur Rivera in the amount of \$35,000 (Acct. No. XXX9604), a writing purporting to have legal efficacy with intent to injure or defraud Arthur Rivera, or another, and the damage is over twenty thousand dollars(\$20,000),or in the alternative, knowingly issuing or transferring a forged writing with intent to injure or defraud, a second degree felony, contrary to Section 30-16-10(A)(1)&(2) and (E), NMSA 1978.

The Defendant waived preliminary hearing.

RESPECTFULLY SUBMITTED,

**RICHARD D. FLORES**  
DISTRICT ATTORNEY

By:

  
\_\_\_\_\_  
**Thomas Clayton**  
Chief Deputy District Attorney  
P.O. Box 2025  
Las Vegas, NM 87701  
505-425-6746

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing pleading was sent via electronic disclosure/mailed/hand-delivered/placed in the bin of Ahmad Assed, on this 31<sup>st</sup> day of January, 2017.

  
\_\_\_\_\_

DA Case No. 2017-S0007-01