

**Cuyahoga County Court of Common Pleas
Criminal Court Division**

State of Ohio, vs. Dale Peters,		Plaintiff Defendant	A True Bill Indictment For Aggravated Murder - UF §2903.01(A) 10 Additional Count(s)
Dates of Offense (on or about) October 29, 2017	The Term Of September of 2017		Case Number 622890-17-CR

The State of Ohio, }
Cuyahoga County } **SS.**

Count One	Aggravated Murder - UF §2903.01(A)
Defendants	Dale Peters
Date of Offense	On or about October 29, 2017
<p><i>The Jurors of the Grand Jury of the State of Ohio, within and for the body of the County aforesaid, on their oaths, IN THE NAME AND BY THE AUTHORITY OF THE STATE OF OHIO, do find and present, that the above named Defendant(s), on or about the date of the offense set forth above, in the County of Cuyahoga, unlawfully</i></p> <p>did purposely, and with prior calculation and design, cause the death of Laura Fruscella.</p> <p>The State of Ohio reserves the right to seek a superseding indictment containing the appropriate 2929.04(A) Aggravating Circumstance(s)/Specification(s).</p> <p><i>The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.</i></p>	



Foreperson of the Grand Jury



Prosecuting Attorney

Count Two **Aggravated Murder - UF**
 §2903.01(B)

Defendants Dale Peters

Date of Offense On or about October 29, 2017

The grand jurors, on their oaths, further find that the Defendant(s) unlawfully

did purposely cause the death of, Laura Fruscella while committing, or attempting to commit, or while fleeing immediately after committing or attempting to commit the offense of Aggravated Burglary/ and or Aggravated Robbery/ and/or Kidnapping.

The State of Ohio reserves the right to seek a superseding indictment containing the appropriate 2929.04(A) Aggravating Circumstance(s)/Specification(s).

The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.

Count Three **Aggravated Burglary - F1**
 §2911.11(A)(1)

Defendants Dale Peters

Date of Offense On or about October 29, 2017

The grand jurors, on their oaths, further find that the Defendant(s) unlawfully

did, by force, stealth, or deception, trespass, as defined in section 2911.21(A)(1) of the Revised Code, in an occupied structure or in a separately secured or separately occupied portion of an occupied structure, when Laura Fruscella, a person other than the accomplice, was present, with purpose to commit in the structure or in the separately secured or separately occupied portion of the structure a criminal offense, to wit: Felonious Assault, 2903.11, and the offender recklessly inflicted, or attempted or threatened to inflict physical harm on Laura Fruscella.

The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.

Count Four **Aggravated Robbery - F1**
 §2911.01(A)(3)

Defendants Dale Peters

Date of Offense On or about October 29, 2017

The grand jurors, on their oaths, further find that the Defendant(s) unlawfully

did, in attempting or committing a theft offense, as defined in section 2913.01 and 2913.02 of the Revised Code, or in fleeing immediately after the attempt or offense upon Laura Fruscella did inflict, or attempt to inflict, serious physical harm on Laura Fruscella.

The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.



Foreperson of the Grand Jury



Prosecuting Attorney

Count Five **Kidnapping - F1**
 §2905.01(A)(2)

Defendants Dale Peters

Date of Offense On or about October 29, 2017

The grand jurors, on their oaths, further find that the Defendant(s) unlawfully

did, by force, threat, or deception, purposely remove Laura Fruscella from the place where she was found or restrain the liberty of her for the purpose of facilitating the commission of a felony to wit: Felonious Assault or flight thereafter.

The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.

Count Six **Murder - UF**
 §2903.02(B)

Defendants Dale Peters

Date of Offense On or about October 29, 2017

The grand jurors, on their oaths, further find that the Defendant(s) unlawfully

did cause the death of Laura Fruscella, as a proximate result of the offender committing or attempting to commit an offense of violence that is a felony of the first or second degree, to wit: Felonious Assault, in violation of Section 2903.02 of the Revised Code.

The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.

Count Seven **Felonious Assault - F2**
 §2903.11(A)(1)

Defendants Dale Peters

Date of Offense On or about October 29, 2017

The grand jurors, on their oaths, further find that the Defendant(s) unlawfully

did knowingly cause serious physical harm to Laura Fruscella.

The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.



Foreperson of the Grand Jury



Prosecuting Attorney

Count Eight **Violating a protection order - F3**
§2919.27(A)(1)

Defendants Dale Peters

Date of Offense On or about October 29, 2017

The grand jurors, on their oaths, further find that the Defendant(s) unlawfully

did recklessly violate the terms of a protection order issued or consent agreement approved pursuant to section 2919.26 or 3113.31 of the Revised Code and the offender violated the protection order or consent agreement while committing a felony offense.

The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.

Count Nine **Grand Theft - F4**
§2913.02(A)(1)

Defendants Dale Peters

Date of Offense On or about October 29, 2017

The grand jurors, on their oaths, further find that the Defendant(s) unlawfully

did with purpose to deprive the owner, Laura Fruscella, of 2016 Toyota RAV4 or services, knowingly obtain or exert control over either the property or services without the consent of the owner or person authorized to give consent and the property stolen is a motor vehicle.

The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.

Count Ten **Tampering With Evidence - F3**
§2921.12(A)(1)

Defendants Dale Peters

Date of Offense On or about October 29, 2017

The grand jurors, on their oaths, further find that the Defendant(s) unlawfully

did, knowing that an official proceeding or investigation was in progress, or was about to be or likely to be instituted, alter, destroy, conceal, or remove any record, document, or thing, with purpose to impair its value or availability as evidence in such proceeding or investigation.

The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.



Foreperson of the Grand Jury



Prosecuting Attorney

Count Eleven **Inducing Panic - F4**
 §2917.31(A)(3)

Defendants Dale Peters

Date of Offense On or about October 29, 2017

The grand jurors, on their oaths, further find that the Defendant(s) unlawfully

did cause the evacuation of any public place, or otherwise cause serious public inconvenience or alarm by committing any offense, with reckless disregard of the likelihood that its commission would cause serious public inconvenience or alarm and resulted in economic harm of seven thousand five hundred dollars or more but less than one hundred and fifty thousand dollars.

The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.



Foreperson of the Grand Jury



Prosecuting Attorney