

STATE OF MICHIGAN 56A JUDICIAL DISTRICT 56th JUDICIAL CIRCUIT	WARRANT FELONY	DISTRICT: 17-0318-F4 CIRCUIT: CTN: 96-17900164-01 MSP #:
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District Court ORI: MI230025J

Circuit Court ORI: MI230015J

AG ORI: MI820025A

THE PEOPLE OF THE STATE OF MICHIGAN v LAWRENCE GERARD NASSAR 						Victim or complainant: STATE OF MICHIGAN Complaining Witness DET/SGT. ANDREA MUNFORD
Height:	Weight:	Hair Color:	Eye Color:	Race: Unknown	Sex: M	Date: On or about 09/30/2009 - 09/27/2011
City/Twp./Village Dimondale Village		County in Michigan EATON		Defendant SID		Defendant DOB 08/16/1963
Charge(s) See Below						Maximum Penalty See Below

STATE OF MICHIGAN, COUNTY OF EATON

To any peace officer or court officer authorized to make arrest: The complaining witness has filed a sworn complaint in this court stating:

COUNT 1: CRIMINAL SEXUAL CONDUCT - FIRST DEGREE (Person Under Thirteen, Defendant 17 years of age or older)

(Date: September 28, 2010 - September 27, 2011-Victim A)

being 17 years of age or older, did engage in sexual penetration, to-wit: finger into genital opening, with Victim A, a person under 13 years of age; contrary to MCL 750.520b(1)(a) and MCL 750.520b(2)(b). [750.520B2B]

SORA NOTICE

This is a Tier III Offense under the Sex Offender Registration Act (SORA). MCL 28.722(w)(iv).

HIV/STD TESTING NOTICE

Take notice that pursuant to MCL 333.5129, upon bindover to circuit court or recorder's court, the district court judge shall order the defendant to be tested for venereal disease, hepatitis B infection, and for the presence of HIV or an antibody to HIV if the judge determines there is reason to believe the violation involved sexual penetration or exposure to a body fluid of the defendant. If the district judge determines that testing is not required, upon conviction, the court must order the defendant to be tested.

FELONY: Life or any term of years; mandatory minimum of 25 years and lifetime electronic monitoring, mandatory AIDS/STD testing

COUNT 2: CRIMINAL SEXUAL CONDUCT - FIRST DEGREE (Relationship)

(Date: June 13, 2010 - June 12, 2011)- Victim B

did engage in sexual penetration to-wit: finger into genital opening, with Victim B, a child who was at least 13, but less than 16 years of age, and the defendant was in a position of authority over the victim and used this authority to coerce the victim to submit; contrary to MCL 750.520d(1)(a). [750.520D1A]

FELONY: 15 Years; Mandatory AIDS/STD testing; DNA to be taken upon arrest.

SORA NOTICE

This is a Tier III Offense under the Sex Offender Registration Act (SORA) unless the court finds that the victim was between the ages of 13 to 15 inclusive, consented to the conduct, and the defendant was not more than 4 years older than the victim. MCL 28.722(w)(iv).

HIV/STD TESTING NOTICE

Take notice that pursuant to MCL 333.5129, upon bindover to circuit court or recorder's court, the district court

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judge shall order the defendant to be tested for venereal disease, hepatitis B infection, and for the presence of HIV or an antibody to HIV if the judge determines there is reason to believe the violation involved sexual penetration or exposure to a body fluid of the defendant. If the district judge determines that testing is not required, upon conviction, the court must order the defendant to be tested.

COUNT 3: CRIMINAL SEXUAL CONDUCT - THIRD DEGREE (PERSON 13-15)

(Date: June 13, 2010-June, 2011) Victim B

did engage in sexual penetration to-wit: finger into genital opening, with a child who was at least 13 years of age, but under 16 years, and the defendant coerced the victim to submit by exerting his/her authoritative position; contrary to MCL 750.520b(1)(b). [750.520B1B]

SORA NOTICE

This is a Tier III Offense under the Sex Offender Registration Act (SORA) unless the court finds that the victim was between the ages of 13 to 15 inclusive, consented to the conduct, and the defendant was not more than 4 years older than the victim. MCL 28.722(w)(iv).

HIV/STD TESTING NOTICE

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FELONY: Life; mandatory lifetime electronic monitoring; mandatory AIDS/STD testing; DNA to be taken upon arrest. The Court may impose a consecutive sentence under MCL 750.520b(3).

COUNT 4: CRIMINAL SEXUAL CONDUCT - FIRST DEGREE (Relationship)

(Date: June 13, 2010-June 12, 2011) Victim B

did engage in sexual penetration to-wit: finger into genital opening with Victim B, a child who was at least 13 but less than 16 years of age, and the defendant was in a position of authority over the victim and used this authority to coerce the victim to submit; OR in the alternative; contrary to MCL 750.520b(1)(b). [750.520B1B]

SORA NOTICE

This is a Tier III Offense under the Sex Offender Registration Act (SORA) unless the court finds that the victim was between the ages of 13 to 15 inclusive, consented to the conduct, and the defendant was not more than 4 years older than the victim. MCL 28.722(w)(iv).

HIV/STD TESTING NOTICE

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FELONY: Life; mandatory lifetime electronic monitoring; mandatory AIDS/STD testing; DNA to be taken upon arrest. The Court may impose a consecutive sentence under MCL 750.520b(3).

COUNT 5: CRIMINAL SEXUAL CONDUCT - THIRD DEGREE (PERSON 13-15)

(in the alternative to count 4)

(Date: June 13, 2010-June 12, 2011) Victim B

did engage in sexual penetration to-wit: finger into genital opening, with a child who was at least 13 years of age, but under 16 years; contrary to MCL 750.520d(1)(a). [750.520D1A]

FELONY: 15 Years; Mandatory AIDS/STD testing; DNA to be taken upon arrest.

SORA NOTICE

This is a Tier III Offense under the Sex Offender Registration Act (SORA) unless the court finds that the victim was between the ages of 13 to 15 inclusive, consented to the conduct, and the defendant was not more than 4 years older than the victim. MCL 28.722(w)(iv).

HIV/STD TESTING NOTICE

Take notice that pursuant to MCL 333.5129, upon bindover to circuit court or recorder's court, the district court judge shall order the defendant to be tested for venereal disease, hepatitis B infection, and for the presence of

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HIV or an antibody to HIV if the judge determines there is reason to believe the violation involved sexual penetration or exposure to a body fluid of the defendant. If the district judge determines that testing is not required, upon conviction, the court must order the defendant to be tested.

COUNT 6: CRIMINAL SEXUAL CONDUCT - FIRST DEGREE (Relationship)

(Date: June 13, 2010-June 12, 2011) Victim B

did engage in sexual penetration to-wit: finger into anal opening, with Victim B, a child who was at least 13 but less than 16 years of age, and the defendant was in a position of authority over the victim and used this authority to coerce the victim to submit; contrary to MCL 750.520b(1)(b). [750.520B1B]

SORA NOTICE

This is a Tier III Offense under the Sex Offender Registration Act (SORA) unless the court finds that the victim was between the ages of 13 to 15 inclusive, consented to the conduct, and the defendant was not more than 4 years older than the victim. MCL 28.722(w)(iv).

HIV/STD TESTING NOTICE

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FELONY: Life; mandatory lifetime electronic monitoring; mandatory AIDS/STD testing; DNA to be taken upon arrest. The Court may impose a consecutive sentence under MCL 750.520b(3).

COUNT 7: CRIMINAL SEXUAL CONDUCT - THIRD DEGREE (PERSON 13-15)

(in the alternative to count 6)

(Date: June 13, 2010- June 12, 2011) Victim B

did engage in sexual penetration to-wit: finger into anal opening, with a child who was at least 13 years of age, but under 16 years; contrary to MCL 750.520d(1)(a). [750.520D1A]

FELONY: 15 Years; Mandatory AIDS/STD testing; DNA to be taken upon arrest.

SORA NOTICE

This is a Tier III Offense under the Sex Offender Registration Act (SORA) unless the court finds that the victim was between the ages of 13 to 15 inclusive, consented to the conduct, and the defendant was not more than 4 years older than the victim. MCL 28.722(w)(iv).

HIV/STD TESTING NOTICE

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COUNT 8: CRIMINAL SEXUAL CONDUCT - FIRST DEGREE (Relationship)

(Date: September 30, 2009-September 29, 2010) Victim C

did engage in sexual penetration to-wit: finger into genital opening, with Victim C, a child who was at least 13 but less than 16 years of age, and the defendant was in a position of authority over the victim and used this authority to coerce the victim to submit; contrary to MCL 750.520b(1)(b). [750.520B1B]

SORA NOTICE

This is a Tier III Offense under the Sex Offender Registration Act (SORA) unless the court finds that the victim was between the ages of 13 to 15 inclusive, consented to the conduct, and the defendant was not more than 4 years older than the victim. MCL 28.722(w)(iv).

HIV/STD TESTING NOTICE

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FELONY: Life; mandatory lifetime electronic monitoring; mandatory AIDS/STD testing; DNA to be taken upon arrest. The Court may impose a consecutive sentence under MCL 750.520b(3).

COUNT 9: CRIMINAL SEXUAL CONDUCT - THIRD DEGREE (PERSON 13-15)

(in the alternative to count 8)

(Date: September 30, 2009-September 29, 2010) Victim C

did engage in sexual penetration to-wit: finger into genital opening, with a child who was at least 13 years of age, but under 16 years; contrary to MCL 750.520d(1)(a). [750.520D1A]

FELONY: 15 Years; Mandatory AIDS/STD testing; DNA to be taken upon arrest.

SORA NOTICE

This is a Tier III Offense under the Sex Offender Registration Act (SORA) unless the court finds that the victim was between the ages of 13 to 15 inclusive, consented to the conduct, and the defendant was not more than 4 years older than the victim. MCL 28.722(w)(iv).

HIV/STD TESTING NOTICE

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COUNT 10: CRIMINAL SEXUAL CONDUCT - FIRST DEGREE (Relationship)

(Date: September 30, 2009-September 29, 2010) Victim C

did engage in sexual penetration to-wit: finger into genital opening, with Victim C, a child who was at least 13 but less than 16 years of age, and the defendant was in a position of authority over the victim and used this authority to coerce the victim to submit; contrary to MCL 750.520b(1)(b). [750.520B1B]

SORA NOTICE

This is a Tier III Offense under the Sex Offender Registration Act (SORA) unless the court finds that the victim was between the ages of 13 to 15 inclusive, consented to the conduct, and the defendant was not more than 4 years older than the victim. MCL 28.722(w)(iv).

HIV/STD TESTING NOTICE

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FELONY: Life; mandatory lifetime electronic monitoring; mandatory AIDS/STD testing; DNA to be taken upon arrest. The Court may impose a consecutive sentence under MCL 750.520b(3).

COUNT 11: CRIMINAL SEXUAL CONDUCT - THIRD DEGREE (PERSON 13-15)

(in the alternative to 10)

(Date: September 30, 2009-September 29, 2010) Victim C

did engage in sexual penetration to-wit: finger into genital opening, with a child who was at least 13 years of age, but under 16 years; contrary to MCL 750.520d(1)(a). [750.520D1A]

FELONY: 15 Years; Mandatory AIDS/STD testing; DNA to be taken upon arrest.

SORA NOTICE

This is a Tier III Offense under the Sex Offender Registration Act (SORA) unless the court finds that the victim was between the ages of 13 to 15 inclusive, consented to the conduct, and the defendant was not more than 4 years older than the victim. MCL 28.722(w)(iv).

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COUNT 12: CRIMINAL SEXUAL CONDUCT - FIRST DEGREE (Relationship)

(Date: September 30, 2009-September 29, 2010) Victim C

did engage in sexual penetration to-wit: finger into genital opening, with Victim C, a child who was at least 13 but less than 16 years of age, and the defendant was in a position of authority over the victim and used this authority to coerce the victim to submit; contrary to MCL 750.520b(1)(b). [750.520B1B]

SORA NOTICE

This is a Tier III Offense under the Sex Offender Registration Act (SORA) unless the court finds that the victim was between the ages of 13 to 15 inclusive, consented to the conduct, and the defendant was not more than 4 years older than the victim. MCL 28.722(w)(iv).

HIV/STD TESTING NOTICE

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FELONY: Life; mandatory lifetime electronic monitoring; mandatory AIDS/STD testing; DNA to be taken upon arrest. The Court may impose a consecutive sentence under MCL 750.520b(3).

COUNT 13: CRIMINAL SEXUAL CONDUCT - THIRD DEGREE (PERSON 13-15)

(in the alternative to count 12)

(Date: September 30, 2009-September 29, 2010) Victim C

did engage in sexual penetration to-wit: finger into genital opening, with a child who was at least 13 years of age, but under 16 years; contrary to MCL 750.520d(1)(a). [750.520D1A]

FELONY: 15 Years; Mandatory AIDS/STD testing; DNA to be taken upon arrest.

SORA NOTICE

This is a Tier III Offense under the Sex Offender Registration Act (SORA) unless the court finds that the victim was between the ages of 13 to 15 inclusive, consented to the conduct, and the defendant was not more than 4 years older than the victim. MCL 28.722(w)(iv).

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Upon conviction of a felony or an attempted felony court shall order law enforcement to collect DNA identification profiling samples.

Upon examination of the complaining witness, I find that the offense(s) charged has/have been committed and that there is probable cause to believe that defendant committed the offense(s). THEREFORE, IN THE NAME OF THE PEOPLE OF THE STATE OF MICHIGAN, I order you to arrest and bring defendant before the 56A District Court immediately.

The defendant may be released before arraignment if \$ 500,000 is posted as interim bail

by 3-22-17
Date

2-22-17
Date

(SEAL)

Judge/Magistrate

Bar no.

064544

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COUNT 12: CRIMINAL SEXUAL CONDUCT - FIRST DEGREE (Relationship)

(Date: September 30, 2009-September 29, 2010) Victim C

did engage in sexual penetration to-wit: finger into genital opening, with Victim C, a child who was at least 13 but less than 16 years of age, and the defendant was in a position of authority over the victim and used this authority to coerce the victim to submit; contrary to MCL 750.520b(1)(b). [750.520B1B]

SORA NOTICE

This is a Tier III Offense under the Sex Offender Registration Act (SORA) unless the court finds that the victim was between the ages of 13 to 15 inclusive, consented to the conduct, and the defendant was not more than 4 years older than the victim. MCL 28.722(w)(iv).

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FELONY: Life; mandatory lifetime electronic monitoring; mandatory AIDS/STD testing; DNA to be taken upon arrest. The Court may impose a consecutive sentence under MCL 750.520b(3).

COUNT 13: CRIMINAL SEXUAL CONDUCT - THIRD DEGREE (PERSON 13-15)

(in the alternative to count 12)

(Date: September 30, 2009-September 29, 2010) Victim C

did engage in sexual penetration to-wit: finger into genital opening, with a child who was at least 13 years of age, but under 16 years; contrary to MCL 750.520d(1)(a). [750.520D1A]

FELONY: 15 Years; Mandatory AIDS/STD testing; DNA to be taken upon arrest.

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This is a Tier III Offense under the Sex Offender Registration Act (SORA) unless the court finds that the victim was between the ages of 13 to 15 inclusive, consented to the conduct, and the defendant was not more than 4 years older than the victim. MCL 28.722(w)(iv).

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Upon conviction of a felony or an attempted felony court shall order law enforcement to collect DNA identification profiling samples.

The complaining witness asks that defendant be apprehended and dealt with according to law.

Warrant authorized on <u>2/22/17</u> by: <u>Angela Povallitis P58430</u>
Angela Povallitis (P58430) Assistant Attorney General Criminal Division Attorney General 3030 W. Grand Blvd. Ste. 10-200 Detroit, MI 48202 313-456-0180
☐ Security for costs posted

<u>Andrea Munsford</u> Complaining witness signature
Subscribed and sworn to before me on <u>2-22-17</u> Date
<u>Julie A. O'Neill P64544</u> Judge/Magistrate/Clerk Bar no.

State of Michigan
56th Judicial District
56th Judicial Circuit

**AFFIDAVIT
IN SUPPORT OF COMPLAINT**

Case No:
District: 17-0318-PV
Circuit:

THE COMPLAINING WITNESS, ON INFORMATION AND BELIEF, SAYS:

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1. I, Affiant Detective Sergeant (D/Sgt.) Andrea Munford (Affiant), am currently employed with the Michigan State University Police Department in East Lansing, Michigan and have been for 20 years. I am currently assigned to the Special Victims Unit and investigate sexual assaults.
2. On August 29, 2016, I began a CSC investigation involving a former gymnast, Ingham County Victim C, who reported being sexually assaulted by MSU Sports Medicine Dr. Lawrence Gerard Nassar. Prior to reporting to the police, Ingham County Victim C participated in an interview with the Indy Star after reading an article they published about the cover up by USA Gymnastics of coaches that sexually abuse gymnasts. On September 12, 2016, the Indy Star and Lansing State Journal published an article which included Ingham County Victim C's story as well as information provided by two victims that chose to remain anonymous.
3. Shortly after the article published, I began receiving phone calls from additional victims reporting Nassar had sexually assaulted them. The investigation, at the time of drafting this Affidavit for Search Warrant, includes 81 victims with reports of similar details of how they were assaulted.
4. As a result of the above-mentioned news stories, the MSU PD was contacted by Victims A, B and C, or their parents. Victim A, B and C reported that they were also sexually abused by Dr. Larry Nassar while he treated them when they were gymnasts at Geddert's Twistars Gymnastics Club in Dimondale, Michigan.
5. Defendant Lawrence Gerard "Larry" Nassar is a former associate professor at Michigan State University College of Osteopathic Medicine. Nassar was also the lead doctor for the USA women's gymnastics team during four Olympic Games and has been affiliated with the national organization for approximately thirty years. He also was a clinician seeing patients at the MSU Sports Medicine Clinic and served as the team physician for the MSU women's gymnastics team, women's crew team, and for a local gymnastics club, Gedderts' Twistars Gymnastics Club in Dimondale, Michigan. As part of his contract with MSU, Nassar provided community service work and medical treatment to gymnasts at Geddert's Twistars. In the fall of 2016, MSU fired Nassar, relieving him of all of his academic, clinical and patient duties.
6. Victim A is now 16 years old and was forensically interviewed by law enforcement on September 21, 2016. Throughout her gymnastics career, Victim A sustained various injuries and was treated by Defendant multiple times, including at least three times at Gedderts' Twistars Gymnastics Club in Dimondale.

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Twistars, Nassar would come on Monday nights to treat the gymnasts. Nassar would use the back room at the gym to work. This particular Monday, Victim A signed up to see Nassar. Nassar was to readjust her ribs. While pressing on her back, Nassar pulled her leotard up and touched her vagina. Victim A stated Nassar's bare hand and fingers went "in between the flaps" of her vagina. Victim A stated she felt "grossed out". Nassar did not wear gloves, did not tell her he would be vaginally penetrating her nor did he obtain consent from either Victim A or Victim A's parents.

8. Victim A was also treated by Nassar at his clinic at MSU, where on at least one occasion when she under the age of 13, Nassar penetrated her vagina with his ungloved fingers.

9. Victim A stated she and the other gymnasts would talk about Nassar. They would discuss how he was "touchy". At the time, Victim A did not question Nassar because he was doing the same to other gymnasts she knew. Victim A stated that because she was so young, she really didn't know anything was wrong.

10. Victim B was interviewed by MSU PD Officer Kimberly Parviainen on September 19, 2016. Victim B, now 21, was a longtime gymnast at Geddert's Twistars Gym. Victim B stated that she was sexually assaulted by Nassar "more times than she could count." Victim B began seeing Nassar for treatment when she was approximately 10 or 11 years old. At age 15, she suffered a broken lumbar in her back. This is when the sexual assaults began to happen more frequently after this injury and on at least three occasions before she turned 16 years old.

11. Victim B stated the sexual assaults would occur in the back room of Geddert's Twistars gym. Victim B would be laying on her side and Nassar would put a blanket over her. Nassar would stand behind her, vaginally and anally penetrating her with his fingers. Victim B stated that Nassar would get more comfortable each time. Nassar would add more movement with his fingers, massage longer, and the penetration would last longer. Nassar would use two or three fingers to penetrate her vagina and one finger to penetrate her rectum.

12. Neither Victim B, nor her parents, ever consented to vaginal penetration. Nassar did not wear gloves. He occasionally used lubricant. Victim B never disclosed the sexual assaults to her parents. Like all the victims, at the time, Victim B believed Nassar was using proper treatment techniques. Victim B stated she never had any pain relief from her sessions with Nassar. Nassar would ask if she felt better and she would respond "yes", just so he would stop the penetration.

13. Victim B stated that as a competitive gymnast, you would do anything to get yourself better and that the coaches were always pressuring them to get better. She said it was like you were always in trouble if you were hurt. At the time, she thought she had to submit to this treatment to get better and never told her parents because she had to get better. Victim B stated that she and all the gymnasts trusted Nassar and that he was like a god to the gymnasts. Nassar tried to connect with the gymnasts and they could talk to him when their coaches were being mean. At the time it was occurring, Victim B and a few of her teammates began talking about their experiences with Nassar and they realized they were all being penetrated by him during their appointments. Because it was happening to all of them, they thought it was normal.

14. On October 10, 2016, Victim C was interviewed by police after she was identified as a possible witness in Victim B's case. Victim C, now 22, was a gymnast at Geddert's Twistars Club from 2007 through 2011. She was a patient of Nassar from 14 years old until she was 17. Nassar treated her at

his home.

15. At age 15, Victim C sustained a compression fracture in the middle of her spine. Victim C stated Nassar treated her for this injury in the Twistars training room. Victim C stated Nassar vaginally penetrated her with his fingers. Nassar would typically insert two or three fingers into her vagina. Victim C stated that sometimes he would insert his fingers all the way in, his fingers would get close to my cervix. Victim C stated Nassar also massaged inside and around her genitals and that sometimes it was intense. This occurred on multiple occasions and more than three times between the age of 15-16 year of age.

16. Victim C stated that sometimes, others would be in the training room as Nassar was penetrating her. However, Nassar positioned her body in way to hide the penetration.

17. Victim C stated Nassar never wore gloves and used lubricant. The penetration lasted for 5 to 6 minutes. Victim C stated Nassar did not inform her about vaginal penetration and she never would have consented to it. Her parents also did not consent to these acts. Victim C reported that Nassar told her "we don't tell parents about this because they wouldn't understand." Victim C stated Nassar was referring to him vaginally penetration her when he made this statement.

18. Victim C stated that it was common knowledge among the gymnasts that Nassar was vaginally penetrating gymnasts. However, no one questioned Nassar because of his position and reputation. Victim C stated she viewed Nassar as a person of authority and well-respected in the gymnastics community.

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Reviewed on: 2/21/2017

Andrea Munford

Det./Sgt. Andrea Munford (Affiant)

Michigan State University Police Department

Angela M. Povilaitis

Angela M. Povilaitis, P58430

Robyn Liddell, P68287

Assistant Attorneys General

3030 W. Grand Blvd.

Detroit, MI 48202

(313) 456-0180

Subscribed and Sworn before me on: 2-21-17 Date

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Julie A. O'Neill
Honorable Julie A. O'Neill
Judge/Magistrate - 56A District Court