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**IN THE SUPERIOR COURT OF THE STATE OF ARIZONA  
IN AND FOR THE COUNTY OF MARICOPA**

**STATE OF ARIZONA,**

Plaintiff,

v.

**MICHELLE MARIE BASTIAN (001),  
(Counts 2-6)**

and

**THOMAS ORVILLE BASTIAN (002),  
(Counts 1, 2, 4 & 5)**

Defendants.

Case No: **CR2016-148530-001  
CR2016-148530-002**

**INDICTMENT**

**CHARGING VIOLATIONS OF:**

**COUNT 1: TERRORISM**, a Class 2  
Felony, in violation of A.R.S. §13-  
2308.01(A)(3)

**COUNT 2: CONSPIRACY TO  
COMMIT TERRORISM**, a Class 2  
Felony, in violation of A.R.S. §§13-1003  
and 13-2308.01(A)(5)

**COUNT 3: TERRORISM**, a Class 2  
Felony, in violation of A.R.S. §13-  
2308.01(A)(5)

**COUNT 4: CONSPIRACY TO  
COMMIT MISCONDUCT  
INVOLVING WEAPONS**, a Class 4  
Felony, in violation of A.R.S. §§13-1003  
and 13-3102(A)(3)

**COUNT 5: CONSPIRACY TO PROMOTE PRISON CONTRABAND**, a Class 5 Felony, in violation of A.R.S. §§13-1003 and 13-2505

**COUNT 6: PROMOTING PRISON CONTRABAND**, a Class 5 Felony, in violation of A.R.S. §13-2505

The Arizona State Grand Jury accuses **MICHELLE MARIE BASTIAN (001)**, and **THOMAS ORVILLE BASTIAN (002)** charging on this 18<sup>th</sup> day of October, 2016 that in or from Maricopa County, Arizona:

**COUNT 1**  
**TERRORISM**

On or between May 1, 2016 and October 12, 2016, **THOMAS ORVILLE BASTIAN (002)**, solicited, incited or induced others to promote or further an act of terrorism at the Arizona Department of Corrections Lewis Complex located in Maricopa County, Arizona, in violation of A.R.S. §§13-2308.01(A)(3), 13-2301, 13-701, 13-702, 13-703, and 13-801.

**COUNT 2**  
**CONSPIRACY TO COMMIT TERRORISM**

On or between May 1, 2016 and October 12, 2016, **MICHELLE MARIE BASTIAN (001)**, and **THOMAS ORVILLE BASTIAN (002)**, conspired to commit terrorism, in violation of A.R.S. §§13-1003, 13-2308.01(A)(5), 13-2301, 13-701, 13-702, 13-703, and 13-801.

Said offense occurred when **MICHELLE MARIE BASTIAN (001)**, and **THOMAS ORVILLE BASTIAN (002)** with the intent to promote or aid the commission of an offense, to wit: terrorism, a felony upon the person of another, agreed

with one or more persons that at least one of them or another person would engage in conduct constituting the offense, in violation of A.R.S. §§ 13-1003, 13-2308.01(A)(5), 13-2301, 13-701, 13-702, 13-703, and 13-801.

**COUNT 3**  
**TERRORISM**

On or between May 1, 2016 and October 12, 2016, **MICHELLE MARIE BASTIAN (001)**, made property available to another, by transaction, transportation or otherwise, knowing or having reason to know that the property was intended to facilitate an act of terrorism, in violation of A.R.S. §§13-2308.01(A)(5), 13-2301, 13-701, 13-702, 13-703, and 13-801.

**COUNT 4**  
**CONSPIRACY TO COMMIT MISCONDUCT INVOLVING WEAPONS**

On or between May 1, 2016 and June 1, 2016, **MICHELLE MARIE BASTIAN (001)**, and **THOMAS ORVILLE BASTIAN (002)**, conspired to commit misconduct involving weapons, in violation of A.R.S. §§13-1003, 13-3102(A)(2), 13-3201(A)(8), 13-701, 13-702, 13-703, and 13-801.

Said offense occurred when On or between May 1, 2016 and June 1, 2016, **MICHELLE MARIE BASTIAN (001)**, and **THOMAS ORVILLE BASTIAN (002)** with the intent to promote or aid the commission of an offense, to wit: misconduct involving weapons, agreed with one or more persons that at least one of them or another person would engage in conduct constituting the offense, and one of the persons committed an overt act in furtherance of the conspiracy to wit: furnished instructions on how to construct an improvised explosive device, in violation of A.R.S. §§ 13-1003, 13-3102(A)(2), 13-3201(A)(8)(viii), 13-701, 13-702, 13-703, and 13-801.

**COUNT 5**

**CONSPIRACY TO PROMOTE PRISON CONTRABAND**

On or between May 1, 2016 and June 1, 2016, **MICHELLE MARIE BASTIAN (001), and THOMAS ORVILLE BASTIAN (002)**, conspired to commit the offense of Promoting Prison Contraband, in violation of A.R.S. §§13-1003, 13-2505(A)(2), 13-2501, 13-701, 13-702, 13-703, and 13-801.

Said offense occurred when **MICHELLE MARIE BASTIAN (001)** with the intent to promote or aid the commission of an offense, Promoting Prison Contraband, agreed with one or more persons that at least one of them or another person would engage in conduct constituting the offense, and one of the persons committed an overt act to wit: furnished instructions on how to construct an improvised explosive device, in violation of A.R.S. §§ 13-1003, 13-2505(A)(2), 13-2501, 13-701, 13-702, 13-703, and 13-801.

**COUNT 6**

**PROMOTING PRISON CONTRABAND**

On or between May 1, 2016 and June 1, 2016, **MICHELLE MARIE BASTIAN (001)**, knowingly and without legal authorization conveyed contraband, to-wit: publication on how to construct an explosive device, to a person confined in the Arizona Department of Corrections, a correctional facility, in violation of A.R.S. §§13-2505, 13-2501, 13-701, 13-702, 13-703, and 13-801.

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Pursuant to A.R.S. § 21-425, the State Grand Jurors find that the offenses described above were committed in Maricopa and Pinal Counties, Arizona.

(A "True Bill")

MARK BRNOVICH  
ATTORNEY GENERAL  
STATE OF ARIZONA

Dated: True Bill  
10-18-2016

  
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SCOTT W. BLAKE  
Assistant Attorney General

  
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Foreperson of the State Grand Jury

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