

INDICTMENT

Criminal Rule 6, 7

FILED
HURON COUNTY
COMMON PLEAS COURT

2022 SEP -9 P 3:42

SUSAN S. HAZEL
CLERK OF COURTS

6 cts. Aggravated Murder UF
2 cts. Aggravated Burglary F1
2 cts. Burglary F2
1 ct. Tampering With Evidence F3
2 cts. Endangering Children M1

**IN THE COURT OF COMMON PLEAS
HURON COUNTY, OHIO**

STATE OF OHIO,

Plaintiff

Case No. CRI 2022 0666

vs.

Judge James W. Conway

ZACHARY T. BOSTER
DOB: 8/20/1997
SSN: XXX-XX-1739

Defendant.

On the September Term

The Jurors of the Grand Jury of the State of Ohio, within and for the body of Huron County, being duly impaneled and sworn and charged to inquire of and present that:

COUNT ONE:

Zachary T. Boster, on or about the 2nd day of September, 2022, at the county of Huron aforesaid, did purposely, and with prior calculation and design, cause the death of B.C.T. in violation of Ohio Revised Code §2903.01(A), 2929.02(A), **Aggravated Murder**, an unclassified felony.

Felony Murder Specification - §2929.04(A)(7)

The Grand Jurors further find and specify that:

the offense at bar was committed while the offender was committing, attempting to commit, or fleeing immediately after committing or attempting to commit Aggravated Burglary, Burglary, and/or Trespass in a Habitation when a Person is Present or Likely to be Present, and either the offender was the principal offender in the commission of the aggravated murder or, if not the principal offender, committed the aggravated murder with prior calculation and design.

Course of Conduct Specification - §2929.04(A)(5)

The Grand Jurors further find and specify that:

the offense at bar was part of a course of conduct involving the purposeful killing of or attempt to kill two or more persons, to wit: B.C.T. and J.B. by the offender.

Specification for Forfeiture of Property - §2941.1417(A)

The Grand Jurors further find and specify that:

Zachary T. Boster is the owner and/or possessor of 2004 blue Chevy VIN 1G1JC12F647169304 which was contraband and/or property derived from or through the commission or facilitation of the offense, and/or was an instrumentality the offender used or intended to use in the commission or facilitation of the offense and is subject to forfeiture pursuant to 2941.1417(A), 2981.02, and 2981.04 of the Revised Code.

COUNT TWO:

The Grand Jurors, on their oaths, further find that:

Zachary T. Boster, on or about the 2nd day of September, 2022, at the county of Huron aforesaid, did purposely, and with prior calculation and design, cause the death of J. B in violation of Ohio Revised Code §2903.01(A), 2929.02(A), **Aggravated Murder**, an unclassified felony.

Felony Murder Specification - §2929.04(A)(7)

The Grand Jurors further find and specify that:

the offense at bar was committed while the offender was committing, attempting to commit, or fleeing immediately after committing or attempting to commit Aggravated Burglary, Burglary, and/or Trespass in a Habitation when a Person is Present or Likely to be Present, and either the offender was the principal offender in the commission of the aggravated murder or, if not the principal offender, committed the aggravated murder with prior calculation and design.

Course of Conduct Specification - §2929.04(A)(5)

The Grand Jurors further find and specify that:

the offense at bar was part of a course of conduct involving the purposeful killing of or attempt to kill two or more persons, to wit: B.C.T. and J. B. by the offender.

Specification for Forfeiture of Property - §2941.1417(A)

The Grand Jurors further find and specify that:

Zachary T. Boster is the owner and/or possessor of 2004 blue Chevy VIN 1G1JC12F647169304 which was contraband and/or property derived from or through the commission or facilitation of the offense, and/or was an instrumentality the offender used or intended to use in the commission or facilitation of the offense and is subject to forfeiture pursuant to 2941.1417(A), 2981.02, and 2981.04 of the Revised Code.

COUNT THREE:

The Grand Jurors, on their oaths, further find that:

Zachary T. Boster, on or about the 2nd day of September, 2022, at the county of Huron aforesaid, did purposely, and with prior calculation and design, cause the unlawful termination of B.C.T.'s pregnancy in violation of Ohio Revised Code §2903.01(A), 2929.02(A), **Aggravated Murder**, an unclassified felony.

Felony Murder Specification - §2929.04(A)(7)

The Grand Jurors further find and specify that:

the offense at bar was committed while the offender was committing, attempting to commit, or fleeing immediately after committing or attempting to commit Aggravated Burglary, Burglary, and/or Trespass in a Habitation when a Person is Present or Likely to be Present, and either the offender was the principal offender in the commission of the aggravated murder or, if not the principal offender, committed the aggravated murder with prior calculation and design.

Course of Conduct Specification - §2929.04(A)(5)

The Grand Jurors further find and specify that:

the offense at bar was part of a course of conduct involving the purposeful killing of or attempt to kill two or more persons, to wit: B.C.T. and J. B. by the offender.

Specification for Forfeiture of Property - §2941.1417(A)

The Grand Jurors further find and specify that:

Zachary T. Boster is the owner and/or possessor of 2004 blue Chevy VIN 1G1JC12F647169304 which was contraband and/or property derived from or through the commission or facilitation of the offense, and/or was an instrumentality the offender used or intended to use in the commission or facilitation of the offense and is subject to forfeiture pursuant to 2941.1417(A), 2981.02, and 2981.04 of the Revised Code.

COUNT FOUR:

The Grand Jurors, on their oaths, further find that:

Zachary T. Boster, on or about the 2nd day of September, 2022, at the county of Huron aforesaid, did purposely cause the death of, B.C.T. while committing, or attempting to commit, or while fleeing immediately after committing or attempting to commit the offense of Aggravated Burglary, Burglary, and/or Trespass in a Habitation when a Person is Present or Likely to be Present in violation of Ohio Revised Code §2903.01(B), 2929.02(A), **Aggravated Murder**, an unclassified felony.

Felony Murder Specification - §2929.04(A)(7)

The Grand Jurors further find and specify that:

the offense at bar was committed while the offender was committing, attempting to commit, or fleeing immediately after committing or attempting to commit Aggravated Burglary, Burglary, and/or Trespass in a Habitation when a Person is Present or Likely to be Present, and either the offender was the principal offender in the commission of the aggravated murder or, if not the principal offender, committed the aggravated murder with prior calculation and design.

Course of Conduct Specification - §2929.04(A)(5)

The Grand Jurors further find and specify that:

the offense at bar was part of a course of conduct involving the purposeful killing of or attempt to kill two or more persons, to wit: B.C.T. and J. B. by the offender.

Specification for Forfeiture of Property - §2941.1417(A)

The Grand Jurors further find and specify that:

Zachary T. Boster is the owner and/or possessor of 2004 blue Chevy VIN 1G1JC12F647169304 which was contraband and/or property derived from or through the commission or facilitation of the offense, and/or was an instrumentality the offender used or intended to use in the commission or facilitation of the offense and is subject to forfeiture pursuant to 2941.1417(A), 2981.02, and 2981.04 of the Revised Code.

COUNT FIVE:

The Grand Jurors, on their oaths, further find that:

Zachary T. Boster, on or about the 2nd day of September, 2022, at the county of Huron aforesaid, did purposely cause the death of, J.B. while committing, or attempting to commit, or while fleeing immediately after committing or attempting to commit the offense of Aggravated Burglary, Burglary, and/or Trespass in a Habitation when a Person is Present or Likely to be Present in violation of Ohio Revised Code §2903.01(B), 2929.02(A), **Aggravated Murder**, an unclassified felony.

Felony Murder Specification - §2929.04(A)(7)

The Grand Jurors further find and specify that:

the offense at bar was committed while the offender was committing, attempting to commit, or fleeing immediately after committing or attempting to commit Aggravated Burglary, Burglary, and/or Trespass in a Habitation when a Person is Present or Likely to be Present, and either the offender was the principal offender in the commission of the aggravated murder or, if not the principal offender, committed the aggravated murder with prior calculation and design.

Course of Conduct Specification - §2929.04(A)(5)

The Grand Jurors further find and specify that:

the offense at bar was part of a course of conduct involving the purposeful killing of or attempt to kill two or more persons, to wit: J. B. and B.C.T. by the offender.

Specification for Forfeiture of Property - §2941.1417(A)

The Grand Jurors further find and specify that:

Zachary T. Boster is the owner and/or possessor of 2004 blue Chevy VIN 1G1JC12F647169304 which was contraband and/or property derived from or through the commission or facilitation of the offense, and/or was an instrumentality the offender used or intended to use in the commission or facilitation of the offense and is subject to forfeiture pursuant to 2941.1417(A), 2981.02, and 2981.04 of the Revised Code.

COUNT SIX:

The Grand Jurors, on their oaths, further find that:

Zachary T. Boster, on or about the 2nd day of September, 2022, at the county of Huron aforesaid, did purposely cause the unlawful termination of B.C.T.'s pregnancy, while committing, or attempting to commit, or while fleeing immediately after committing or attempting to commit the offense of Aggravated Burglary, Burglary, and/or Trespass in a Habitation when a Person is Present or Likely to be Present in violation of Ohio Revised Code §2903.01(B), 2929.02(A), **Aggravated Murder**, an unclassified felony.

Course of Conduct Specification - §2929.04(A)(5)

The Grand Jurors further find and specify that:

the offense at bar was part of a course of conduct involving the purposeful killing of or attempt to kill two or more persons, to wit: B.C.T. and J. B. by the offender.

Felony Murder Specification - §2929.04(A)(7)

The Grand Jurors further find and specify that:

the offense at bar was committed while the offender was committing, attempting to commit, or fleeing immediately after committing or attempting to commit Aggravated Burglary, Burglary, and/or Trespass in a Habitation when a Person is Present or Likely to be Present, and either the offender was the principal offender in the commission of the aggravated murder or, if not the principal offender, committed the aggravated murder with prior calculation and design.

Specification for Forfeiture of Property - §2941.1417(A)

The Grand Jurors further find and specify that:

Zachary T. Boster is the owner and/or possessor of 2004 blue Chevy VIN 1G1JC12F647169304 which was contraband and/or property derived from or through the commission or facilitation of the offense, and/or was an instrumentality the offender used or intended to use in the commission or facilitation of the offense and is subject to forfeiture pursuant to 2941.1417(A), 2981.02, and 2981.04 of the Revised Code.

COUNT SEVEN:

The Grand Jurors, on their oaths, further find that:

Zachary T. Boster, on or about the 2nd day of September, 2022, at the county of Huron aforesaid, 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 B.C.T. and J. B., 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 any criminal offense, to wit: Aggravated Murder, Murder, Felonious Assault, Assault, Aggravated Menacing, and/or Menacing, ORC 2903.01, ORC 2903.02, ORC 2903.11, ORC 2903.13, ORC 2903.21, and/or ORC 2903.22, and the offender inflicted, or attempted or threatened to inflict physical harm on B.C.T. and J.B. in violation of Ohio Revised Code §2911.11(A)(1)&(B), **Aggravated Burglary**, a felony of the first degree.

Specification for Forfeiture of Property - §2941.1417(A)

The Grand Jurors further find and specify that:

Zachary T. Boster is the owner and/or possessor of 2004 blue Chevy VIN 1G1JC12F647169304 which was contraband and/or property derived from or through the commission or facilitation of the offense, and/or was an instrumentality the offender used or intended to use in the commission or facilitation of the offense and is subject to forfeiture pursuant to 2941.1417(A), 2981.02, and 2981.04 of the Revised Code.

COUNT EIGHT:

The Grand Jurors, on their oaths, further find that:

Zachary T. Boster, on or about the 2nd day of September, 2022, at the county of Huron aforesaid, 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 B.C.T. and J. B., 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 any criminal offense, to wit: Aggravated Murder, Murder, Felonious Assault, Assault, Aggravated Menacing, and/or Menacing, ORC 2903.01, ORC 2903.02, ORC 2903.11, ORC 2903.13, ORC 2903.21, and/or ORC 2903.22, and the offender had a deadly weapon or dangerous ordnance, to wit: a knife, on or about his person or under his control in violation of Ohio Revised Code §2911.11(A)(2), 2911.11(B), **Aggravated Burglary**, a felony of the first degree.

Specification for Forfeiture of Property - §2941.1417(A)

The Grand Jurors further find and specify that:

Zachary T. Boster is the owner and/or possessor of 2004 blue Chevy VIN 1G1JC12F647169304 which was contraband and/or property derived from or through the commission or facilitation of the offense, and/or was an instrumentality the offender used or intended to use in the commission or facilitation of the offense and is subject to forfeiture pursuant to 2941.1417(A), 2981.02, and 2981.04 of the Revised Code.

COUNT NINE:

The Grand Jurors, on their oaths, further find that:

Zachary T. Boster, on or about the 2nd day of September, 2022, at the county of Huron aforesaid, did, by force, stealth, or deception, trespass in an occupied structure or in a separately secured or separately occupied portion of an occupied structure, when another person, not the accomplice of the offender, was present, with purpose to commit in the structure or in the separately secured or separately occupied portion of the structure any criminal offense, to wit: Aggravated Murder, Murder, Felonious Assault, Assault, Aggravated Menacing, and/or Menacing, ORC 2903.01, ORC 2903.02, ORC 2903.11, ORC 2903.13, ORC 2903.21, and/or ORC 2903.22 in violation of Ohio Revised Code §2911.12(A)(1)&(D), **Burglary**, a felony of the second degree.

Specification for Forfeiture of Property - §2941.1417(A)

The Grand Jurors further find and specify that:

Zachary T. Boster is the owner and/or possessor of 2004 blue Chevy VIN 1G1JC12F647169304 which was contraband and/or property derived from or through the commission or facilitation of the offense, and/or was an instrumentality the offender used or intended to use in the commission or facilitation of the offense and is subject to forfeiture pursuant to 2941.1417(A), 2981.02, and 2981.04 of the Revised Code.

COUNT TEN:

The Grand Jurors, on their oaths, further find that:

Zachary T. Boster, on or about the 2nd day of September, 2022, at the county of Huron aforesaid, did, by force, stealth, or deception, trespass in an occupied structure or in a separately secured or separately occupied portion of an occupied structure that is a permanent or temporary habitation of any person when any other person, not the accomplice of the offender was present or likely to be present, with purpose to commit in the habitation any criminal offense, to wit: Aggravated Murder, Murder, Felonious Assault, Assault, Aggravated Menacing, and/or Menacing, ORC 2903.01, ORC 2903.02, ORC 2903.11, ORC 2903.13, ORC 2903.21, and/or ORC 2903.22 in violation of Ohio Revised Code §2911.12(A)(2)&(D), **Burglary**, a felony of the second degree.

Specification for Forfeiture of Property - §2941.1417(A)

The Grand Jurors further find and specify that:

Zachary T. Boster is the owner and/or possessor of 2004 blue Chevy VIN 1G1JC12F647169304 which was contraband and/or property derived from or through the commission or facilitation of the offense, and/or was an instrumentality the offender used or intended to use in the commission or facilitation of the offense and is subject to forfeiture pursuant to 2941.1417(A), 2981.02, and 2981.04 of the Revised Code.

COUNT ELEVEN:

The Grand Jurors, on their oaths, further find that:

Zachary T. Boster, on or about the 2nd day of September, 2022, at the county of Huron aforesaid, knowing that an official proceeding or investigation was in progress, or was about to be or likely to be instituted, did 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 and/or make, present, or use any record, document, or thing, knowing it to be false and with purpose to mislead a public official who is or may be engaged in such proceeding or investigation, or with purpose to corrupt the outcome of any such proceeding or investigation in violation of Ohio Revised Code §2921.12(A), (1),(2)&(B), **Tampering With Evidence**, a felony of the third degree.

Specification for Forfeiture of Property - §2941.1417(A)

The Grand Jurors further find and specify that:

Zachary T. Boster is the owner and/or possessor of 2004 blue Chevy VIN 1G1JC12F647169304 which was contraband and/or property derived from or through the commission or facilitation of the offense, and/or was an instrumentality the offender used or intended to use in the commission or facilitation of the offense and is subject to forfeiture pursuant to 2941.1417(A), 2981.02, and 2981.04 of the Revised Code.

COUNT TWELVE:

The Grand Jurors, on their oaths, further find that:

Zachary T. Boster, on or about the 2nd day of September, 2022, at the county of Huron aforesaid, was a parent, guardian, custodian, person having custody or control, or person in loco parentis of a child under eighteen years of age, who did create a substantial risk to the health or safety of a child under the age of eighteen (18) years of age, by violating a duty of care, protection, or support in violation of Ohio Revised Code §2919.22(A)&(E)(2)(a), **Endangering Children**, a misdemeanor of the first degree.


COUNT THIRTEEN:

The Grand Jurors, on their oaths, further find that:

Zachary T. Boster, on or about the 2nd day of September, 2022, at the county of Huron aforesaid, was a parent, guardian, custodian, person having custody or control, or person in loco parentis of a child under eighteen years of age, who did create a substantial risk to the health or safety of a child under the age of eighteen (18) years of age, by violating a duty of care, protection, or support in violation of Ohio Revised Code §2919.22(A)&(E)(2)(a), **Endangering Children**, a misdemeanor of the first degree.

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

**JAMES JOEL SITTERLY
HURON COUNTY
PROSECUTING ATTORNEY**



Prosecutor or by his Assistant

NOTICE: Revised Code 2923.13 states that:

No person shall knowingly acquire, have, carry or use any firearm or dangerous ordnance if such person is under indictment for any felony of violence, or any felony offense involving the illegal possession, use, sale, administration, distribution, or trafficking in any drug of abuse.

NOTICE: Revised Code 2937.99 states that:

(A) No person shall fail to appear as required, after having been released pursuant to section 2937.29 of the Revised Code. Whoever violates this section is guilty of failure to appear and shall be punished as set forth in division (B) or (C) of this section. (B) If the release was in connection with a felony charge or pending appeal after conviction of a felony, failure to appear is a felony of the fourth degree. (C) If the release was in connection with a misdemeanor charge or for appearance as a witness, failure to appear is a misdemeanor of the first degree.

SUMMARY OF INDICTMENT

Case No. CRI 2022 0666

September Term

Zachary T. Boster

DOB: 8/20/1997

SSN: XXX-XX-1739

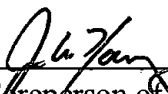
Indictment for:

- Count 1: Aggravated Murder, O.R.C. §2903.01(A), 2929.02(A), UF
Felony Murder Specification, ORC §2929.04(A)(7)
Course of Conduct Specification, ORC §2929.04(A)(5)
Specification for Forfeiture of Property, ORC §2941.1417(A)
- Count 2: Aggravated Murder, O.R.C. §2903.01(A), 2929.02(A), UF
Felony Murder Specification, ORC §2929.04(A)(7)
Course of Conduct Specification, ORC §2929.04(A)(5)
Specification for Forfeiture of Property, ORC §2941.1417(A)
- Count 3: Aggravated Murder, O.R.C. §2903.01(A), 2929.02(A), UF
Felony Murder Specification, ORC §2929.04(A)(7)
Course of Conduct Specification, ORC §2929.04(A)(5)
Specification for Forfeiture of Property, ORC §2941.1417(A)
- Count 4: Aggravated Murder, O.R.C. §2903.01(B), 2929.02(A), UF
Felony Murder Specification, ORC §2929.04(A)(7)
Course of Conduct Specification, ORC §2929.04(A)(5)
Specification for Forfeiture of Property, ORC §2941.1417(A)
- Count 5: Aggravated Murder, O.R.C. §2903.01(B), 2929.02(A), UF
Felony Murder Specification, ORC §2929.04(A)(7)
Course of Conduct Specification, ORC §2929.04(A)(5)
Specification for Forfeiture of Property, ORC §2941.1417(A)
- Count 6: Aggravated Murder, O.R.C. §2903.01(B), 2929.02(A), UF
Course of Conduct Specification, ORC §2929.04(A)(5)
Felony Murder Specification, ORC §2929.04(A)(7)
Specification for Forfeiture of Property, ORC §2941.1417(A)

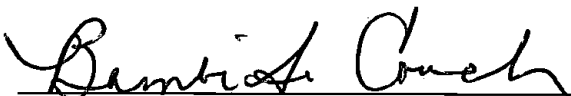
- Count 7: Aggravated Burglary, O.R.C. §2911.11(A)(1)&(B), F1
Specification for Forfeiture of Property, ORC §2941.1417(A)
- Count 8: Aggravated Burglary, O.R.C. §2911.11(A)(2)&(B), F1
Specification for Forfeiture of Property, ORC §2941.1417(A)
- Count 9: Burglary, O.R.C. §2911.12(A)(1)&(D), F2
Specification for Forfeiture of Property, ORC §2941.1417(A)
- Count 10: Burglary, O.R.C. §2911.12(A)(2)&(D), F2
Specification for Forfeiture of Property, ORC §2941.1417(A)
- Count 11: Tampering With Evidence, O.R.C. §2921.12(A), (1),(2)&(B), F3
Specification for Forfeiture of Property, ORC §2941.1417(A)
- Count 12: Endangering Children, O.R.C. §2919.22(A)&(E)(2)(a), M1
- Count 13: Endangering Children, O.R.C. §2919.22(A)&(E)(2)(a), M1

A TRUE BILL:

This Bill of Indictment found upon testimony sworn and sent before the Grand Jury at the request of the Prosecuting Attorney.



 Foreperson of the Grand Jury



 James Joel Sitterly
 Prosecutor or by his Assistant

The State of Ohio, Huron County.

I, the undersigned, Clerk of the Court of Common Pleas in and for said County, do hereby certify that the foregoing is a full, true and correct copy of the original indictment, with the endorsements thereon, now on file in my office.

WITNESS my hand and the seal of said Court at Huron County, Ohio
 this ____ day of _____, _____.

Susan S. Hazel

 Clerk of Courts

by _____
 Deputy