



FILED
SUPERIOR COURT
OF GUAM

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CLERK OF COURT

By: _____

Office of the Attorney General
Leevin Taitano Camacho
Attorney General
Prosecution Division
590 S. Marine Corps Drive, Suite 901 (mailing)
Suite 801 (physical)
Tamuning, Guam 96913 • USA
(671) 475-3406 • (671) 477-3390 (Fax)
www.guamag.org

Attorneys for the People of Guam

IN THE SUPERIOR COURT OF GUAM
HAGÁTÑA, GUAM

CF 0402-21

PEOPLE OF GUAM,

) S.C. Criminal Case No.: CF
) GPD Report No.: 21-19650

vs.

) Charges:

JOEY TANAKA TERIONG,
DOB: 05/10/1982

) 1.) **AGGRAVATED ASSAULT**
) (As a 3rd Degree Felony)
) **SPECIAL ALLEGATION: Use Of A**
) **Deadly Weapon In The Commission**
) **Of A Felony**

Defendant.

) 2.) **AGGRAVATED ASSAULT**
) (As a 3rd Degree Felony)
) **SPECIAL ALLEGATION: Use Of A**
) **Deadly Weapon In The Commission**
) **Of A Felony**

) 3.) **FAMILY VIOLENCE**
) (As a 3rd Degree Felony)

) 4.) **TERRORIZING (2 Counts)**
) (As 3rd Degree Felonies)

MAGISTRATE'S COMPLAINT

ORIGINAL

1 The Attorney General of Guam hereby accuses **JOEY TANAKA TERIONG** of certain
2 crimes committed as follows:

3 **FIRST CHARGE**

4 On or about the 15th day of August, 2021, in Guam, **JOEY TANAKA TERIONG**, did
5 commit the offense of *Aggravated Assault (As a 3rd Degree Felony)*, in that he did recklessly cause
6 or attempt to cause serious bodily injury to another, that is, *Nathaniel Butler*, in violation of 9 GCA
7 § 19.20(a)(2) and (b).
8

9 ***SPECIAL ALLEGATION:***
10 ***Use of a Deadly Weapon***
11 ***in the Commission of a Felony***

12 On or about the 15th day of August, 2021, in Guam, **JOEY TANAKA TERIONG**, did
13 unlawfully use a deadly weapon, that is, *a machete*, in the commission of a felony, that is,
14 *Aggravated Assault (As a 3rd Degree Felony)*, in violation of 9 GCA § 80.37.

15 **SECOND CHARGE**

16 On or about the 15th day of August, 2021, in Guam, **JOEY TANAKA TERIONG**, did
17 commit the offense of *Aggravated Assault (As a 3rd Degree Felony)*, in that he did recklessly cause
18 or attempt to cause bodily injury to another, that is, *Nathaniel Butler*, with a deadly weapon, that
19 is, *a machete*, in violation of 9 GCA § 19.20(a)(3) and (b).
20

21 ***SPECIAL ALLEGATION:***
22 ***Use of a Deadly Weapon***
23 ***in the Commission of a Felony***

24 On or about the 15th day of August, 2021, in Guam, **JOEY TANAKA TERIONG**, did
25 unlawfully use a deadly weapon, that is, *a machete*, in the commission of a felony, that is,
26 *Aggravated Assault (As a 3rd Degree Felony)*, in violation of 9 GCA § 80.37.
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THIRD CHARGE

On or about the 15th day of August, 2021, in Guam, **JOEY TANAKA TERIONG**, did commit the offense of *Family Violence (As a 3rd Degree Felony)*, in that he did recklessly cause or attempt to cause bodily injury to another family or household member, that is, *Nathaniel Butler*, in violation of 9 GCA §§ 30.10(a)(1) and 30.20(a).

FOURTH CHARGE

Count One

On or about the 15th day of August, 2021, in Guam, **JOEY TANAKA TERIONG**, did commit the offense of *Terrorizing (As a 3rd Degree Felony)*, in that he did knowingly communicate a threat to another person, that is, *Yukie Teriong*, to commit or to cause to be committed, a crime of violence dangerous to human life against *Nathaniel Butler*, and the natural and probable consequence of such threat being to place *Yukie Teriong*, in reasonable fear that the crime would be committed, in violation of 9 GCA § 19.60(a) and (b).

Count Two

On or about the 15th day of August, 2021, in Guam, **JOEY TANAKA TERIONG**, did commit the offense of *Terrorizing (As a 3rd Degree Felony)*, in that he did knowingly communicate a threat to another person, that is, *James Teriong*, to commit or to cause to be committed, a crime

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1 of violence dangerous to human life against *Nathaniel Butler*, and the natural and probable
2 consequence of such threat being to place *James Teriong*, in reasonable fear that the crime would
3 be committed, in violation of 9 GCA § 19.60(a) and (b).
4

5 Dated this 16th day of August, 2021.

6 **OFFICE OF THE ATTORNEY GENERAL**
7 **LEEVIN TAITANO CAMACHO**, Attorney General

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9 **ALYSA DRAPER-DEHART**
Assistant Attorney General, Prosecution Division

10 PRIORS

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IN THE SUPERIOR COURT OF GUAM
DECLARATION

COMES NOW, Alysa Draper-Dehart, a duly appointed Assistant Attorney General, and aver, upon information and belief, that the following is true. I have reviewed the Guam Police Case No. 21-19650 submitted by Officer Pascua and others, which revealed the following occurred in Guam:

On or about August 15, 2021 at around 8:30 AM, officers with the Guam Police Department responded to a assault complaint at an apartment unit in Mongmong. Upon arrival they met with Nathaniel Butler ("Victim") who stated that his father had assaulted him. He reported that he had been sitting on a couch in the living-room when his father, **JOEY TANAKA TERIONG ("Defendant")**, arrived to the apartment and started muttering random words. The Victim stated that his grandmother, Yukie Teriong ("Witness"), intervened and asked what his problem was when the Defendant became upset. The Defendant then punched the Victim and then swung a machete towards him, the Victim was able to block the machete with a floor fan. The Victims grandfather, James Teriong, was able to restrain the Defendant and obtain the machete.

The Defendant then left the area in a Kia Forte, Guam plate number TL4576. Shortly after leaving the Defendant called the Victims grandfather and stated that if the Victim does not take his belongings and leave the place the Defendant will come back and gut him. Officers spoke with the Witness whose statements corroborated with the Victims. An officer at the scene noted that the floor fan had damages to the cover due "to what appeared to be a strike from a machete."

At about 1:35 PM, officers were informed that the Defendant had returned to the apartment. Upon arrival they noted the Defendants vehicle parked along the roadway, and found a male individual within the vehicle in the driver's seat, and a female, later identified as Joanna Perez (Witness 2) the male was later identified as the Defendant. An officer spoke with Ms. Perez who stated that she had been with the Defendant at the time of the incident. She had remained in the car but observed the Defendant to exit the vehicle with a machete before shortly returning to the vehicle in an angry manner. The Defendant was arrested at about this time.

Based on the foregoing, there is probable cause to charge **JOEY TANAKA TERIONG** with:

1. **AGGRAVATED ASSAULT** (as a Third-Degree Felony) in violation of 9 GCA § 19.20 (a)(2) and (b)
 - a. **Special Allegation: Possession or Use of a Deadly Weapon in the Commission of a Felony**, to wit: a machete, in violation of 9 GCA § 80.37
2. **AGGRAVATED ASSAULT** (as a Third-Degree Felony) in violation of 9 GCA § 19.20 (a)(3) and (b)
 - a. **Special Allegation: Possession or Use of a Deadly Weapon in the Commission of a Felony**, to wit: a machete, in violation of 9 GCA § 80.37
3. **FAMILY VIOLENCE** (as a Third-Degree Felony), in violation of 9 GCA § 30.10 (a)(1) and § 30.20 (a)
4. **Two Counts of TERRORIZING** (As a Third-Degree Felony), in violation of Title 9 GCA § 19.60 (a) and (b)

I declare under penalty of perjury that the foregoing is true and correct.

Executed on this 16th of August, 2021



ALYSA DRAPER-DEHART