



FILED
SUPERIOR COURT
OF GUAM

2021 AUG 31 AM 11:00

CLERK OF COURT

By: _____

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Attorneys for the People of Guam

IN THE SUPERIOR COURT OF GUAM
HAGÁTÑA, GUAM

PEOPLE OF GUAM,

vs.

WINCHER AMES, aka Winter Ames,) 1)
aka Wihchner Rapun, aka Ames Wincher,)
aka Wicter Rabon,) 2)
DOB: 03/31/1970 or 03/20/1972)
or 09/30/1981 or 12/30/1981)
Defendant.)

Criminal Case No. CM **0339-21**
GPD Report No. 21-20965

Charges:

DRIVING WHILE IMPAIRED
(As a Misdemeanor)
OPENED CONTAINER OF ALCOHOL
(As a Misdemeanor)

MAGISTRATE'S COMPLAINT

The Attorney General of Guam hereby accuses **WINCHER AMES (aka Winter Ames, aka Wihchner Rapun, aka Ames Wincher, aka Wicter Rabon)** of certain crimes committed as follows:

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ORIGINAL

1 **FIRST CHARGE**

2 On or about the 30th day of August, 2021, in Guam, WINCHER AMES (*aka Winter Ames,*
3 *aka Wihchner Rapun, aka Ames Wincher, aka Wictor Rabon*) did commit the offense of *Driving*
4 *While Impaired (As a Misdemeanor)*, in that he did drive, operate or was in physical control of any
5 motor vehicle while impaired with alcohol, in violation of 9 GCA § 92102(a) (as amended on June
6 5, 2018, Public Law 34-107).
7

8 **SECOND CHARGE**

9 On or about the 30th day of August, 2021, in Guam, WINCHER AMES (*aka Winter Ames,*
10 *aka Wihchner Rapun, aka Ames Wincher, aka Wictor Rabon*) did commit the offense *Opened*
11 *Container of Alcohol (As a Misdemeanor)*, in that he did unlawfully transport or possess alcohol
12 in a container in which the original cap or seal of the container had been opened, broken, or the
13 contents of which had been partially removed when the vehicle was upon a public highway, in
14 violation of 9 GCA § 92114(a) (as amended on June 5, 2018, Public Law 34-107).
15
16

17 Dated this day, Tuesday, August 31, 2021.
18

19 **OFFICE OF THE ATTORNEY GENERAL**
20 LEEVIN TAITANO CAMACHO, Attorney General of Guam

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22 **SEAN E. BROWN**
23 Assistant Attorney General/Supervising Attorney,
24 Prosecution Division

25 **JESSICA A. LEE**
26 Assistant Attorney General, Prosecution Division
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IN THE SUPERIOR COURT OF GUAM

DECLARATION

COMES NOW, JESSICA A. LEE, a duly appointed Assistant Attorney General, and aver, upon information and belief, that the following is true.

I have reviewed Guam Police Report No. 21-20965 submitted by GPD Officer E. C. Leon Guerrero and others which sets forth that the following events occurred on Guam.

On or about August 30, 2021 at approximately 4:35 a.m., police observed a white Nissan Sentra swerving and traveling at a low rate of speed on Route 1 by Pacifica Plaza in Tumon. Police then conducted a traffic stop. Police approached and met with the operator, later identified as **WINCHER AMES** aka Wihchner Rapun aka Winter Ames ("DEFENDANT"). Police observed Defendant had a flushed face with bloodshot, watery eyes and a heavy slur in his speech. Defendant spontaneously uttered "look bro, I only drank a six pack". Police also noted Defendant had a strong odor of an intoxicating beverage emitting from his breath. Police requested Defendant to exit his vehicle to which Defendant utilized the driver door to help him with maintain his balance, but subsequently lost his balance and almost fell to the ground. Defendant was offered but refused to submit to a Standardized Field Sobriety Test as he replied "no, I already told you I drank a six pack".

Police confiscated two (2) Budlight cans from the center console in the vehicle and marked the fill line of said items. Defendant was then transported to Tumon-Tamuning Precinct where Defendant was offered but refused to submit to a blood, urine, or breath test.

It appears Defendant is on probation in CM0583-19 (DUI) and in CM370-19. Both matters are before Judge Vernon P. Perez.

Based on the forgoing, there is probable cause to charge **WINCHER AMES** aka Wihchner Rapun aka Winter Ames with:

1. **DRIVING WHILE IMPAIRED** (As a Misdemeanor), in violation of Title 9 GCA § 92102 (a)
2. **OPENED CONTAINER OF ALCOHOL** (As a Misdemeanor) in violation of Title 9 GCA § 92114(a).

I declare under penalty of perjury that the foregoing is true and correct.
Executed this 31 day of August, 2021.



JESSICA A. LEE



SEAN E. BROWN
Supervising Attorney