

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28



FILED
SUPERIOR COURT
OF GUAM

2021 OCT 23 AM 10:51

CLERK OF COURT

By: _____

Office of the Attorney General
Leevin Taitano Camacho
Attorney General of Guam
Prosecution Division
590 S. Marine Corps Drive, Ste. 901 (mailing)
Ste. 801 (physical)
Tamuning, Guam 96913 • USA
(671) 475-3324 • (671) 477-3390 (Fax)
www.oagguam.org

Attorneys for the People of Guam

IN THE SUPERIOR COURT OF GUAM
HAGÁTÑA, GUAM

PEOPLE OF GUAM,	)	Criminal Case No. CF 0535 - 21
	)	GPD Report No. 21-25817
)	
vs.	)	Charges:
)	
RACHEAL NAUTA, aka Rachael Nauta,	) 1)	THEFT
<i>aka Rachael Renee Nauta,</i>	)	(As a Third Degree Felony)
<i>aka Rachael Renee Perez Nauta,</i>	) 2)	THIRD DEGREE ROBBERY
DOB: 11/22/1978	)	(As a Third Degree Felony)
	) 3)	FAMILY VIOLENCE
Defendant.	)	(As a Misdemeanor)
)	

MAGISTRATE'S COMPLAINT

The Attorney General of Guam hereby accuses **RACHEAL NAUTA** (*aka Rachael Nauta, aka Rachael Renee Nauta, aka Rachael Renee Perez Nauta*) of certain crimes committed as follows:

FIRST CHARGE

On or about the 20th day of October, 2021, in Guam, **RACHEAL NAUTA** (*aka Rachael Nauta, aka Rachael Renee Nauta, aka Rachael Renee Perez Nauta*) did commit the offense of

ORIGINAL

1 **Theft (As a Third Degree Felony)**, in that she did unlawfully take, obtain or exercise unlawful
2 control over the movable property of [REDACTED], with intent to deprive [REDACTED]
3 thereof, the amount involved being less than \$1,500.00, but exceeding \$500.00, in violation of
4 9 GCA §§ 43.20(b) and 43.30, as amended.
5

6 **SECOND CHARGE**

7 On or about the 20th day of October, 2021, in Guam, **RACHEAL NAUTA (aka Rachael**
8 **Nauta, aka Racheal Renee Nauta, aka Racheal Renee Perez Nauta)** did commit the offense of
9 **Third Degree Robbery (As a Third Degree Felony)**, in that she did unlawfully use force against
10 [REDACTED] with the intent to overcome the physical resistance or physical power of resistance
11 of [REDACTED] while in the course of committing a *theft*, in violation of 9 GCA § 40.30(a)(1)
12 and (b).
13

14 **THIRD CHARGE**

15 On or about the 20th day of October, 2021, in Guam, **RACHEAL NAUTA (aka Rachael**
16 **Nauta, aka Racheal Renee Nauta, aka Racheal Renee Perez Nauta)** did commit the offense of
17 **Family Violence (As a Misdemeanor)**, in that she did recklessly cause or attempt to cause bodily
18 injury to another family member or household member, *that is:* [REDACTED], in violation of 9
19 GCA §§ 30.10(a)(1) and 30.20(a).
20

21
22 Dated this day, Saturday, October 23, 2021.

23
24 **OFFICE OF THE ATTORNEY GENERAL**
LEEVIN TAITANO CAMACHO, Attorney General of Guam

25
26 

27 **ALYSA DRAPER-DEHART**
Assistant Attorney General, Prosecution Division
28

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. 21-25817 and submitted by Officer Lizama and others, which revealed the following occurred in Guam:

On or about October 20, 2021 at around 1:35 PM, officers were called to an assault complaint at a parking lot in Tamuning. Upon arrival they met with [REDACTED] (“Victim”) who was holding her right hand and appeared to be in pain, she further stated she believed her pinky finger was broken during a struggle. The Victim reported that she had arrived to the mart with her friend, and that the friend had gone inside the store while the Victim remained in the passenger seat of a vehicle. While waiting, her door was opened and her ex-girlfriend **RACHEAL NAUTA (“Defendant”)** entered the car. The Defendant got on top of her and began punching her on the face while asking the Victim who was driving the car. The Victim didn’t say and the Defendant continued to punch her before grabbing a pouch, the Victims cell phone and car keys from the driver’s seat area. They struggled for the items as the Defendant was getting out of the car, the Victim was able to regain the pouch and attempted to get to the driver’s side to get away. The Defendant then opened the driver’s door and began to “struggle” with the victim at which time the Victim was able to get away and ran into the mart to call for police and the Defendant fled the area.

The victim was transported to GMH, where it was determined she had strained her fingers and had “redness to her facial area”. The Victim identified her stolen phone as a Samsung A20S, with a value listed at \$500, and that her car key and house key were stolen as well valued at \$100.

October 22, 2021 a relative of the victim spotted the Defendant and reported her location to police, the Defendant was located by police at around 9:48 pm. After the Defendant was informed of her Miranda Rights, the Defendant stated that she had seen the Victim on October 20th in a vehicle and “reacted out of anger.” The Defendant stated that she grabbed the car keys from the ignition to prevent her from leaving and denied taking the Victims phone.

Based on the foregoing, there is probable cause to charge **RACHEAL NAUTA** with:

1. **THEFT** (as a Third-Degree Felony) in violation of 9 GCA § 43.20 (b) and § 43.30
2. **THIRD DEGREE ROBBERY** (as a Third-Degree Felony) in violation of 9 GCA § 40.30 (a)(1) and (b)
3. **FAMILY VIOLENCE** (as a Misdemeanor), in violation of 9 GCA § 30.10 (a)(1) and § 30.20 (a)

I declare under penalty of perjury that the foregoing is true and correct. Executed on this 23rd day of October, 2021.



ALYSA DRAPER-DEHART
Assistant Attorney General, Prosecution Division