

STATE OF NEW YORK  
COUNTY COURT

COUNTY OF CLINTON

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THE PEOPLE OF THE STATE OF NEW YORK,

-against-

Ind. No. 32-I-2010

**ANTHONY V. PAVONE,**

Defendant.

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**FIRST COUNT:**

THE GRAND JURY OF THE COUNTY OF CLINTON, by this Indictment, accuses the defendant, **ANTHONY V. PAVONE**, of the offense of **MURDER IN THE FIRST DEGREE (Penal Law Section 125.27, subdivision 1 (a) (viii) and (b))**, committed as follows:

The defendant, in the State of New York, County of Clinton, on or about January 31, 2010, being more than eighteen years of age and with intent to cause the death of another person, he causes the death of such person and as part of the same criminal transaction, the defendant, with intent to cause serious physical injury to or the death of an additional person or persons, causes the death of an additional person, and the victim was not a participant in the criminal transaction, **to wit**, on the aforementioned date, the defendant being more than eighteen years of age, with intent to cause the death of Patricia Howard, he caused such death to Patricia Howard by shooting her in the chest and head with a loaded firearm, and as part of the same

criminal transaction, the defendant with intent to cause serious physical injury to or the death of an additional person or persons, caused the death of Timothy Carter by shooting him with a loaded firearm two times, and the victim was not a participant in the criminal transaction,.

**SECOND COUNT:**

AND THE GRAND JURY OF THE COUNTY OF CLINTON, by this Indictment, accuses the defendant, **ANTHONY V. PAVONE**, of the offense of **MURDER IN THE FIRST DEGREE (Penal Law Section 125.27, subdivision 1 (a) (viii) and (b))**, committed as follows:

The defendant, in the State of New York, County of Clinton, on or about January 31, 2010, being more than eighteen years of age and with intent to cause the death of another person, he causes the death of such person and as part of the same criminal transaction, the defendant, with intent to cause serious physical injury to or the death of an additional person or persons, causes the death of an additional person, and the victim was not a participant in the criminal transaction, **to wit**, on the aforementioned date, the defendant being more than eighteen years of age, with intent to cause the death of Timothy Carter, he caused such death to Timothy Carter by shooting him with a loaded firearm two times, and as part of the same criminal transaction, the defendant with intent to cause serious physical injury to or the death of an additional person or persons, caused the death of Patricia Howard by shooting her

in the chest and head with a loaded firearm, and the victim was not a participant in the criminal transaction.

**THIRD COUNT:**

AND THE GRAND JURY OF THE COUNTY OF CLINTON, by this Indictment, accuses the defendant, **ANTHONY V. PAVONE**, of the offense of **MURDER IN THE SECOND DEGREE (Penal Law Section 125.25, Subdivision 1)**, committed as follows:

The defendant, in the State of New York, County of Clinton, on or about January 31, 2010, with intent to cause the death of another person, caused the death of such person, **to wit**, on the aforementioned date, the defendant did intentionally cause the death of Patricia Howard by shooting her in the chest and head with a loaded firearm.

**FOURTH COUNT:**

AND THE GRAND JURY OF THE COUNTY OF CLINTON, by this Indictment, accuses the defendant, **ANTHONY V. PAVONE**, of the offense of **MURDER IN THE SECOND DEGREE (Penal Law Section 125.25, Subdivision 1)**, committed as follows:

The defendant, in the State of New York, County of Clinton, on or about January 31, 2010, with intent to cause the death of another person, caused the death of such person, **to wit**, on the aforementioned date, the defendant did intentionally cause the death of Timothy Carter by shooting him with a loaded firearm two times.

**FIFTH COUNT:**

AND THE GRAND JURY OF THE COUNTY OF CLINTON, by this Indictment, accuses the defendant, **ANTHONY V. PAVONE**, of the offense of **CRIMINAL POSSESSION OF A WEAPON IN THE SECOND DEGREE (Penal Law Section 265.03, Subdivision 1 (b))**, committed as follows:

The defendant, in the State of New York, County of Clinton, on or about January 31, 2010, with intent to use the same unlawfully against another, such person possessed a loaded firearm, **to wit**, on the defendant possessed a loaded firearm with the intent to use the firearm unlawfully against another.

  
Andrew J. Wylie  
District Attorney

FOERPERSON



DATED: April 1, 2010