

**WARRANT ISSUED**

**ORIGINAL**

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**SUPERIOR COURT OF THE STATE OF CALIFORNIA  
FOR THE COUNTY OF LOS ANGELES**

FILED  
2009 MAR 13 AM 1:47  
SUPERIOR COURT  
JOHN A. ...

THE PEOPLE OF THE STATE OF CALIFORNIA,  
Plaintiff,  
v.  
01 SANDEEP KAPOOR (05/20/1968),  
02 KHRISTINE EROSHEVICH (11/08/1947), and  
03 HOWARD KEVIN STERN (11/29/1968)  
Defendant(s).

CASE NO. BA353907

**FELONY COMPLAINT  
FOR ARREST WARRANT**

The undersigned is informed and believes that:

**COUNT 1**

On or between September 11, 2006 and September 22, 2006, in the County of Los Angeles, the crime of CONSPIRACY TO COMMIT A CRIME, in violation of PENAL CODE SECTION 182(a)(1), a Felony, was committed by SANDEEP KAPOOR, KHRISTINE EROSHEVICH and HOWARD KEVIN STERN, who did unlawfully conspire together and with another person and persons whose identity is unknown to commit the crimes of PRESCRIBING, ADMINISTERING, AND DISPENSING CONTROLLED SUBSTANCES TO AN ADDICT, in violation of Section 11156(a) of the Health and Safety Code; UNLAWFULLY PRESCRIBING A CONTROLLED SUBSTANCE, in violation of Section 11153(a) of the Health and Safety Code; OBTAINING A CONTROLLED SUBSTANCE BY FRAUD, DECEIT, OR MISREPRESENTATION, in violation of Section 11173(a) & (b) of the Health and Safety Code; OBTAINING A CONTROLLED SUBSTANCE BY FALSE NAME OR ADDRESS, in violation of Section 11174 of the Health and Safety Code; ISSUING A PRESCRIPTION THAT IS FALSE OR FICTITIOUS, in violation of Section 11157 of the Health and Safety Code, and REPEATEDLY AND EXCESSSIVELY PRESCRIBING, FURNISHING, DISPENSING, OR ADMINISTERING DRUGS TO ANNA NICOLE SMITH, in violation of Section 725(a) of the Business and Professions Code, that pursuant to and for the purpose of carrying out the objectives and purposes of the aforesaid conspiracy, the said defendants committed the following overt act and acts at and in the County of Los Angeles: See Attached.

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COUNT 2

On or between June 9, 2004 and September 22, 2006, in the County of Los Angeles, the crime of CONSPIRACY TO COMMIT A CRIME, in violation of PENAL CODE SECTION 182(a)(1), a Felony, was committed by SANDEEP KAPOOR and HOWARD KEVIN STERN, who did unlawfully conspire together and with another person and persons whose identity is unknown to commit the crime of PRESCRIBING, ADMINISTERING, AND DISPENSING A CONTROLLED SUBSTANCE TO AN ADDICT, in violation of Section 11156(a) of the Health and Safety Code; UNLAWFULLY PRESCRIBING A CONTROLLED SUBSTANCE, in violation of Section 11153(a) of the Health and Safety Code; PRESCRIBING, ADMINISTERING, DISPENSING, OR FURNISHING A CONTROLLED SUBSTANCE TO A PERSON NOT UNDER SANDEEP KAPOOR'S TREATMENT, in violation of Section 11154 (a)& (b) of the Health and Safety Code; OBTAINING A CONTROLLED SUBSTANCE BY FRAUD, DECEIT, OR MISREPRESENTATION, in violation of Section 11173(a) & (b) of the Health and Safety Code; OBTAINING A CONTROLLED SUBSTANCE BY FALSE NAME OR ADDRESS, in violation of Section 11174 of Health and Safety Code; ISSUING A PRESCRIPTION THAT IS FALSE OR FICTITIOUS, in violation of Section 11157 of the Health and Safety Code; AND REPEATEDLY AND EXCESSIVELY PRESCRIBING, FURNISHING, DISPENSING, OR ADMINISTERING DRUGS TO ANNA NICOLE SMITH in violation of Section 725(a) of the Business and Professions Code, that pursuant to and for the purpose of carrying out the objectives and purposes of the aforesaid conspiracy, the said defendants committed the following overt act and acts at and in the County of Los Angeles: See Attached.

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COUNT 3

On or between June 5, 2004 and January 26, 2007, in the County of Los Angeles, the crime of CONSPIRACY TO COMMIT A CRIME, in violation of PENAL CODE SECTION 182(a)(1), a Felony, was committed by KHRISTINE EROSHEVICH and HOWARD KEVIN STERN, who did unlawfully conspire together and with another person and persons whose identity is unknown to commit the crime of PRESCRIBING, ADMINISTERING, AND DISPENSING A CONTROLLED SUBSTANCE TO AN ADDICT, in violation of Section 11156(a) of the Health and Safety Code; UNLAWFULLY PRESCRIBING A CONTROLLED SUBSTANCE, in violation of Section 11153(a) of the Health and Safety Code; PRESCRIBING, ADMINISTERING, DISPENSING, OR FURNISHING A CONTROLLED SUBSTANCE TO A PERSON NOT UNDER KHRISTINE EROSHEVICH'S TREATMENT, in violation of Section 11154 (a) & (b) of the Health and Safety Code; OBTAINING A CONTROLLED SUBSTANCE BY FRAUD, DECEIT, OR MISREPRESENTATION, in violation of Section 11173(a) & (b) of the Health and Safety Code; OBTAINING A CONTROLLED SUBSTANCE BY FALSE NAME OR ADDRESS, in violation of Section 11174 of Health and Safety Code; ISSUING A PRESCRIPTION THAT IS FALSE OR FICTITIOUS, in violation of Section 11157 of the Health and Safety Code; AND REPEATEDLY AND EXCESSIVELY PRESCRIBING, FURNISHING, DISPENSING, OR ADMINISTERING DRUGS TO ANNA NICOLE SMITH in violation of Section 725(a) of the Business and Professions Code, that pursuant to and for the purpose of carrying out the objectives and purposes of the aforesaid conspiracy, the said defendants committed the following overt act and acts at and in the County of Los Angeles: See Attached.

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COUNT 4

On or between June 9, 2004 and September 22, 2006, in the County of Los Angeles, the crime of UNLAWFULLY PRESCRIBING A CONTROLLED SUBSTANCE, in violation of Section 11153(a), of the Health and Safety Code a Felony, was committed by SANDEEP KAPOOR and HOWARD KEVIN STERN, who did unlawfully issue a prescription for a controlled substance, to wit: AMBIEN, HYDROMORPHONE, DILAUDID, CLONAZEPAM, METHADONE, AND XANAX.

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## OVERT ACTS AS TO COUNT 1

Overt Act 1. On 9/11/06, KHRISTINE EROSHEVICH prescribed chloral hydrate and lorazepam, controlled substances, to ANNA NICOLE SMITH.

Overt Act 2. On 9/12/06, SANDEEP KAPOOR prescribed a controlled substance to Michelle Chase, intended for ANNA NICOLE SMITH.

Overt Act 3. On 9/12/06, with no legitimate medical purpose, SANDEEP KAPOOR prescribed two separate prescriptions for hydromorphone, a controlled substance, to Michelle Chase, intended for ANNA NICOLE SMITH

Overt Act 4. On 9/15/06, SANDEEP KAPOOR forwarded KHRISTINE EROSHEVICH's requested prescription for controlled substances for Michelle Chase, intended for ANNA NICOLE SMITH, to a pharmacy in Los Angeles County.

Overt Act 5. On 9/15/06, HOWARD K. STERN was informed by a pharmacist that the requested prescription for Michelle Chase, intended for ANNA NICOLE SMITH and submitted by KHRISTINE EROSHEVICH through SANDEEP KAPOOR, would not be filled.

Overt Act 6. On 9/15/06, SANDEEP KAPOOR was warned of the dangers of submitted request for prescription for Michelle Chase, intended for ANNA NICOLE SMITH.

Overt Act 7. On 9/15/06, a pharmacist informed SANDEEP KAPOOR that the submitted prescription request for Michelle Chase, intended for ANNA NICOLE SMITH, would not be filled.

Overt Act 8. On 9/15/06, HOWARD K. STERN was instructed by a pharmacist to have KHRISTINE EROSHEVICH contact another doctor to discuss the requested prescription for Michelle Chase, intended for ANNA NICOLE SMITH.

Overt Act 9. On 9/15/06, KHRISTINE EROSHEVICH called another doctor to discuss the requested prescription for Michelle Chase, intended for ANNA NICOLE SMITH.

Overt Act 10. On or about 9/15/06, KHRISTINE EROSHEVICH was informed by another doctor of the dangers related to the requested prescription for controlled substances, that ANNA NICOLE SMITH should be hospitalized and on a heart monitor, and recommended that ANNA NICOLE SMITH be admitted to an addiction rehabilitation clinic.

Overt Act 11. On 9/22/06, after being warned of the danger of such controlled substances, SANDEEP KAPOOR prescribed controlled substances to Michelle Chase, intended for ANNA NICOLE SMITH.

Overt Act 12. On 9/22/06, with no legitimate medical purpose, SANDEEP KAPOOR prescribed hydromorphone, a controlled substance, to Michelle Chase, intended for ANNA NICOLE SMITH

Overt Act 13. On 9/22/06, with no legitimate medical purpose, KHRISTINE EROSHEVICH prescribed clonazepam, a controlled substance, and carisoprodol to Wesley Irwin, intended for ANNA NICOLE SMITH.

Overt Act 14. On 9/22/06, with no legitimate medical purpose, KHRISTINE EROSHEVICH prescribed chloral hydrate and clonazepam, controlled substances, and carisoprodol to Howard K. Stearn, intended for ANNA NICOLE SMITH.

Overt Act 15. On 9/22/06, with no medical purpose, KHRISTINE EROSHEVICH prescribed chloral hydrate, a controlled substance, to Howard Stern, intended for ANNA NICOLE SMITH.

Overt Act 16. On 9/22/06, KHRISTINE EROSHEVICH prescribed two (2) prescriptions of chloral hydrate, two (2) prescriptions of clonazepam, and two (2) prescriptions of carisoprodol in the names Howard Stern, Howard K. Stearn and Wesley Irwin, none of whom were patients of KHRISTINE EROSHEVICH.

Overt Act 17. From 9/11/06 to 9/22/06, HOWARD K. STERN directed KHRISTINE EROSHEVICH to bring excessive quantities of controlled substances to the Bahamas for ANNA NICOLE SMITH.

Overt Act 18. From 9/11/06 to 9/22/06, HOWARD K. STERN dispensed excessive quantities of controlled substances to ANNA NICOLE SMITH.

Overt Act 19. From 9/11/06 to 9/22/06, KHRISTINE EROSHEVICH prescribed excessive quantities of controlled substances to ANNA NICOLE SMITH.

Overt Act 20. From 9/11/06 to 9/22/06, HOWARD K. STERN acted with knowledge that ANNA NICOLE SMITH was an addict.

Overt Act 21. From 9/11/06 to 9/22/06, SANDEEP KAPOOR acted with knowledge that ANNA NICOLE SMITH was an addict.

Overt Act 22. From 9/11/06 to 9/22/06, KHRISTINE EROSHEVICH acted with knowledge that ANNA NICOLE SMITH was an addict.

### OVERT ACTS AS TO COUNT 2

Overt Act 1. Between 6/9/04 and 6/29/04, SANDEEP KAPOOR prescribed hydromorphone, a controlled substance, on three different occasions to ANNA NICOLE SMITH.

Overt Act 2. On 6/29/04, SANDEEP KAPOOR and HOWARD K. STERN discussed the dispensing of medication for ANNA NICOLE SMITH.

Overt Act 3. On 12/7/04, SANDEEP KAPOOR and HOWARD K. STERN discussed referring ANNA NICOLE SMITH to an addiction specialist and weaning ANNA NICOLE SMITH "off the Dilaudid".

Overt Act 4. Between July 2005 and May of 2006, SANDEEP KAPOOR prescribed excessive amounts of sleep aids and benzodiazepines to ANNA NICOLE SMITH.

Overt Act 5. Between 6/09/04 and 9/22/06, SANDEEP KAPOOR prescribed excessive amounts of opiates to ANNA NICOLE SMITH.

Overt Act 6. Between 6/09/04 and 9/22/06, HOWARD K. STERN dispensed excessive amounts of controlled substances to ANNA NICOLE SMITH.

Overt Act 7. Between February 2005 and July 2006, HOWARD K. STERN paid for and picked up prescriptions in the name Michelle Chase, intended for ANNA NICOLE SMITH, from a pharmacy in Los Angeles County, California.

Overt Act 8. On 2/9/06, SANDEEP KAPOOR prescribed alprazolam (Xanax) to ANNA N. SMITH from a pharmacy in Los Angeles County, California.

Overt Act 9. On 2/10/06, SANDEEP KAPOOR prescribed Ambien to HOWARD K. STERN, who was not a patient of SANDEEP KAPOOR, and Ambien and Xanax to ANNA N. SMITH, as well as methadone to Michelle Chase, which were all intended for ANNA NICOLE SMITH, from a pharmacy in Los Angeles County, California.

Overt Act 10. On 2/23/06, SANDEEP KAPOOR prescribed Ambien and Xanax to ANNA N. SMITH from a pharmacy in Los Angeles County, California.

Overt Act 11. On 2/24/06, SANDEEP KAPOOR prescribed methadone to Michelle Chase, which was intended for ANNA NICOLE SMITH, from a pharmacy in Los Angeles County, California.

Overt Act 12. On 3/13/06, SANDEEP KAPOOR prescribed Ambien and Xanax to ANNA N. SMITH and Ambien to HOWARD K. STERN, who was not a patient of SANDEEP KAPOOR, which were all intended for ANNA NICOLE SMITH, from a pharmacy in Los Angeles County, California.

Overt Act 13. Between 4/24/06 and 5/2/06, SANDEEP KAPOOR and HOWARD K. STERN saw ANNA NICOLE SMITH, who had been admitted to a hospital in Los Angeles County, California for opiate withdrawal and prenatal care.

Overt Act 14. On 6/7/06, SANDEEP KAPOOR prescribed Ambien, a controlled substance, to HOWARD K. STERN, who was not a patient of SANDEEP KAPOOR, which was intended for ANNA NICOLE SMITH, from a pharmacy in Los Angeles County, California.

Overt Act 15. On 3/13/06 and 6/7/06, HOWARD K STERN paid for the controlled substances prescribed in his name, intended for ANNA NICOLE SMITH, using ANNA NICOLE SMITH's credit cards.

Overt Act 16. Between 4/14/06 and 6/30/06, SANDEEP KAPOOR prescribed methadone, lorazepam, and Xanax in the name Michelle Chase, intended for ANNA NICOLE SMITH, from a pharmacy in Los Angeles County, California.

Overt Act 17. After prescribing methadose to Michelle Chase, which was intended for ANNA NICOLE SMITH on 8/18/06, SANDEEP KAPOOR prescribed methadone to Michelle Chase, intended for ANNA NICOLE SMITH, on 8/25/06, for no legitimate medical purpose, from a pharmacy in Los Angeles County, California.

Overt Act 18. On 8/25/06, HOWARD K. STERN requested that a pharmacy in Los Angeles County, California ship methadone to Nassau, Bahamas in the name Vicki Marshall, which was intended for ANNA NICOLE SMITH.

Overt Act 19. On 9/12/06, with knowledge of ANNA NICOLE SMITH's addiction, SANDEEP KAPOOR prescribed two (2) prescriptions for hydromorphone, a controlled substance, to Michelle Chase, intended for ANNA NICOLE SMITH.

Overt Act 20. On 9/12/06, SANDEEP KAPOOR prescribed hydromorphone and Dilaudid to Michelle Chase, intended for ANNA NICOLE SMITH, for no legitimate medical purpose.

Overt Act 21. On 9/15/06, KHRISTINE EROSHEVICH faxed a prescription for controlled substances for Michelle Chase, intended for ANNA NICOLE SMITH, to SANDEEP KAPOOR.

Overt Act 22. On 9/15/06, SANDEEP KAPOOR forwarded KHRISTINE EROSHEVICH's requested prescription for controlled substances for Michelle Chase, intended for ANNA NICOLE SMITH, to a pharmacy in Los Angeles County, California.

Overt Act 23. On 9/15/06, HOWARD K. STERN was informed by a pharmacist that the requested prescription for Michelle Chase, intended for ANNA NICOLE SMITH and submitted by KHRISTINE EROSHEVICH through SANDEEP KAPOOR, would not be filled.

Overt Act 24. On 9/15/06, a pharmacist warned SANDEEP KAPOOR of the dangers of the submitted request for prescription medications for Michelle Chase, intended for ANNA NICOLE SMITH.

Overt Act 25. On 9/15/06, a pharmacist informed SANDEEP KAPOOR that the submitted prescription request for Michelle Chase, intended for ANNA NICOLE SMITH, would not be filled.

Overt Act 26. On 9/15/06, HOWARD K. STERN was instructed by a pharmacist to have KHRISTINE EROSHEVICH contact another doctor to discuss the requested prescription for Michelle Chase, intended for ANNA NICOLE SMITH.

Overt Act 27. On 9/22/06, after being warned of the danger of such controlled substances, SANDEEP KAPOOR prescribed hydromorphone, a controlled substance, to Michelle Chase, intended for ANNA NICOLE SMITH, for no legitimate medical purpose.

Overt Act 28. From 6/09/04 to 9/22/06, HOWARD K. STERN acted with knowledge that ANNA NICOLE SMITH was an addict.

Overt Act 29. From 6/09/04 to 9/22/06, SANDEEP KAPOOR acted with knowledge that ANNA NICOLE SMITH was an addict.

### OVERT ACTS AS TO COUNT 3

Overt Act 1. Between 6/5/04 and 6/22/04, KHRISTINE EROSHEVICH prescribed controlled substances to Vicki Marshall, who was not a patient of KHRISTINE EROSHEVICH, from a pharmacy in Los Angeles County, California.

Overt Act 2. Between 6/5/04 and 6/22/04, KHRISTINE EROSHEVICH prescribed controlled substances to Vicki Marshall, for no legitimate medical purpose, from a pharmacy in Los Angeles County, California.

Overt Act 3. On 8/24/04, HOWARD K. STERN picked up a controlled substance for Vicki Marshall, who was not a patient of KHRISTINE EROSHEVICH, which were intended for ANNA NICOLE SMITH, from a pharmacy in Los Angeles County, California.

Overt Act 4. On 8/28/04, HOWARD K. STERN picked up a controlled substance for Vicki Marshall, who was not a patient of KHRISTINE EROSHEVICH, which were intended for ANNA NICOLE SMITH, from a pharmacy in Los Angeles County, California.

Overt Act 5. Between 10/19/04 and 1/28/06, KHRISTINE EROSHEVICH prescribed controlled substances to ANNA NICOLE SMITH, who was not a patient of KHRISTINE EROSHEVICH, from a pharmacy in Los Angeles County, California.

Overt Act 6. Between 10/19/04 and 1/28/06, KHRISTINE EROSHEVICH prescribed controlled substances to ANNA NICOLE SMITH, for no legitimate medical purpose, from a pharmacy in Los Angeles County, California.

Overt Act 7. On 1/25/05, HOWARD K. STERN picked up a controlled substance for ANNA NICOLE SMITH, who was not a patient of KHRISTINE EROSHEVICH, from a pharmacy in Los Angeles County, California.

Overt Act 8. Between April 29, 2005 and September 4, 2005, KHRISTINE EROSHEVICH prescribed carisoprodol five (5) times to ANNA NICOLE SMITH, who was not a patient of KHRISTINE EROSHEVICH.

Overt Act 9. Between 6/21/06 and 1/26/07, KHRISTINE EROSHEVICH prescribed controlled substances to Howard K. Stern, who was not a patient of KHRISTINE EROSHEVICH, from a pharmacy in Los Angeles County, California.

Overt Act 10. Between 6/21/06 and 1/26/07, KHRISTINE EROSHEVICH prescribed controlled substances to Howard K. Stern, for no legitimate medical purpose, from a pharmacy in Los Angeles County, California.

Overt Act 11. On 6/21/06, HOWARD K. STERN picked up the controlled substances prescribed by KHRISTINE EROSHEVICH from a pharmacy in Los Angeles County, California.

Overt Act 12. On 6/30/06, HOWARD K. STERN picked up the controlled substances prescribed by KHRISTINE EROSHEVICH to Howard K. Stern, from a pharmacy in Los Angeles County, California.

Overt Act 13. On 7/11/06, HOWARD K. STERN picked up the controlled substances prescribed by KHRISTINE EROSHEVICH in the name Howard K. Stearn, who was not patient of KHRISTINE EROSHEVICH, which were intended for ANNA NICOLE SMITH, from a pharmacy in Los Angeles County, California.

Overt Act 14. On 7/18/06, HOWARD K. STERN flew to Nassau, Bahamas.

Overt Act 15. On 8/19/06, HOWARD K STERN, who was not a patient of KHRISTINE EROSHEVICH, picked up the controlled substances prescribed by KHRISTINE EROSHEVICH from a pharmacy in Los Angeles County, California.

Overt Act 16. On 8/20/06, HOWARD K STERN flew to Nassau, Bahamas.

Overt Act 17. On 9/11/06, HOWARD K. STERN directed KHRISTINE EROSHEVICH to bring controlled substances for ANNA NICOLE SMITH to the Bahamas.

Overt Act 18. On 9/12/06, KHRISTINE EROSHEVICH arrived in the Bahamas with controlled substances for ANNA NICOLE SMITH.

Overt Act 19. On 9/15/06, KHRISTINE EROSHEVICH faxed a prescription for controlled substances in the name of Michelle Chase, intended for ANNA NICOLE SMITH, to SANDEEP KAPOOR.

Overt Act 20. On 9/15/06, SANDEEP KAPOOR forwarded KHRISTINE EROSHEVICH's requested prescription for controlled substances in the name of Michelle Chase, intended for ANNA NICOLE SMITH, from a pharmacy in Los Angeles County, California.

Overt Act 21. On 9/15/06, HOWARD K. STERN was informed by a pharmacist that the requested prescription in the name of Michelle Chase, intended for ANNA NICOLE SMITH and submitted by KHRISTINE EROSHEVICH through SANDEEP KAPOOR, would not be filled.

Overt Act 22. On 9/15/06, HOWARD K. STERN was instructed by a pharmacist to have KHRISTINE EROSHEVICH contact another doctor to discuss the requested prescription in the name of Michelle Chase, intended for ANNA NICOLE SMITH.

Overt Act 23. On 9/15/06, KHRISTINE EROSHEVICH telephoned another doctor to discuss the requested prescription in the name of Michelle Chase, intended for ANNA NICOLE SMITH.

Overt Act 24. On or about 9/15/06, with knowledge of ANNA NICOLE SMITH's addiction, KHRISTINE EROSHEVICH was informed by another doctor of the dangers related to the requested prescription for controlled substances, that ANNA NICOLE SMITH should be hospitalized and on a heart monitor, and recommended ANNA NICOLE SMITH be admitted to an addiction rehabilitation clinic.

Overt Act 25. On 9/22/06, after warnings of the danger of such controlled substances, KHRISTINE EROSHEVICH prescribed controlled substances in the names of Howard Stern, Howard K. Stearn and Wesley Irwin intended for ANNA NICOLE SMITH.

Overt Act 26. On 9/22/06, KHRISTINE EROSHEVICH prescribed controlled substances to Howard Stern, Howard K. Stearn and Wesley Irwin, each of whom were not patients.

Overt Act 27. On 9/22/06, KHRISTINE EROSHEVICH prescribed controlled substances to Howard Stern, Howard K. Stearn and Wesley Irwin, for no legitimate medical purpose.

Overt Act 28. On 10/17/06, KHRISTINE EROSHEVICH prescribed controlled substances to Charlene Underwood, not a patient, intended for ANNA NICOLE SMITH, using Wesley Irwin's date of birth from a pharmacy in Orange County, California.

Overt Act 29. On 10/17/06, KHRISTINE EROSHEVICH paid cash for and picked up the controlled substances for Charlene Underwood, not a patient, intended for ANNA NICOLE SMITH, from a pharmacy in Orange County, California.

Overt Act 30. On 11/24/06, KHRISTINE EROSHEVICH prescribed controlled substances to Charlene Underwood, not a patient, intended for ANNA NICOLE SMITH, using Wesley Irwin's date of birth from a pharmacy in Orange County, California.

Overt Act 31. On 11/24/06, KHRISTINE EROSHEVICH paid cash for and picked up the controlled substances for Charlene Underwood, not a patient, intended for ANNA NICOLE SMITH, from a pharmacy in Orange County, California.

Overt Act 32. On 12/4/06, KHRISTINE EROSHEVICH prescribed controlled substances to Howard K. Stearn, who was not a patient, which were intended for ANNA NICOLE SMITH.

Overt Act 33. On 1/2/07, KHRISTINE EROSHEVICH prescribed controlled substances to Howard K. Stern, who was not a patient of KHRISTINE EROSHEVICH, which were intended for ANNA NICOLE SMITH.

Overt Act 34. On 1/3/07, KHRISTINE EROSHEVICH picked up the controlled substances prescribed to Howard K. Stearn, who was not a patient of KHRISTINE EROSHEVICH, which were intended for ANNA NICOLE SMITH.

Overt Act 35. On 1/5/07, KHRISTINE EROSHEVICH prescribed controlled substances to Howard K. Stearn and Ben Stern, who were not patients of KHRISTINE EROSHEVICH, which were intended for ANNA NICOLE SMITH.

Overt Act 36. On 1/5/07, KHRISTINE EROSHEVICH picked up the controlled substances prescribed to Howard K. Stearn and Ben Stern, who were not patients of KHRISTINE EROSHEVICH, which were intended for ANNA NICOLE SMITH.

Overt Act 37. On 1/5/07, KHRISTINE EROSHEVICH picked up the controlled substances for Howard K. Stearn and Ben Stern, all intended for ANNA NICOLE SMITH.

Overt Act 38. On 1/5/07, KHRISTINE EROSHEVICH shipped the controlled substances via Federal Express overnight to Maurice Brighthaupt in Florida and intended for ANNA NICOLE SMITH.

Overt Act 39. On 1/26/07, KHRISTINE EROSHEVICH prescribed controlled substances to Howard K. Stearn, who was not a patient of KHRISTINE EROSHEVICH, which were intended for ANNA NICOLE SMITH.

Overt Act 40. Between 9/11/06 and 1/26/07, KHRISTINE EROSHEVICH gave placebos to ANNA NICOLE SMITH.

Overt Act 41. Between 9/11/06 and 1/26/07, KHRISTINE EROSHEVICH prescribed excessive amounts of controlled substances to ANNA NICOLE SMITH.

Overt Act 42. Between 9/11/06 and 1/26/07, HOWARD K. STERN administered excessive amounts of controlled substances to ANNA NICOLE SMITH.

Overt Act 43. From 6/05/04 to 1/26/07, HOWARD K. STERN acted with knowledge that ANNA NICOLE SMITH was an addict.

Overt Act 44. From 6/05/04 to 1/26/07, KHRISTINE EROSHEVICH acted with knowledge that ANNA NICOLE SMITH was an addict.

COUNT 5

On or between June 5, 2004 and January 26, 2007, in the County of Los Angeles, the crime of UNLAWFULLY PRESCRIBING A CONTROLLED SUBSTANCE, in violation of Section 11153(a), of the Health and Safety Code a Felony, was committed by KHRISTINE EROSHEVICH and HOWARD KEVIN STERN, who did unlawfully issue a prescription for a controlled substance, to wit: AMBIEN, CLONAZEPAN, DIAZEPAM, HYDROCODONE, PROMETHAZINE WITH CODEINE, CHLORALHYDRATE, et al.

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COUNT 6

On or between August 18, 2006 and September 22, 2006, in the County of Los Angeles, the crime of OBTAINING A PRESCRIPTION FOR OPIATES BY FRAUD, DECEIT, OR MISREPRESENTATION, in violation of Section 11173(a) of the Health and Safety Code a Felony, was committed by SANDEEP KAPOOR, who did unlawfully obtain and attempt to obtain a controlled substance, to wit: OPIATES and did procure and attempt to procure the administration of and prescription for said controlled substance by fraud, deceit and misrepresentation .

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COUNT 7

On or between October 17, 2006 and November 24, 2006, in the County of Los Angeles, the crime of OBTAINING A PRESCRIPTION FOR OPIATES BY FRAUD, DECEIT, OR MISREPRESENTATION, in violation of Section 11173(a) of the Health and Safety Code a Felony, was committed by KHRISTINE EROSHEVICH, who did unlawfully obtain and attempt to obtain a controlled substance, to wit: OPIATES and did procure and attempt to procure the administration of and prescription for said controlled substance by fraud, deceit and misrepresentation .

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COUNT 8

On or between August 18, 2006 and September 22, 2006, in the County of Los Angeles, the crime of OBTAINING A PRESCRIPTION FOR OPIATES BY GIVING A FALSE NAME OR ADDRESS, in violation of 11174 of the Health and Safety Code , a Felony, was committed by SANDEEP KAPOOR, who did unlawfully obtain and attempt to obtain a controlled substance, to wit: OPIATES and did procure and attempt to procure the administration of and prescription for said controlled substance by fraud, deceit and misrepresentation .

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COUNT 9

On or between October 17, 2006 and November 24, 2006, in the County of Los Angeles, the crime of OBTAINING A PRESCRIPTION FOR OPIATES BY GIVING A FALSE NAME OR ADDRESS, in violation of 11174 of the Health and Safety Code, a Felony, was committed by KHRISTINE EROSHEVICH, who did unlawfully obtain and attempt to obtain a controlled substance, to wit: OPIATES and did procure and attempt to procure the administration of and prescription for said controlled substance by fraud, deceit and misrepresentation .

\* \* \* \* \*

COUNT 10

On or between June 9, 2004 and September 22, 2006, in the County of Los Angeles, the crime of PRESCRIBING, ADMINISTERING, OR DISPENSING A CONTROLLED SUBSTANCE TO AN ADDICT, in violation of Section 11156 of the Health and Safety Code, a Felony, was committed by SANDEEP KAPOOR and HOWARD KEVIN STERN.

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COUNT 11

On or between June 5, 2004 and January 26, 2007, in the County of Los Angeles, the crime of PRESCRIBING, ADMINISTERING, OR DISPENSING CONTROLLED SUBSTANCES TO ANNA NICOLE SMITH, AN ADDICT, in violation of Section 11156 of the Health and Safety Code, a Felony, was committed by KHRISTINE EROSHEVICH.

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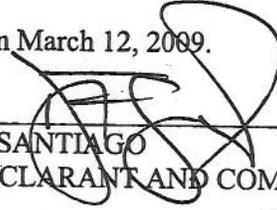
**NOTICE: Conviction of this offense will require the defendant to provide DNA samples and print impressions pursuant to Penal Code sections 296 and 296.1. Willful refusal to provide the samples and impressions is a crime.**

**NOTICE: The People of the State of California intend to present evidence and seek jury findings regarding all applicable circumstances in aggravation, pursuant to Penal Code section 1170(b) and *Cunningham v. California* 2007 U.S. LEXIS 1324.**

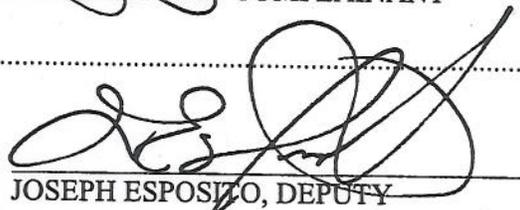
Further, attached hereto and incorporated herein are official reports and documents of a law enforcement agency which the undersigned believes establish probable cause for the arrest of defendant(s) SANDEEP KAPOOR, KHRISTINE EROSHEVICH, HOWARD KEVIN STERN for the above-listed crimes. Wherefore, a warrant of arrest is requested for SANDEEP KAPOOR, KHRISTINE EROSHEVICH, HOWARD KEVIN STERN.

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT AND THAT THIS COMPLAINT, CASE NUMBER BA353907, CONSISTS OF 11 COUNT(S).

Executed at Los Angeles, County of Los Angeles, on March 12, 2009.

  
\_\_\_\_\_  
D. SANTIAGO  
DECLARANT AND COMPLAINANT

.....  
STEVE COOLEY, DISTRICT ATTORNEY

BY:   
\_\_\_\_\_  
JOSEPH ESPOSITO, DEPUTY

AGENCY: U.S. DRUG ENFORCEMENT ADMIN. - L.A. DIV      I/O: D. SANTIAGO      ID NO.: 080039      PHONE: (951) 461-6342  
DR NO.: 00700062      OPERATOR: OO      PRELIM. TIME EST.: 2 WEEK(S)

<u>DEFENDANT</u>	<u>CI NO.</u>	<u>DOB</u>	<u>BOOKING NO.</u>	<u>BAIL RECOM'D</u>	<u>CUSTODY R'TN DATE</u>
KAPOOR, SANDEEP	024628338	5/20/1968		\$20,000	
EROSHEVICH, KHRISTINE		11/8/1947		\$20,000	
STERN, HOWARD KEVIN		11/29/1968		\$20,000	

It appearing to the Court that probable cause exists for the issuance of a warrant of arrest for the above-named defendant(s), the warrant is so ordered.

SANDEEP KAPOOR

BAIL: \$ 20,000

KHRISTINE EROSHEVICH

BAIL: \$ 20,000

HOWARD KEVIN STERN

BAIL: \$ 20,000

DATE: 3-12-09



*Fred Warner*  
 Judge of the Above Entitled Court

NON-WARRANT DEFENDANTS:

<u>DEFENDANT</u>	<u>CII NO.</u>	<u>DOB</u>	<u>BOOKING NO.</u>	<u>BAIL RECOM'D</u>	<u>CUSTODY R'TN DATE</u>
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**FELONY COMPLAINT -- ORDER HOLDING TO ANSWER -- P.C. SECTION 872**

It appearing to me from the evidence presented that the following offense(s) has/have been committed and that there is sufficient cause to believe that the following defendant(s) guilty thereof, to wit:

*(Strike out or add as applicable)*

**SANDEEP KAPOOR**

<u>Count No.</u>	<u>Charge</u>	<u>Charge Range</u>	<u>Special Allegation</u>	<u>Alleg. Effect</u>
1	PC 182(a)(1)	Check Code		
2	PC 182(a)(1)	Check Code		
4	HS 11153(a)	16-2-3		
6	HS 11173(a)	16-2-3		
8	HS 11174(a)	16-2-3		
10	HS 11156(a)	16-2-3		

**KHRISTINE EROSHEVICH**

<u>Count No.</u>	<u>Charge</u>	<u>Charge Range</u>	<u>Special Allegation</u>	<u>Alleg. Effect</u>
1	PC 182(a)(1)	Check Code		
3	PC 182(a)(1)	Check Code		
5	HS 11153(a)	16-2-3		
7	HS 11173(a)	16-2-3		
9	HS 11174(a)	16-2-3		
11	HS 11156(a)	16-2-3		

**HOWARD KEVIN STERN**

<u>Count No.</u>	<u>Charge</u>	<u>Charge Range</u>	<u>Special Allegation</u>	<u>Alleg. Effect</u>
1	PC 182(a)(1)	Check Code		
2	PC 182(a)(1)	Check Code		
3	PC 182(a)(1)	Check Code		
4	HS 11153(a)	16-2-3		
5	HS 11153(a)	16-2-3		
10	HS 11156(a)	16-2-3		

I order that the defendant(s) be held to answer therefore and be admitted to bail in the sum of:

SANDEEP KAPOOR \_\_\_\_\_ Dollars

KHRISTINE EROSHEVICH \_\_\_\_\_ Dollars

HOWARD KEVIN STERN \_\_\_\_\_ Dollars

and be committed to the custody of the Sheriff of Los Angeles County until such bail is given. Date of arraignment in Superior Court will be:

SANDEEP KAPOOR \_\_\_\_\_ in Dept \_\_\_\_\_

KHRISTINE EROSHEVICH \_\_\_\_\_ in Dept \_\_\_\_\_

HOWARD KEVIN STERN \_\_\_\_\_ in Dept \_\_\_\_\_

at: \_\_\_\_\_ A.M.

Date: \_\_\_\_\_

\_\_\_\_\_  
*Committing Magistrate*

SUPERIOR COURT OF CALIFORNIA  
COUNTY OF LOS ANGELES

NO. BA353907

PAGE NO. 1

THE PEOPLE OF THE STATE OF CALIFORNIA VS.

CURRENT DATE 03/12/09

DEFENDANT 03: HOWARD KEVIN STERN

LAW ENFORCEMENT AGENCY EFFECTING ARREST: DEPARTMENT OF JUSTICE

BAIL: APPEARANCE DATE	AMOUNT OF BAIL	DATE POSTED	RECEIPT OR BOND NO.	SURETY COMPANY	REGISTER NUMBER
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CASE FILED ON 03/12/09.

COMPLAINT FILED, DECLARED OR SWORN TO CHARGING DEFENDANT WITH HAVING  
COMMITTED, ON OR ABOUT 09/11/06 IN THE COUNTY OF LOS ANGELES, THE FOLLOWING  
OFFENSE(S) OF:

COUNT 01: 182(A)(1) PC FEL

COUNT 02: 182(A)(1) PC FEL

COUNT 03: 182(A)(1) PC FEL

COUNT 04: 11153(A) H&S FEL

COUNT 05: 11153(A) H&S FEL

COUNT 10: 11156 H&S FEL

NEXT SCHEDULED EVENT:

ARREST WARRANT TO ISSUE

ON 03/12/09 AT 830 AM :

DECLARATION IN SUPPORT OF ARREST WARRANT MADE UNDER 2015.5 CCP,  
WITH ATTACHMENTS, FILED MARCH 12, 2009, ALSO INCLUDED ARE  
COPIES OF THE ARRAIGNMENT AND DISCOVERY PACKETS.

\*\*\*\*\*ENTERED BY R. BARRY\*\*\*\*\*

ARREST WARRANT TO ISSUE

03/12/09 ARREST WARRANT IN THE AMOUNT OF \$20,000.00 BY ORDER OF JUDGE FREDERICK  
N. WAPNER ISSUED. (03/12/09).

03/12/09 ARREST WARRANT IN THE AMOUNT OF \$20,000.00 RECALLED. (03/12/09).

03/12/09 ARREST WARRANT IN THE AMOUNT OF \$20,000.00 BY ORDER OF JUDGE FREDERICK  
N. WAPNER ORDERED/ISSUED. (03/12/09).

THE DOCUMENT TO WHICH THIS CERTIFICATE IS ATTACHED IS A FULL, TRUE,  
AND CORRECT COPY OF THE ORIGINAL ON FILE AND OF RECORD IN MY OFFICE.  
JOHN A. CLARKE, EXECUTIVE CLERK OF THE SUPERIOR COURT OF  
THE STATE OF CALIFORNIA FOR THE COUNTY OF LOS ANGELES.

Attested: 03-12-09 BY: R. Barry DEPUTY



n. Barry

SUPERIOR COURT OF CALIFORNIA  
COUNTY OF LOS ANGELES

NO. BA353907

THE PEOPLE OF THE STATE OF CALIFORNIA VS.

DEFENDANT 02: KHRISTINE ELAINE EROSHEVICH

LAW ENFORCEMENT AGENCY EFFECTING ARREST: DEPARTMENT OF JUSTICE

PAGE NO. 1

CURRENT DATE 03/12/09

BAIL:	APPEARANCE	AMOUNT	DATE	RECEIPT OR	SURETY COMPANY	REGISTER
	DATE	OF BAIL	POSTED	BOND NO.		NUMBER

CASE FILED ON 03/12/09.

COMPLAINT FILED, DECLARED OR SWORN TO CHARGING DEFENDANT WITH HAVING  
COMMITTED, ON OR ABOUT 09/11/06 IN THE COUNTY OF LOS ANGELES, THE FOLLOWING  
OFFENSE(S) OF:

COUNT 01: 182(A)(1) PC FEL

COUNT 03: 182(A)(1) PC FEL

COUNT 05: 11153(A) H&S FEL

COUNT 07: 11173(A) H&S FEL

COUNT 09: 11174 H&S FEL

COUNT 11: 11156 H&S FEL

NEXT SCHEDULED EVENT:

ARREST WARRANT TO ISSUE

ON 03/12/09 AT 830 AM :

DECLARATION IN SUPPORT OF ARREST WARRANT MADE UNDER 2015.5 CCP,  
WITH ATTACHMENTS, FILED MARCH 12, 2009, ALSO INCLUDED ARE  
COPIES OF THE ARRAIGNMENT AND DISCOVERY PACKETS.

\*\*\*\*\*ENTERED BY R. BARRY\*\*\*\*\*

ARREST WARRANT TO ISSUE

03/12/09 ARREST WARRANT IN THE AMOUNT OF \$20,000.00 BY ORDER OF JUDGE FREDERICK  
N. WAPNER ISSUED. (03/12/09).

03/12/09 ARREST WARRANT IN THE AMOUNT OF \$20,000.00 RECALLED. (03/12/09).

03/12/09 ARREST WARRANT IN THE AMOUNT OF \$20,000.00 BY ORDER OF JUDGE FREDERICK  
N. WAPNER ORDERED/ISSUED. (03/12/09).

THE DOCUMENT TO WHICH THIS CERTIFICATE IS ATTACHED IS A FULL, TRUE,  
AND CORRECT COPY OF THE ORIGINAL FILED AND OF RECORD IN MY OFFICE.  
I, THE CLERK OF THE COURT, DO HEREBY CERTIFY THAT THE ABOVE IS A TRUE AND  
CORRECT COPY OF THE ORIGINAL FILED AND OF RECORD IN THE SUPERIOR COURT OF  
THE STATE OF CALIFORNIA IN THE COUNTY OF LOS ANGELES.

A. Attest: 03-12-09 BY: R. Barry DEPUTY

R. Barry



SUPERIOR COURT OF CALIFORNIA  
COUNTY OF LOS ANGELES

NO. BA353907

PAGE NO. 1

THE PEOPLE OF THE STATE OF CALIFORNIA VS.  
DEFENDANT 01: SANDEEP KAPOOR  
LAW ENFORCEMENT AGENCY EFFECTING ARREST: DEPARTMENT OF JUSTICE

CURRENT DATE 03/12/09

BAIL: APPEARANCE DATE	AMOUNT OF BAIL	DATE POSTED	RECEIPT OR BOND NO.	SURETY COMPANY	REGISTER NUMBER
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CASE FILED ON 03/12/09.

COMPLAINT FILED, DECLARED OR SWORN TO CHARGING DEFENDANT WITH HAVING COMMITTED, ON OR ABOUT 09/11/06 IN THE COUNTY OF LOS ANGELES, THE FOLLOWING OFFENSE(S) OF:

- COUNT 01: 182(A)(1) PC FEL
- COUNT 02: 182(A)(1) PC FEL
- COUNT 04: 11153(A) H&S FEL
- COUNT 06: 11173(A) H&S FEL
- COUNT 08: 11174 H&S FEL
- COUNT 10: 11156 H&S FEL

NEXT SCHEDULED EVENT:

ARREST WARRANT TO ISSUE

ON 03/12/09 AT 830 AM :

DECLARATION IN SUPPORT OF ARREST WARRANT MADE UNDER 2015.5 CCP, WITH ATTACHMENTS, FILED MARCH 12, 2009, ALSO INCLUDED ARE COPIES OF THE ARRAIGNMENT AND DISCOVERY PACKETS.

\*\*\*\*\*ENTERED BY R. BARRY\*\*\*\*\*

ARREST WARRANT TO ISSUE

03/12/09 ARREST WARRANT IN THE AMOUNT OF \$20,000.00 BY ORDER OF JUDGE FREDERICK N. WAPNER ISSUED. (03/12/09).

03/12/09 ARREST WARRANT IN THE AMOUNT OF \$20,000.00 RECALLED. (03/12/09).

03/12/09 ARREST WARRANT IN THE AMOUNT OF \$20,000.00 BY ORDER OF JUDGE FREDERICK N. WAPNER ORDERED/ISSUED. (03/12/09).

THE DOCUMENT TO WHICH THIS CERTIFICATE IS ATTACHED IS A FULL, TRUE, AND CORRECT COPY OF THE ORIGINAL ON FILE AND OF RECORD IN MY OFFICE. JOHN A. CLARKE, CLERK OF THE SUPERIOR COURT OF THE STATE OF CALIFORNIA FOR THE COUNTY OF LOS ANGELES.

Attested: 03-12-09 BY: R. Barry DEPUTY

R. Barry

