

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NEW YORK

THE PEOPLE OF THE STATE OF NEW YORK

-against-

MITCHEL ALVO,
SALVATORE DEPAOLA,
THE JOHN GALT CORP., and
JEFFREY MELOFCHIK,

Defendants.

THE GRAND JURY OF THE COUNTY OF NEW YORK, by this indictment, accuse Mitchel Alvo of the crime of **MANSLAUGHTER IN THE SECOND DEGREE**, in violation of Penal Law §125.15(1), committed as follows:

The defendant, Mitchel Alvo, in the County of New York, during the period from in or about September 2006 to on or about August 18, 2007, recklessly caused the death of New York City Firefighter Robert Beddia.

SECOND COUNT:

AND THE GRAND JURY AFORESAID, by this indictment, further accuse Mitchel Alvo of the crime of **MANSLAUGHTER IN THE SECOND DEGREE**, in violation of Penal Law §125.15(1), committed as follows:

The defendant, Mitchel Alvo, in the County of New York, during the period from in or about September 2006 to on or about August 18, 2007, recklessly caused the death of New York City Firefighter Joseph Graffagnino.

THIRD COUNT:

AND THE GRAND JURY AFORESAID, by this indictment, further accuse Mitchel Alvo of the crime of **CRIMINALLY NEGLIGENT HOMICIDE**, in violation of Penal Law §125.10, committed as follows:

The defendant, Mitchel Alvo, in the County of New York, during the period from in or about September 2006 to on or about August 18, 2007, with criminal negligence, caused the death of New York City Firefighter Robert Beddia.

FOURTH COUNT:

AND THE GRAND JURY AFORESAID, by this indictment, further accuse Mitchel Alvo of the crime of **CRIMINALLY NEGLIGENT HOMICIDE**, in violation of Penal Law §125.10, committed as follows:

The defendant, Mitchel Alvo, in the County of New York, during the period from in or about September 2006 to on or about August 18, 2007, with criminal negligence, caused the death of New York City Firefighter Joseph Graffagnino.

FIFTH COUNT:

AND THE GRAND JURY AFORESAID, by this indictment, further accuse Mitchel Alvo of the crime of **RECKLESS ENDANGERMENT IN THE SECOND DEGREE**, in violation of Penal Law §120.20, committed as follows:

The defendant, Mitchel Alvo, in the County of New York, during the period from in or about September 2006 to on or about August 18, 2007, recklessly engaged in conduct which created a substantial risk of serious physical injury to another person.

SIXTH COUNT:

AND THE GRAND JURY AFORESAID, by this indictment, further accuse Salvatore DePaola of the crime of **MANSLAUGHTER IN THE SECOND DEGREE**, in violation of Penal Law §125.15(1), committed as follows:

The defendant, Salvatore DePaola, in the County of New York, during the period from in or about September 2006 to on or about August 18, 2007, recklessly caused the death of New York City Firefighter Robert Beddia.

SEVENTH COUNT:

AND THE GRAND JURY AFORESAID, by this indictment, further accuse Salvatore DePaola of the crime of **MANSLAUGHTER IN THE SECOND DEGREE**, in violation of Penal Law §125.15(1), committed as follows:

The defendant, Salvatore DePaola, in the County of New York, during the period from in or about September 2006 to on or about August 18, 2007, recklessly caused the death of New York City Firefighter Joseph Graffagnino.

EIGHTH COUNT:

AND THE GRAND JURY AFORESAID, by this indictment, further accuse Salvatore DePaola of the crime of **CRIMINALLY NEGLIGENT HOMICIDE**, in violation of Penal Law §125.10, committed as follows:

The defendant, Salvatore DePaola, in the County of New York, during the period from in or about September 2006 to on or about August 18, 2007, with criminal negligence, caused the death of New York City Firefighter Robert Beddia.

NINTH COUNT:

AND THE GRAND JURY AFORESAID, by this indictment, further accuse Salvatore DePaola of the crime of **CRIMINALLY NEGLIGENT HOMICIDE**, in violation of Penal Law §125.10, committed as follows:

Defendant, Salvatore DePaola, in the County of New York, during the period from in or about September 2006 to on or about August 18, 2007, with criminal negligence, caused the death of New York City Firefighter Joseph Graffagnino.

TENTH COUNT:

AND THE GRAND JURY AFORESAID, by this indictment, further accuse Salvatore DePaola of the crime of **RECKLESS ENDANGERMENT IN THE SECOND DEGREE**, in violation of Penal Law §120.20, committed as follows:

Defendant, Salvatore DePaola, in the County of New York, during the period from in or about September 2006 to on or about August 18, 2007, recklessly engaged in conduct which created a substantial risk of serious physical injury to another person.

ELEVENTH COUNT:

AND THE GRAND JURY AFORESAID, by this indictment, further accuse The John Galt Corp. of the crime of **MANSLAUGHTER IN THE SECOND DEGREE**, in violation of Penal Law § 125.15(1), committed as follows:

The defendant, The John Galt Corp., in the County of New York, during the period from in or about September 2006 to on or about August 18, 2007, recklessly caused the death of New York City Firefighter Robert Beddia.

TWELFTH COUNT:

AND THE GRAND JURY AFORESAID, by this indictment, further accuse The John Galt Corp. of the crime of **MANSLAUGHTER IN THE SECOND DEGREE**, in violation of Penal Law § 125.15(1), committed as follows:

The defendant, The John Galt Corp., in the County of New York, during the period from in or about September 2006 to on or about August 18, 2007, recklessly caused the death of New York City Firefighter Joseph Graffagnino.

THIRTEENTH COUNT:

AND THE GRAND JURY AFORESAID, by this indictment, further accuse The John Galt Corp. of the crime of **CRIMINALLY NEGLIGENT HOMICIDE**, in violation of Penal Law §125.10, committed as follows:

The defendant, The John Galt Corp., in the County of New York, during the period from in or about September 2006 to on or about August 18, 2007, with criminal negligence, caused the death of New York City Firefighter Robert Beddia.

FOURTEENTH COUNT:

AND THE GRAND JURY AFORESAID, by this indictment, further accuse The John Galt Corp. of the crime of **CRIMINALLY NEGLIGENT HOMICIDE**, in violation of Penal Law §125.10, committed as follows:

The defendant, The John Galt Corp., in the County of New York, during the period from in or about September 2006 to on or about August 18, 2007, with criminal negligence, caused the death of New York City Firefighter Joseph Graffagnino.

FIFTEENTH COUNT:

AND THE GRAND JURY AFORESAID, by this indictment, further accuse The John Galt Corp. of the crime of **RECKLESS ENDANGERMENT IN THE SECOND DEGREE**, in violation of Penal Law §120.20, committed as follows:

The defendant, The John Galt Corp., in the County of New York, during the period from in or about September 2006 to on or about August 18, 2007, recklessly engaged in conduct which created a substantial risk of serious physical injury to another person.

SIXTEENTH COUNT:

AND THE GRAND JURY AFORESAID, by this indictment, further accuse Jeffrey Melofchik of the crime of **MANSLAUGHTER IN THE SECOND DEGREE**, in violation of Penal Law §125.15(1), committed as follows:

The defendant, Jeffrey Melofchik, in the County of New York, during the period from in or about September 2006 to on or about August 18, 2007, recklessly caused the death of New York City Firefighter Robert Beddia.

SEVENTEENTH COUNT:

AND THE GRAND JURY AFORESAID, by this indictment, further accuse Jeffrey Melofchik of the crime of **MANSLAUGHTER IN THE SECOND DEGREE**, in violation of Penal Law §125.15(1), committed as follows:

The defendant, Jeffrey Melofchik, in the County of New York, during the period from in or about September 2006 to on or about August 18, 2007, recklessly caused the death of New York City Firefighter Joseph Graffagnino.

EIGHTEENTH COUNT:

AND THE GRAND JURY AFORESAID, by this indictment, further accuse Jeffrey Melofchik of the crime of **CRIMINALLY NEGLIGENT HOMICIDE**, in violation of Penal Law §125.10, committed as follows:

The defendant, Jeffrey Melofchik, in the County of New York, during the period from in or about September 2006 to on or about August 18, 2007, with criminal negligence, caused the death of New York City Firefighter Robert Beddia.

NINETEENTH COUNT:

AND THE GRAND JURY AFORESAID, by this indictment, further accuse Jeffrey Melofchik of the crime of **CRIMINALLY NEGLIGENT HOMICIDE**, in violation of Penal Law §125.10, committed as follows:

The defendant, Jeffrey Melofchik, in the County of New York, during the period from in or about September 2006 to on or about August 18, 2007, with criminal negligence, caused the death of New York City Firefighter Joseph Graffagnino.

TWENTIETH COUNT:

AND THE GRAND JURY AFORESAID, by this indictment, further accuse Jeffrey Melofchik of the crime of **RECKLESS ENDANGERMENT IN THE SECOND DEGREE**, in violation of Penal Law §120.20, committed as follows:

The defendant, Jeffrey Melofchik, in the County of New York, during the period from in or about September 2006 to on or about August 18, 2007, recklessly engaged in conduct which created a substantial risk of serious physical injury to another person.

ROBERT M. MORGENTHAU
District Attorney

GJ #-

Filed:

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No.

THE PEOPLE OF THE STATE OF NEW YORK

-against-

MITCHEL ALVO,
SALVATORE DEPAOLA,
THE JOHN GALT CORP., and
JEFFREY MELOFCHIK,

Defendants.

INDICTMENT

MANSLAUGHTER IN THE SECOND DEGREE, P.L. §125.15(1) (All Defendants – 2 Cts.)
CRIMINALLY NEGLIGENT HOMICIDE, P.L. §125.10 (All Defendants – 2 Cts.)
RECKLESS ENDANGERMENT IN THE SECOND DEGREE, P.L. §120.20 (All Defendants – 1 Ct.)

ROBERT M. MORGENTHAU, District Attorney

A True Bill

Brian Fields
RAC

Foreman

ADJOURNED TO PART _____ ON _____