

United States District Court

FOR THE
NORTHERN DISTRICT OF CALIFORNIA
VENUE: SAN FRANCISCO

FILED
AUG 22 P 3:56
RICHARD W. BIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,
V.

CR 13 566 EMC

RYAN CARROLL and
ROBERT LEE, a/k/a "Roots"

DEFENDANT(S).

INDICTMENT

18 U.S.C. § 1951(a) - Robbery Affecting Interstate Commerce;
18 U.S.C. § 924(c)(1)(A)(iii) Use/Possession of Firearm In Furtherance of a Crime of
Violence/Drug Trafficking Crime; 18 U.S.C. § 924(j) - Use of Firearm in Furtherance
of Crime of Violence Causing Murder;
18 U.S.C. § 371 - Conspiracy; 18 U.S.C. § 1519 - Destruction of Object to Obstruct
Investigation;
18 U.S.C. § 844(h)(1) - Use of Fire in Commission of Federal Felony;
18 U.S.C. § 3 - Accessory After the Fact;
2 1U.S.C. § 841 (a)(1) - Manufacturing and Possession With Intent to Distribute of
Controlled Substances; 18 U.S.C. § 2 - Aiding and Abetting

A true bill.

Nancy J. Peterson
Foreman

Filed in open court this 22nd day of

August 2013

Lili M. Harrell
Clerk

Bail, \$ no bail arrest warrants
as to both defendants

Nathanael Cousins
Nathanael Cousins
United States Magistrate Judge

CR 13-0566 EMC

AO 257 (Rev. 6/78)

DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT

BY: [] COMPLAINT [] INFORMATION [X] INDICTMENT [] SUPERSEDING

OFFENSE CHARGED

18 U.S.C. § 1519; DESTRUCTION OF EVIDENCE; 18 U.S.C. § 844(h)(1) - USE OF FIRE, FEDERAL FELONY; 18 U.S.C. § 3 - ACCESSORY; 21 U.S.C. § 841(a)(1) - DRUG DISTRIBUTION; 18 U.S.C. § 924(c) - USE OF FIREARM, DRUG TRAFFICKING; 18 U.S.C. § 2 - AID/ABET

- [] Petty
[] Minor
[] Misdemeanor
[X] Felony

PENALTY: SEE ATTACHMENT

Name of District Court, and/or Judge/Magistrate Location

NORTHERN DISTRICT OF CALIFORNIA

SAN FRANCISCO DIVISION

FILED

DEFENDANT - U.S.

AUG 22 2013

ROBERT LEE, a/k/a Roots

DISTRICT COURT NUMBER

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

CR 13 566 EMC
DEFENDANT

PROCEEDING

Name of Complainant Agency, or Person (& Title, if any)

FEDERAL BUREAU OF INVESTIGATION

[] person is awaiting trial in another Federal or State Court, give name of court

[] this person/proceeding is transferred from another district per (circle one) FRCrp 20, 21, or 40. Show District

[] this is a reprosecution of charges previously dismissed which were dismissed on motion of:

[] U.S. ATTORNEY [] DEFENSE

SHOW DOCKET NO.

[] this prosecution relates to a pending case involving this same defendant

MAGISTRATE CASE NO.

[] prior proceedings or appearance(s) before U.S. Magistrate regarding this defendant were recorded under

Name and Office of Person Furnishing Information on this form MELINDA HAAG

[X] U.S. Attorney [] Other U.S. Agency

Name of Assistant U.S. Attorney (if assigned) BENJAMIN P. TOLKOFF

IS NOT IN CUSTODY

Has not been arrested, pending outcome this proceeding.

- 1) [] If not detained give date any prior summons was served on above charges
2) [] Is a Fugitive
3) [] Is on Bail or Release from (show District)

IS IN CUSTODY

- 4) [] On this charge
5) [] On another conviction } [] Federal [X] State
6) [X] Awaiting trial on other charges

If answer to (6) is "Yes", show name of institution

Has detainer been filed? [] Yes [] No

If "Yes" give date filed

DATE OF ARREST Month/Day/Year

Or... if Arresting Agency & Warrant were not

DATE TRANSFERRED TO U.S. CUSTODY Month/Day/Year

[] This report amends AO 257 previously submitted

ADDITIONAL INFORMATION OR COMMENTS

PROCESS:

[] SUMMONS [] NO PROCESS* [X] WARRANT

Bail Amount: NO BAIL

If Summons, complete following:

[] Arraignment [] Initial Appearance

* Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment

Defendant Address:

Date/Time: Before Judge: HON. N. COUSINS

Comments:

UNITED STATES v. RYAN CARROLL & ROBERT LEE

PENALTY SHEET ATTACHMENT

AS TO DEFENDANT CARROLL:

COUNT ONE: 18 U.S.C. § 1951(a) – Robbery Affecting Interstate Commerce

- a) Maximum Term of Prison 20 years
- b) Maximum Fine \$250,000
- c) Maximum Term of Supervised Release 3 years
- d) Mandatory Special Assessment \$100

COUNT TWO: 18 U.S.C. § 924(c)(1)(A)(iii) – Use/Possession of a Firearm in Furtherance of a Crime of Violence

- a) Maximum Term of Prison Life
- b) Minimum Term of Prison 10 years
- c) Maximum Fine \$250,000
- d) Maximum Term of Supervised Release 3 years
- e) Mandatory Special Assessment \$100

COUNT THREE: 18 U.S.C. § 924(j) – Use of Firearm in Furtherance of Crime of Violence Causing Murder

- a) Maximum Punishment Any term of years or death
- b) Maximum Fine \$250,000
- c) Maximum Term of Supervised Release 3 years
- d) Mandatory Special Assessment \$100

COUNT FOUR: 18 U.S.C. § 371 – Conspiracy

- a) Maximum Term of Prison 5 years
- b) Maximum Fine \$250,000
- c) Maximum Term of Supervised Release 3 years
- d) Mandatory Special Assessment \$100

COUNT FIVE: 18 U.S.C. § 1519 – Destruction of Object to Obstruct Investigation

- a) Maximum Term of Prison 20 years
- b) Maximum Fine \$250,000
- c) Maximum Term of Supervised Release 3 years
- d) Mandatory Special Assessment \$100

COUNT SIX: 18 U.S.C. § 844(h)(1) – Use of Fire in Commission of Federal Felony

- a) Mandatory Term of Prison 10 years
- b) Maximum Fine \$250,000
- c) Maximum Term of Supervised Release 3 years
- d) Mandatory Special Assessment \$100

AS TO DEFENDANT LEE:

COUNT FOUR: 18 U.S.C. § 371 – Conspiracy

- a) Maximum Term of Prison Five years
- b) Maximum Fine \$250,000
- c) Maximum Term of Supervised Release 3 years
- d) Mandatory Special Assessment \$100

COUNT FIVE: 18 U.S.C. § 1519 – Destruction of Object to Obstruct Investigation

- a) Maximum Term of Prison 20 years
- b) Maximum Fine \$250,000
- c) Maximum Term of Supervised Release 3 years
- d) Mandatory Special Assessment \$100

COUNT SIX: 18 U.S.C. § 844(h)(1) – Use of Fire in Commission of Federal Felony

- a) Mandatory Term of Prison 10 years
- b) Maximum Fine \$250,000
- c) Maximum Term of Supervised Release 3 years
- d) Mandatory Special Assessment \$100

COUNT SEVEN: 18 U.S.C. § 3 – Accessory After the Fact

- a) Maximum Term of Prison 15 years
- b) Maximum Fine \$250,000
- c) Maximum Term of Supervised Release 3 years
- d) Mandatory Special Assessment \$100

COUNT EIGHT: 21 U.S.C. § 841(a)(1) – Manufacture and Possession With Intent to Distribute a Controlled Substance

- a) Maximum Term of Prison 20 years
- b) Maximum Fine \$1,000,000
- c) Maximum Term of Supervised Release Life
- d) Minimum Term of Supervised Release 3 years

e) Mandatory Special Assessment \$100

COUNT NINE: 18 U.S.C. § 924(c)(1)(A)(iii) – Use/Possession of a Firearm in Furtherance
of a Drug Trafficking Crime

a)	Maximum Term of Prison	Life
b)	Minimum Term of Prison	Five years
c)	Maximum Fine	\$250,000
d)	Maximum Term of Supervised Release	3 years
e)	Mandatory Special Assessment	\$100

AO 257 (Rev. 6/78)

DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT

BY: [] COMPLAINT [] INFORMATION [X] INDICTMENT [] SUPERSEDING

OFFENSE CHARGED

18 U.S.C. § 1951(a) - ROBBERY; 18 U.S.C. § 924(c)(1)(A)(iii) - USE OF FIREARM, CRIME OF VIOLENCE; 18 U.S.C. § 924(j) USE OF FIREARM, RESULTING IN DEATH; 18 U.S.C. § 1519; DESTRUCTION OF EVIDENCE; 18 U.S.C. § 844(h)(1) - USE OF FIRE, FEDERAL FELONY; 18 U.S.C. § 2 - AID/ABET

[] Petty [] Minor [] Misdemeanor [X] Felony

PENALTY: SEE ATTACHMENT

Name of District Court, and/or Judge/Magistrate Location

NORTHERN DISTRICT OF CALIFORNIA SAN FRANCISCO DIVISION

FILED

DEFENDANT - U.S.

RYAN CARROLL

AUG 22 2013

DISTRICT COURT NUMBER

RICHARD W. WIEKING CLERK, U.S. DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA

CR 13 DEFENDANT 566 EMC

PROCEEDING

Name of Complainant Agency, or Person (& Title, if any)

FEDERAL BUREAU OF INVESTIGATION

[] person is awaiting trial in another Federal or State Court, give name of court

[] this person/proceeding is transferred from another district per (circle one) FRCP 20, 21, or 40. Show District

[] this is a reprosecution of charges previously dismissed which were dismissed on motion of:

[] U.S. ATTORNEY [] DEFENSE

SHOW DOCKET NO.

[] this prosecution relates to a pending case involving this same defendant

MAGISTRATE CASE NO.

[] prior proceedings or appearance(s) before U.S. Magistrate regarding this defendant were recorded under

Name and Office of Person

Furnishing Information on this form MELINDA HAAG

[X] U.S. Attorney [] Other U.S. Agency

Name of Assistant U.S. Attorney (if assigned)

BENJAMIN P. TOLKOFF

IS NOT IN CUSTODY

Has not been arrested, pending outcome this proceeding.

- 1) [] If not detained give date any prior summons was served on above charges
2) [] Is a Fugitive
3) [] Is on Bail or Release from (show District)

IS IN CUSTODY

- 4) [] On this charge
5) [] On another conviction } [] Federal [X] State
6) [X] Awaiting trial on other charges

If answer to (6) is "Yes", show name of institution

Has detainer been filed? [] Yes [] No

If "Yes" give date filed

DATE OF ARREST Month/Day/Year

Or... if Arresting Agency & Warrant were not

DATE TRANSFERRED TO U.S. CUSTODY Month/Day/Year

[] This report amends AO 257 previously submitted

ADDITIONAL INFORMATION OR COMMENTS

PROCESS:

[] SUMMONS [] NO PROCESS* [X] WARRANT

Bail Amount: NO BAIL

If Summons, complete following:

[] Arraignment [] Initial Appearance

* Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment

Defendant Address:

Date/Time: Before Judge: HON. N. COUSINS

Comments:

UNITED STATES v. RYAN CARROLL & ROBERT LEE

PENALTY SHEET ATTACHMENT

AS TO DEFENDANT CARROLL:

COUNT ONE: 18 U.S.C. § 1951(a) – Robbery Affecting Interstate Commerce

- | | | |
|----|------------------------------------|-----------|
| a) | Maximum Term of Prison | 20 years |
| b) | Maximum Fine | \$250,000 |
| c) | Maximum Term of Supervised Release | 3 years |
| d) | Mandatory Special Assessment | \$100 |

COUNT TWO: 18 U.S.C. § 924(c)(1)(A)(iii) – Use/Possession of a Firearm in Furtherance of a Crime of Violence

- | | | |
|----|------------------------------------|-----------|
| a) | Maximum Term of Prison | Life |
| b) | Minimum Term of Prison | 10 years |
| c) | Maximum Fine | \$250,000 |
| d) | Maximum Term of Supervised Release | 3 years |
| e) | Mandatory Special Assessment | \$100 |

COUNT THREE: 18 U.S.C. § 924(j) – Use of Firearm in Furtherance of Crime of Violence Causing Murder

- | | | |
|----|------------------------------------|----------------------------|
| a) | Maximum Punishment | Any term of years or death |
| b) | Maximum Fine | \$250,000 |
| c) | Maximum Term of Supervised Release | 3 years |
| d) | Mandatory Special Assessment | \$100 |

COUNT FOUR: 18 U.S.C. § 371 – Conspiracy

- | | | |
|----|------------------------------------|-----------|
| a) | Maximum Term of Prison | 5 years |
| b) | Maximum Fine | \$250,000 |
| c) | Maximum Term of Supervised Release | 3 years |
| d) | Mandatory Special Assessment | \$100 |

COUNT FIVE: 18 U.S.C. § 1519 – Destruction of Object to Obstruct Investigation

- | | | |
|----|------------------------------------|-----------|
| a) | Maximum Term of Prison | 20 years |
| b) | Maximum Fine | \$250,000 |
| c) | Maximum Term of Supervised Release | 3 years |
| d) | Mandatory Special Assessment | \$100 |

COUNT SIX: 18 U.S.C. § 844(h)(1) – Use of Fire in Commission of Federal Felony

- a) Mandatory Term of Prison 10 years
- b) Maximum Fine \$250,000
- c) Maximum Term of Supervised Release 3 years
- d) Mandatory Special Assessment \$100

AS TO DEFENDANT LEE:

COUNT FOUR: 18 U.S.C. § 371 – Conspiracy

- a) Maximum Term of Prison Five years
- b) Maximum Fine \$250,000
- c) Maximum Term of Supervised Release 3 years
- d) Mandatory Special Assessment \$100

COUNT FIVE: 18 U.S.C. § 1519 – Destruction of Object to Obstruct Investigation

- a) Maximum Term of Prison 20 years
- b) Maximum Fine \$250,000
- c) Maximum Term of Supervised Release 3 years
- d) Mandatory Special Assessment \$100

COUNT SIX: 18 U.S.C. § 844(h)(1) – Use of Fire in Commission of Federal Felony

- a) Mandatory Term of Prison 10 years
- b) Maximum Fine \$250,000
- c) Maximum Term of Supervised Release 3 years
- d) Mandatory Special Assessment \$100

COUNT SEVEN: 18 U.S.C. § 3 – Accessory After the Fact

- a) Maximum Term of Prison 15 years
- b) Maximum Fine \$250,000
- c) Maximum Term of Supervised Release 3 years
- d) Mandatory Special Assessment \$100

COUNT EIGHT: 21 U.S.C. § 841(a)(1) – Manufacture and Possession With Intent to Distribute a Controlled Substance

- a) Maximum Term of Prison 20 years
- b) Maximum Fine \$1,000,000
- c) Maximum Term of Supervised Release Life
- d) Minimum Term of Supervised Release 3 years

e) Mandatory Special Assessment \$100

COUNT NINE: 18 U.S.C. § 924(c)(1)(A)(iii) – Use/Possession of a Firearm in Furtherance
of a Drug Trafficking Crime

a) Maximum Term of Prison Life
b) Minimum Term of Prison Five years
c) Maximum Fine \$250,000
d) Maximum Term of Supervised Release 3 years
e) Mandatory Special Assessment \$100

MELINDA HAAG (CABN 132612)
United States Attorney

FILED
2013 AUG 22 P 3:58
RICHARD W. WIENING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

CR 13 566

EMC

UNITED STATES OF AMERICA

v.

RYAN CARROLL and
ROBERT LEE, a/k/a "Roots,"
Defendants.

No.
VIOLATIONS: 18 U.S.C. § 1951(a) –
Robbery Affecting Interstate Commerce; 18
U.S.C. § 924(c)(1)(A)(iii) – Use/Possession
of a Firearm in Furtherance of a Crime of
Violence/Drug Trafficking Crime; 18 U.S.C.
§ 924(j) – Use of Firearm in Furtherance of
Crime of Violence Causing Murder; 18
U.S.C. § 371 – Conspiracy; 18 U.S.C. §
1519 – Destruction of Object to Obstruct
Investigation; 18 U.S.C. § 844(h)(1) – Use
of Fire in Commission of Federal Felony; 18
U.S.C. § 3 – Accessory After the Fact; 21
U.S.C. § 841(a)(1) – Manufacture and
Possession With Intent to Distribute of a
Controlled Substance; 18 U.S.C. § 2 –
Aiding and Abetting

SAN FRANCISCO VENUE

INDICTMENT

The Grand Jury charges:

COUNT ONE: (18 U.S.C. § 1951(a) — Robbery Affecting Interstate Commerce)

I. On or about September 10, 2008, in the Northern District of California, the
defendant,

RYAN CARROLL,

unlawfully and knowingly obstructed, delayed, and affected commerce and the movement of

INDICTMENT

1 articles and commodities in commerce by robbery, as that term is defined in 18 U.S.C. §
2 1951(b)(1), and did attempt to do so.

3 All in violation of Title 18, United States Code, Sections 1951(a) and 2.

4 COUNT TWO: (18 U.S.C. §§ 924(c)(1)(A)(iii) and 2 — Use/Possession of a Firearm in
5 Furtherance of a Crime of Violence)

6 2. On or about September 10, 2008, in the Northern District of California, the
7 defendant,

8 RYAN CARROLL,

9 unlawfully and knowingly used and carried and brandished and discharged a firearm during and
10 in relation to a crime of violence for which he may be prosecuted in a court of the United States,
11 namely, the robbery affecting interstate commerce charged in Count One of this Indictment, and
12 possessed and brandished and discharged a firearm in furtherance of the offense charged in
13 Count One of this Indictment.

14 All in violation of Title 18, United States Code, Sections 924(c)(1)(A)(iii) and 2.

15 COUNT THREE: (18 U.S.C. §§ 924(j) and 2 — Use of Firearm Causing Murder)

16 3. On or about September 10, 2008, in the Northern District of California, the
17 defendant,

18 RYAN CARROLL,

19 unlawfully and knowingly, in the course of using and carrying a firearm during and in relation to,
20 and possessing a firearm in furtherance of, a crime of violence for which he may be prosecuted in
21 a court of the United States, namely, the robbery charged in Count One of this Indictment, caused
22 the death of a person through the use of a firearm, which killing was murder as defined in 18
23 U.S.C. § 1111.

24 All in violation of Title 18, United States Code, Sections 924(j)(1) and 2.

25 COUNT FOUR: (18 U.S.C. § 371 — Conspiracy to Destroy Object to Obstruct
26 Investigation)

27 4. From at least on or about September 10, 2008, up through and including the
28 present, in the Northern District of California and elsewhere, the defendants,

1 RYAN CARROLL, and

2 ROBERT LEE, a/k/a "Roots,"

3 and others known and unknown, unlawfully, willfully, and intentionally combined, conspired,
4 confederated, and agreed together and with each other, to commit an offense against the United
5 States, to wit, to violate Title 18, United States Code, Section 1519 and 844(h)(1).

6 5. It was a part and an object of the conspiracy that the defendants,

7 RYAN CARROLL, and

8 ROBERT LEE, a/k/a "Roots,"

9 and their co-conspirators, unlawfully and knowingly and corruptly would and did
10 alter, destroy, mutilate, and conceal a tangible object with the intent to impede, obstruct, and
11 influence the investigation of a matter within the jurisdiction of a department and agency of the
12 United States, in violation of Title 18, United States Code, Section 1519.

13 6. It was further a part and an object of the conspiracy that the defendants,

14 RYAN CARROLL, and

15 ROBERT LEE, a/k/a "Roots,"

16 and their co-conspirators, unlawfully and knowingly would and did use fire to destroy evidence
17 in violation of Title 18, United States Code, Section 844(h)(1).

18 Overt Acts

19 7. In furtherance of the conspiracy and to effect the illegal object thereof, the
20 following overt acts, among others, were committed in the Northern District of California:

21 a. On or about September 10, 2008, in Humboldt County, California, RYAN
22 CARROLL drove an automobile belonging to Reetpaul Rana.

23 b. On or about September 10, 2008, in Humboldt County, California,
24 ROBERT LEE called an individual to request a ride.

25 c. On or about September 10, 2008, in Humboldt County, California, RYAN
26 CARROLL and ROBERT LEE set fire to an automobile belonging to Reetpaul Rana.

27 All in violation of Title 18, United States Code, Section 371.

28 //

1 COUNT FIVE: (18 U.S.C. §§ 1519 and 2 — Destruction of Object to Obstruct
2 Investigation)

3 8. On or about September 10, 2008, in the Northern District of California, the
4 defendants,

5 RYAN CARROLL, and

6 ROBERT LEE, a/k/a “Roots,”

7 unlawfully and knowingly altered, destroyed, mutilated, and concealed a tangible object with the
8 intent to impede, obstruct, and influence the investigation of a matter within the jurisdiction of a
9 department and agency of the United States, to wit, the defendants set fire to a 1996 Saab sedan
10 in order to impede the investigation of the robbery and murder of Reetpaul Rana, the
11 investigation of which was within the jurisdiction of the Federal Bureau of Investigation and the
12 United States Department of Justice.

13 All in violation of Title 18, United States Code, Sections 1519 and 2.

14 COUNT SIX: (18 U.S.C. §§ 844(h)(1) and 2 — Use of Fire in Commission of Federal
15 Felony)

16 9. On or about September 10, 2008, in the Northern District of California, the
17 defendants,

18 RYAN CARROLL and

19 ROBERT LEE, a/k/a “Roots,”

20 unlawfully and knowingly used fire to commit a felony which may be prosecuted in a court of the
21 United states, to wit, the violation of Title 18, United States Code, Section 371 charged in Count
22 Four and the violation of Title 18, United States Code, Section 1519 charged in Count Five.

23 All in violation of Title 18, United States Code, Sections 844(h)(1) and 2.

24 COUNT SEVEN: (18 U.S.C. §§ 3 and 2 - Accessory After the Fact)

25 10. On or about September 10, 2008, in the Northern District of California, the
26 defendant,

27 ROBERT LEE, a/k/a “Roots,”

28 knowing that an offense against the United States had been committed, to wit, robbery in

1 violation of 18 U.S.C. § 1951, and murder in violation of 18 U.S.C. § 924(j), unlawfully and
2 knowingly received, relieved, comforted, and assisted the offender, RYAN CARROLL, in order
3 to hinder and prevent the offenders apprehension, trial, and punishment.

4 All in violation of Title 18, United States Code, Sections 3 and 2.

5 COUNT EIGHT: (21 U.S.C. §§ 841(a) and 841(b)(1)(C) - Manufacture and Possession With
6 Intent to Distribute Controlled Substance)

7 11. Beginning on an unknown date, but no later than in or about March 2008, up
8 through and including in or about October 2008, in the Northern District of California, the
9 defendant,

10 ROBERT LEE, a/k/a "Roots,"

11 unlawfully, knowingly, and intentionally manufactured and possessed with intent to distribute a
12 Schedule I controlled substance, to wit, 50 and more individual marijuana plants.

13 All in violation of Title 18, United States Code, Section 841(a)(1) and (b)(1)(C), and Title
14 18, United States Code, Section 2.

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COUNT NINE: (18 U.S.C. §§ 924(c)(1)(A)(i) and 2 — Use/Possession of a Firearm in Furtherance of a Drug Trafficking Crime)

12. Beginning on an unknown date, but no later than in or about March 2008, up through and including in or about October 2008, in the Northern District of California, the defendant,

ROBERT LEE, a/k/a "Roots,"

unlawfully and knowingly used and carried a firearm during and in relation to a drug trafficking crime for which he may be prosecuted in a court of the United States, namely, the manufacture and possession with intent to distribute marijuana, as charged in Count Eight of this Indictment, and possessed a firearm in furtherance of Count Nine of this Indictment.

All in violation of Title 18, United States Code, Sections 924(c)(1)(A) and 2.

DATED:

A TRUE BILL.

August 22, 2013

Nancy J. Peterson
FOREPERSON

MELINDA HAAG
United States Attorney

J. Douglas Wilson
J. DOUGLAS WILSON
Chief, Criminal Division

(Approved as to form: *[Signature]*)

AUSA TOLKOFF