

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

**UNITED STATES OF AMERICA : CRIMINAL NO. 04-88-01**

**v.**

**: DATE FILED: \_\_\_\_\_**

**:**

**GERMAINE BATTIS**

**: VIOLATIONS:**

**:**

**: 18 U.S.C. §§ 922(g)(1) and 924(e) (convicted**

**: felon in possession of a firearm - 1 count)**

**: 18 U.S.C. §§ 922 (g)(1) and 924(e) (convicted**

**: felon in possession of ammunition - 1 count)**

**: Notice of prior convictions**

**: Notice of Forfeiture**

**SUPERSEDING INDICTMENT**

**COUNT ONE**

**THE GRAND JURY CHARGES THAT:**

On or about March 22, 2003, in Philadelphia, in the Eastern District of Pennsylvania, defendant

**GERMAINE BATTIS,**

having been convicted in a court of the Commonwealth of Pennsylvania of a crime punishable by imprisonment for a term exceeding one year, knowingly possessed, in and affecting interstate commerce, a firearm, that is, a High Point-Beemiller, Model C, 9mm semiautomatic pistol, serial number 834093, loaded with five live rounds of ammunition..

In violation of Title 18, United States Code, Sections 922(g)(1) and 924(e).

**COUNT TWO**

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**THE GRAND JURY FURTHER CHARGES THAT:**

On or about March 22, 2003, in Philadelphia, in the Eastern District of Pennsylvania, defendant

**GERMAINE BATTIS,**

having been convicted in a court of the Commonwealth of Pennsylvania of a crime punishable by imprisonment for a term exceeding one year, knowingly possessed, in and affecting interstate commerce, ammunition, that is, 7 live rounds of 9mm ammunition.

In violation of Title 18, United States Code, Sections 922(g)(1) and 924(e).

**NOTICE OF PRIOR CONVICTIONS**

Defendant GERMAINE BATTIS committed the offenses charged in Count One and Count Two of this Superseding Indictment after the following convictions had become final:

1. Aggravated assault: CP 9107-0326.
2. Possession with intent to deliver a controlled substance: CP 9307-2660.
3. Aggravated assault: CP 9303-3379.

**NOTICE OF FORFEITURE**

As a result of the violations of Title 18, United States Code, Section 922(g)(1), as set forth in this Superseding Indictment, defendant

**GERMAINE BATTIS**

shall forfeit to the United States of America, the firearm and ammunition involved in the commission of these offenses, including, but not limited to:

- a. a High Point Model C, 9mm semiautomatic pistol, serial number 834093;  
and
- b. 7 live rounds of 9mm ammunition.

All pursuant to Title 28, United States Code, Section 2461(c), and Title 18, United States Code, Section 924(d).

**A TRUE BILL:**

**FOREPERSON**

**PATRICK L. MEEHAN**  
**United States Attorney**