

OCT 04 2011

IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF ARKANSAS

JAMES W. McCORMACK, CLERK  
By: *[Signature]*  
DEP. CLERK

UNITED STATES OF AMERICA	)	No. 4:11CR00214 <i>BAM</i>
	)	
v.	)	18 U.S.C. § 2
	)	18 U.S.C. § 1951
ROBERT ROGERS, aka BAM BAM	)	18 U.S.C. § 1956(a)(3)(A)
MARLENE KALB	)	21 U.S.C. § 846
	)	
	)	

**INDICTMENT**

THE GRAND JURY CHARGES:

At all times material to this Indictment, defendant ROBERT ROGERS, aka BAM BAM, was a police officer with the Helena-West Helena Police Department, and MARLENE KALB was a sergeant with the Helena-West Helena Police Department.

**COUNT ONE**

On or about September 1, 2011, in the Eastern District of Arkansas,

ROBERT ROGERS, aka BAM BAM,

defendant herein, did knowingly attempt to obstruct, delay, and affect in any way and degree "commerce" and the movement of articles and commodities in commerce by "extortion," as those terms are defined in Title 18, United States Code, Section 1951; that is, defendant obtained property, namely \$500, not due defendant or his office, from Individual A, who was posing as a drug trafficker, with Individual A's consent, under color of official right, namely, by misusing his authority as a Helena-West Helena police officer to escort Individual A and

Individual A's controlled substance through Helena-West Helena to the Arkansas-Mississippi border, believing that Individual A was going to transport the controlled substance into Mississippi;

In violation of Title 18, United States Code, Section 1951(a).

**COUNT TWO**

On or about September 9, 2011, in the Eastern District of Arkansas,

ROBERT ROGERS, aka BAM BAM, and  
MARLENE KALB,

defendants herein, did knowingly attempt to obstruct, delay, and affect in any way and degree "commerce" and the movement of articles and commodities in commerce by "extortion," as those terms are defined in Title 18, United States Code, Section 1951; that is, defendant MARLENE KALB, aided and abetted by defendant ROBERT ROGERS, aka BAM BAM, obtained property, namely \$500, not due defendant or her office, from Individual A, who was posing as a drug trafficker, with Individual A's consent, under color of official right, namely, by misusing her authority as a Helena-West Helena police sergeant to escort Individual A and Individual A's controlled substance from the Arkansas-Mississippi border through Helena-West Helena, believing that Individual A was going to transport the controlled substance into Arkansas;

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

**COUNT THREE**

On or about September 13, 2011, in the Eastern District of Arkansas,

ROBERT ROGERS, aka BAM BAM,

defendant herein, did knowingly attempt to obstruct, delay, and affect in any way and degree "commerce" and the movement of articles and commodities in commerce by "extortion," as those terms are defined in Title 18, United States Code, Section 1951; that is, defendant obtained property, namely \$500, not due defendant or his office, from Individual A, who was posing as a drug trafficker, with Individual A's consent, under color of official right, namely, by misusing his authority as a Helena-West Helena police officer to escort Individual A and Individual A's controlled substance from the Arkansas-Mississippi border through Helena-West Helena, believing that Individual A was going to transport the controlled substance into Arkansas;

In violation of Title 18, United States Code, Section 1951(a).

**COUNT FOUR**

On or about September 26, 2011, in the Eastern District of Arkansas,

MARLENE KALB,

defendant herein, did knowingly attempt to obstruct, delay, and affect in any way and degree "commerce" and the movement of articles and commodities in commerce by "extortion," as those terms are defined in Title 18, United States Code, Section 1951; that is, defendant obtained property, namely \$500, not due defendant or her office, from Individual A, who was

posing as a drug trafficker, with Individual A's consent, under color of official right, namely, by misusing her authority as a Helena-West Helena police officer to escort Individual A and Individual A's controlled substance from the Arkansas-Mississippi border through Helena-West Helena, believing that Individual A was going to transport the controlled substance into Arkansas;

In violation of Title 18, United States Code, Section 1951(a).

### **COUNT FIVE**

On or about September 1, 2011, in the Eastern District of Arkansas,

ROBERT ROGERS, aka BAM BAM,

defendant herein, did knowingly and intentionally attempt to possess with intent to distribute a controlled substance, namely, a mixture and substance containing cocaine, a Schedule II controlled substance, a violation of Title 21, United States Code, Section 841(a)(1);

In violation of Title 21, United States Code, Section 846.

### **COUNT SIX**

On or about September 9, 2011, in the Eastern District of Arkansas,

ROBERT ROGERS, aka BAM BAM, and  
MARLENE KALB,

defendants herein, aiding and abetting each other, did knowingly and intentionally attempt to possess with intent to distribute a controlled substance, namely, a mixture and substance

containing cocaine, a Schedule II controlled substance, a violation of Title 21, United States Code, Section 841(a)(1);

In violation of Title 21, United States Code, Sections 846 and 2.

**COUNT SEVEN**

On or about September 13, 2011, in the Eastern District of Arkansas,

ROBERT ROGERS, aka BAMBAM,

defendant herein, did knowingly and intentionally attempt to possess with intent to distribute a controlled substance, namely, a mixture and substance containing cocaine, a Schedule II controlled substance, a violation of Title 21, United States Code, Section 841(a)(1);

In violation of Title 21, United States Code, Section 846.

**COUNT EIGHT**

On or about September 26, 2011, in the Eastern District of Arkansas,

MARLENE KALB,

defendant herein, did knowingly and intentionally attempt to possess with intent to distribute a controlled substance, namely, a mixture and substance containing cocaine, a Schedule II controlled substance, a violation of Title 21, United States Code, Section 841(a)(1);

In violation of Title 21, United States Code, Sections 846 and 2.

**COUNT NINE**

On or about September 1, 2011, in the Eastern District of Arkansas,

ROBERT ROGERS, aka BAM BAM,

defendant herein, did knowingly conduct a financial transaction, that is, accepting \$500 in United States currency, affecting interstate commerce, which currency involved property represented to be proceeds of specified unlawful activity, with the intent to promote the carrying on of specified unlawful activity, namely, drug trafficking;

In violation of Title 18, United States Code, Section 1956(a)(3)(A).

**COUNT TEN**

On or about September 9, 2011, in the Eastern District of Arkansas,

MARLENE KALB,

defendant herein, did knowingly conduct a financial transaction, that is, accepting \$500 in United States currency, affecting interstate commerce, which currency involved property represented to be proceeds of specified unlawful activity, with the intent to promote the carrying on of specified unlawful activity, namely, drug trafficking;

In violation of Title 18, United States Code, Section 1956(a)(3)(A).

**COUNT ELEVEN**

On or about September 13, 2011, in the Eastern District of Arkansas,

ROBERT ROGERS, aka BAM BAM,

defendant herein, did knowingly conduct a financial transaction, that is, accepting \$500 in United States currency, affecting interstate commerce, which currency involved property represented to be proceeds of specified unlawful activity, with the intent to promote the carrying on of specified unlawful activity, namely, drug trafficking;

In violation of Title 18, United States Code, Section 1956(a)(3)(A).

**COUNT TWELVE**

On or about September 26, 2011, in the Eastern District of Arkansas,

MARLENE KALB,

defendant herein, did knowingly conduct a financial transaction, that is, accepting \$500 in United States currency, affecting interstate commerce, which currency involved property represented to be proceeds of specified unlawful activity, with the intent to promote the carrying on of specified unlawful activity, namely, drug trafficking;

In violation of Title 18, United States Code, Section 1956(a)(3)(A).

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