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DISTRICT COURT
DISTRICT OF LOUISIANA

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LORETTA G. WHYTE
CLERK

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA

FELONY

INDICTMENT FOR VIOLATIONS
OF CARJACKING, WITNESS
TAMPERING AND THE FEDERAL GUN CONTROL ACT

UNITED STATES OF AMERICA

*

CRIMINAL DOCKET NO.

v.

*

SECTION:

STEVEN EARL HARDRICK

*

VIOLATIONS: 18 U.S.C. § 2119(3)

18 U.S.C. § 1512(a)(1)(C)

18 U.S.C. § 1512(a)(3)(A)

*

18 U.S.C. § 922(g)(1)

18 U.S.C. § 922(j)

18 U.S.C. § 924(a)(2)

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18 U.S.C. § 924(c)(1)(A)

18 U.S.C. § 924(j)(1)

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The Grand Jury charges that:

COUNT 1

CARJACKING RESULTING IN DEATH

On or about October 24, 2007, in the Eastern District of Louisiana, the defendant, **STEVEN EARL HARDRICK**, with the intent to cause the deaths of victims Brett Jason Jacobs and David

B. Alford, Jr., did take a motor vehicle, to wit: a 2005 Toyota Scion, bearing vehicle identification number (VIN) JTKDE17775009001, that had been transported, shipped, and received in interstate commerce from the person and presence of another by force, violence and by intimidation, and the deaths of Brett Jason Jacobs and David B. Alford, Jr. resulted from such taking of the automobile; all in violation of Title 18, United States Code, Section 2119(3).

COUNT 2

WITNESS TAMPERING RESULTING IN DEATH

On or about October 24, 2007, in the Eastern District of Louisiana, the defendant, **STEVEN EARL HARDRICK**, did knowingly and intentionally murder Howard Lee Pickens, as defined in Title 18, United States Code, Section 1111, by shooting Howard Lee Pickens with a firearm, with the intent to prevent the communication by Howard Lee Pickens to a law enforcement officer of the United States of information relating to the commission or possible commission of Federal offenses, to wit: carjacking resulting in deaths as charged in Count 1 of this Indictment; and the use and carrying of a firearm during and in relation to a crime of violence causing death as charged in Counts 8-9 of this Indictment; all in violation of Title 18, United States Code, Sections 1512(a)(1)(C) and 1512(a)(3)(A).

COUNT 3

PROHIBITED PERSON IN POSSESSION OF A FIREARM

Beginning at a time unknown and continuing until on or about October 24, 2007, in the Eastern District of Louisiana, the defendant, **STEVEN EARL HARDRICK**, having been previously convicted of crimes punishable by imprisonment for a term exceeding one year, to wit: convictions

on August 8, 2006, in the Twenty-Fourth Judicial District Court of Louisiana, Parish of Jefferson, Case Number 04-4007 "K," for First Degree Robbery, in violation of LA-R.S. 14:64.1, and Case Number 05-0821 "K," for Second Degree Battery, in violation of LA-R.S. 14:34.1, did knowingly possess in and affecting commerce a firearm, to wit: a Glock Model 17, 9 millimeter semi-automatic firearm, serial number KHH118; in violation of Title 18, United States Code, Sections 922(g)(1) and 924(a)(2).

COUNT 4

PROHIBITED PERSON IN POSSESSION OF A FIREARM

On or about October 24, 2007, in the Eastern District of Louisiana, the defendant, **STEVEN EARL HARDRICK**, having been previously convicted of crimes punishable by imprisonment for a term exceeding one year, to wit: convictions on August 8, 2006, in the Twenty-Fourth Judicial District Court of Louisiana, Parish of Jefferson, Case Number 04-4007 "K," for First Degree Robbery, in violation of LA-R.S. 14:64.1, and Case Number 05-0821 "K," for Second Degree Battery, in violation of LA-R.S. 14:34.1, did knowingly possess in and affecting commerce, a Glock Model 23, .40 caliber semi-automatic firearm, serial number HZZ171; in violation of Title 18, United States Code, Sections 922(g)(1) and 924(a)(2).

COUNT 5

POSSESSION OF A STOLEN FIREARM

On or about October 24, 2007, in the Eastern District of Louisiana, the defendant, **STEVEN EARL HARDRICK**, did knowingly possess and dispose of a stolen firearm, to wit: a Glock Model 23, .40 caliber semi-automatic firearm, serial number HZZ171; which previously had been shipped and transported in interstate commerce, either before or after it was stolen, while knowing and

having reasonable cause to believe the firearm was stolen; all in violation of Title 18, United States Code, Sections 922(j) and 924(a)(2).

COUNT 6

**USING AND CARRYING A FIREARM
DURING AND IN RELATION TO CARJACKING**

On or about October 24, 2007, in the Eastern District of Louisiana, the defendant, **STEVEN EARL HARDRICK**, did knowingly use and carry a firearm, to wit: a Glock Model 17, 9 millimeter semi-automatic firearm, serial number KHH118, during and in relation to a crime of violence for which he may be prosecuted in a court of the United States, to wit: carjacking as charged in Count 1 of this Indictment; all in violation of Title 18, United States Code, Section 924(c)(1)(A)(iii).

COUNT 7

**USING AND CARRYING A FIREARM
DURING AND IN RELATION TO WITNESS TAMPERING**

On or about October 24, 2007, in the Eastern District of Louisiana, the defendant, **STEVEN EARL HARDRICK**, did knowingly use and carry a firearm, to wit: a Glock Model 17, 9 millimeter semi-automatic firearm, serial number KHH118, during and in relation to a crime of violence for which he may be prosecuted in a court of the United States, to wit: witness tampering as charged in Count 2 of this Indictment; all in violation of Title 18, United States Code, Section 924(c)(1)(A)(iii).

COUNT 8

**USE AND CARRYING OF A FIREARM
DURING AND IN RELATION TO A CARJACKING RESULTING IN DEATH**

On or about October 24, 2007, in the Eastern District of Louisiana, the defendant, **STEVEN EARL HARDRICK**, did knowingly use and carry a firearm, to wit: a Glock Model 17, 9 millimeter

semi-automatic firearm, serial number KHH118, during and in relation to a crime of violence for which he may be prosecuted in a court of the United States, to wit: carjacking as charged in Count 1 of this Indictment; and in the course thereof caused the death of Brett Jason Jacobs, whose death constituted a murder as defined in Title 18, United States Code, Section 1111, in that the defendant unlawfully killed and caused the death of Brett Jason Jacobs, during the perpetration of a carjacking; all in violation of Title 18, United States Code, Section 924(j)(1).

COUNT 9

**USE AND CARRYING OF A FIREARM
DURING AND IN RELATION TO A CARJACKING RESULTING IN DEATH**

On or about October 24, 2007, in the Eastern District of Louisiana, the defendant, **STEVEN EARL HARDRICK**, did knowingly use and carry a firearm, to wit: a Glock Model 17, 9 millimeter semi-automatic firearm, serial number KHH118, during and in relation to a crime of violence for which he may be prosecuted in a court of the United States, to wit: carjacking as charged in Count 1 of this Indictment; and in the course thereof caused the death of David B. Alford, Jr., whose death constituted a murder as defined in Title 18, United States Code, Section 1111, in that the defendant unlawfully killed and caused the death of David B. Alford, Jr., during the perpetration of a carjacking; all in violation of Title 18, United States Code, Section 924(j)(1).

COUNT 10

**USE AND CARRYING OF A FIREARM DURING
AND IN RELATION TO WITNESS TAMPERING RESULTING IN MURDER**

On or about October 24, 2007, in the Eastern District of Louisiana, the defendant, **STEVEN EARL HARDRICK**, did knowingly use and carry a firearm, to wit: a Glock Model 17, 9 millimeter semi-automatic firearm, serial number KHH118, during and in relation to a crime of violence for

which he may be prosecuted in a court of the United States, to wit: witness tampering as charged in Count 2 of this Indictment and in the course thereof caused the death of Howard Lee Pickens, which death constituted a murder as defined in Title 18, United States Code, Section 1111, in that the defendant unlawfully murdered and caused the death of Howard Lee Pickens, during the perpetration and attempted perpetration of witness tampering; all in violation of Title 18, United States Code, Section 924(j)(1).

NOTICE OF SPECIAL FINDINGS

The Grand Jury repeats, realleges and incorporates the allegations in Count 1 of this Indictment. As to Count 1, the defendant **STEVEN EARL HARDRICK**:

1. was 18 years of age or older at the time of the offenses;
2. intentionally killed Brett Jason Jacobs (18 U.S.C. § 3591(a)(2)(A));
3. intentionally killed David B. Alford, Jr. (18 U.S.C. § 3591(a)(2)(A));
4. intentionally inflicted serious bodily injury that resulted in the death of Brett Jason Jacobs (18 U.S.C. § 3591(a)(2)(B));
5. intentionally inflicted serious bodily injury that resulted in the death of David B. Alford, Jr. (18 U.S.C. § 3591(a)(2)(B));
6. intentionally participated in one or more acts, contemplating that the life of a person would be taken or intending that lethal force would be used in connection with a person, other than a participant in the offense, and Brett Jason Jacobs died as a direct result of such act or acts (18 U.S.C. § 3591(a)(2)(C));
7. intentionally participated in one or more acts, contemplating that the life of a person would be taken or intending that lethal force would be used in connection with a person, other than a participant in the offense, and David B. Alford, Jr. died as a direct result of such act or acts (18 U.S.C. § 3591(a)(2)(C));
8. intentionally and specifically engaged in an act of violence, knowing that the act created a grave risk of death to a person, other than one of the participants in the offense, such that participation in the act constituted a reckless disregard for human life and the victim, Brett Jason Jacobs, died as a direct result of the act (18 U.S.C. §

3591(a)(2)(D));

9. intentionally and specifically engaged in an act of violence, knowing that the act created a grave risk of death to a person, other than one of the participants in the offense, such that participation in the act constituted a reckless disregard for human life and the victim, David B. Alford, Jr., died as a direct result of the act (18 U.S.C. § 3591(a)(2)(D));
10. has previously been convicted of a Federal or State offense punishable by a term of imprisonment of more than one year, involving the use or attempted or threatened use of a firearm against another person (18 U.S.C. § 3592(c)(2));
11. has previously been convicted of 2 or more Federal or State offenses, punishable by a term of imprisonment of more than 1 year, committed on different occasions, involving the infliction of, or attempted infliction of, serious bodily injury or death upon another person (18 U.S.C. § 3592(c)(4));
12. during the commission of the offenses knowingly created a grave risk of death to one or more persons in addition to the victim, Brett Jason Jacobs (18 U.S.C. § 3592(c)(5));
13. during the commission of the offenses knowingly created a grave risk of death to one or more persons in addition to the victim, David B. Alford, Jr. (18 U.S.C. § 3592(c)(5));
14. killed or attempted to kill more than one person in a single criminal episode (18 U.S.C. § 3592(c)(16)).

The Grand Jury repeats, realleges and incorporates the allegations in Count 2 of this Indictment. As to Count 2, the defendant **STEVEN EARL HARDRICK**:

1. was 18 years of age or older at the time of the offenses;
2. intentionally killed Howard Lee Pickens (18 U.S.C. § 3591(a)(2)(A));
3. intentionally inflicted serious bodily injury that resulted in the death of Howard Lee Pickens (18 U.S.C. § 3591(a)(2)(B));
4. intentionally participated in one or more acts, contemplating that the life of a person would be taken or intending that lethal force would be used in connection with a person, other than a participant in the offense, and Howard Lee Pickens died as a direct result of such act or acts (18 U.S.C. §3591(a)(2)(C));
5. intentionally and specifically engaged in an act of violence, knowing that the act created a grave risk of death to a person, other than one of the participants in the offense, such that participation in the act constituted a reckless disregard for human life and the victim, Howard Lee Pickens, died as a direct result of the act (18 U.S.C. § 3591(a)(2)(D));
6. has previously been convicted of a Federal or State offense punishable by a term of imprisonment of more than one year, involving the use or attempted or threatened use of a firearm against another person (18 U.S.C. § 3592(c)(2));
7. has previously been convicted of 2 or more Federal or State offenses, punishable by a term of imprisonment of more than 1 year, committed on different occasions, involving the infliction of, or attempted infliction of, serious bodily injury or death upon another person (18 U.S.C. § 3592(c)(4));

8. killed or attempted to kill more than one person in a single criminal episode (18 U.S.C. § 3592(c)(16)).

The Grand Jury repeats, realleges and incorporates the allegations in Counts 8-9 of this Indictment. As to Counts 8-9, the defendant **STEVEN EARL HARDRICK**:

1. was 18 years of age or older at the time of the offenses;
2. intentionally killed Brett Jason Jacobs (18 U.S.C. § 3591(a)(2)(A));
3. intentionally killed David B. Alford, Jr. (18 U.S.C. § 3591(a)(2)(A));
4. intentionally inflicted serious bodily injury that resulted in the death of Brett Jason Jacobs (18 U.S.C. § 3591(a)(2)(B));
5. intentionally inflicted serious bodily injury that resulted in the death of David B. Alford, Jr. (18 U.S.C. § 3591(a)(2)(B));
6. intentionally participated in one or more acts, contemplating that the life of a person would be taken or intending that lethal force would be used in connection with a person, other than a participant in the offense, and Brett Jason Jacobs died as a direct result of such act or acts (18 U.S.C. § 3591(a)(2)(C));
7. intentionally participated in one or more acts, contemplating that the life of a person would be taken or intending that lethal force would be used in connection with a person, other than a participant in the offense, and David B. Alford, Jr. died as a direct result of such act or acts (18 U.S.C. § 3591(a)(2)(C));
8. intentionally and specifically engaged in an act of violence, knowing that the act created a grave risk of death to a person, other than one of the participants in the offense, such that participation in the act constituted a reckless disregard for human

life and the victim, Brett Jason Jacobs, died as a direct result of the act (18 U.S.C. § 3591(a)(2)(D));

9. intentionally and specifically engaged in an act of violence, knowing that the act created a grave risk of death to a person, other than one of the participants in the offense, such that participation in the act constituted a reckless disregard for human life and the victim, David B. Alford, Jr., died as a direct result of the act (18 U.S.C. § 3591(a)(2)(D));
10. has previously been convicted of a Federal or State offense punishable by a term of imprisonment of more than one year, involving the use or attempted or threatened use of a firearm against another person (18 U.S.C. § 3592(c)(2));
11. has previously been convicted of two or more Federal or State offenses, punishable by a term of imprisonment of more than one year, committed on different occasions, involving the infliction of, or attempted infliction of, serious bodily injury or death upon another person (18 U.S.C. § 3592(c)(4));
12. killed or attempted to kill more than one person in a single criminal episode (18 U.S.C. § 3592(c)(16)).

The Grand Jury repeats, realleges and incorporates the allegations in Count 10 of this Indictment. As to Count 10, the defendant **STEVEN EARL HARDRICK**:

1. was 18 years of age or older at the time of the offenses;
2. intentionally killed Howard Lee Pickens (18 U.S.C. § 3591(a)(2)(A));
3. intentionally inflicted serious bodily injury that resulted in the death of Howard Lee

Pickens (18 U.S.C. § 3591(a)(2)(B));

4. intentionally participated in one or more acts, contemplating that the life of a person would be taken or intending that lethal force would be used in connection with a person, other than a participant in the offense, and Howard Lee Pickens died as a direct result of such act or acts (18 U.S.C. §3591(a)(2)(C));
5. intentionally and specifically engaged in an act of violence, knowing that the act created a grave risk of death to a person, other than one of the participants in the offense, such that participation in the act constituted a reckless disregard for human life and the victim, Howard Lee Pickens, died as a direct result of the act (18 U.S.C. § 3591(a)(2)(D));
6. has previously been convicted of a Federal or State offense punishable by a term of imprisonment of more than one year, involving the use or attempted or threatened use of a firearm against another person (18 U.S.C. § 3592(c)(2));
7. has previously been convicted of 2 or more Federal or State offenses, punishable by a term of imprisonment of more than 1 year, committed on different occasions, involving the infliction of, or attempted infliction of, serious bodily injury or death upon another person (18 U.S.C. § 3592(c)(4)).

NOTICE OF CARJACKING FORFEITURE

1. The allegations of Count 1 of this Indictment are realleged and incorporated by reference as though set forth fully herein for the purpose of alleging forfeiture to the United States of America pursuant to the provisions of Title 18, United States Code, Sections 2119 and 982(a)(5)(C).

2. As a result of the offense, alleged in Count 1, the defendant, **STEVEN EARL HARDRICK**, shall forfeit to the United States pursuant to Title 18, United States Code, Section 982(a)(5)(C), all property, real or personal, which represents or is traceable to the gross proceeds obtained, directly or indirectly, as a result of carjacking, in violation of Title 18, United States Code, Section 2119.

3. Additionally, the defendant, **STEVEN EARL HARDRICK**, shall forfeit to the United States pursuant to Title 18, United States Code, Section 924(d)(1), made applicable through Title 28, United States Code, Section 2461(c), any firearm or ammunition, which was involved in or used in a knowing violation of Title 18, United States Code, Section 2119, including, but not limited to:

- a. Glock Model 17, 9 millimeter semi-automatic firearm, serial number KHH118.

4. If any of the property subject to forfeiture, as a result of any act or omission of the defendant:

- a. cannot be located upon the exercise of due diligence;
- b. has been transferred or sold to, or deposited with, a third person;
- c. has been placed beyond the jurisdiction of the Court;

- d. has been substantially diminished in value; or
- e. has been commingled with other property which cannot be subdivided without difficulty;

it is the intent of the United States, pursuant to Title 18, United States Code, Section 982(b)(1) and Title 21, United States Code, Section 853(p), to seek forfeiture of any other property of said defendants up to the value of the above forfeitable property.

All in violation of Title 18, United States Code, Sections 982 and 924(d), made applicable through Title 28, United States Code, Section 2461(c).

NOTICE OF WITNESS TAMPERING FORFEITURE

1. The allegations of Count 2 of this Indictment are realleged and incorporated by reference as though set forth fully herein for the purpose of alleging forfeiture to the United States of America pursuant to the provisions of Title 18, United States Code, Sections 1512(a)(1)(C) and 981(a)(1)(C), made applicable through Title 28, United States Code, Section 2461(c).

2. As a result of the offenses alleged in Count 2, defendant, **STEVEN EARL HARDRICK**, shall forfeit to the United States pursuant to Title 18, United States Code, Section 981(a)(1)(C), made applicable through Title 28, United States Code, Section 2461(c), any and all property, real or personal, which constitutes or is derived from proceeds traceable to a violation of Title 18, United States Code, Section 1512(a)(1)(C).

3. If any of the property subject to forfeiture, as a result of any act or omission of the defendant:

- a. cannot be located upon the exercise of due diligence;

- b. has been transferred or sold to, or deposited with, a third person;
- c. has been placed beyond the jurisdiction of the Court;
- d. has been substantially diminished in value; or
- e. has been commingled with other property which cannot be subdivided without difficulty;

it is the intent of the United States, pursuant to Title 21, United States Code, Section 853(p), to seek forfeiture of any other property of said defendant up to the value of the above forfeitable property.

All in violation of Title 18, United States Code, Section 981(a)(1)(C), made applicable through Title 28, United States Code, Section 2461(c).

NOTICE OF GUN FORFEITURE

1. The allegations of Counts 3 through 10 of this Indictment are realleged and incorporated by reference as though set forth fully herein for the purpose of alleging forfeiture to the United States of America pursuant to the provisions of Title 18, United States Code, Section 924(d)(1), made applicable through Title 28, United States Code, Section 2461(c).

2. As a result of the offenses alleged in Counts 3 through 10, defendant, **STEVEN EARL HARDRICK**, shall forfeit to the United States pursuant to Title 18, United States Code, Section 924(d)(1) , made applicable through Title 28, United States Code, Section 2461(c), any firearm or ammunition, which was involved in or used in knowing violations of Title 18, United States Code, Sections 922(g)(1), 922(j), 924(c)(1)(A) , 924(j)(1) and 924(o), as alleged in Counts 5 through 16 of the Indictment, including, but not limited to:

- a. Glock Model 17, 9 millimeter semi-automatic firearm, serial number KHH118.

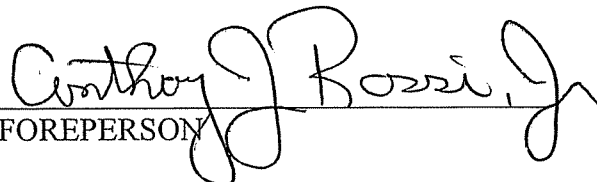
3. If any of the property subject to forfeiture pursuant to Paragraph 2 of this Notice of Forfeiture, as a result of any act or omission of the defendant:


- a. cannot be located upon the exercise of due diligence;
- b. has been transferred or sold to, or deposited with, a third person;
- c. has been placed beyond the jurisdiction of the Court;
- d. has been substantially diminished in value; or
- e. has been commingled with other property which cannot be subdivided without difficulty;


it is the intent of the United States, pursuant to Title 21, United States Code, Section 853(p), to seek forfeiture of any other property of said defendant up to the value of the above forfeitable property.

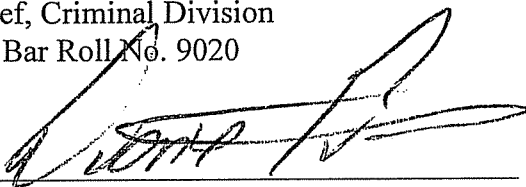
All in violation of Title 18, United States Code, Section 924(d)(1), made applicable through
Title 28, United States Code, Section 2461(c).

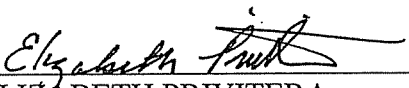
A TRUE BILL:


FOREPERSON


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New Orleans, Louisiana
July 9, 2010

