

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

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| UNITED STATES OF AMERICA | : | CRIMINAL NO. <u>07-374</u> |
| v. | : | DATE FILED: <u>August 7, 2008</u> |
| JOHNNIE MARKEL CARTER | : | VIOLATIONS: |
| NATHANIEL GRIFFIN | : | 18 U.S.C. § 371 (conspiracy to commit |
| | : | armed bank robbery- 1 count) |
| | : | 18 U.S.C. § 2113(d)(armed bank robbery |
| | : | -2 counts) |
| | : | 18 U.S.C. § 924(c)(1)(carrying and using |
| | : | a firearm during a crime of violence - 2 |
| | : | counts) |
| | : | 18 U.S.C. § 2 (aiding and abetting) |

SUPERSEDING INDICTMENT

COUNT ONE

THE GRAND JURY CHARGES THAT:

1. On or about March 5, 2007 to on or about April 19, 2007, in Delaware County, in the Eastern District of Pennsylvania, defendants

**JOHNNIE MARKEL CARTER and
NATHANIEL GRIFFIN**

conspired and agreed, with Nakia Richardson, charged elsewhere, and with others unknown to the grand jury, to commit an offense against the United States, that is, to knowingly and unlawfully commit armed bank robbery including the Eagle National Bank, located at 48 W. Marshall Road, Lansdowne, Pennsylvania and the United Savings Bank, located at 301 Baltimore Pike, Springfield, Pennsylvania, the deposits of which were insured by the Federal Deposit Insurance Corporation, in violation of Title 18, United States Code, Section 2113(d).

MANNER AND MEANS

2. It was part of the conspiracy that defendant JOHNNIE MARKEL CARTER and others, including but not limited to defendant NATHANIEL GRIFFIN, Nakia Richardson, and others known and unknown to the grand jury committed armed bank robberies in Delaware County, Pennsylvania, including the Eagle National Bank, located at 48 W. Marshall

Road in Lansdowne, Pennsylvania, and the United Savings Bank, located at 301 Baltimore Pike in Springfield, Pennsylvania.

OVERT ACTS

In furtherance of the conspiracy, defendant JOHNNIE MARKEL CARTER and NATHANIEL GRIFFIN, and Nakia Richardson and others unknown to the grand jury, committed the following overt acts, among others, in the Eastern District of Pennsylvania:

The Eagle National Bank Robbery

On or about March 5, 2007:

1. Defendant JOHNNIE MARKEL CARTER, Nakia Richardson, and two others unknown to the grand jury drove together to the Eagle National Bank, located at 48 W. Marshall Road in Lansdowne, Pennsylvania, to rob the bank.
2. Defendant JOHNNIE MARKEL CARTER and two other robbers unknown to the grand jury entered the bank at gunpoint, forced their way into the bank's vault at gunpoint, and stole cash from the vault and from bank teller drawers, while one of the robbers brandished a firearm at bank employees.
3. Defendant JOHNNIE MARKEL CARTER and the other robbers, fled from the bank with approximately \$85,547 and entered the getaway car driven by Nakia Richardson and drove away.

The United Savings Bank Robbery

On or about April 19, 2007:

4. Defendants JOHNNIE MARKEL CARTER and NATHANIEL GRIFFIN and Nakia Richardson and another robber unknown to the grand jury (the third robber) drove together to the United Savings Bank, located at 301 Baltimore Pike in Springfield, Pennsylvania, to rob the bank.
5. Defendants JOHNNIE MARKEL CARTER and NATHANIEL GRIFFIN entered the bank at gunpoint with the third robber and forced their way into the bank's teller area,

and stole cash from the bank teller drawers, while one of the robbers brandished a firearm at bank employees.

6. Defendants JOHNNIE MARKEL CARTER and NATHANIEL GRIFFIN, and the third robber, fled from the bank with approximately \$53,356 and entered a getaway car driven by Nakia Richardson and drove away.

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

COUNT TWO

THE GRAND JURY FURTHER CHARGES THAT:

On or about March 5, 2007, in Lansdowne, in the Eastern District of Pennsylvania, defendant

JOHNNIE MARKEL CARTER

knowingly and unlawfully, by force and violence, and by intimidation, took, and aided and abetted the taking, from employees of the Eagle National Bank, 48 W. Marshall Road, Lansdowne, Pennsylvania, lawful currency of the United States, that is, approximately \$85,547, belonging to, and in the care, custody, control, management and possession of the Eagle National Bank, the deposits of which were insured by the Federal Deposit Insurance Corporation, and in so doing, defendant CARTER and others known and unknown to the grand jury, knowingly and unlawfully assaulted and put in jeopardy the lives of the employees of the Eagle National Bank, by use of a dangerous weapon, that is, a firearm.

In violation of Title 18, United States Code, Sections 2113(d) and 2.

COUNT THREE

THE GRAND JURY FURTHER CHARGES THAT:

On or about March 5, 2007, in Lansdowne, in the Eastern District of Pennsylvania, defendant

JOHNNIE MARKEL CARTER

knowingly used and carried, and aided and abetted the use and carrying of, a firearm during and in relation to a crime of violence for which the defendant may be prosecuted in a court of the United States, that is, conspiracy to commit armed robbery, in violation of Title 18, United States Code, Section 371, and armed bank robbery, in violation of Title 18, United States Code, Section 2113(d).

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

COUNT FOUR

THE GRAND JURY FURTHER CHARGES THAT:

On or about April 19, 2007, in Springfield, in the Eastern District of Pennsylvania, defendants

**JOHNNIE MARKEL CARTER and
NATHANIEL GRIFFIN**

knowingly and unlawfully, by force and violence, and by intimidation, took, and aided and abetted the taking, from employees of the United Savings Bank, 301 Baltimore Pike, Pennsylvania, lawful currency of the United States, that is, approximately \$53,356, belonging to, and in the care, custody, control, management and possession of the United Savings Bank, the deposits of which were insured by the Federal Deposit Insurance Corporation, and in so doing, defendants CARTER and GRIFFIN, and another person unknown to the grand jury, knowingly and unlawfully assaulted and put in jeopardy the lives of the employees of the United Savings Bank, by use of a dangerous weapon, that is, a firearm.

In violation of Title 18, United States Code, Sections 2113(d) and 2.

COUNT FIVE

THE GRAND JURY FURTHER CHARGES THAT:

On or about April 19, 2007, in Springfield, in the Eastern District of Pennsylvania, defendants

**JOHNNIE MARKEL CARTER and
NATHANIEL GRIFFIN**

knowingly used and carried, and aided and abetted the use and carrying of, a firearm during and in relation to a crime of violence for which the defendants may be prosecuted in a court of the United States, that is, conspiracy to commit armed robbery, in violation of Title 18, United States Code, Section 371, and armed bank robbery, in violation of Title 18, United States Code, Section 2113(d).

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

A TRUE BILL:

GRAND JURY FOREPERSON

**LAURIE MAGID
Acting United States Attorney**