

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

**UNITED STATES OF AMERICA** : **CRIMINAL NO.** \_\_\_\_\_  
v. : **DATE FILED:** April 2, 2009  
**MARK GILLIAM** : **VIOLATION:**  
: **18 U.S.C. § 844(i) (malicious**  
: **destruction of a building by fire - 1 count)**

**INDICTMENT**

**COUNT ONE**

**THE GRAND JURY CHARGES THAT:**

At all times material to this indictment:

1. Happy Days Family Bistro (Happy Days) was and is a restaurant, located at 3470 East Lincoln Highway in Thorndale, Pennsylvania, which served food and drink to the public; purchased, sold, and used food, beverages, condiments, and other goods, which had been manufactured or transported in interstate commerce; and which operation affected interstate commerce.
2. On or about Sunday, January 25, 2009, at approximately 3:30 a.m., inside Happy Days, defendant MARK GILLIAM started a fire in the ceiling of the men's bathroom. When defendant GILLIAM started the fire, Happy Days was open for business and there were more than 12 employees and customers inside the Happy Days.
3. It was determined that this fire was incendiary, that is, intentionally set, and not due to any natural or accidental causes.

4. On or about January 25, 2009, in Thorndale, Pennsylvania, in the Eastern District of Pennsylvania, defendant

**MARK GILLIAM**

maliciously damaged and destroyed, and attempted to damage and destroy, by means of fire, a building and property contained therein, that is, the Happy Days Family Bistro, which was used in interstate commerce and whose activities affected interstate commerce.

In violation of Title 18, United States Code, Section 844(i).

**A TRUE BILL:**

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**GRAND JURY FOREPERSON**

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**LAURIE MAGID**  
*United States Attorney*