

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

UNITED STATES OF AMERICA : **CRIMINAL NO.** _____
v. : **DATE FILED:** _____
CIRILO FERIA : **VIOLATIONS:**
EMELIO RUIZ : **18 U.S.C. § 371 (conspiracy to commit**
: **armed bank robbery - 1 count)**
: **18 U.S.C. § 2113(d) (armed bank robbery -**
: **1 count)**
: **18 U.S.C. § 924(c) (using and carrying a**
: **firearm during and in relation to a crime of**
: **violence - 1 count)**
: **18 U.S.C. § 2 (aiding and abetting)**
: **Notice of forfeiture**

INDICTMENT

COUNT ONE

THE GRAND JURY CHARGES THAT:

1. On or about January 27, 2009, in New Hope, Pennsylvania, in the Eastern District of Pennsylvania, defendants

**CIRILO FERIA and
EMELIO RUIZ**

conspired and agreed, together and with others known and unknown to the grand jury, to commit an offense against the United States, that is, to knowingly and unlawfully commit armed bank robbery of the Wachovia National Bank, located at 336 Bridge Street, in New Hope, Pennsylvania (hereafter "the Bank"), 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 defendants CIRILO FERIA and EMELIO RUIZ, and others known and unknown to the grand jury, committed a gun-point robbery of the Wachovia National Bank, located at 336 Bridge Street, in New Hope, Pennsylvania, on or about January 27, 2009.

OVERT ACTS

In furtherance of the conspiracy, defendants CIRILO FERIA and EMELIO RUIZ, and others known and unknown to the grand jury, committed the following overt acts, among others, in the Eastern District of Pennsylvania:

On or about January 27, 2009:

1. Defendants CIRILO FERIA and EMELIO RUIZ, and others known and unknown to the grand jury, discussed their plan to rob the Bank.
2. Defendants CIRILO FERIA and EMELIO RUIZ drove together to the Bank to commit an armed bank robbery.
3. Defendants CIRILO FERIA and EMELIO RUIZ entered the Bank wearing masks and armed with firearms.
4. Once inside the Bank, defendants CIRILO FERIA and EMELIO RUIZ brandished a .22 caliber rifle and an Uzi pellet gun, Daisy Model 13, .25 caliber pellet, serial number 7C00275, and ordered employees to lay on the floor.
5. Defendant CIRILO FERIA fired approximately two shots from the .22 caliber firearm at one of the bank tellers.

6. Defendants CIRILO FERIA and EMELIO RUIZ demanded money from the bank's tellers at gunpoint, stole approximately \$26,718, and fled from the bank into an awaiting getaway car.

7. Defendants CIRILO FERIA and EMELIO RUIZ, and others unknown to the grand jury, met to divide the proceeds of the robbery.

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

COUNT TWO

THE GRAND JURY FURTHER CHARGES THAT:

On or about January 27, 2009, in New Hope, in the Eastern District of Pennsylvania, defendants

**CIRILO FERIA and
EMELIO RUIZ,**

and others known and unknown to the grand jury, knowingly and unlawfully, by force and violence, and by intimidation, took, and aided and abetted the taking, from employees of the Wachovia National Bank, located at 336 Bridge Street, lawful currency of the United States, belonging to, and in the care, custody, control, management, and possession of the Wachovia National Bank, the deposits of which were insured by the Federal Deposit Insurance Corporation, and, in so doing, defendants CIRILO FERIA and EMELIO RUIZ, and others unknown to the grand jury, knowingly and unlawfully assaulted and put in jeopardy the lives of the employees of the Bank, and other persons, by use of dangerous weapons, that is, a .22 caliber rifle and a .25 caliber Uzi pellet gun.

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

COUNT THREE

THE GRAND JURY FURTHER CHARGES THAT:

On or about January 27, 2009, in New Hope, in the Eastern District of Pennsylvania, defendants

**CIRILO FERIA and
EMELIO RUIZ,**

and others known and unknown to the grand jury, knowingly carried and used, and aided and abetted the carrying and use of, a firearm, that is, a .22 caliber rifle, during and in relation to a crime of violence for which they may be prosecuted in a court of the United States, that is, conspiracy to commit armed bank robbery, in violation of Title 18, United States Code, Section 371, and armed bank robbery, in violation of Title 18, United States Code, Sections 2113(d) and 2.

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

NOTICE OF FORFEITURE

As a result of the violation of Title 18, United States Code, Section 924(c), set forth in this indictment, defendants

**CIRILO FERIA and
EMELIO RUIZ,**

and others known and unknown to the grand jury, shall forfeit to the United States of America, the firearm involved in the commission of this offense, including, but not limited to:

- (1) a .22 caliber rifle; and
- (2) an Uzi pellet gun, Daisy Model 13, .25 caliber pellet, serial number 7C00275.

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

A TRUE BILL:

GRAND JURY FOREPERSON



MICHAEL L. LEVY
United States Attorney