

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

UNITED STATES OF AMERICA	:	CRIMINAL NO. 11-86
v.	:	DATE FILED: August 30, 2011
JONATHAN SCOTT,	:	VIOLATIONS:
a/k/a "Booby,"	:	18 U.S.C. § 371 (conspiracy to possess and
ERICK GREEN	:	sell stolen machineguns – 1 count)
GEORGE MILLER,	:	18 U.S.C. § 924(m) (stealing a firearm
a/k/a "G-Rap,"	:	from a licensed dealer – 1 count)
JUREA WILSON,	:	18 U.S.C. § 922(j) (possession or sale of
a/k/a "Dee,"	:	stolen firearms – 5 counts)
WILLIAM TRIPP,	:	18 U.S.C. § 922(o) (possession of
a/k/a "Thrillz"	:	machineguns – 3 counts)
	:	26 U.S.C. § 5861(d) (possession of a
	:	firearm not registered to the possessor in
	:	the National Firearms Registration and
	:	Transfer Record – 3 counts)
	:	18 U.S.C. § 922(g)(1) (possession of a
	:	firearm or ammunition by a convicted
	:	felon - 4 counts)
	:	18 U.S.C. § 2
	:	Notice of forfeiture

SUPERSEDING INDICTMENT

COUNT ONE

(Conspiracy)

THE GRAND JURY CHARGES THAT:

1. From on or about December 21, 2008, until on or about January 7, 2009, in the City of Philadelphia in the Eastern District of Pennsylvania and elsewhere, defendants

**JONATHAN SCOTT,
a/k/a "Booby,"
ERICK GREEN,
GEORGE MILLER,**

**a/k/a "G-Rap,"
and JUREA WILSON,
a/k/a "Dee"**

conspired and agreed, together and with others unknown to the grand jury, to commit an offense against the United States, that is, to receive, possess, conceal, store, and sell or dispose of stolen firearms which had previously been shipped or transported in interstate and foreign commerce, knowing or having reasonable cause to believe that the firearms were stolen, in violation of Title 18, United States Code, Section 922(j).

MANNER AND MEANS

It was part of the conspiracy that:

2. Defendants JONATHAN SCOTT, ERICK GREEN, GEORGE MILLER and JUREA WILSON agreed to possess, store and sell machineguns and other firearms that had been stolen from a truck parked in King of Prussia, Pennsylvania on December 21, 2008.
3. Defendant JONATHAN SCOTT used his business premises, an automotive garage in Philadelphia, to store the stolen machineguns and other firearms.
4. Defendants JONATHAN SCOTT, ERICK GREEN, GEORGE MILLER and JUREA WILSON sought to profit from the stolen guns.
5. Defendants JONATHAN SCOTT, ERICK GREEN, GEORGE MILLER and JUREA WILSON identified and contacted potential buyers for the stolen firearms, defendants JONATHAN SCOTT, ERICK GREEN and JUREA WILSON displayed the stolen firearms for buyers, and ERICK GREEN and JUREA WILSON made sales of some of the stolen firearms.

OVERT ACTS

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

1. On or about December 21, 2008, defendants JONATHAN SCOTT and ERICK GREEN broke into the truck of a federal firearms licensee ("FFL") known to the grand jury ("FFL #1") parked in a parking lot in King of Prussia, Pennsylvania, and stole various items, including 14 machineguns, 2 suppressors, and 10 other firearms.

2. After the theft, defendants JONATHAN SCOTT and ERICK GREEN transported the stolen firearms to defendant SCOTT's place of business, an automotive garage in Philadelphia.

3. When defendants JONATHAN SCOTT and ERICK GREEN arrived at the garage that night, defendants SCOTT, GEORGE MILLER and GREEN unloaded the firearms, inspected them, and laid them on the floor of the garage.

4. On or about December 21, 2008, defendant GEORGE MILLER called a potential buyer, unknown to the grand jury, and a potential buyer came to the garage and looked at the firearms, although no sale was made.

5. On or about December 22, 2008, an unidentified co-conspirator called FFL #1, from whose truck defendants JONATHAN SCOTT and ERICK GREEN stole the machineguns, suppressors and other firearms, and offered to supply information about the stolen firearms in exchange for money.

6. On or prior to January 7, 2009, defendant GEORGE MILLER arranged the sale of two stolen machineguns to defendant WILLIAM TRIPP: (a) a Colt, Model M16A1, 5.56 caliber machinegun, serial number 9584202; and (b) an Armalite, AR10, 7.62x51 millimeter machinegun, serial number 003100. Defendant TRIPP later transferred those firearms to Leon Booker, charged elsewhere.

7. On or prior to January 7, 2009, defendants JONATHAN SCOTT and GEORGE MILLER arranged to sell the following stolen firearms to Leon Booker: (a) an International Armament, 1950 Madsen 9 millimeter machinegun, serial number 56043; (b) an International Armament, 1950 Madsen, Fully Automatic 9 millimeter Machine gun, serial number 56049; (c) a Hungarian PKM 7.62x54 caliber machinegun, serial number BE500; and (d) a Telko, Model AR-10, 7.62x51 millimeter, semi-automatic rifle, serial number XM6400.

8. Defendant ERICK GREEN sold three machineguns and a semiautomatic rifle to Leon Booker at defendant JONATHAN SCOTT's garage, where the firearms were hidden inside cars.

9. On or prior to January 7, 2009, defendants JONATHAN SCOTT and JUREA WILSON, along with Person #1, known to the grand jury, arranged a sale of a stolen firearm to Lam Ngoc Nguyen, charged elsewhere: a fully automatic Sten submachinegun, model MK IV, serial number KR26779. Defendants WILSON and ERICK GREEN sold one machinegun to Lam Ngoc Nguyen outside the business premises of Person #1.

10. On January 7, 2009, defendant JONATHAN SCOTT turned in to the Bureau of Alcohol, Tobacco, Firearms and Explosives ("ATF") six machineguns and six rifles stolen from FFL#1 in an attempt to collect a reward for the stolen firearms.

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

COUNT TWO

(Stealing Firearms from a Licensed Dealer)

THE GRAND JURY FURTHER CHARGES THAT:

1. At all times material to this indictment, a Federal Firearms Licensee known to the grand jury ("FFL #1") was engaged in the business of selling firearms and was licensed to do so under the provisions of Chapter 44, Title 18, United States Code.

2. On or about December 21, 2008, in King of Prussia, in the Eastern District of Pennsylvania, defendants

**JONATHAN SCOTT,
a/k/a "Booby," and
ERICK GREEN**

stole firearms from FFL #1, including the following firearms:

- a. an automatic 9mm Sten-type submachinegun, serial number 44602;
- b. a German Military (SWD) Rheinmetall-Maget 8mm caliber Mauser machinegun, model MG42, serial number 4964P;
- c. a German Military (CRA) Alkett/Rheinmetall-Maget 8mm caliber Mauser machinegun, model MG42, serial number 8519i;
- d. a Canadian Military (Long Branch) 9mm submachinegun, model Sten MK2, serial number 10L2143;
- e. a Fabrique Nationale d'Armes de Guerre .30-06 caliber semi-automatic rifle, model 49, serial number 7203;
- f. a Telko 7.62x51mm caliber semi-automatic rifle, model AR10/XM10, serial number 007496;
- g. a British Military 308 caliber bolt-action rifle, model L42A1 (SMLE), serial number A16028;
- h. a Fabrique Nationale d'Armes de Guerre .30-06 caliber semi-automatic rifle, model 49, serial number 7046;

- i. a Fabrique Nationale d'Armes de Guerre 7.62x39mm caliber semi/full automatic rifle, model FAL, serial number 28669C;
- j. an SGS 7.62x39mm caliber machinegun, model RPD, serial number 00459;
- k. a Top Guns, Virgin Valley Custom Guns 300 caliber break-open single shot short barreled rifle, model TC, serial number 459312;
- l. an FN Herstal 308 caliber rifle, model Special Police, serial number FG10395;
- m. an International Armament 9mm submachinegun, model 1950 Madsen, serial number 56043;
- n. an Ohio Ordnance Works (Hungary) 7.62x54R caliber machinegun, model PKM, serial number BE500;
- o. a Telko 7.62x51mm caliber semi-automatic rifle, model AR10/XM10, serial number XM6400;
- p. a Colt 5.56x45 caliber semi/full automatic rifle, model M16-A1, serial number 9584202;
- q. an Armalite (Nederland) 7.62x9mm semi/full automatic rifle, model AR10, serial number 3100;
- r. a Gemtech suppressor, model TPR-S, serial number S01-6173; and
- s. a 9mm Sten-type submachinegun, model MKIV, serial number KR26779

In violation of Title 18, United States Code, Section 924(m) and 2.

COUNT THREE

(Receive, Possess, Conceal, Store a Stolen Firearm)

THE GRAND JURY FURTHER CHARGES THAT:

From on or about December 21, 2008, until on or about January 7, 2009, in Philadelphia, in the Eastern District of Pennsylvania, and elsewhere, defendant

**JONATHAN SCOTT,
a/k/a "Booby,"**

knowingly received, possessed, concealed and stored stolen firearms, that is:

1. an automatic 9mm Sten-type submachinegun, serial number 44602;
2. a German Military (SWD) Rheinmetall-Maget 8mm caliber Mauser machinegun, model MG42, serial number 4964P;
3. a German Military (CRA) Alkett/Rheinmetall-Maget 8mm caliber Mauser machinegun, model MG42, serial number 8519i;
4. a Canadian Military (Long Branch) 9mm submachinegun, model Sten MK2, serial number 10L2143;
5. a Fabrique Nationale d'Armes de Guerre .30-06 caliber semi-automatic rifle, model 49, serial number 7203;
6. a Telko 7.62x51mm caliber semi-automatic rifle, model AR10/XM10, serial number 007496;
7. a British Military 308 caliber bolt-action rifle, model L42A1 (SMLE), serial number A16028;
8. a Fabrique Nationale d'Armes de Guerre .30-06 caliber semi-automatic rifle, model 49, serial number 7046;
9. a Fabrique Nationale d'Armes de Guerre 7.62x39mm caliber semi/full automatic rifle, model FAL, serial number 28669C;
10. an SGS 7.62x39mm caliber machinegun, model RPD, serial number 00459;

11. an FN Herstal 308 caliber rifle, model Special Police, serial number FG10395;
12. an International Armament 9mm submachinegun, model 1950 Madsen, serial number 56043;
13. an International Armament 9mm submachinegun, model 1950 Madsen, serial number 56049;
14. an Ohio Ordnance Works (Hungary) 7.62x54R caliber machinegun, model PKM, serial number BE500; and
15. a Telko 7.62x51mm caliber semi-automatic rifle, model AR10/XM10, serial number XM6400,

each of which had been shipped and transported in interstate and foreign commerce before it was stolen, knowing and having reasonable cause to believe the firearms were stolen.

In violation of Title 18, United States Code, Section 922(j).

COUNT FOUR

(Receive, Possess, Conceal, or Store a Stolen Firearm)

THE GRAND JURY FURTHER CHARGES THAT:

From on or about December 21, 2008, until on or about March 6, 2009, in Philadelphia, in the Eastern District of Pennsylvania, and elsewhere, defendant

**JONATHAN SCOTT,
a/k/a "Booby,"**

knowingly received, possessed, concealed and stored a stolen firearm, that is, a Gemtech suppressor, model TPR-S, serial number S01-6173, which had been shipped and transported in interstate and foreign commerce before it was stolen, knowing and having reasonable cause to believe the firearm was stolen.

In violation of Title 18, United States Code, Section 922(j).

COUNT FIVE

(Possession of Machineguns)

THE GRAND JURY FURTHER CHARGES THAT:

From on or about December 21, 2008, until on or about January 7, 2009, in Philadelphia, in the Eastern District of Pennsylvania, and elsewhere, defendant

**JONATHAN SCOTT,
a/k/a "Booby,"**

knowingly possessed a machine gun, as defined by Title 18, United States Code, Section 921(a)(23), and Title 26, United States Code, Section 5845(b), that is:

1. an automatic 9mm Sten-type submachinegun, serial number 44602;
2. a German Military (SWD) Rheinmetall-Maget 8mm caliber Mauser machinegun, model MG42, serial number 4964P;
3. a German Military (CRA) Alkett/Rheinmetall-Maget 8mm caliber Mauser machinegun, model MG42, serial number 8519i;
4. a Canadian Military (Long Branch) 9mm submachinegun, model Sten MK2, serial number 10L2143;
5. a Fabrique Nationale d'Armes de Guerre 7.62x39mm caliber semi/full automatic rifle, model FAL, serial number 28669C;
6. an SGS 7.62x39mm caliber machinegun, model RPD, serial number 00459;
7. an International Armament 9mm submachinegun, model 1950 Madsen, serial number 56043;
8. an International Armament 9mm submachinegun, model 1950 Madsen, serial number 56049; and
9. an Ohio Ordnance Works (Hungary) 7.62x54R caliber machinegun, model PKM, serial number BE500.

In violation of Title 18, United States Code, Section 922(o).

COUNT SIX

(Possession of Firearms Not Registered)

THE GRAND JURY FURTHER CHARGES THAT:

From on or about December 21, 2008 until on or about January 7, 2009, in Philadelphia, in the Eastern District of Pennsylvania, and elsewhere, defendant

**JONATHAN SCOTT,
a/k/a "Booby,"**

knowingly possessed firearms not registered to the defendant in the National Firearms

Registration and Transfer Record, including:

1. an automatic 9mm Sten-type submachinegun, serial number 44602;
2. a German Military (SWD) Rheinmetall-Maget 8mm caliber Mauser machinegun, model MG42, serial number 4964P;
3. a German Military (CRA) Alkett/Rheinmetall-Maget 8mm caliber Mauser machinegun, model MG42, serial number 8519i;
4. a Canadian Military (Long Branch) 9mm submachinegun, model Sten MK2, serial number 10L2143;
5. a Fabrique Nationale d'Armes de Guerre 7.62x39mm caliber semi/full automatic rifle, model FAL, serial number 28669C;
6. an SGS 7.62x39mm caliber machinegun, model RPD, serial number 00459; and
7. a Top Guns, Virgin Valley Custom Guns 300 caliber break-open single shot short barreled rifle, model TC, serial number 459312.

In violation of Title 26, United States Code, Sections 5845(a), 5861(d), and 5871.

COUNT SEVEN

(Receive, Possess, Conceal, Store, Barter, Sell a Stolen Firearm)

THE GRAND JURY FURTHER CHARGES THAT:

On or about January 6, 2009, in Philadelphia, in the Eastern District of Pennsylvania, defendants

**ERICK GREEN, and
JUREA WILSON,
a/k/a "Dee,"**

knowingly received, possessed, concealed, stored, bartered and sold, and aided and abetted the receipt, possession, concealment, storage, bartering and selling of, a stolen firearm, that is, a 9mm Sten-type submachinegun, model MKIV, serial number KR26779, which had been shipped and transported in interstate and foreign commerce before it was stolen, knowing and having reasonable cause to believe the firearm was stolen.

In violation of Title 18, United States Code, Sections 922(j) and 2.

COUNT EIGHT

(Possession of a Machinegun)

THE GRAND JURY FURTHER CHARGES THAT:

On or about January 6, 2009, in Philadelphia, in the Eastern District of Pennsylvania, defendant

ERICK GREEN

knowingly possessed a machine gun, as defined by Title 18, United States Code, Section 921(a)(23), and Title 26, United States Code, Section 5845(b), that is, a 9mm Sten-type submachinegun, model MKIV, serial number KR26779.

In violation of Title 18, United States Code, Section 922(o).

COUNT NINE

(Possession of Firearms Not Registered)

THE GRAND JURY FURTHER CHARGES THAT:

On or about January 6, 2009, in Philadelphia, in the Eastern District of Pennsylvania, defendant

ERICK GREEN

knowingly possessed a firearm not registered to the defendant in the National Firearms Registration and Transfer Record, that is, a 9mm Sten-type submachinegun, model MKIV, serial number KR26779.

In violation of Title 26, United States Code, Sections 5845(a), 5861(d), and 5871.

COUNT TEN

(Receive, Possess, Conceal, Store, Barter, Sell Stolen Firearms)

THE GRAND JURY FURTHER CHARGES THAT:

From on or about December 21, 2008 until on or about January 7, 2009, in Philadelphia, in the Eastern District of Pennsylvania, defendant

**GEORGE MILLER,
a/k/a "G-Rap,"**

knowingly received, possessed, concealed, stored, bartered and sold, and aided and abetted the receipt, possession, concealment, storage, bartering and selling of, a stolen firearm, that is:

1. an International Armament 9mm submachinegun, model 1950 Madsen, serial number 56043;
2. an International Armament 9mm submachinegun, model 1950 Madsen, serial number 56049;
3. an Ohio Ordnance Works (Hungary) 7.62x54R caliber machinegun, model PKM, serial number BE500;
4. a Telko 7.62x51mm caliber semi-automatic rifle, model AR10/XM10, serial number XM6400;
5. a Colt 5.56x45 caliber semi/full automatic rifle, model M16-A1, serial number 9584202; and
6. an Armalite (Nederland) 7.62x9mm semi/full automatic rifle, model AR10, serial number 3100,

each of which had been shipped and transported in interstate and foreign commerce before it was stolen, knowing and having reasonable cause to believe the firearm was stolen.

In violation of Title 18, United States Code, Sections 922(j) and 2.

COUNT ELEVEN

(Receive, Possess, Conceal, Store, Barter, Sell Stolen Firearms)

THE GRAND JURY FURTHER CHARGES THAT:

In or about December 2008 and January 2009, in Philadelphia, in the Eastern District of Pennsylvania, defendant

**WILLIAM TRIPP,
a/k/a "Thrillz,"**

knowingly received, possessed, concealed, stored, bartered and sold a stolen firearm, that is:

1. a Colt 5.56x45 caliber semi/full automatic rifle, model M16-A1, serial number 9584202; and
2. an Armalite (Nederland) 7.62x9mm semi/full automatic rifle, model AR10, serial number 3100,

each of which had been shipped and transported in interstate and foreign commerce before it was stolen, knowing and having reasonable cause to believe the firearm was stolen.

In violation of Title 18, United States Code, Section 922(j).

COUNT TWELVE

(Possession of Machineguns)

THE GRAND JURY FURTHER CHARGES THAT:

In or about December 2008 and January 2009, in Philadelphia, in the Eastern District of Pennsylvania, defendant

**WILLIAM TRIPP,
a/k/a "Thrillz,"**

knowingly possessed a machine gun, as defined by Title 18, United States Code, Section 921(a)(23), and Title 26, United States Code, Section 5845(b), that is:

1. a Colt 5.56x45 caliber semi/full automatic rifle, model M16-A1, serial number 9584202; and
2. an Armalite (Nederland) 7.62x9mm semi/full automatic rifle, model AR10, serial number 3100.

In violation of Title 18, United States Code, Section 922(o).

COUNT THIRTEEN

(Possession of Firearms Not Registered)

THE GRAND JURY FURTHER CHARGES THAT:

In or about December 2008 and January 2009, in Philadelphia, in the Eastern District of Pennsylvania, defendant

**WILLIAM TRIPP,
a/k/a "Thrillz,"**

knowingly possessed a firearm not registered to the defendant in the National Firearms Registration and Transfer Record, that is:

1. a Colt 5.56x45 caliber semi/full automatic rifle, model M16-A1, serial number 9584202; and
2. an Armalite (Nederland) 7.62x9mm semi/full automatic rifle, model AR10, serial number 3100.

In violation of Title 26, United States Code, Sections 5845(a), 5861(d), and 5871.

COUNT FOURTEEN

(Possession of Firearms by a Convicted Felon)

THE GRAND JURY FURTHER CHARGES THAT:

From on or about December 21, 2008 until on or about January 7, 2009, in Philadelphia, in the Eastern District of Pennsylvania, defendant

**JONATHAN SCOTT,
a/k/a "Booby,"**

having been convicted in a court of the Commonwealth of Pennsylvania of a crime punishable by imprisonment for a term exceeding one year, knowingly possessed in and affecting interstate and foreign commerce a firearm, that is,

1. an automatic 9mm Sten-type submachinegun, serial number 44602;
2. a German Military (SWD) Rheinmetall-Maget 8mm caliber Mauser machinegun, model MG42, serial number 4964P;
3. a German Military (CRA) Alkett/Rheinmetall-Maget 8mm caliber Mauser machinegun, model MG42, serial number 8519i;
4. a Canadian Military (Long Branch) 9mm submachinegun, model Sten MK2, serial number 10L2143;
5. a Fabrique Nationale d'Armes de Guerre .30-06 caliber semi-automatic rifle, model 49, serial number 7203;
6. a Telko 7.62x51mm caliber semi-automatic rifle, model AR10/XM10, serial number 007496;
7. a British Military 308 caliber bolt-action rifle, model L42A1 (SMLE), serial number A16028;
8. a Fabrique Nationale d'Armes de Guerre .30-06 caliber semi-automatic rifle, model 49, serial number 7046;
9. a Fabrique Nationale d'Armes de Guerre 7.62x39mm caliber semi/full automatic rifle, model FAL, serial number 28669C;

10. an SGS 7.62x39mm caliber machinegun, model RPD, serial number 00459; and
11. an FN Herstal 308 caliber rifle, model Special Police, serial number FG10395.

In violation of Title 18, United States Code, Section 922(g)(1).

COUNT FIFTEEN

(Possession of Ammunition by a Convicted Felon)

THE GRAND JURY FURTHER CHARGES THAT:

On or about January 23, 2009, in Philadelphia, in the Eastern District of Pennsylvania, defendant

**JONATHAN SCOTT,
a/k/a "Booby,"**

having been convicted in a court of the Commonwealth of Pennsylvania of a crime punishable by imprisonment for a term exceeding one year, knowingly possessed in and affecting interstate commerce ammunition, that is, 33 rounds of assorted loose 9mm ammunition.

In violation of Title 18, United States Code, Section 922(g)(1).

COUNT SIXTEEN

(Possession of a Firearm by a Convicted Felon)

THE GRAND JURY FURTHER CHARGES THAT:

On or about August 4, 2010, in Philadelphia, in the Eastern District of Pennsylvania, defendant

ERICK GREEN,

having been convicted in a court of the Commonwealth of Pennsylvania of a crime punishable by imprisonment for a term exceeding one year, knowingly possessed in and affecting interstate commerce a firearm, that is, a Century Arms 7.62 x 39mm semi automatic rifle, serial number AMD6500800, and two large capacity magazines containing a total of 53 live rounds of 7.62 x 39mm ammunition.

In violation of Title 18, United States Code, Section 922(g)(1).

COUNT SEVENTEEN

(Possession of Firearms by a Convicted Felon)

THE GRAND JURY FURTHER CHARGES THAT:

In or about December 2008 and January 2009, in Philadelphia, in the Eastern District of Pennsylvania, defendant

**WILLIAM TRIPP,
a/k/a "Thrillz,"**

having been convicted in a court of the Commonwealth of Pennsylvania of a crime punishable by imprisonment for a term exceeding one year, knowingly possessed in and affecting interstate and foreign commerce a firearm, that is:

1. a Colt 5.56x45 caliber semi/full automatic rifle, model M16-A1, serial number 9584202; and
2. an Armalite (Nederland) 7.62x9mm semi/full automatic rifle, model AR10, serial number 3100.

In violation of Title 18, United States Code, Section 922(g)(1).

NOTICE OF FORFEITURE

THE GRAND JURY FURTHER CHARGES THAT:

As a result of the violations of Title 18, United States Code, Section 922(g)(1), set forth in this indictment, defendant

**JONATHAN SCOTT,
a/k/a "Booby"**

shall forfeit to the United States of America the firearm and ammunition involved in the commission of such offenses, including, but not limited to 33 rounds of assorted loose 9mm ammunition.

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

As a result of the violations of Title 18, United States Code, Section 922(g)(1), set forth in this indictment, defendant

ERICK GREEN

shall forfeit to the United States of America the firearm and ammunition involved in the

commission of such offenses, including, but not limited to:

1. a Century Arms 7.62 x 39mm semi automatic rifle, serial number AMD6500800;
2. 53 rounds of live 7.62x 39mm ammunition; and
3. two large capacity magazines.

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

A TRUE BILL:

GRAND JURY FOREPERSON


ZANE DAVID MEMEGER
United States Attorney