

FILED
U.S. DISTRICT COURT
EASTERN DISTRICT OF LA. gK
2018 AUG -9 P 12:31
WILLIAM V. BLEVINS
CLERK

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA

FELONY

INDICTMENT FOR VIOLATION OF
THE FEDERAL GUN CONTROL ACT

UNITED STATES OF AMERICA

*

CRIMINAL NO.

18-172

v.

*

SECTION:

SECT. 5 MAG. 2

BERNEL MICHAEL RHODES

*

VIOLATION: 18 U.S.C. § 922(g)(1)

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The Grand Jury charges that:

COUNT 1

On or about April 24, 2018, in the Eastern District of Louisiana, the defendant, **BERNEL MICHAEL RHODES**, having previously been convicted of a felony, to wit: a conviction on September 2, 2014, in case number 14-4708 "H," in the 24th Judicial Criminal District Court, State of Louisiana, for Conspiracy to Commit Simple Robbery, in violation of Louisiana Revised Statute 14 (26):65; did knowingly possess in and affecting interstate commerce a firearm, to wit: a Taurus 9mm pistol bearing serial number TIW97687, in violation of Title 18, United States Code, Sections 922(g)(1) and 924(a)(2).

X Fec. USA
____ Process
X Dkid
____ ClRMDep
____ Doc. No.

NOTICE OF GUN FORFEITURE

1. The allegation of Count 1 of this Indictment is 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) and Title 28, United States Code, Section 2461(c).

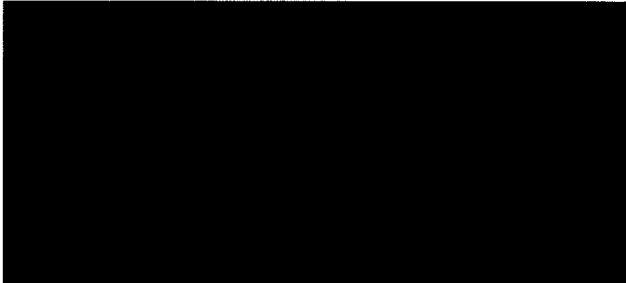
2. As a result of the offenses alleged in Count 1, defendant, **BERNEL MICHAEL RHODES**, shall forfeit to the United States pursuant to Title 18, United States Code, Section 924(d)(1) and Title 28, United States Code, Section 2461, any firearm or ammunition, which was involved in or used in knowing violations of Title 18, United States Code, Section 922(g)(1), as alleged in Count 1 of the Indictment.

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, Sections 922(g) and 924(d)(1), made applicable through Title 28, United States Code, Section 2461.



DUANE A. EVANS
UNITED STATES ATTORNEY



KATHRYN M. MCHUGH
Assistant United States Attorney

New Orleans, Louisiana
August 2, 2018