

**IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF FLORIDA
TALLAHASSEE DIVISION**

UNITED STATES OF AMERICA

v.

CASE NUMBER: 4:18cr33-RH

JUSTICE LEWIS
_____ /

STATEMENT OF FACTS

THE UNITED STATES OF AMERICA and the Defendant provide this factual basis for the acceptance of Defendant Justice Lewis' plea of guilty. This Statement of Facts does not contain every fact relating to the commission of the offenses charged in the indictment in the captioned case, but is a recitation of those facts necessary to provide a factual basis for Defendant's plea. Were this case to proceed to trial, the Government is prepared to present evidence as follows:

On March 17, 2018, Tallahassee Police patrol officers initiated a traffic stop on a gray-colored Toyota after observing the vehicle displayed an expired registration. The vehicle travelled a short distance after officers began the traffic stop into an apartment complex, where the vehicle parked. As soon as the vehicle came to a stop the male rear passenger jumped out of the vehicle and fled on foot; officers pursued, and after jumping a fence into a neighboring wooded area, officers employed a Taser device, stopping the fleeing male.

FILED IN OPEN COURT ON

8/23/18

United States District Court
Northern District of Florida

The male was placed into handcuffs. As he was rolled over, officer observed directly underneath him what was later identified as Bryco Arms .380 caliber pistol, loaded with multiple rounds of Tula Cartridge Works .380-caliber ammunition.

The male was identified as Justice Lewis, who officers verified is a convicted felon. In Lewis' pockets officers found tied sandwich bags containing a combined total of approximately 29 grams of marijuana, a digital scale, a small brown straw, empty baggies, another baggie containing approximately 7 grams of cocaine, another baggie containing approximately 50 smaller zip baggies, \$340 in currency, and two cellular telephones.

Post-*Miranda*, Lewis admitted the drugs belonged to him and that he had recently obtained the pistol, which he carried as a show of force to avoid being robbed during drug deals.

The firearm and ammunition were reviewed by Bureau of Alcohol, Tobacco and Firearms agents and it was determined the Bryco Arms .380 caliber pistol was manufactured in California, the Tula Cartridge Works .380 caliber ammunition was manufactured in Russia, effecting interstate/foreign commerce. Lewis' civil rights have not been restored by the State of Florida.

ELEMENTS

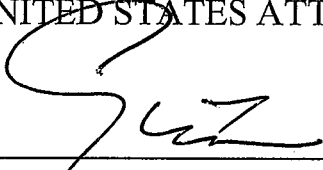
Possession with intent to Distribute a Controlled Substance – Title 21, U.S.C. Sections 841(b)(1)(C) and 841(b)(1)(D):

- 1) the Defendant knowingly and intentionally possessed cocaine and marijuana; and,
- 2) the Defendant intended to distribute the cocaine and marijuana.

Possession of a Firearm by Convicted Felon – Title 922(g)(1):

- 1) that the Defendant knowingly possessed a firearm or ammunition in or affecting interstate or foreign commerce; and
- 2) before possessing the firearm or ammunition, the Defendant had been convicted of a felony – a crime punishable by imprisonment for more than one year.

CHRISTOPHER P. CANOVA
UNITED STATES ATTORNEY




ERIC K. MOUNTIN
Texas Bar No. 00784649
Assistant United States Attorney
Northern District of Florida
111 N. Adams Street, 4th Floor
Tallahassee, Florida 32301
(850) 942-8430
eric.mountin@usdoj.gov

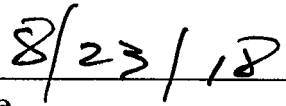
8/23/18
Date

Defendant's Acknowledgement


I have read the above Statement of Facts and agree that the government can present evidence as set out above. I understand that I may present the Court with my own version of the facts and may dispute particular allegations against me.



JUSTICE LEWIS
Defendant



Date



RANDOLPH P. MURRELL
Attorney for Defendant