

DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT
 BY: ☐ COMPLAINT ☐ INFORMATION ☒ INDICTMENT
☐ SUPERSEDING
OFFENSE CHARGED

18 U.S.C. § 1623 - Perjury

18 U.S.C. § 1503 - Obstruction

☐ Petty
☐ Minor
☐ Misdemeanor
☒ Felony
PENALTY:

18 U.S.C. § 1623 - 5 years prison, \$250,000 fine, 3 years supervised release, \$100 assessment; 18 U.S.C. § 1503 - 10 years prison, \$250,000 fine, 3 years supervised release, \$100 assessment

PROCEEDING

Name of Complainant Agency, or Person (& Title, if any)

INTERNAL REVENUE SERVICE

☐ person is awaiting trial in another Federal or State Court, give name of court

☐ this person/proceeding is transferred from another district per (circle one) FRCrP 20, 21 or 40. Show District

☐ this is a re prosecution of charges previously dismissed which were dismissed on motion of:

☐ U.S. Att'y ☐ Defense

☐ this prosecution relates to a pending case involving this same defendant

☐ prior proceedings or appearance(s) before U.S. Magistrate regarding this defendant were recorded under

SHOW DOCKET NO.

MAGISTRATE CASE NO.

Name and Office of Person

Furnishing Information on MELINDA HAAG
THIS FORM
☒ U.S. Att'y ☐ Other U.S. Agency

 Name of Asst. U.S. Att'y
 (if assigned)

THOMAS NEWMAN, AUSA, Tax Division

Name of District Court, and/or Judge/Magistrate Location

NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

DEFENDANT - U.S.

KINGSLEY MURDOCH

DISTRICT COURT NUMBER

CR 12

615

DEFENDANT

IS NOT IN CUSTODY
 1) ☒ Has not been arrested, pending outcome this proceeding. If not detained give date any prior summons was served on above charges
2) ☐ Is a Fugitive3) ☐ Is on Bail or Release from (show District)**IS IN CUSTODY**4) ☐ On this charge5) ☐ On another conviction6) ☐ Awaiting trial on other charges
☐ Fed'l ☐ State

If answer to (6) is "Yes", show name of institution

 Has detainer been filed? ☐ Yes ☒ No

If "Yes" give date filed

DATE OF ARREST

Month/Day/Year

Or... if Arresting Agency & Warrant were not

Month/Day/Year

DATE TRANSFERRED TO U.S. CUSTODY

☐ This report amends AO 257 previously submitted
ADDITIONAL INFORMATION OR COMMENTS**PROCESS:**
☐ SUMMONS ☐ NO PROCESS*

☒ WARRANT Bail Amount:

If Summons, complete following:

☐ Arraignment ☐ Initial Appearance

Defendant Address:

*Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment

Date/Time:

Before Judge:

Comments:

United States District Court

FOR THE
NORTHERN DISTRICT OF CALIFORNIA

VENUE: OAKLAND

FILED
AUG 16 2012

RICHARD W. WIEKING
CLERK U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

V.

CR 12 615

KINGSLEY MURDOCH,

YGR

DEFENDANT(S).

INDICTMENT

18 U.S.C. § 1623 - Perjury

18 U.S.C. § 1503 - Obstruction

A true bill.

Foreman

Filed in open court this 16 day of

AUG

Clerk

Bail, \$ No bail warrant

MELINDA HAAG (CABN 132612)
United States Attorney

FILED

AUG 16 2012

RICHARD W. WIEKING
CLERK U.S. DISTRICT COURT,
NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

OAKLAND DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

KINGSLEY MURDOCH,

Defendant.

N. **CR 12 615**

VIOLATIONS:

18 U.S.C. § 1623 – Perjury;

18 U.S.C. § 1503 – Obstruction

OAKLAND VENUE

YGR

INDICTMENT

The Grand Jury charges:

COUNT ONE: (18 U.S.C. § 1623 - False Declaration)

1. On or about December 15, 2009, in the Northern District of California, the
defendant,

KINGSLEY MURDOCH,

while under oath and testifying in a proceeding before a Grand Jury of the United States in the
Northern District of California, knowingly did make a false material declaration, that is to say:

2. At the time and place aforesaid, the Grand Jury was conducting an investigation
to determine whether violations of Title 18, United States Code, Sections 286 and 287, and Title
26, United States Code, Sections 7206(1) and (2) had been committed, and to identify the
persons who had committed, caused the commission of, and conspired to commit such

1 violations. It was material to said investigation that the Grand Jury ascertain to whom, if
2 anyone, MURDOCH provided his personal bank account information, which was then
3 subsequently reported on false federal income tax returns as the account into which fraudulent
4 tax refunds were to be deposited.

5 3. At the time and place alleged, MURDOCH appearing as a witness under oath at a
6 proceeding before the Grand Jury knowingly made the following false declarations in response
7 to questions with respect to the aforesaid material matter:

8 Q: Did you ever provide your bank account information to Tierre Crummie?

9 A: No. Don't know who that is.

10 4. The aforesaid underscored testimony of MURDOCH, as he then and there well
11 knew and believed, was false in that MURDOCH was an associate of CRUMMIE at the time
12 MURDOCH made the declaration to the Grand Jury.

13 All in violation of Title 18, United States Code, Section 1623.

14 COUNT TWO: (18 U.S.C. § 1623 - False Declaration)

15 5. On or about December 15, 2009, in the Northern District of California, the
16 defendant,

17 KINGSLEY MURDOCH,

18 while under oath and testifying in a proceeding before a Grand Jury of the United States in the
19 Northern District of California, knowingly did make a false material declaration, that is to say:

20 6. At the time and place aforesaid the Grand Jury was conducting an investigation to
21 determine whether violations of Title 18, United States Code, Sections 286 and 287, and Title
22 26, United States Code, Sections 7206(1) and (2) had been committed, and to identify the
23 persons who had committed, caused the commission of, and conspired to commit such
24 violations. It was material to said investigation that the Grand Jury ascertain to whom, if
25 anyone, KINGSLEY MURDOCH provided his personal bank account information, which was
26 then subsequently reported on false federal income tax returns as the account into which
27 fraudulent tax refunds were to be deposited.

28 7. At the time and place alleged, MURDOCH appearing as a witness under oath at a

1 proceeding before the Grand Jury knowingly made the following false declarations in response
2 to questions with respect to the aforesaid material matter:

3 Q: Tonya Gilard was your neighbor in Pittsburg, right?

4

5 A: Like I told Steve, I don't – they live a couple of apartments – we stayed in the
6 same I guess apartment complex, but I don't know them.

7 8. The aforesaid underscored testimony of KINGSLEY MURDOCH, as he then and
8 there well knew and believed, was false in that, KINGSLEY MURDOCH provided his personal
9 bank account information to CRUMMIE or GILARD, who then filed or assisted in filing false
10 federal income tax returns that reported this bank account as the account into which fraudulent
11 tax refunds were to be deposited.

12 All in violation of Title 18, United States Code, Section 1623.

13 COUNT THREE: (18 U.S.C. § 1503 – Obstruction of Justice)

14 9. On or about December 15, 2009, in the Northern District of California, and
15 elsewhere, the defendant,

16 KINGSLEY MURDOCH,

17 did corruptly influence, obstruct, and impede, and endeavor to corruptly influence, obstruct, and
18 impede, the due administration of justice, by knowingly giving Grand Jury testimony that was
19 intentionally evasive, false, and misleading, including but not limited to the false statements
20 made by the defendant as charged in Counts Two and Three of this indictment.

21 All in violation of Title 18, United States Code, Section 1503.

A True Bill

Dated:

8/16/12

FOREPERSON

MELINDA HAAG
United States Attorney

Miranda Kane

MIRANDA KANE
Chief, Criminal Division

Approved as to Form

Charles Parker

CHARLES PARKER
Special Assistant United States Attorney
Tax Division