

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

vs.

LARRY DWAYNE DIGGS,
a/k/a "Montana,"

INDICTMENT

Defendant.

_____ /

The Grand Jury charges:

COUNT 1

(Felon in Possession of a Firearm and Ammunition)

On or about July 2, 2015, in Muskegon County, in the Southern Division of the Western District of Michigan, the defendant,

**LARRY DWAYNE DIGGS,
a/k/a "Montana,"**

being a person who had been convicted of one or more offenses punishable by imprisonment for a term exceeding one year under the laws of the State of Michigan, did knowingly possess a firearm and ammunition in and affecting commerce. Specifically, the defendant possessed a Glock semiautomatic pistol and 21 rounds of .40 caliber ammunition.

18 U.S.C. § 922(g)(1)

18 U.S.C. § 921(a)

18 U.S.C. § 924(a)(2)

COUNT 2

(Possession of a Controlled Substance with Intent to Distribute)

On or about July 2, 2015, in Muskegon County, in the Southern Division of the Western District of Michigan, the defendant,

**LARRY DWAYNE DIGGS,
a/k/a “Montana,”**

knowingly and intentionally possessed with intent to distribute a quantity of cocaine base (“crack” cocaine), a Schedule II controlled substance.

21 U.S.C. § 841(a)(1)

21 U.S.C. § 841(b)(1)(C)

COUNT 3

(Using and Carrying a Firearm During and in Relation to a Drug Trafficking Crime)

On or about July 2, 2015, in Muskegon County, in the Southern Division of the Western District of Michigan,

**LARRY DWAYNE DIGGS,
a/k/a “Montana,”**

knowingly used and carried a firearm, that is, a Glock semiautomatic pistol, during and in relation to a drug trafficking crime for which he may be prosecuted in a court of the United States, that is, possession with intent to distribute a controlled substance, in violation of 21 U.S.C. § 841(a)(1), as charged in Count 2 of this Indictment.

18 U.S.C. § 924(c)(1)(A)(i)

21 U.S.C. § 841(a)(1)

FORFEITURE ALLEGATION

(Felon in Possession of a Firearm and Ammunition and Using and Carrying a Firearm During
and in Relation to a Drug Trafficking Crime)

The allegations contained in Counts 1 and 3 of this Indictment are hereby re-alleged and incorporated by reference for the purpose of alleging forfeitures pursuant to 18 U.S.C. § 924(d) and 28 U.S.C. § 2461(c).

Upon conviction of the offense in violation of 18 U.S.C. § 922(g) charged in Count 1 or of the offense in violation of 18 U.S.C. § 924(c)(1)(A)(i) charged in Count 3 of this Indictment, the defendant,

**LARRY DWAYNE DIGGS,
a/k/a "Montana,"**

shall forfeit to the United States, pursuant to 18 U.S.C. § 924(d) and 28 U.S.C. § 2461(c), any firearms and ammunition involved in the commission of the offenses, including, but not limited to, a Glock semiautomatic pistol and 21 rounds of .40 caliber ammunition.

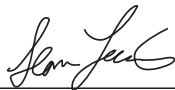
18 U.S.C. § 924(d)
28 U.S.C. § 2461(c)
18 U.S.C. § 922(g)(1)
18 U.S.C. § 924(c)(1)(A)(i)

A TRUE BILL



GRAND JURY FOREPERSON

PATRICK A. MILES, JR.
United States Attorney



SEAN M. LEWIS
Assistant United States Attorney