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1	UNITED STATES DISTRICT COURT
2	EASTERN DISTRICT OF NEW YORK
2	BROOKLYN 3 /4
3	X
4	<u>INFORMATION</u>
5	UNITED STATES OF AMERICA, CR 1.5 - 2 07
6	- against - (16 U.S.C. §§ 3372(a)(1),
	3372(a)(2)(A), 3373(d)(2)
7	GERARD KRUSE, and 18 U.S.C. § 2)
8	Defendant.
9	Defendant. Defendant. THE ASSISTANT ATTORNEY GENERAL OF THE ENVIRONMENT AND NATURAL RESOURCES DIVISION OF THE UNITED STATES DEPARTMENT OF JUSTICE CHARGES:
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11	THE ASSISTANT ATTORNEY GENERAL OF THE
	ENVIRONMENT AND NATURAL RESOURCES DIVISION OF THE UNITED STATES DEPARTMENT OF JUSTICE CHARGES:
12	THE UNITED STATES DEPARTMENT OF JUSTICE CHARGES:
13	At all times material to this Bill of Information, and incorporated by reference in all counts:
14	
15	THE DEFENDANT
16	1. The defendant is GERARD KRUSE. He is a resident of Oviedo, Florida. During the
17	time of the charged conduct, KRUSE lived in Douglaston, New York.
18	COUNT ONE - ILLEGAL TRANSPORT OF WILDLIFE
19	COUNT ONE - IDEEGAL TRANSPORT OF WIEDELFE
20	2. On or about July 19, 2009, in Douglaston, New York, in the Eastern District of New
21	York, and elsewhere,
22	CER ARR VRUGE
23	GERARD KRUSE
	the defendant herein, did knowingly transport wildlife, to wit: three corn snake eggs (Elaphe
24	guttata guttata), an endangered species under New Jersey law, in interstate commerce from New
25	guitata guitata), all chaangered species ander fivew sersey law, in interstate commerce from fivew
26	Jersey to Douglaston, New York, while knowing, and in the exercise of due care he should have
27	known, that the wildlife was taken in violation of New Jersey law, to wit: N.J.S.A. 23:2A-6.
28	All in airlation and to 1 are a 16 H S C. 88 2272(4)(2)(A), 2272(4)(2)
	All in violation of the Lacey Act, 16 U.S.C. §§ 3372(a)(2)(A), 3373(d)(2).
	, <u>,</u>

COUNT TWO - ILLEGAL TRANSPORT OF WILDLIFE

3. Between July 19, 2009, and April 21, 2011, in Douglaston, New York, in the Eastern District of New York,

GERARD KRUSE

the defendant herein, did knowingly transport and cause to be transported wildlife, to wit: two corn snakes (*Elaphe guttata guttata*), an endangered species under New Jersey law, in interstate commerce from Douglaston, New York, to Bishop, California, while knowing, and in the exercise of due care he should have known, that the wildlife was taken in violation of New Jersey law, to wit: N.J.S.A. 23:2A-6.

All in violation of the Lacey Act, 16 U.S.C. §§ 3372(a)(2)(A), 3373(d)(2).

COUNT THREE - ILLEGAL RECEIPT OF WILDLIFE

4. On or about August 4, 2009, in Douglaston, New York, in the Eastern District of New York,

GERARD KRUSE

the defendant herein, did knowingly receive wildlife, to wit: one San Diego Mountain kingsnake (*Lampropeltis zonata pulchra*), a California species of special concern, that was shipped in interstate commerce from Long Beach, California, to Douglaston, New York, while knowing, and in the exercise of due care he should have known, that the wildlife was taken in violation of California law, to wit: C.C.R., T. 14, Chapter 2, Article 4, Section 5.60.

COUNT FOUR - ILLEGAL RECEIPT OF WILDLIFE

5. On or about May 27, 2010, to June 2, 2010, in Douglaston, New York, in the Eastern District of New York,

GERARD KRUSE

the defendant herein, did knowingly receive wildlife, to wit: four Sierra Mountain kingsnakes (*Lampropeltis zonata multicincta*), that were shipped in interstate commerce from Bishop, California, to Douglaston, New York, while knowing, and in the exercise of due care he should have known, that the wildlife was taken in violation of California law, to wit: C.C.R., T. 14, Chapter 2, Article 4, Section 5.60.

All in violation of the Lacey Act, 16 U.S.C. §§ 3372(a)(2)(A), 3373(d)(2).

COUNT FIVE - ILLEGAL TRANSPORT OF WILDLIFE

6. On or about May 29, 2010, in Douglaston, New York, in the Eastern District of New York, and elsewhere,

GERARD KRUSE

the defendant herein, did knowingly transport wildlife, to wit: one Northern pine snake (*Pituophis melanoleucus melanoleucus*), a threatened species under New Jersey law, in interstate commerce from New Jersey to Douglaston, New York, while knowing, and in the exercise of due care he should have known, that the wildlife was taken in violation of New Jersey law, to wit: N.J.S.A. 23:2A-6.

COUNT SIX - ILLEGAL TRANSPORT OF WILDLIFE

7. On or about June 15, 2010, in Douglaston, New York, in the Eastern District of New York, and elsewhere,

GERARD KRUSE

the defendant herein, did knowingly transport wildlife, to wit: one pregnant Northern pine snake (*Pituophis melanoleucus melanoleucus*), a threatened species under New Jersey law, and one Eastern kingsnake, a species of special concern under New Jersey law, in interstate commerce from New Jersey to Douglaston, New York, while knowing, and in the exercise of due care he should have known, that the wildlife was taken in violation of New Jersey law, to wit: N.J.S.A. 23:2A-6.

All in violation of the Lacey Act, 16 U.S.C. §§ 3372(a)(2)(A), 3373(d)(2).

COUNT SEVEN - ILLEGAL TRANSPORT OF WILDLIFE

8. Between July 22, 2010, and April 30, 2011, in Douglaston, New York, in the Eastern District of New York,

GERARD KRUSE

the defendant herein, did knowingly transport and caused to be transported wildlife, to wit: seven Northern pine snakes (*Pituophis melanoleucus melanoleucus*), a threatened species under New Jersey law, in interstate commerce from Douglaston, New York, to locations in Arizona, California, Pennsylvania, and Texas, while knowing, and in the exercise of due care he should have known, that the wildlife was taken in violation of New Jersey law, to wit: N.J.S.A. 23:2A-6.

COUNT EIGHT - ILLEGAL RECEIPT OF WILDLIFE

9. On or about January 18, 2011, in Douglaston, New York, in the Eastern District of New York,

GERARD KRUSE

the defendant herein, did knowingly receive wildlife, to wit: seven California mountain kingsnakes (*Lampropeltis zonata*), a sensitive species under Oregon law, that were shipped in interstate commerce from Eugene, Oregon, to Douglaston, New York, while knowing, and in the exercise of due care he should have known, that the wildlife was taken in violation of Oregon law, to wit: O.A.R. 635-044-0130.

All in violation of the Lacey Act, 16 U.S.C. §§ 3372(a)(2)(A), 3373(d)(2).

COUNT NINE - ILLEGAL TRANSPORT OF WILDLIFE

10. On or about December 4, 2011, in Douglaston, New York, in the Eastern District of New York,

GERARD KRUSE

the defendant herein, did knowingly transport, to wit: three California mountain kingsnakes (*Lampropeltis zonata*), a sensitive species under Oregon law, in interstate commerce to a person in Nottingham, Maryland, while knowing, and in the exercise of due care he should have known, that the wildlife was taken in violation of Oregon law, to wit: O.A.R. 635-044-0130.

COUNT TEN - ILLEGAL RECEIPT OF WILDLIFE

11. On or about April 25, 2011, in Douglaston, New York, in the Eastern District of New York,

GERARD KRUSE

the defendant herein, did knowingly receive wildlife, to wit: three San Diego mountain kingsnakes (*Lampropeltis zonata pulchra*) and one San Bernardino mountain kingsnake (*Lampropeltis zonata parvirubra*), both being species of special concern under California law, that were shipped in interstate commerce from Bishop, California, to Douglaston, New York, while knowing, and in the exercise of due care he should have known, that the wildlife was taken in violation of California law, to wit: C.C.R., T. 14, Chapter 2, Article 4, Section 5.60.

All in violation of the Lacey Act, 16 U.S.C. §§ 3372(a)(2)(A), 3373(d)(2).

COUNT ELEVEN - ILLEGAL RECEIPT OF WILDLIFE

12. On or about May 11, 2011, to August 23, 2011 in Douglaston, New York, in the Eastern District of New York,

GERARD KRUSE

the defendant herein, did knowingly receive wildlife, to wit: three Outer Banks kingsnakes (*Lampropeltis getula sticticeps*), a special concern under North Carolina law, that were transported in interstate commerce from Cheshire, Connecticut, to Douglaston, New York, while knowing, and in the exercise of due care he should have known, that the wildlife was taken in violation of North Carolina law, to wit: N.C.G.S. 113-331 to 113-337.

COUNT TWELVE - ILLEGAL TRANSPORT OF WILDLIFE

13. On or about June 18, 2011, in Douglaston, New York, in the Eastern District of New York, and elsewhere,

GERARD KRUSE

the defendant herein, did knowingly transport and caused to be transported wildlife, to wit: one Eastern kingsnake (*Lampropeltis getula getula*), a species of special concern under New Jersey law, in interstate commerce from New Jersey to Douglaston, New York, while knowing, and in the exercise of due care he should have known, that the wildlife was taken in violation of New Jersey law, to wit: N.J.S.A. 23:2A-6.

All in violation of the Lacey Act, 16 U.S.C. §§ 3372(a)(2)(A), 3373(d)(2).

COUNT THIRTEEN - ILLEGAL RECEIPT OF WILDLIFE

14. On or about October 26, 2011, in Douglaston, New York, in the Eastern District of New York,

GERARD KRUSE

the defendant herein, did knowingly receive wildlife, to wit: one Western diamondback rattlesnake (*Crotalus atrox*) and one black neck garter snake, shipped by U.S. Mail in interstate commerce from Cedar Park, Texas, to Douglaston, New York, while knowing, and in the exercise of due care he should have known, that the wildlife was transported in violation of

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1 2 3	federal law prohibiting the mailing of snakes and venomous reptiles, to wit: 18 U.S.C. § 1716(a) and 39 C.F.R. § 111.1, USPS Domestic Mail Manual at 601, ¶8.4, USPS Publication 52 at 211,
4	525.3.
5	All in violation of the Lacey Act, 16 U.S.C. §§ 3372(a)(1), 3373(d)(2).
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7 8	JOHN C. CRUDEN ASSISTANT ATTORNEY GENERALOF
9	THE ENVIRONMENT AND NATURAL
10	RESOURCES DIVISION U.S. DEPARTMENT OF JUSTICE
11	Dated: \(1000000000000000000000000000000000000
12	Christopher L. Hale Trial Attorney
13	Environmental Crimes Section
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