

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

UNITED STATES OF AMERICA	:	CRIMINAL NO. _____
v.	:	DATE FILED: _____
MARQUIS WILSON MALCOLM MOORE MARTRIL FOSTER CALIA KANE	: : : : :	VIOLATIONS: 18 U.S.C. § 371 (conspiracy to commit armed bank robbery - 1 count) 18 U.S.C. § 2113(d) (armed bank robbery - 2 counts) 18 U.S.C. § 924(e) (carrying, using, and brandishing a firearm during and in relation to a crime of violence – 2 counts) 18 U.S.C. § 2 (aiding and abetting)

INDICTMENT

COUNT ONE

THE GRAND JURY CHARGES THAT:

At all times material to this Indictment:

1. Wells Fargo Bank, located at 307 Levering Mill Road, Bala Cynwyd, Pennsylvania, and Wells Fargo Bank, located at 200 Schuylkill Road, Phoenixville, Pennsylvania, were insured by the Federal Deposit Insurance Corporation (FDIC Certificate No. 3511).
2. Defendant CALIA KANE was employed as Teller at the Wells Fargo Bank, located at 307 Levering Mill Road, Bala Cynwyd, Pennsylvania.
3. From in or about October 2013, through in or about November 2013, in Bala Cynwyd and Phoenixville, in the Eastern District of Pennsylvania, and elsewhere, defendants

**MARQUIS WILSON,
MALCOLM MOORE,
MARTRIL FOSTER, and**

CALIA KANE

conspired and agreed to commit offenses against the United States, that is, to knowingly and unlawfully commit armed bank robberies of the Wells Fargo Banks in Bala Cynwyd and Phoenixville, Pennsylvania, the deposits of which were insured by the Federal Deposit Insurance Corporation, in violation of Title 18, United States Code, Section 2113(d).

MANNER AND MEANS

4. It was part of the conspiracy that defendants MARQUIS WILSON, MALCOLM MOORE, MARTRIL FOSTER, and CALIA KANE committed an armed robbery of the Wells Fargo Bank, located at 307 Levering Mill Road, Bala Cynwyd, Pennsylvania, on or about November 4, 2013, and stole approximately \$81,059.

5. It was also part of the conspiracy that defendants MARQUIS WILSON, MALCOLM MOORE, MARTRIL FOSTER, and CALIA KANE committed an armed robbery of the Wells Fargo Bank, located at 200 Schuylkill Road, Phoenixville, Pennsylvania, on or about November 12, 2013, and stole approximately \$70,470.

OVERT ACTS

In furtherance of the conspiracy, and to accomplish its object, defendants MARQUIS WILSON, MALCOLM MOORE, MARTRIL FOSTER, and CALIA KANE committed the following overt acts, among others, in the Eastern District of Pennsylvania:

Armed Robbery of the Wells Fargo Bank - November 4, 2013

In or about October 2013:

1. Defendants MARQUIS WILSON, MALCOLM MOORE, and CALIA KANE began discussing their plan to rob the Wells Fargo Bank, located at 307 Levering Mill Road, Bala Cynwyd, PA.

2. Defendants MARQUIS WILSON and MALCOLM MOORE recruited defendant MARTRIL FOSTER to participate in the armed robbery.

On or about November 4, 2013:

3. Defendants MARQUIS WILSON, MALCOLM MOORE, MARTRIL FOSTER, and CALIA KANE met to discuss their plan to rob the bank.

4. Defendants MARQUIS WILSON, MALCOLM MOORE, MARTRIL FOSTER, and CALIA KANE drove together to the Wells Fargo Bank in Bala Cynwyd.

5. Defendant CALIA KANE entered the bank and began her shift as a bank teller as defendants MARQUIS WILSON, MALCOLM MOORE, and MARTRIL FOSTER waited outside for defendant KANE to notify them when it was a good time to enter and rob the bank.

6. Defendant CALIA KANE sent a text message from inside of the bank to defendants MARQUIS WILSON, MALCOLM MOORE, and MARTRIL FOSTER, thereby triggering the robbery.

7. Defendants MARQUIS WILSON, MALCOLM MOORE, and MARTRIL FOSTER entered the Wells Fargo Bank at approximately 11:15 a.m., wearing masks and dark clothing. Defendant WILSON carried a black duffle bag and defendant MOORE brandished a .40 caliber semiautomatic pistol.

8. Upon entering the bank, defendant MARTRIL FOSTER locked the front door while defendants MARQUIS WILSON and MALCOLM MOORE approached a teller counter.

9. Defendant MALCOLM MOORE pointed his firearm at bank employees and a customer and ordered everyone to get onto the ground and threatened bank tellers to turn over money.

10. Defendant MARQUIS WILSON removed cash from teller drawers as defendant MALCOLM MOORE continued to point the firearm at the employees and customer as they lay on the floor, and as defendant MARTRIL FOSTER also stood guard over the employees and customer.

11. Defendant MARQUIS WILSON stole approximately \$81,059 of the bank's money and fled the bank through the back door, along with defendants MALCOLM MOORE and MARTRIL FOSTER, to their getaway vehicle and fled the area.

12. Defendants MARQUIS WILSON, MALCOLM MOORE, and MARTRIL FOSTER returned to Philadelphia where they met and counted the proceeds of the robbery.

Armed Robbery of the Wells Fargo Bank - November 12, 2013

On or about November 7, 2013:

13. Defendants MARQUIS WILSON, MALCOLM MOORE, MARTRIL FOSTER, and CALIA KANE began discussing their plan to rob another bank.

14. Defendants MARQUIS WILSON, MALCOLM MOORE, MARTRIL FOSTER, and CALIA KANE cased several Wells Fargo banks to select their next bank to rob.

15. Defendant CALIA KANE entered these Wells Fargo banks to determine the layout of each bank as defendants MARQUIS WILSON, MALCOLM MOORE, and MARTRIL

FOSTER remained outside in their vehicle. Upon returning to the vehicle defendant KANE reported her observations to defendants WILSON, MOORE, and FOSTER.

16. Defendants MARQUIS WILSON, MALCOLM MOORE, MARTRIL FOSTER, and CALIA KANE selected the Wells Fargo Bank, located at 200 Schuylkill Road, Phoenixville, Pennsylvania as their next bank to rob.

On or about November 10, 2013:

17. Defendants MARQUIS WILSON, MALCOLM MOORE, MARTRIL FOSTER, and CALIA KANE drove to the Wells Fargo Bank, in Phoenixville, Pennsylvania to determine how long it would take to drive to the bank.

18. Defendants MARQUIS WILSON, MALCOLM MOORE, MARTRIL FOSTER, and CALIA KANE drove to a U-Haul store and rented a van to use in the robbery.

On or about November 11, 2013:

19. Defendants MARQUIS WILSON, MALCOLM MOORE, MARTRIL FOSTER, and CALIA KANE drove to the Wells Fargo Bank in Phoenixville, Pennsylvania to commit the robbery. Upon arriving at the bank, defendants WILSON, MOORE, FOSTER, and KANE learned that the bank was closed so they decided to commit the robbery the following day.

On or about November 12, 2013:

20. Defendants MARQUIS WILSON, MALCOLM MOORE, MARTRIL FOSTER, and CALIA KANE drove to the Wells Fargo Bank in Phoenixville, Pennsylvania. Defendants MOORE and FOSTER drove in the U-Haul van and defendants WILSON and KANE drove in a separate vehicle.

21. Upon arriving at a location near the Wells Fargo Bank in Phoenixville, Pennsylvania, defendant MARQUIS WILSON entered the van with defendants MALCOLM MOORE and MARTRIL FOSTER and drove to the Wells Fargo Bank followed by defendant CALIA KANE in a separate vehicle.

22. Defendant CALIA KANE entered the bank to determine how many customers were present. Defendant KANE then returned to her vehicle and remained there until she observed several customers exit the bank.

23. Defendant KANE then drove from the bank in her vehicle, thereby signaling defendants MARQUIS WILSON, MALCOLM MOORE, and MARTRIL FOSTER that it was safe to enter the bank and commit the armed robbery.

24. Defendant CALIA KANE drove to a predetermined location and awaited the arrival of defendants MARQUIS WILSON, MALCOLM MOORE, and MARTRIL FOSTER.

25. Defendants MARQUIS WILSON, MALCOLM MOORE, and MARTRIL FOSTER entered the bank at approximately 11:00 a.m., wearing masks and dark clothing. Defendant WILSON carried a black duffle bag and defendant MOORE brandished a .40 caliber semiautomatic pistol.

26. Upon entering the bank, defendant MARTRIL FOSTER locked the front door while defendants MARQUIS WILSON and MALCOLM MOORE approached a teller counter.

27. Defendant MALCOLM MOORE pointed the firearm at bank employees and a customer and ordered everyone to get onto the ground and threatened bank tellers to turn over money.

28. Defendant MARQUIS WILSON removed cash from teller drawers as defendant MALCOLM MOORE continued to point his firearm at the employees and customer as they lay on the floor, and as defendant MARTRIL FOSTER also stood guard over the employees and customer.

29. Defendant MARQUIS WILSON stole approximately \$70,470 of the bank's money and fled the bank through the back door along with defendants MALCOLM MOORE and MARTRIL FOSTER to their getaway vehicle the (U-Haul van) and fled the area.

30. Defendants MARQUIS WILSON, MALCOLM MOORE, and MARTRIL FOSTER met defendant CALIA KANE at the predetermined location where defendant WILSON entered the vehicle with defendant KANE and they drove from the area followed by defendants MALCOLM MOORE and MARTRIL FOSTER.

31. Defendants MARQUIS WILSON, MALCOLM MOORE, MARTRIL FOSTER, and CALIA KANE returned to Philadelphia where they met and counted the proceeds of the robbery.

All in violation of Title 18, United States Code, Section 371.

COUNT TWO

THE GRAND JURY FURTHER CHARGES THAT:

1. Paragraphs 1-2 and 4 and Overt Acts 1 through 12 of Count One of this Indictment are incorporated here.

2. On or about November 4, 2013, in Bala Cynwyd, in the Eastern District of Pennsylvania, defendants

**MARQUIS WILSON,
MALCOLM MOORE,
MARTRIL FOSTER, and
CALIA KANE**

knowingly and unlawfully by force and violence, and by intimidation, took, and aided and abetted the unlawful taking, from employees of Wells Fargo Bank, located at 307 Levering Mill Road, Bala Cynwyd, Pennsylvania, lawful currency of the United States, that is, approximately \$81,059, belonging to, and in the care, custody, control, management, and possession of the Wells Fargo Bank, the deposits of which were insured by the Federal Deposit Insurance Corporation, and, in so doing, defendants MARQUIS WILSON, MALCOLM MOORE, MARTRIL FOSTER, and CALIA KANE knowingly and unlawfully assaulted and put in jeopardy the lives of the employees of the Wells Fargo Bank, and other persons, by use of a dangerous weapon, that is, a .40 caliber semiautomatic pistol.

In violation of Title 18, United States Code, Sections 2113(d) and 2.

COUNT THREE

THE GRAND JURY FURTHER CHARGES THAT:

1. Paragraphs 1-2 and 4 and Overt Acts 1 through 12 of Count One of this Indictment are incorporated here.

2. On or about November 4, 2013, in Bala Cynwyd, in the Eastern District of Pennsylvania, defendants

**MARQUIS WILSON,
MALCOLM MOORE,
MARTRIL FOSTER, and
CALIA KANE**

knowingly used and carried, and aided and abetted the use and carrying of, a firearm, that is, a .40 caliber semiautomatic pistol, during and in relation to a crime of violence for which they may be prosecuted in a court of the United States, that is, conspiracy to commit armed bank robbery and armed bank robbery, as charged in Counts One and Two of this indictment, during which the firearm was brandished.

In violation of Title 18, United States Code, Sections 924(c)(1)(A)(ii) and 2.

COUNT FOUR

THE GRAND JURY FURTHER CHARGES THAT:

1. Paragraphs 1 and 4 and Overt Acts 13 through 31 of Count One of this Indictment are incorporated here.

2. On or about November 12, 2013, in Phoenixville, in the Eastern District of Pennsylvania, defendants

**MARQUIS WILSON,
MALCOLM MOORE,
MARTRIL FOSTER, and
CALIA KANE**

knowingly and unlawfully by force and violence, and by intimidation, took, and aided and abetted the unlawful taking, from employees of Wells Fargo Bank, located at 200 Schuylkill Road, Phoenixville, lawful currency of the United States, that is, approximately \$70,470, belonging to, and in the care, custody, control, management, and possession of the Wells Fargo Bank, the deposits of which were insured by the Federal Deposit Insurance Corporation, and, in so doing, defendants MARQUIS WILSON, MALCOLM MOORE, MARTRIL FOSTER, and CALIA KANE knowingly and unlawfully assaulted and put in jeopardy the lives of the employees of the Wells Fargo Bank, and other persons, by use of a dangerous weapon, that is, a .40 caliber semiautomatic pistol.

In violation of Title 18, United States Code, Sections 2113(d) and 2.

COUNT FIVE

THE GRAND JURY FURTHER CHARGES THAT:

1. Paragraphs 1 and 4 and Overt Acts 13 through 31 of Count One of this Indictment are incorporated here.
2. On or about November 12, 2013, in Phoenixville, in the Eastern District of Pennsylvania, defendants

**MARQUIS WILSON,
MALCOLM MOORE,
MARTRIL FOSTER, and
CALIA KANE**

knowingly used and carried, and aided and abetted the use and carrying of, a firearm, that is, a .40 caliber semiautomatic pistol, during and in relation to a crime of violence for which they may be prosecuted in a court of the United States, that is, conspiracy to commit armed bank robbery and armed bank robbery, as charged in Counts One and Four of this indictment, during which the firearm was brandished.

In violation of Title 18, United States Code, Sections 924(c)(1)(A)(ii) and 2.

A TRUE BILL:

GRAND JURY FOREPERSON



ZANE DAVID MEMEGER
United States Attorney