

AO 257 (Rev. 6/78)

**DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT**

BY:  COMPLAINT  INFORMATION  INDICTMENT  
 SUPERSEDING

**OFFENSE CHARGED**

18 U.S.C. § 2113(a) - Bank Robbery

- Petty
- Minor
- Misdemeanor
- Felony

**PENALTY:** Maximum Imprisonment: 20 years  
 Maximum Fine: \$250,000  
 Maximum Supervised Release: 3 Years  
 Mandatory Special Assessment: \$100 per count  
 Forfeiture

**CR**

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

NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

FILED  
2014 AUG 14 P 2:27

DEFENDANT - U.S.

JOSHUA JAMES METOXEN

DISTRICT COURT NUMBER

**14 436**

YGR

**PROCEEDING**

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

Federal Bureau of Investigation

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 reprosecution of charges previously dismissed which were dismissed on motion of:

U.S. ATTORNEY  DEFENSE

SHOW DOCKET NO.

this prosecution relates to a pending case involving this same defendant

MAGISTRATE CASE NO.

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

4-13-70446 MAG

Name and Office of Person Furnishing Information on this form

MELINDA HAAG

U.S. Attorney  Other U.S. Agency

Name of Assistant U.S. Attorney (if assigned)

CHRISTINA McCALL, AUSA

This report amends AO 257 previously submitted

**ADDITIONAL INFORMATION OR COMMENTS**

**PROCESS:**

SUMMONS  NO PROCESS\*  WARRANT

Bail Amount: NO BAIL

If Summons, complete following:

Arraignment  Initial Appearance

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

Defendant Address:

Date/Time: \_\_\_\_\_ Before Judge: \_\_\_\_\_

Comments:

# United States District Court

FOR THE  
NORTHERN DISTRICT OF CALIFORNIA

VENUE: Oakland

FILED

2014 AUG 14 P 2:27

CLERK OF DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

v.

JOSHUA JAMES METOXEN,

**CR 14 436**

**YGR**

DEFENDANT.

**SUPERSEDING INDICTMENT**

18 U.S.C. § 2113(a) - Bank Robbery

A true bill.

*Nancy J. Peterson*  
Foreman

Filed in open court this 14<sup>th</sup> day of

August 2014

*Jim Jamel*  
Clerk

Bail, \$ NO PROCS

*Nathanael Cousins*  
Nathanael Cousins  
United States Magistrate Judge

FILED  
2014 AUG 14 P 2:27  
U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

1 MELINDA HAAG (CABN 132612)  
2 United States Attorney

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8 UNITED STATES DISTRICT COURT  
9 NORTHERN DISTRICT OF CALIFORNIA  
10 OAKLAND DIVISION

YGR

11 **CR 14 436**

12 UNITED STATES OF AMERICA,  
13 Plaintiff,  
14 v.  
15 JOSHUA JAMES METOXEN,  
16 Defendant.

) NO.  
) VIOLATIONS: 18 U.S.C. § 2113(a) – Bank Robbery;  
) 18 U.S.C. § 981(a)(1)(C), 28 U.S.C. § 2461(c) –  
) Forfeiture

17  
18 INDICTMENT

19 The Grand Jury charges:

20 COUNT ONE: (18 U.S.C. § 2113(a) –Bank Robbery)

21 On or about February 23, 2013, in the Northern District of California, the defendant,

22 JOSHUA JAMES METOXEN,

23 did knowingly, and by force, violence and intimidation, take from the persons and presence of  
24 employees of the US Bank, located at 2505 San Ramon Valley Boulevard, in San Ramon, California,  
25 currency belonging to and in the care, custody, control, management, and possession of that Bank, the  
26 deposits of which were then insured by the Federal Deposit Insurance Corporation, all in violation of  
27 Title 18, United States Code, Section 2113(a).

28  
4

1 COUNT TWO: (18 U.S.C. § 2113(a) –Bank Robbery)

2 On or about February 27, 2013 in the Northern District of California, the defendant,  
3 JOSHUA JAMES METOXEN,  
4 did knowingly, and by force, violence and intimidation, take from the persons and presence of  
5 employees of the West America Bank, located at 21058 Calistoga Road, in Middletown, California,  
6 currency belonging to and in the care, custody, control, management, and possession of that Bank, the  
7 deposits of which were then insured by the Federal Deposit Insurance Corporation, all in violation of  
8 Title 18, United States Code, Section 2113(a).

9 COUNT THREE: (18 U.S.C. § 2113(a) –Bank Robbery)

10 On or about March 5, 2013, in the Northern District of California, the defendant,  
11 JOSHUA JAMES METOXEN,  
12 did knowingly, and by force, violence and intimidation, take from the persons and presence of  
13 employees of the US Bank, located at 1535 Landess Avenue, in Milpitas, California, currency belonging  
14 to and in the care, custody, control, management, and possession of that Bank, the deposits of which  
15 were then insured by the Federal Deposit Insurance Corporation, all in violation of Title 18, United  
16 States Code, Section 2113(a).

17 COUNT FOUR: (18 U.S.C. § 2113(a) –Bank Robbery)

18 On or about March 7, 2013, in the Northern District of California, the defendant,  
19 JOSHUA JAMES METOXEN,  
20 did knowingly, and by force, violence and intimidation, take from the persons and presence of  
21 employees of the Tri-Counties Bank, located at 21097 Calistoga Road, in Middletown, California,  
22 currency belonging to and in the care, custody, control, management, and possession of that Bank, the  
23 deposits of which were then insured by the Federal Deposit Insurance Corporation, all in violation of  
24 Title 18, United States Code, Section 2113(a).

25 COUNT FIVE: (18 U.S.C. § 2113(a) –Bank Robbery)

26 On or about March 18, 2013, in the Northern District of California, the defendant,  
27 JOSHUA JAMES METOXEN,  
28 did knowingly, and by force, violence and intimidation, take from the persons and presence of

1 employees of the US Bank, located at 155 Crescent Plaza, in Pleasant Hill, California, currency  
 2 belonging to and in the care, custody, control, management, and possession of that Bank, the deposits of  
 3 which were then insured by the Federal Deposit Insurance Corporation, all in violation of Title 18,  
 4 United States Code, Section 2113(a).

5 COUNT SIX: (18 U.S.C. § 2113(a) –Bank Robbery)

6 On or about March 20, 2013, in the Northern District of California, the defendant,

7 JOSHUA JAMES METOXEN,

8 did knowingly, and by force, violence and intimidation, take from the persons and presence of  
 9 employees of the US Bank, located at 1535 Landess Avenue, in Milpitas, California, currency belonging  
 10 to and in the care, custody, control, management, and possession of that Bank, the deposits of which  
 11 were then insured by the Federal Deposit Insurance Corporation, all in violation of Title 18, United  
 12 States Code, Section 2113(a).

13 COUNT SEVEN: (18 U.S.C. § 2113(a) –Bank Robbery)

14 On or about March 21, 2013, in the Northern District of California, the defendant,

15 JOSHUA JAMES METOXEN,

16 did knowingly, and by force, violence and intimidation, take from the persons and presence of  
 17 employees of the US Bank, located at 20629 Redwood <sup>Road typ smth</sup> Avenue, in Castro Valley, California, currency  
 18 belonging to and in the care, custody, control, management, and possession of that Bank, the deposits of  
 19 which were then insured by the Federal Deposit Insurance Corporation, all in violation of Title 18,  
 20 United States Code, Section 2113(a).

21 COUNT EIGHT: (18 U.S.C. § 2113(a) –Bank Robbery)

22 On or about March 26, 2013, in the Northern District of California, the defendant,

23 JOSHUA JAMES METOXEN,

24 did knowingly, and by force, violence and intimidation, take from the persons and presence of  
 25 employees of the US Bank, located at 2300 Mendocino Avenue, in Santa Rosa, California, currency  
 26 belonging to and in the care, custody, control, management, and possession of that Bank, the deposits of  
 27 which were then insured by the Federal Deposit Insurance Corporation, all in violation of Title 18,  
 28 United States Code, Section 2113(a).

1 FORFEITURE ALLEGATION: (18 U.S.C. § 981(a)(1)(C), 28 U.S.C. § 2461(c))

2 The allegations contained in Counts One through Eight of this Indictment are re-alleged and by  
3 this reference fully incorporated herein for the purpose of alleging forfeiture pursuant to the provisions  
4 of alleging forfeiture pursuant to the provisions of 18 U.S.C. § 981(a)(1)(C) and 28 U.S.C. § 2461(c).

5 Upon a conviction for the offenses alleged in Counts One through Eight above, the defendant,  
6 JOSHUA JAMES METOXEN;

7 shall forfeit to the United States any property real or personal, which constitutes or is derived from  
8 proceeds traceable to a violation of 18 U.S.C. § 2113(a) as charged in Counts One through Eight,  
9 including but not limited to the following property:

10 \$17,251.

11 If, as a result of any act of omission of the defendant, any of said property

- 12 a. cannot be located upon the exercise of due diligence;
- 13 b. has been transferred or sold to, or deposited with, a third person;
- 14 c. has been placed beyond the jurisdiction of the Court;
- 15 d. has been substantially diminished in value; or
- 16 e. has been commingled with other property which cannot be divided without difficulty;

17 any and all interest defendant have in other property, up to the value of the property, namely \$17,251  
18 shall be forfeited to the United States pursuant to 21 U.S.C. § 853(p), as incorporated in 28 U.S.C.  
19 § 2461(c).

20 DATED: August 14, 2014

A TRUE BILL.

21 Nancy J. Peterson  
22 FOREPERSON

23 MELINDA HAAG  
24 United States Attorney

25 Thomas E. Stevens  
26 THOMAS E. STEVENS  
27 Chief, Oakland Branch

28 (Approved as to form: John McCall  
AUSA McCall