

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

UNITED STATES OF AMERICA)	No.
)	
v.)	Violations: Title 18, United States Code,
)	Sections 371, 922(g)(1), 924(c)(1)(A)(i),
AARON RUSSELL and)	2113(a), ¶ 2, and 2
ROBERTO FAVELA)	

COUNT ONE

The SPECIAL SEPTEMBER 2012 GRAND JURY charges:

1. In or about May 2013, at Chicago and Richmond, in the Northern District of Illinois, and elsewhere,

AARON RUSSELL and
ROBERTO FAVELA,

defendants herein, did conspire with each other, and with Tony Starnes and others known and unknown, to commit an offense against the United States, namely, bank robbery, in violation of Title 18, United States Code, Section 2113(a), ¶ 1.

2. It was part of the conspiracy that RUSSELL, FAVELA, and Starnes agreed to rob the Associated Bank located at 10910 N. Main Street, Richmond, Illinois 60071 (“the Associated Bank”), which was then insured by the Federal Deposit Insurance Corporation.

3. It was further part of the conspiracy that RUSSELL, FAVELA, and Starnes agreed among themselves on the roles each of them would play during the robbery.

4. It was further part of the conspiracy that RUSSELL, FAVELA, and Starnes transported and possessed firearms to be used during the robbery.

Overt Acts

5. In furtherance of and to effect the objects of the conspiracy, RUSSELL, FAVELA, and Starnes did commit and cause to be committed the following overt acts, among others:

(a) On or about May 10, 2013, RUSSELL, FAVELA, and Starnes traveled from Chicago, Illinois to the immediate vicinity of the Associated Bank in Richmond, Illinois.

(b) On or about May 10, 2013, RUSSELL, FAVELA, and Starnes possessed firearms that were to be used to rob the Associated Bank.

(c) On or about May 10, 2013, RUSSELL, FAVELA, and Starnes attempted to enter the Associated Bank to commit a felony or larceny therein.

In violation of Title 18, United States Code, Section 371.

COUNT TWO

The SPECIAL SEPTEMBER 2012 GRAND JURY further charges:

On or about May 10, 2013, at Chicago and Richmond, in the Northern District of Illinois,
and elsewhere,

AARON RUSSELL, and
ROBERTO FAVELA,

defendants herein, knowingly carried a firearm, namely, a loaded Taurus .45 caliber revolver bearing an obliterated serial number, a loaded Smith and Wesson .38 caliber revolver bearing serial number CFK3031, a loaded Taurus .45 caliber pistol bearing serial number ND076407, and a loaded Smith and Wesson .40 caliber pistol bearing serial number RAV 3578, during and in relation to a crime of violence for which they may be prosecuted in a court of the United States, namely, conspiracy to commit bank robbery, in violation of Title 18, United States Code, Section 371, as charged in Count One of this Indictment;

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

COUNT THREE

The SPECIAL SEPTEMBER 2012 GRAND JURY further charges:

On or about May 10, 2013, at Richmond, in the Northern District of Illinois, and elsewhere,

AARON RUSSELL and
ROBERTO FAVELA,

defendants herein, did attempt to enter a bank, namely, the Associated Bank located at 10910 N. Main Street, Richmond, Illinois 60071, which was used in whole or in part as a bank, and the deposits of which were then insured by the Federal Deposit Insurance Corporation, with the intent to commit in such bank any felony affecting the bank, namely bank robbery for force and violence and intimidation, in violation of Title 18, United States Code, Section 2113(a), ¶ 1;

In violation of Title 18, United States Code, Section 2113(a), ¶ 2, and 2.

COUNT FOUR

The SPECIAL SEPTEMBER 2012 GRAND JURY further charges:

On or about May 10, 2013, at Chicago, in the Northern District of Illinois, and elsewhere,

AARON RUSSELL,

defendant herein, having previously been convicted of a crime punishable by a term of imprisonment exceeding one year, did knowingly possess, in and affecting interstate commerce, a firearm, namely, a loaded Taurus .45 caliber revolver bearing an obliterated serial number, a loaded Smith and Wesson .38 caliber revolver bearing serial number CFK3031, and a loaded Taurus .45 caliber pistol bearing serial number ND076407, which firearm had traveled in interstate commerce prior to the defendant's possession of the firearm;

In violation of Title 18, United States Code, Section 922(g)(1).

FORFEITURE ALLEGATION

The SPECIAL SEPTEMBER 2012 GRAND JURY further alleges:

1. The allegations contained in this Indictment are realleged and incorporated herein by reference for the purpose of alleging forfeiture pursuant to Title 18, United States Code, Section 924(d)(1) and Title 28, United States Code, Section 2461(c).

2. As a result of their violation of Title 18, United States Code, Sections 922(g)(1), 924(c)(a)(A)(i), and 2, as alleged in Counts Two and Four of the foregoing Indictment,

AARON RUSSELL and
ROBERTO FAVELA,

defendants herein, shall forfeit to the United States, pursuant to Title 18, United States Code, Section 924(d)(1) and Title 28, United States Code, Section 2461(c), any and all right, title, and interest they may have in any property involved in the charged offenses.

3. The interest of the defendants subject to forfeiture pursuant to Title 18, United States Code, Section 924(d)(1) and Title 28, United States Code, Section 2461(c) is: a Taurus .45 caliber revolver bearing an obliterated serial number and associated ammunition, a Smith and Wesson .38 caliber revolver bearing serial number CFK3031 and associated ammunition, a Taurus .45 caliber pistol bearing serial number ND076407 and associated ammunition, and a loaded Smith and Wesson .40 caliber pistol bearing serial number RAV 3578 and associated ammunition.

All pursuant to Title 18, United States Code, Section 924(d)(1) and Title 28, United States Code, Section 2461(c).

A TRUE BILL:

FOREPERSON

UNITED STATES ATTORNEY