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FILED

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CLERK, U.S. DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

BY _____
DEPUTY CLERK

6 Attorneys for Plaintiff
United States of America
7

8 IN THE UNITED STATES DISTRICT COURT
9 EASTERN DISTRICT OF CALIFORNIA

10 UNITED STATES OF AMERICA,
11
Plaintiff,
12
v.
13 MARQUEZ JETER,
14
Defendant.
15

CASE NO. **2:19 - CR - 0075 TLN**

18 U.S.C. § 922(a)(1)(A) – Unlawful Dealing in
Firearms; 18 U.S.C. § 922(g)(1) – Felon in
Possession of Firearms (3 Counts); 18 U.S.C. §
922(o) – Illegal Possession of a Machinegun; 18
U.S.C. § 924(d)(1) and 28 U.S.C. § 2461(c) –
Criminal Forfeiture

16
17 INDICTMENT

18 COUNT ONE: [18 U.S.C. § 922(a)(1)(A) – Unlawful Dealing in Firearms]

19 The Grand Jury charges: T H A T

20 MARQUEZ JETER,

21 defendant herein, between on or about August 29, 2018, and continuing until on or about April 11, 2019,
22 in San Joaquin County and Sacramento County, State and Eastern District of California and elsewhere,
23 not being a licensed dealer of firearms as described in Title 18, United States Code, Section 923, did
24 willfully engage in the business of dealing in firearms, all in violation of Title 18, United States Code,
25 Section 922(a)(1)(A).

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1 COUNT TWO: [18 U.S.C. § 922(g)(1) – Felon in Possession of Firearms]

2 The Grand Jury further charges: T H A T

3 MARQUEZ JETER,

4 defendant herein, on or about October 30, 2018, in Sacramento County, State and Eastern District of
5 California, having been convicted of a crime punishable by a term of imprisonment exceeding one year,
6 specifically:

- 7 (1) Possession for Sale of a Controlled Substance, in violation of California Health & Safety
8 Code § 11351, on or about July 27, 2000, in Alameda County, California;
- 9 (2) Felon in Possession of a Firearm, in violation of 18 U.S.C. § 922(g), on or about March 3,
10 2003, in the Northern District of California; and
- 11 (3) Possession for Sale of a Controlled Substance, in violation of California Health & Safety
Code § 11351, on or about August 31, 2016, in Contra Costa County, California;

12 did knowingly possess firearms, specifically, a Glock 19 handgun with serial number VFS358, a Glock
13 35 handgun with serial number RUV864, a Hermann Weihrauch Model Windicator revolver with serial
14 number 1722858, and a Ruger Model LCR handgun with serial number 546-53110, in and affecting
15 commerce, in that all said firearms had previously been transported in interstate and foreign commerce
16 in violation of Title 18, United States Code, Section 922(g)(1).

17 COUNT THREE: [18 U.S.C. § 922(g)(1) – Felon in Possession of a Firearm]

18 The Grand Jury further charges: T H A T

19 MARQUEZ JETER,

20 defendant herein, on or about March 13, 2019, in Sacramento County, State and Eastern District of
21 California, having been convicted of a crime punishable by a term of imprisonment exceeding one year,
22 specifically:

- 23 (1) Possession for Sale of a Controlled Substance, in violation of California Health & Safety
24 Code § 11351, on or about July 27, 2000, in Alameda County, California;
- 25 (2) Felon in Possession of a Firearm, in violation of 18 U.S.C. § 922(g), on or about March 3,
26 2003, in the Northern District of California; and
- 27 (3) Possession for Sale of a Controlled Substance, in violation of California Health & Safety
28 Code § 11351, on or about August 31, 2016, in Contra Costa County, California;

1 did knowingly possess a firearm, specifically, a Glock 22C machinegun with serial number KLR939, in
2 and affecting commerce, in that said firearm had previously been transported in interstate and foreign
3 commerce, in violation of Title 18, United States Code, Section 922(g)(1).

4 COUNT FOUR: [18 U.S.C. § 922(o) – Illegal Possession of a Machinegun]

5 The Grand Jury further charges: T H A T

6 MARQUEZ JETER,

7 defendant herein, on or about March 13, 2019, in Sacramento County, State and Eastern District of
8 California, did knowingly possess a machine gun, as defined in Title 26, United States Code, Section
9 5845(b), specifically, a Glock Model 22C .40-caliber machinegun marked with serial number KLR939,
10 in violation of Title 18, United States Code, Section 922(o).

11 COUNT FIVE: [18 U.S.C. § 922(g)(1) – Felon in Possession of Firearms]

12 The Grand Jury further charges: T H A T

13 MARQUEZ JETER,

14 defendant herein, on or about April 11, 2019, in Sacramento County, State and Eastern District of
15 California, having been convicted of a crime punishable by a term of imprisonment exceeding one year,
16 specifically:

- 17 (1) Possession for Sale of a Controlled Substance, in violation of California Health & Safety
18 Code § 11351, on or about July 27, 2000, in Alameda County, California;
- 19 (2) Felon in Possession of a Firearm, in violation of 18 U.S.C. § 922(g), on or about March 3,
20 2003, in the Northern District of California; and
- 21 (3) Possession for Sale of a Controlled Substance, in violation of California Health & Safety
Code § 11351, on or about August 31, 2016, in Contra Costa County, California;

22 did knowingly possess firearms, specifically, an Aero Precision X-15 handgun with serial number
23 obliterated, a Savage Arms MSR-15 rifle with serial number obliterated, an FNH USA FNS-9 handgun
24 with serial number obliterated, a Springfield Armory XD-40 handgun with serial number obliterated, a
25 Beretta APX handgun with serial number obliterated, a Glock 34 handgun with serial number
26 obliterated, a Glock 22 handgun with serial number obliterated, a Beretta BU9 Nano handgun with serial
27 number NU152247, a Springfield Armory XD-45 handgun with serial number GM494534, a Springfield
28 Armory-XD-45sc handgun with serial number obliterated, a Glock 22 handgun with serial number

1 obliterated, a Glock 26 handgun with serial number obliterated, a Smith & Wesson M&P 15-22, 22LR
2 rifle with serial number obliterated, an Umarex HK 416D, 22LR rifle with serial number obliterated, and
3 a FNH USA 9mm handgun with serial number GKS0017200, in and affecting commerce, in that all said
4 firearms had previously been transported in interstate and foreign commerce in violation of Title 18,
5 United States Code, Section 922(g)(1).

6 FORFEITURE ALLEGATION: [18 U.S.C. § 924(d)(1) and 28 U.S.C. § 2461(c) – Criminal Forfeiture]

7 1. Upon conviction of the offenses alleged in Counts One through Five of this Indictment,
8 defendant MARQUEZ JETER shall forfeit to the United States pursuant to Title 18, United States Code,
9 Section 924(d)(1) and Title 28, United States Code, Section 2461(c), any firearms and ammunition
10 involved in or used in the knowing commission of the offense(s) of conviction.

11 2. If any property subject to forfeiture, as a result of the offenses alleged in Counts One
12 through Five of this Indictment, for which defendant is convicted:


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

19 it is the intent of the United States, pursuant to Title 21, United States Code, Section 853(p), as
20 incorporated by Title 28, United States Code, Section 2461(c), to seek forfeiture of any other property of
21 defendant, up to the value of the property subject to forfeiture.

22 A TRUE BILL.

23 **/s/ Signature on file w/AUSA**

24 _____
25 FOREPERSON

26 
27 _____
28 McGREGOR W. SCOTT
United States Attorney

No. **2:19 - CR - 0075 TLN** **ILL**

UNITED STATES DISTRICT COURT

Eastern District of California

Criminal Division

THE UNITED STATES OF AMERICA

vs.

MARQUEZ JETER

INDICTMENT

VIOLATION(S): 18 U.S.C. § 922(a)(1)(A) – Unlawful Dealing in Firearms;
18 U.S.C. § 922(g)(1) – Felon in Possession of a Firearm (3 Counts);
18 U.S.C. §922(o) – Illegal Possession of a Machinegun;
18 U.S.C. § 924(d)(1) and 28 U.S.C. § 2461(c) – Criminal Forfeiture

A true bill,

/s/ Signature on file w/AUSA

Foreman.

Filed in open court this 25 day

of April, A.D. 20 19

Clerk.

Bail, \$ **NO PROCESS NECESSARY**

2:19 - CR - 0075 TLN
United States v. Marquez Jeter
Penalties for Indictment

COUNT 1:

VIOLATION: 18 U.S.C. § 922(a)(1)(A) – Unlawful Dealing in Firearms

PENALTIES: Not more than 60 months,
Not more than \$250,000 fine or both
A three-year term of Supervised Release

SPECIAL ASSESSMENT: \$100 (mandatory)

COUNT 2-4:

VIOLATION: 18 U.S.C. § 922(g) – Felon in possession of firearm

PENALTIES: Not more than 120 months,
Not more than \$250,000 fine or both
A three-year term of Supervised Release

SPECIAL ASSESSMENT: \$100 (mandatory)

COUNT 5:

VIOLATION: 18 U.S.C. § 922(o) – Illegal Possession of a Machinegun

PENALTIES: Not more than 120 months,
Not more than \$250,000 fine or both
A three-year term of Supervised Release

SPECIAL ASSESSMENT: \$100 (mandatory)

FORFEITURE ALLEGATION:

VIOLATION: 18 U.S.C. § 924(d)(1) and 28 U.S.C. § 2461(c) - Criminal Forfeiture

PENALTIES: As stated in the charging document