

Eastern District of Kentucky
FILED

MAR 22 2018

AT LONDON
ROBERT R. CARR
CLERK U.S. DISTRICT COURT

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF KENTUCKY
CENTRAL DIVISION
LEXINGTON**

UNITED STATES OF AMERICA

V.

INDICTMENT NO. 5:18-cr-34-DCR-REW

**TRISTAN H. KELLY and
CODY T. RITCHEY**

* * * * *

THE GRAND JURY CHARGES:

**COUNT 1
18 U.S.C. § 1038**

On or about February 17, 2018, in Jessamine County, in the Eastern District of Kentucky, and elsewhere,

**TRISTAN H. KELLY and
CODY T. RITCHEY**

intentionally conveyed false and misleading information, to wit: a series of social media posts threatening that an individual would attack one or more Jessamine County schools with firearms, under circumstances where such information may reasonably have been believed and indicated that an activity would take place that would constitute a violation of Chapter 44 of Title 18, United States Code, specifically the possession or discharge of a firearm in a school zone, in violation of 18 U.S.C. § 922(q).

All in violation of 18 U.S.C. § 1038.

COUNT 2
18 U.S.C. § 2261A(2)

On or about February 17, 2018, in Jessamine County, in the Eastern District of Kentucky, and elsewhere,


TRISTAN H. KELLY, and
CODY T. RITCHEY,

with the intent to harass and intimidate K.S., used an electronic communication service and an electronic communication system of interstate commerce, to wit, Snapchat, to engage in a course of conduct that caused, attempted to cause, and would be reasonably expected to cause substantial emotional distress to K.S.

All in violation of 18 U.S.C. § 2261A(2).

A TRUE BILL


FOREPERSON


ROBERT M. DUNCAN, JR.
UNITED STATES ATTORNEY

PENALTIES

COUNT 1: Imprisonment for not more than 5 years, fine of not more than \$250,000, and supervised release for not more than 3 years.

COUNT 2: Imprisonment for not more than 5 years, fine of not more than \$250,000, and supervised release for not more than 3 years.

If in violation of a prior court order, pursuant to 18 U.S.C.

§ 2261(b)(6): Imprisonment for not less than 1 year and not more than 5 years, fine of not more than \$250,000, and supervised release for not more than 3 years.

PLUS: Mandatory special assessment of \$100.

PLUS: Restitution, if applicable.