

FILED
U.S. DISTRICT COURT
EASTERN DISTRICT OF LA.
2019 MAR 21 P 12:47
WILLIAM W. BLEVINS
CLERK

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA

FELONY

INDICTMENT FOR VIOLATION
OF THE FEDERAL GUN CONTROL AND NATIONAL FIREARMS ACTS

UNITED STATES OF AMERICA

* CRIMINAL DOCKET NO.

19-00054

v.

* SECTION:

SECT. R MAG. 2

DAVID JOSEPH HUNTER

* VIOLATIONS:

- 18 U.S.C. § 2
- 18 U.S.C. § 922(j)
- 18 U.S.C. § 922(n)
- 18 U.S.C. § 924(a)(1)(D)
- 18 U.S.C. § 924(a)(2)
- 26 U.S.C. § 5841
- 26 U.S.C. § 5861(d)
- 26 U.S.C. § 5871

* * *

The Grand Jury charges that:

COUNT 1

On or about between December 3, 2016 and May 12, 2017, in the Eastern District of Louisiana and elsewhere, the defendant, **DAVID JOSEPH HUNTER**, did knowingly receive, possess, conceal, store, sell, and dispose stolen firearms, to wit:

- a. a DPMS Model LR-308, .308 caliber semi-automatic rifle, serial number 28750;

Fee _____
 Process _____
 Dkt'd _____
 CtRmDep _____
 Dqc. No. _____

- b. a Magnum Research Model Desert Eagle, .50 caliber semi-automatic pistol, serial number 36200016;
- c. a Marlin Model 981T, .22 caliber rifle, serial number 91612055;
- d. a Walther Model P38, 9 millimeter caliber semi-automatic pistol, serial number unknown;
- e. a Browning Model 1885 (NRA Edition), .45-70 caliber rifle, serial number 01547MY371;
- f. a Winchester Model 9422M, .22 caliber rifle, serial number F112950;
- g. a Winchester Model 1892, .38-40 caliber rifle, serial number 180289;
- h. a Rock River Arms Model AR-15, .223 caliber semi-automatic rifle, serial number unknown;
- i. a New England Arms Model SB2, .45-70 caliber rifle, serial number NW288810;
- j. a Bushmaster Model XM15-E2S, .223 caliber lower receiver, serial number L380236; and
- k. a Ligamec Corporation Model Ultralite 50, .50 caliber upper receiver, serial number 05-0113,

which previously had been shipped and transported in interstate commerce, either before or after they were stolen, while knowing or having reasonable cause to believe the firearms were stolen; all in violation of Title 18, United States Code, Sections 922(j) and 924(a)(2).

COUNT 2

On or about between December 3, 2016 and May 12, 2017, in the Eastern District of Louisiana and elsewhere, the defendant, **DAVID JOSEPH HUNTER**, who was then under indictment for a crime punishable by imprisonment for a term exceeding one year, to wit: charged on August 9, 2016, in Criminal District Court for the Parish of Orleans, Case Number 530-225 "I," for Second Degree Kidnapping and Second Degree Rape, in violation of LA-R.S. 14:44.1 and

14:42.1, did willfully transport in interstate commerce, from Tylertown, Mississippi to the Eastern District of Louisiana, and willfully receive firearms, to wit:

- a. a DPMS Model LR-308, .308 caliber semi-automatic rifle, serial number 28750;
- b. a Magnum Research Model Desert Eagle, .50 caliber semi-automatic pistol, serial number 36200016;
- c. a Marlin Model 981T, .22 caliber rifle, serial number 91612055;
- d. a Walther Model P38, 9 millimeter caliber semi-automatic pistol, serial number unknown;
- e. a Browning Model 1885 (NRA Edition), .45-70 caliber rifle, serial number 01547MY371;
- f. a Winchester Model 9422M, .22 caliber rifle, serial number F112950;
- g. a Winchester Model 1892, .38-40 caliber rifle, serial number 180289;
- h. a Rock River Arms Model AR-15, .223 caliber semi-automatic rifle, serial number unknown;
- i. a New England Arms Model SB2, .45-70 caliber rifle, serial number NW288810;
- j. a Bushmaster Model XM15-E2S, .223 caliber lower receiver, serial number L380236; and
- k. a Ligamec Corporation Model Ultralite 50, .50 caliber upper receiver, serial number 05-0113,

said firearms having been shipped and transported in interstate commerce, all in violation of Title 18, United States Code, Sections 922(n) and 924(a)(1)(D).

COUNT 3

On or about between December 3, 2016 and May 12, 2017, in the Eastern District of Louisiana and elsewhere, the defendant, **DAVID JOSEPH HUNTER**, knowingly received and possessed a firearm silencer, to wit: a Tactical Innovations Incorporated Model TAC-16, .223 suppressor, serial number 1691150, not registered to him in the National Firearms Registration

and Transfer Record, in violation of Title 26, United State Code, Sections 5841, 5861(d), and 5871.

NOTICE OF FIREARM FORFEITURE

1. The allegations of Counts 1-2 of this Indictment are realleged and incorporated by reference as though set forth fully herein for the purpose of alleging forfeiture to the United States of America pursuant to the provisions of Title 18, United States Code, Section 924(d)(1) and Title 28, United States Code, Section 2461(c). The allegations of Count 3 of this Indictment are realleged and incorporated by reference as though set forth fully herein for the purpose of alleging forfeiture to the United States of America pursuant to the provisions of Title 26, United States Code, Section 5872 and Title 28, United States Code, Section 2461(c).

2. As a result of the offenses alleged in Counts 1-2, defendant, **DAVID JOSEPH HUNTER**, 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, any firearm or ammunition, which was involved in or used in a knowing violation of Title 18, United States Code, Sections 922(j) and (n), as alleged in Counts 1-2 of the Indictment. As a result of the offense alleged in Count 3, defendant, **DAVID JOSEPH HUNTER**, shall forfeit to the United States pursuant to Title 26, United States Code, Section 5872 and Title 28, United States Code, Section 2461, any firearm involved in violation of Title 26, United State Code, Sections 5841, 5861(d), and 5871.

3. If any of the property subject to forfeiture pursuant to Paragraph 2 of this Notice of Forfeiture, as a result of any act or omission of the defendant:

- a. cannot be located upon the exercise of due diligence;
- b. has been transferred or sold to, or deposited with, a third person;

- c. has been placed beyond the jurisdiction of the Court;
- d. has been substantially diminished in value; or
- e. has been commingled with other property which cannot be subdivided without difficulty;

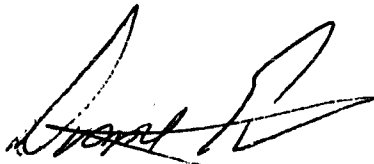
it is the intent of the United States, pursuant to Title 21, United States Code, Section 853(p), to seek forfeiture of any other property of said defendant up to the value of the above forfeitable property.

All in violation of Title 18, United States Code, Sections 922(g)(1) and 924(d)(1) and Title 26, United States Code, section 5872.

A TRUE BILL; 


FOREPERSON

PETER G. STRASSER
UNITED STATES ATTORNEY



DUANE A. EVANS
Assistant United States Attorney
Bar. Roll No. 24086

New Orleans, Louisiana
March 21, 2019