

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

UNITED STATES OF AMERICA : **CRIMINAL NO.** _____
 :
v. : **DATE FILED:** _____
JERMAINE McCLARY : **VIOLATIONS:**
 :
 : **21 U.S.C. § 841(a)(1) (possession with**
 : **intent to distribute cocaine - 1 count)**
 : **21 U.S.C. § 841(a)(1) (possession with**
 : **intent to distribute heroin - 1 count)**
 : **18 U.S.C. § 924(c)(1) (possession of**
 : **firearm in furtherance of a drug**
 : **trafficking crime -1 count)**
 : **18 U.S.C. § 922(g)(1) (possession of a**
 : **firearm by a convicted felon - 2 counts)**
 : **Notice of forfeiture**

INDICTMENT

COUNT ONE

THE GRAND JURY CHARGES THAT:

On or about November 10, 2014, in Reading, in the Eastern District of
Pennsylvania, defendant

JERMAINE McCLARY

knowingly and intentionally possessed with intent to distribute a mixture and substance
containing a detectable amount of cocaine, a Schedule II controlled substance.

In violation of Title 21, United States Code, Section 841(a)(1), (b)(1)(C).

COUNT TWO

THE GRAND JURY FURTHER CHARGES THAT:

On or about November 10, 2014, in Reading, in the Eastern District of
Pennsylvania, defendant

JERMAINE McCLARY

knowingly and intentionally possessed with intent to distribute a mixture and substance
containing a detectable amount of heroin, a Schedule I controlled substance.

In violation of Title 21, United States Code, Section 841(a)(1), (b)(1)(C).

COUNT THREE

THE GRAND JURY FURTHER CHARGES THAT:

On or about November 10, 2014, in Reading, in the Eastern District of Pennsylvania, defendant

JERMAINE McCLARY

knowingly possessed a firearm, that is, a Smith and Wesson, .38 caliber revolver, serial number serial number BKP60510, in furtherance of a drug trafficking crime for which he may be prosecuted in a court of the United States, that is, possession with the intent to distribute a controlled substance, in violation of Title 21 United States Code, Section 841(a)(1), (b)(1)(C).

In violation of Title 18, United States Code, Section 924(c)(1).

COUNT FOUR

THE GRAND JURY FURTHER CHARGES THAT:

On or about November 10, 2014, in Reading, in the Eastern District of Pennsylvania, defendant

JERMAINE McCLARY,

having been convicted in a court of the Commonwealth of Pennsylvania of a crime punishable by imprisonment for a term exceeding one year, knowingly possessed in and affecting interstate commerce a firearm, that is, a Smith and Wesson .38 caliber revolver, serial number BKP6051, loaded with four rounds of ammunition.

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

COUNT FIVE

THE GRAND JURY FURTHER CHARGES THAT:

On or about October 21, 2014, in Reading, in the Eastern District of Pennsylvania, defendant

JERMAINE McCLARY,

having been convicted in a court of the Commonwealth of Pennsylvania of a crime punishable by imprisonment for a term exceeding one year, knowingly possessed in and affecting interstate commerce a firearm, that is, a Springfield Armory, Model XD40 .40 caliber semiautomatic pistol, serial number US352456, loaded with six rounds of .40 caliber ammunition, one of which was in the firing chamber.

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

NOTICE OF FORFEITURE

THE GRAND JURY FURTHER CHARGES THAT:

As a result of the violation of Title 18, United States Code, Section 922(g)(1), set forth in this indictment, defendant

JERMAINE McCLARY

shall forfeit to the United States of America the firearm and ammunition involved in the commission of such offense, including, but not limited to:

- (1) a Smith and Wesson .38 caliber revolver, serial number BKP6051;
- (2) four live rounds of .38 caliber ammunition;
- (3) a Springfield Armory, Model XD40 .40 caliber semiautomatic pistol, serial number US352456; and
- (4) six rounds of .40 caliber ammunition.

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

A TRUE BILL:

FOREPERSON



ZANE DAVID MEMEGER
United States Attorney