

FILED

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF FLORIDA  
ORLANDO DIVISION

2016 JUL 20 PM 4:27  
MIDDLE DIST. ORLANDO, FL

UNITED STATES OF AMERICA

v.

LAVOND TONY AUSTIN

CASE NO. 6:16-cr-*133-orl-22-DAB*  
18 U.S.C. § 922(d)(1)  
18 U.S.C. § 924(d) - Forfeiture  
28 U.S.C. § 2461(c) - Forfeiture

**INDICTMENT**

The Grand Jury charges:

**COUNT ONE**

On or about March 23, 2016, in Volusia County, in the Middle District of Florida,

**LAVOND TONY AUSTIN**

the defendant herein, knowingly sold and disposed of the following firearms to a person whom the defendant knew, and had reasonable cause to believe, had been convicted of a crime punishable by imprisonment for a term exceeding one year:

1. New England Firearms 20-gauge shotgun bearing serial number NE206952; and
2. EIG/ROHM .22-caliber short revolver bearing serial number 398481.

All in violation of Title 18, United States Code, Sections 922(d)(1) and 924(a)(2).

**FORFEITURES**

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

2. Upon conviction of the violation alleged in Count One of this Indictment, the defendant, **LAVOND TONY AUSTIN**, shall forfeit to the United States of America, pursuant to Title 18, United States Code, Section 924(d) and Title 28, United States Code, Section 2461(c), all firearms and ammunition involved in the commission of the offense, including, but not limited to: one New England Firearms 20-gauge shotgun bearing serial number NE206952; and one EIG/ROHM .22-caliber short revolver bearing serial number 398481.

3. If any of the property described above, 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 party;
- 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 divided without difficulty,

the United States of America shall be entitled to forfeiture of substitute property under the provisions of Title 21, United States Code, Section 853(p), as incorporated by Title 28, United States Code, Section 2461(c).

A TRUE BILL,



\_\_\_\_\_  
Foreperson

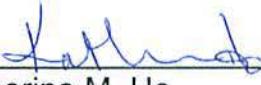
A. LEE BENTLEY, III  
United States Attorney

By: \_\_\_\_\_



\_\_\_\_\_  
Embry J. Kidd  
Assistant United States Attorney

By: \_\_\_\_\_



\_\_\_\_\_  
Katherine M. Ho  
Assistant United States Attorney  
Chief, Orlando Division

No.

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UNITED STATES DISTRICT COURT  
Middle District of Florida  
Orlando Division

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THE UNITED STATES OF AMERICA

vs.

LAVOND TONY AUSTIN

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INDICTMENT

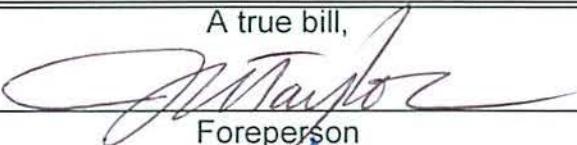
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Violations:

18 U.S.C. § 922(d)(1)

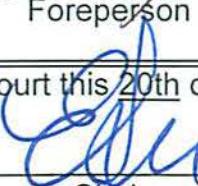
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A true bill,

  
Foreperson

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Filed in open court this 20th day of July 2016.

  
Clerk

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Bail \$ \_\_\_\_\_

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