

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF FLORIDA  
ORLANDO DIVISION

UNITED STATES OF AMERICA

v.

NATHAN KELLY

CASE NO. 6:16-cr- ~~142-ORL-40DAB~~

21 U.S.C. § 841(a)(1)

18 U.S.C. § 924(c)(1)

21 U.S.C. § 853 - Forfeiture

18 U.S.C. § 924(d) - Forfeiture

28 U.S.C. § 2461(c) - Forfeiture

**INDICTMENT**

The Grand Jury charges:

**COUNT ONE**

On or about April 6, 2015, in Volusia County, Florida, in the Middle District of Florida,

**NATHAN KELLY**

the defendant herein, did knowingly and intentionally distribute and possess with intent to distribute a quantity of a mixture and substance containing a detectable amount of carisoprodol, a controlled substance listed in Schedule IV of Title 21, United States Code, Section 812.

All in violation of Title 21, United States Code, Sections 841(a)(1) and (b)(2).

**COUNT TWO**

On or about April 6, 2015, in Volusia County, Florida, in the Middle District of Florida,

**NATHAN KELLY**

the defendant herein, did knowingly carry a firearm during and in relation to a drug trafficking crime for which he may be prosecuted in a court of the United States, that is distribution and possession with intent to distribute a mixture and substance containing a detectable amount of carisoprodol, as charged in Count One of this Indictment, Count One being incorporated by reference as though fully set forth herein.

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

**FORFEITURES**

1. The allegations contained in Counts One and Two of this Indictment are hereby realleged and incorporated by reference for the purpose of alleging forfeitures pursuant to the provisions of Title 21, United States Code, Section 853, 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, **NATHAN KELLY**, shall forfeit to the United States of America, pursuant to Title 21, United States Code, Section 853(a)(1) and (2), all of his interest in:

a. property constituting and derived from any proceeds the

defendant obtained, directly or indirectly, as a result of such violations; and

- b. property used and intended to be used in any manner or part to commit and to facilitate the commission of such violations.

3. Upon conviction of the violation alleged in Count Two of this Indictment, the defendant, **NATHAN KELLY**, 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.

4. If any of the property described above, as a result of any act or omission of the defendant:

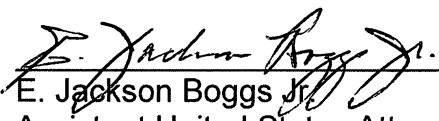
- a. cannot be located upon the exercise of due diligence;
- b. has been transferred or sold to, or deposited with, a third party;
- c. has been placed beyond the jurisdiction of the court;
- d. has been substantially diminished in value; or
- e. has been commingled with other property which cannot be 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:   
E. Jackson Boggs Jr.  
Assistant United States Attorney

By:   
Katherine M. Ho  
Assistant United States Attorney  
Chief, Orlando Division

No. \_\_\_\_\_

**UNITED STATES DISTRICT COURT**  
Middle District of Florida  
Orlando Division

THE UNITED STATES OF AMERICA

vs.

NATHAN KELLY


**INDICTMENT**

Violations:

21 U.S.C. § 841(a)(1) and 18 U.S.C. § 924(c)

A true bill,

  
Foreperson

Filed in open court this 20 day  
of July, 2016.   
Clerk

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