

DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT
 BY: ☐ COMPLAINT ☐ INFORMATION ☒ INDICTMENT
☒ SUPERSEDING
OFFENSE CHARGED
 Count One: 18 U.S.C. § 922(g)(1) - Felon in Possession of a Firearm and Ammunition;
 Forfeiture Allegation: 18 U.S.C. § 924(d) - Forfeiture of Firearm and Ammunition

☐ Petty
☐ Minor
☐ Misdemeanor
☒ Felony

 PENALTY: Maximum Prison Term of 10 years;
 Maximum Fine of \$250,000;
 Maximum Supervised Release Term of 3 years;
 Mandatory Special Assessment of \$100 Forfeiture

Name of District Court, and/or Judge/Magistrate Location

NORTHERN DISTRICT OF CALIFORNIA

OAKLAND DIVISION

FILED**DEFENDANT - U.S.**

▶ KEVIN FUQUA

 DISTRICT COURT NUMBER
 14-00287 PJH

DEC - 4 2014

 RICHARD W. WIEKING
 CLERK, U.S. DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 OAKLAND
PROCEEDING

Name of Complainant Agency, or Person (& Title, if any)

ATF, Special Agent Christopher Bailey

☐ person is awaiting trial in another Federal or State Court, give name of court

☐ this person/proceeding is transferred from another district per (circle one) FRCrp 20, 21, or 40. Show District

☐ this is a reprosecution of charges previously dismissed which were dismissed on motion of:

☐ U.S. ATTORNEY ☐ DEFENSE

SHOW DOCKET NO.

☒ this prosecution relates to a pending case involving this same defendant

MAGISTRATE CASE NO.

☒ prior proceedings or appearance(s) before U.S. Magistrate regarding this defendant were recorded under

14-70643 MAG

 Name and Office of Person
 Furnishing Information on this form MELINDA HAAG

☒ U.S. Attorney ☐ Other U.S. Agency

 Name of Assistant U.S.
 Attorney (if assigned) Brigid S. Martin
DEFENDANT**IS NOT IN CUSTODY**

Has not been arrested, pending outcome this proceeding.

 1) ☐ If not detained give date any prior summons was served on above charges
2) ☐ Is a Fugitive3) ☐ Is on Bail or Release from (show District)**IS IN CUSTODY**4) ☒ On this charge5) ☐ On another conviction
☐ Federal ☐ State
6) ☐ Awaiting trial on other charges

If answer to (6) is "Yes", show name of institution

 Has detainer been filed? ☐ Yes ☐ No

If "Yes" give date filed

DATE OF ARREST

Month/Day/Year

Or... if Arresting Agency & Warrant were not

DATE TRANSFERRED TO U.S. CUSTODY

Month/Day/Year

☐ This report amends AO 257 previously submitted
ADDITIONAL INFORMATION OR COMMENTS**PROCESS:**
☐ SUMMONS ☒ NO PROCESS* ☐ WARRANT

Bail Amount: _____

If Summons, complete following:

☐ Arraignment ☐ Initial Appearance

* Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment

Defendant Address:

Date/Time: _____ Before Judge: _____

Comments:

United States District Court

FOR THE
NORTHERN DISTRICT OF CALIFORNIA

VENUE: Oakland

CR 14-00287 PJH

UNITED STATES OF AMERICA,

v.

KEVIN FUQUA,

FILED

DEC - 4 2014

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND

DEFENDANT.

SUPERSEDING INDICTMENT

18 U.S.C. § 922(g)(1) – Felon in Possession of Firearm and Ammunition;
18 U.S.C. § 924(d) – Forfeiture

A true bill.

[Signature] Foreman

Filed in open court this 4th day of

Dec., 2014

[Signature] Clerk

[Signature] Bail, \$ no process 12/4/14

MELINDA HAAG (CABN 132612)
United States Attorney

FILED

DEC - 4 2014

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

UNITED STATES OF AMERICA)	NO. CR 14-00287 PJH
)	
v.)	
)	VIOLATION: 18 U.S.C. § 922(g)(1) – Felon in
KEVIN FUQUA,)	Possession of Firearm and Ammunition; 18 U.S.C. §
)	924(d) – Forfeiture
Defendant.)	
)	
)	OAKLAND VENUE
)	

SUPERSEDING INDICTMENT

The Grand Jury charges:

COUNT ONE: (18 U.S.C. § 922(g)(1) – Felon in Possession of Firearm and Ammunition)

1. On or about April 21, 2014, in the Northern District of California, the defendant,

KEVIN FUQUA,

after having been convicted in a court of a crime punishable by imprisonment for a term exceeding one year, unlawfully and knowingly possessed a firearm and ammunition in and affecting interstate commerce, described as: (1) a 9mm Taurus firearm, serial number TRC83390; and (2) 11 live rounds

1 of 9mm caliber ammunition; all in and affecting interstate commerce.

2 All in violation of Title 18, United States Code, Section 922(g)(1).

3 FORFEITURE ALLEGATION: (18 U.S.C. § 924(d)(1) – Forfeiture)

4 2. The allegations contained in Count One of this Superseding Indictment are re-alleged and
5 by this reference fully incorporated herein for the purpose of alleging forfeiture pursuant to the
6 provisions of 18 U.S.C. § 924(d)(1).
7

8 3. Upon a conviction of the offense alleged in Count One above, the defendant,
9
10 KEVIN FUQUA,
11 shall forfeit to the United States any firearm or ammunition involved in or used in any knowing
12 violation of said offense, including but not limited to the following property:

- 13 a. One 9mm Taurus firearm, serial number TRC83390; and
14 b. Any and all ammunition loaded in the aforementioned firearm.

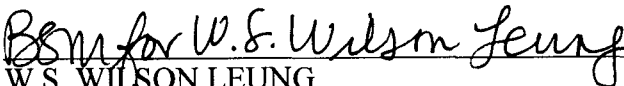
15 All pursuant to Title 18, United States Code, Section 924(d)(1).

16 DATED: December 4, 2014

A TRUE BILL

18 
19 FOREPERSON

20 MELINDA HAAG
21 United States Attorney

22 
23 W.S. WILSON LEUNG
24 Deputy Chief, Strike Force and Violent Crimes Unit

25
26 (Approved as to form: 
27 BRIGID S. MARTIN
28 Assistant United States Attorney