

**IN THE UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF FLORIDA  
PENSACOLA DIVISION**

**UNITED STATES OF AMERICA**

**v.**

**INDICTMENT**

**ANTHONY J. FOUNTAIN JR.**  
\_\_\_\_\_ /

*3:17cr 71/mcr*

**THE GRAND JURY CHARGES:**

**COUNT ONE**

On or about May 17, 2017, in the Northern District of Florida, the defendant,

**ANTHONY J. FOUNTAIN JR.,**

did knowingly and intentionally distribute a controlled substance, and this offense involved 5 grams or more of methamphetamine, its salts, isomers, and salts of its isomers, and 50 grams or more of a mixture and substance containing a detectable amount of methamphetamine, its salts, isomers, and salts of its isomers.

In violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(B)(viii).

**COUNT TWO**

On or about May 22, 2017, in the Northern District of Florida, the defendant,

**ANTHONY J. FOUNTAIN JR.,**

Returned in open court pursuant to Rule 6(f)  
Date 6/20/17  
*[Signature]*  
United States Magistrate Judge

having previously been convicted of a crime punishable by a term of imprisonment exceeding one year, did knowingly possess a firearm in and affecting interstate commerce, that is:

1. a. On or about October 30, 2015, **ANTHONY J. FOUNTAIN JR.** was convicted in the State of Florida of Possession of Firearm by a Convicted Delinquent Under 24 Years of Age and Carrying a Concealed Firearm; and
- b. On or about October 30, 2015, **ANTHONY J. FOUNTAIN JR.** was convicted in the State of Florida of Possession of Controlled Substance.
2. For each of these crimes, **ANTHONY J. FOUNTAIN JR.** was subject to punishment by a term of imprisonment exceeding one year.
3. Thereafter, **ANTHONY J. FOUNTAIN JR.** did knowingly possess a firearm, namely, a Smith and Wesson .38 caliber revolver.
4. This firearm had previously been transported in interstate commerce. In violation of Title 18, United States Code, Sections 922(g)(1) and 924(a)(2).

### **COUNT THREE**

On or about May 23, 2017, in the Northern District of Florida, the defendant,

**ANTHONY J. FOUNTAIN JR.,**

did knowingly and intentionally distribute a controlled substance, and this offense involved 5 grams or more of methamphetamine, its salts, isomers, and salts of its isomers, and 50 grams or more of a mixture and substance containing a detectable amount of methamphetamine, its salts, isomers, and salts of its isomers.

In violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(B)(viii).

### **CRIMINAL FORFEITURE**

The allegations contained in Counts One and Three of this Indictment are hereby realleged and incorporated by reference for the purpose of alleging forfeiture pursuant to the provisions of Title 21, United States Code, Section 853.

From his engagement in the violations alleged in Counts One and Three, punishable by imprisonment for more than one year, the defendant,

### **ANTHONY J. FOUNTAIN JR.,**

shall forfeit to the United States, pursuant to Title 21, United States Code, Sections 853(a)(1) and (2), all of his interest in:

A. Property constituting or derived from any proceeds the defendant obtained directly or indirectly as the result of such violations.


B. Property used in any manner or part to commit or to facilitate the commission of such violations.

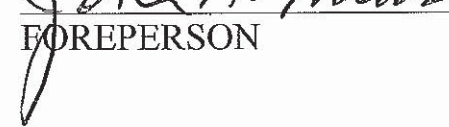
If any of the property subject to forfeiture as a result of any act or omission of the defendant:

- i. cannot be located upon the exercise of due diligence;
- ii. has been transferred or sold to, or deposited with, a third person;
- iii. has been placed beyond the jurisdiction of this Court;
- iv. has been substantially diminished in value; or
- v. has been commingled with other property that cannot be divided 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.

A TRUE BILL:

  
CHRISTOPHER P. CANOVA  
United States Attorney

**Redacted per privacy policy**  
  
FOREPERSON  
20 June 2017  
DATE

  
DAVID L. GOLDBERG  
Assistant United States Attorney