

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

UNITED STATES OF AMERICA

v.

GREGORY S. ROTHWELL JR.
_____ /

**SEALED
INDICTMENT**

3:17cr112/MCR

THE GRAND JURY CHARGES:

COUNT ONE

On or about July 13, 2017, in the Northern District of Florida, the defendant,

GREGORY S. ROTHWELL JR.,

did knowingly and intentionally possess with intent to distribute a controlled substance, and this offense involved marijuana.

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

COUNT TWO

On or about July 13, 2017, in the Northern District of Florida, the defendant,

GREGORY S. ROTHWELL JR.,

in furtherance of a drug trafficking crime for which he may be prosecuted in a court of the United States, that is, possession with intent to distribute a controlled

Returned in open court pursuant to Rule 6(f)	
Date	<i>November 14, 2017</i>
	<i>[Signature]</i>
United States Magistrate Judge	

substance, as charged in Count One of this Indictment, did knowingly possess a firearm, namely, a Glock 9 millimeter pistol.

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

COUNT THREE

On or about July 13, 2017, in the Northern District of Florida, the defendant,

GREGORY S. ROTHWELL JR.,

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

1. a. On or about August 17, 2006, **GREGORY S. ROTHWELL JR.** was convicted in the State of Florida of Sale of Marijuana;
- b. On or about August 17, 2006, **GREGORY S. ROTHWELL JR.** was convicted in the State of Florida of Possession of Cocaine;
- c. On or about July 12, 2011, **GREGORY S. ROTHWELL JR.** was convicted in the State of Florida of Possession of a Controlled Substance; and
- d. On or about July 12, 2011, **GREGORY S. ROTHWELL JR.** was convicted in the State of Florida of Trafficking in Cocaine and Possession of Firearm by Convicted Felon.

2. For each of these crimes, **GREGORY S. ROTHWELL JR.** was subject to punishment by a term of imprisonment exceeding one year.

3. Thereafter, **GREGORY S. ROTHWELL JR.** did knowingly possess a firearm, to wit, a Glock 9 millimeter pistol, and ammunition, namely, Prvi Partizan, Poongsan Metal Corporation, Perfecta, Federal Cartridge Company, Cascade Cartridge Company, Winchester, Fiocchi, Cartuchos Deportivos de Mexico SA, and Remington 9 millimeter.

4. This firearm and ammunition had previously been transported in interstate and foreign commerce.

In violation of Title 18, United States Code, Sections 922(g)(1) and 924(a)(2).

CONTROLLED SUBSTANCE FORFEITURE

The allegations contained in Count One 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 violation alleged in Count One, punishable by imprisonment for more than one year, the defendant,

GREGORY S. ROTHWELL JR.,

shall forfeit to the United States, pursuant to Title 21, United States Code, Sections 853(a)(1) and 853(a)(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 violation.

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

The property to be forfeited includes, but is not limited to, the following:

- i. approximately \$40,040.00 in United States currency seized from the storage unit registered in the name of **GREGORY S. ROTHWELL JR.**

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.

FIREARM FORFEITURE

The allegations contained in Counts Two and Three of this Indictment are hereby realleged and incorporated by reference. Because the defendant,

GREGORY S. ROTHWELL JR.,


in committing and attempting to commit a felony in violation of the laws of the United States, as charged in Counts Two and Three of this Indictment, perpetrated in whole or in part by the use of a firearm and ammunition, did knowingly possess the firearm and ammunition described above, any and all interest that this defendant has in the firearm and ammunition involved in these violations is vested in the United States and hereby forfeited to the United States pursuant to Title 18, United States Code, Section 3665.


A TRUE BILL:


Redacted per privacy policy

FOR PERSON

14 November 2017
DATE


CHRISTOPHER P. CANOVA
United States Attorney


ALICIA H. FORBES
Assistant United States Attorney