

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

UNITED STATES OF AMERICA

CASE NO.: 3:19cr99/RV

v.

CHARLESTON PIERRE WIGGINS
_____ /

STATEMENT OF FACTS

The parties agree with the truthfulness of the following factual basis for Defendant's guilty plea. The undersigned parties further agree that not all of the facts known from this investigation are contained in this brief summary.

At the time of this offense, that is, April 29, 2019, Defendant knew he was a convicted felon and had not had his rights restored in order to possess a firearm. Specifically, on January 9, 2008, Defendant was convicted in the State of Florida of Fleeing and Eluding a Law Enforcement Officer in a Patrol Vehicle with Siren and Lights Activated. On September 23, 2009, Defendant was convicted in the State of Florida of Sell, Manufacture, Deliver or Possess with the Intent to Sell, Manufacture or Deliver a Controlled Substance, Fleeing or Attempting to Elude a Law Enforcement Officer in an Agency Vehicle with Siren and Lights Activated, Failure to Appear, Possession of a Firearm, Ammunition or Electric Weapon by a Convicted Felon; and Possession of a Controlled Substance. On July 1, 2016,

Defendant was convicted in the State of Florida of Fleeing or Attempting to Elude a Law Enforcement Officer and Driving while License Revoked Pursuant to Habitual Offender. On September 29, 2016, Defendant was convicted in the State of Florida of Battery by Person Detained in Prison or Jail Facility.

Knowing that he was a convicted felon at the time, on April 29, 2019, Defendant knowingly possess a Smith and Wesson .40 caliber pistol. On April 29, 2019, Pensacola Police Department (PPD) responded to a shots fired report in Pensacola, Florida. As a result of their investigation, PPD learned that Defendant and S.H. exchanged gun fire at one another, which resulted in Defendant being struck in the leg. During the exchange Defendant possessed and fired a Smith and Wesson .40 caliber pistol. Following the exchange, witnesses observed Defendant flee while limping and carrying a pistol. Witnesses observed Defendant run to a neighbor's house where he ran up to the front door, pushed on it, and then walked around to the east side of that same house.

PPD officers located a blood trail that led them to the neighbor's house, up to the front door, and then around the east side of that same house where PPD officers located and seized a Smith and Wesson, .40 caliber pistol that Defendant had discarded.

Subsequent checks of the Smith and Wesson .40 caliber pistol revealed that

it was manufactured outside the State of Florida and therefore, traveled in interstate commerce prior to it being seized on April 29, 2019.

ELEMENTS

Defendant is guilty of possession of a firearm by a convicted felon, in violation of Title 18, United States Code, Sections 922(g)(1) and 924(a)(2), if:

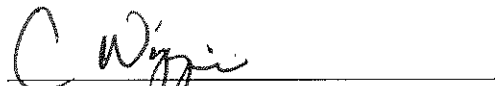
- First:* Defendant knowingly possessed a firearm;
- Second:* At the time of the charged act, Defendant had previously been convicted in a court of a crime punishable by imprisonment for a term exceeding one year;
- Third:* At the time of the charged act, Defendant knew that he had previously been convicted in a court of a crime punishable by imprisonment for a term exceeding one year; and

Fourth: The firearm had been transported in interstate commerce.



LAUREN COBB
Attorney for Defendant

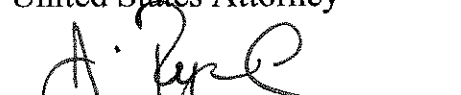
10-16-19
Date



CHARLES PIERRE WIGGINS
Defendant

10-16-19
Date

LAWRENCE KEEFE
United States Attorney



J. RYAN LOVE
Assistant United States Attorney
Florida Bar No. 0637920
Northern District of Florida
21 E. Garden Street, Suite 400
Pensacola, Florida 32502-5675
850-444-4000

10/17/19
Date