

FILED

10/16/2023

JC

**JUDGE DURKIN
MAGISTRATE JUDGE JANTZ**

THOMAS G. BRUTON
CLERK, U.S. DISTRICT COURT

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

Oct 16, 2023

UNITED STATES OF AMERICA

v.

ANTHONY MONTGOMERY-WILSON,
also known as "A.J." and "Mike
City A.J.," and
PRESTON POWELL,
also known as "Marley"

No.

Violations: Title 18, United States Code,
Sections 922(g)(1) and 1958(a)

23-CR-546

UNDER SEAL

COUNT ONE

The SPECIAL MAY 2022 GRAND JURY charges:

On or about January 27, 2022, at Chicago, in the Northern District of Illinois,
Eastern Division, and elsewhere,

ANTHONY MONTGOMERY-WILSON,
also known as "A.J." and "Mike City A.J.," and
PRESTON POWELL,
also known as "Marley,"

defendants herein, did conspire with each other, and with others known and unknown to the Grand Jury, to knowingly use and cause another to use a facility of interstate commerce, namely, a cellular phone and a 2014 Chrysler 300 automobile, bearing Illinois license plate AU37219, with intent that a murder be committed, in violation of the laws of the State of Illinois (Chapter 720, Illinois Compiled Statutes, Sections 5/9-1, 5/5-1, and 5/5-2), namely, the murder of Victim A, as consideration for the receipt of, and as consideration for a promise and agreement to pay, a thing of pecuniary value, and the death of Victim A did result;

In violation of Title 18, United States Code, Section 1958(a).

COUNT TWO

The SPECIAL MAY 2022 GRAND JURY further charges:

On or about January 27, 2022, at Chicago, in the Northern District of Illinois,
Eastern Division, and elsewhere,

ANTHONY MONTGOMERY-WILSON,
also known as "A.J." and "Mike City A.J.," and
PRESTON POWELL,
also known as "Marley,"

defendants herein, did knowingly use and cause another to use a facility of interstate commerce, namely, a cellular phone and a 2014 Chrysler 300 automobile, bearing Illinois license plate AU37219, with intent that a murder be committed, in violation of the laws of the State of Illinois (Chapter 720, Illinois Compiled Statutes, Sections 5/9-1, 5/5-1, and 5/5-2), namely, the murder of Victim A, as consideration for the receipt of, and as consideration for a promise and agreement to pay, a thing of pecuniary value, and the death of Victim A did result;

In violation of Title 18, United States Code, Sections 1958(a) and 2.

COUNT THREE

The SPECIAL MAY 2022 GRAND JURY further charges:

Beginning on or about January 22, 2022, and continuing until on or about January 27, 2022, at Chicago, in the Northern District of Illinois, Eastern Division, and elsewhere,

ANTHONY MONTGOMERY-WILSON,
also known as "A.J." and "Mike City A.J.,"

defendant herein, knowing that he had previously been convicted of a crime punishable by a term of imprisonment exceeding one year, did knowingly possess, in and affecting interstate commerce, a firearm, namely, a loaded Ruger AR-556 semiautomatic pistol, bearing serial number 858-61994, which firearm had traveled in interstate commerce prior to defendant's possession of the firearm;

In violation of Title 18, United States Code, Section 922(g)(1).

FORFEITURE ALLEGATION

The SPECIAL MAY 2022 GRAND JURY alleges:

1. Upon conviction of an offense in violation of Title 18, United States Code, Sections 922(g) and 1958(a), as set forth in this Indictment, defendant shall forfeit to the United States of America any firearm and ammunition involved in and used in the offense, as provided in Title 18, United States Code, Section 924(d)(1) and Title 28, United States Code, Section 2461(c).
2. The property to be forfeited includes, but is not limited to, a Ruger AR-556 semiautomatic pistol, bearing serial number 858-61994, and associated ammunition.

NOTICE OF SPECIAL FINDINGS

1. The allegations set forth in Counts One and Two are incorporated here.
2. The defendants ANTHONY MONTGOMERY-WILSON, also known as “A.J.” and “Mike City A.J.,” and PRESTON POWELL, also known as “Marley”:
 - a. Were eighteen years of age or older at the time of the offense alleged in Count One and Count Two (Title 18, United States Code, Section 3591(a)(2));
 - b. Intentionally killed Victim A (Title 18, United States Code, Section 3591(a)(2)(A));
 - c. Intentionally participated in an act, contemplating that the life of a person would be taken or intending that lethal force would be used in connection with a person, other than one of the participants in the offense, and the victim died as a direct result of the act (Title 18, United States Code, Section 3591(a)(2)(C));
 - d. Intentionally and specifically engaged in an act of violence, knowing that the act created a grave risk of death to a person, other than one of the participants in the offense, such that participation in the act constituted a reckless disregard for human life and the victim died as a direct result of the act (Title 18, United States Code, Section 3591(a)(2)(D));
 - e. In the commission of the offense, knowingly created a grave risk of death to 1 or more persons in addition to the victim of the offense (Title 18, United States Code, Section 3592(c)(5));

f. Committed the offense as consideration for the receipt, or in the expectation of the receipt, of anything of pecuniary value (Title 18, United States Code, Section 3592(c)(8));

g. Committed the offense after substantial planning and premeditation to cause the death of a person (Title 18, United States Code, Section 3592(c)(9)); and

h. Intentionally killed or attempted to kill more than one person in a single criminal episode (Title 18, United States Code, Section 3592(c)(16)).

A TRUE BILL:

FOREPERSON

ACTING UNITED STATES ATTORNEY