

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA

v.

TERRY BROOKS,

Defendant.

INDICTMENT

25 Cr.

25 CRIM

73

COUNT ONE

(Possession of Ammunition After a Felony Conviction)

The Grand Jury charges:

1. On or about November 12, 2023, in the Southern District of New York and elsewhere, TERRY BROOKS, the defendant, knowing he had previously been convicted in a court of a crime punishable by imprisonment for a term exceeding one year, knowingly possessed ammunition, to wit, one Speer Luger 9mm caliber cartridge casing, and the ammunition was in and affecting commerce.

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

COUNT TWO

(Possession of Firearms and Ammunition After a Felony Conviction)

The Grand Jury further charges:

2. On or about August 14, 2024, in the Southern District of New York and elsewhere, TERRY BROOKS, the defendant, knowing he had previously been convicted in a court of a crime punishable by imprisonment for a term exceeding one year, knowingly possessed firearms and ammunition, to wit, one KelTech P17 .22 caliber pistol, one Colt .45 caliber revolver, one Heritage Rough Rider .22 caliber revolver, one Cleveland AK74 5.45x39mm assault rifle, and Hornady

5.45x39mm caliber cartridge casings, and the firearms and ammunition were in and affecting commerce.

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

COUNT THREE
(Possession of Firearm and Ammunition After a Felony Conviction)

The Grand Jury further charges:

3. On or about August 21, 2024, in the Southern District of New York and elsewhere, TERRY BROOKS, the defendant, knowing he had previously been convicted in a court of a crime punishable by imprisonment for a term exceeding one year, knowingly possessed a firearm and ammunition, to wit, one Ruger EC9S 9mm caliber pistol and Speer 9mm Luger caliber cartridge casings, and the firearm and ammunition were in and affecting commerce.

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

FORFEITURE ALLEGATION

4. As a result of committing the offenses alleged in Counts One, Two, and Three of this Indictment, TERRY BROOKS, the defendant, shall forfeit to the United States, pursuant to Title 18, United States Code, Section 924(d)(1) and Title 28, United States Code, Section 2461(c), any and all firearms and ammunition involved in or used in said offenses, including but not limited to:

- a. One Speer Luger 9mm caliber cartridge casing;
- b. One KelTech P17 .22 caliber pistol;
- c. One Colt .45 caliber revolver;
- d. One Heritage Rough Rider .22 caliber revolver;
- e. One Cleveland AK74 5.45x39mm assault rifle;
- f. One Ruger EC9S 9mm caliber pistol;

- g. Eighty-nine Hornady 5.45x39mm caliber cartridge casings;
- h. Five Speer 9mm Luger caliber cartridge casings.


5. If any of the above-described forfeitable property, as a result of any act or omission of the defendant:

- a. cannot be located upon the exercise of due diligence;
- b. has been transferred or sold to, or deposited with, a third person;
- c. has been placed beyond the jurisdiction of the Court;
- d. has been substantially diminished in value; or
- e. has been commingled with other property which cannot be subdivided without difficulty;

it is the intent of the United States, pursuant to Title 21, United States Code, Section 853(p) and Title 28, United States Code, Section 2461(c), to seek forfeiture of any other property of the defendant up to the value of the above forfeitable property.

(Title 18, United States Code, Section 924;
Title 21, United States Code, Section 853; and
Title 28, United States Code, Section 2461.)


FORERSON


MATTHEW PODOLSKY
Acting United States Attorney