

SEALED

CLERK'S OFFICE U.S. DIST. COURT
AT HARRISONBURG, VA
FILED

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
HARRISONBURG DIVISION

DEC 04 2018

JULIA C. DUDLEY, CLERK
BY: *[Signature]*
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UNITED STATES OF AMERICA

v.

ANTHONY BENJAMIN TESTERMAN
WILLIAM RAY SHOEMAKER
JEFFREY CRAIG MAYS
KATIE L. HARLOW
JAVON EUGENE COOK
BROOKE MCINTOSH
JONATHAN LEWIS HODGES
KENNETH J. WEBB
AMANDA JEAN MULLINS
MICHAEL MULLINS
DETRICH M. DAY
CHRISTIAN MICHAEL BURHOP
CHRISTOPHER THOMAS TRIMBLE
BRANDON WAYNE EPPARD
TIFFANY BOWMAN LOPEZ
ERICA LAM
JUSTIN TYLER MUMAW
DANA MARIE SILVIOUS

INDICTMENT

Criminal No. 5:18CR00033

18 U.S.C. § 922(g)(1)
18 U.S.C. § 924(c)(1)(A)
21 U.S.C. § 841(a)
21 U.S.C. § 846
21 U.S.C. § 856(a)(2)

UNDER SEAL

The Grand Jury charges that:

COUNT ONE

*Conspiracy to Distribute and Possess With Intent to Distribute
Heroin and Methamphetamine*

1. Beginning on an unknown date, but no later than in or about January 2016, and continuing to in or about December 2018, in the Western District of Virginia and elsewhere, the defendants, ANTHONY BENJAMIN TESTERMAN, WILLIAM RAY SHOEMAKER, JEFFREY CRAIG MAYS, KATIE L. HARLOW, JAVON EUGENE COOK, BROOKE MCINTOSH, JONATHAN LEWIS HODGES, KENNETH J. WEBB, AMANDA JEAN MULLINS, MICHAEL MULLINS, DETRICH M. DAY, CHRISTIAN MICHAEL BURHOP,

CHRISTOPHER THOMAS TRIMBLE, BRANDON WAYNE EPPARD, TIFFANY BOWMAN LOPEZ, JUSTIN TYLER MUMAW, DANA MARIE SILVIOUS, AND ERICA LAM, did knowingly and intentionally conspire with each other and with other persons known and unknown to the Grand Jury to commit the following offenses against the United States: to distribute and possess with the intent to distribute controlled substances, to wit: a mixture and substance containing a detectable amount of heroin, a Schedule I controlled substance, and a mixture and substance containing a detectable amount of methamphetamine, a Schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

a. With respect to ANTHONY BENJAMIN TESTERMAN, JEFFREY CRAIG MAYS, DETRICH M. DAY, and CHRISTIAN MICHAEL BURHOP, the amount involved in the conspiracy attributable to them as a result of their own conduct, and the conduct of other conspirators reasonably foreseeable to them, is 1,000 grams or more of a mixture and substance containing a detectable amount of heroin, in violation of Title 21, United States Code, Section 841(b)(1)(A).

b. With respect to WILLIAM RAY SHOEMAKER, KATIE L. HARLOW, JEFFREY CRAIG MAYS, JONATHAN LEWIS HODGES, AMANDA JEAN MULLINS, MICHAEL MULLINS, CHRISTOPHER THOMAS TRIMBLE, the amount involved in the conspiracy attributable to them as a result of their own conduct, and the conduct of other conspirators reasonably foreseeable to them, is 500 grams or more of a mixture and substance containing a detectable amount of methamphetamine, in violation of Title 21, United States Code, Section 841(b)(1)(A).

c. With respect to JUSTIN TYLER MUMAW, the amount involved in the conspiracy attributable to him as a result of his own conduct, and the conduct of other conspirators reasonably

foreseeable to him, is 50 grams or more of a mixture and substance containing a detectable amount of methamphetamine, in violation of Title 21, United States Code, Section 841(b)(1)(B).

2. All in violation of Title 21, United States Code, Section 846.

COUNT TWO
Maintaining Drug-Related Premises

3. Between in or about January 2016, and in or about November 2017, in the Western District of Virginia, the defendant, BRANDON WAYNE EPPARD, did unlawfully manage and control the property located at 160 Shenandoah Street in Mount Jackson, Virginia, and did knowingly and intentionally make available for use said place for the purpose of unlawfully distributing, possessing, and using a controlled substance.

4. All in violation of Title 21, United States Code, Section 856(a)(2).

COUNT THREE
Distribution of Controlled Substances

5. On or about July 25, 2017, in the Western District of Virginia, the defendant, MICHAEL MULLINS, knowingly and intentionally distributed and possessed with intent to distribute a mixture and substance containing a detectable amount of methamphetamine, a Schedule II controlled substance.

6. All in violation of Title 21, United States Code, Sections 841(a) and (b)(1)(C).

COUNT FOUR
Distribution of Controlled Substances

7. On or about July 25, 2017, in the Western District of Virginia, the defendant, MICHAEL MULLINS, knowingly and intentionally distributed and possessed with intent to distribute a mixture and substance containing a detectable amount of fentanyl, a Schedule I controlled substance.

8. All in violation of Title 21, United States Code, Sections 841(a) and (b)(1)(C).

COUNT FIVE
Possession of Firearm By Prohibited Person

9. On or about September 19, 2017, in the Western District of Virginia, the defendant, MICHAEL MULLINS, having been convicted of a crime punishable by imprisonment for a term exceeding one year, did knowingly possess in and affecting interstate commerce, a firearm, that is, a Hi-point .9mm semiautomatic handgun, said firearm having been shipped and transported in interstate commerce.

10. All in violation of Title 18, United States Code, Section 922(g)(1).

COUNT SIX
Possession of Firearm In Furtherance of Drug Trafficking Crime

11. On or about September 29, 2017, in the Western District of Virginia, the defendant, JEFFREY CRAIG MAYES, did knowingly possess a firearm, that is, a Glock, Model 17, 9mm semiautomatic handgun, in furtherance of a drug trafficking crime for which he may be prosecuted in a court of the United States, that is, possession with the intent to distribute a mixture and substance containing a detectable amount of heroin, a Schedule I controlled substance.

12. All in violation of Title 18, United States Code, Sections 924(c)(1)(A).

COUNT SEVEN
Possession With Intent To Distribute Controlled Substances

13. On or about September 29, 2017, in the Western District of Virginia, the defendant, ANTHONY BENJAMIN TESTERMAN, knowingly and intentionally possessed with intent to distribute a mixture and substance containing a detectable amount of fentanyl, a Schedule I controlled substance.

14. All in violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(C).

COUNT EIGHT
Possession of Firearm By Prohibited Person

15. On or about November 1, 2017, in the Western District of Virginia, the defendant, CHRISTOPHER THOMAS TRIMBLE, having been convicted of a crime punishable by imprisonment for a term exceeding one year, did knowingly possess in and affecting interstate commerce, a firearm, that is, a Springfield Armory 9mm semiautomatic handgun, said firearm having been shipped and transported in interstate commerce.

16. All in violation of Title 18, United States Code, Section 922(g)(1).

COUNT NINE
Distribution of Controlled Substances

17. On or about November 1, 2017, in the Western District of Virginia, the defendant, DETRICH DAY, knowingly and intentionally distributed and possessed with intent to distribute a mixture and substance containing a detectable amount of fentanyl, a Schedule I controlled substance.

18. All in violation of Title 21, United States Code, Sections 841(a) and (b)(1)(C).

COUNT TEN
Distribution of Controlled Substances

19. On or about January 16, 2018, in the Western District of Virginia, the defendants, TIFFANY BOWMAN LOPEZ and CHRISTIAN MICHAEL BURHOP, knowingly and intentionally distributed and possessed with intent to distribute a mixture and substance containing a detectable amount of heroin, a Schedule I controlled substance.

20. All in violation of Title 21, United States Code, Sections 841(a) and (b)(1)(C).

COUNT ELEVEN

Distribution of Controlled Substances

21. On or about January 17, 2018, in the Western District of Virginia, the defendant, CHRISTIAN MICHAEL BURHOP, knowingly and intentionally distributed and possessed with intent to distribute a mixture and substance containing a detectable amount of methamphetamine, a Schedule II controlled substance.

22. All in violation of Title 21, United States Code, Sections 841(a) and (b)(1)(C).

COUNT TWELVE

Distribution of Controlled Substances

23. On or about January 26, 2018, in the Western District of Virginia, the defendant, DANA MARIE SILVIOUS, knowingly and intentionally distributed and possessed with intent to distribute a mixture and substance containing a detectable amount of fentanyl, a Schedule I controlled substance.

24. All in violation of Title 21, United States Code, Sections 841(a) and (b)(1)(C).

COUNT THIRTEEN

Distribution of Controlled Substances

25. On or about January 31, 2018, in the Western District of Virginia, the defendant, DANA MARIE SILVIOUS, knowingly and intentionally distributed and possessed with intent to distribute a mixture and substance containing a detectable amount of heroin, a Schedule I controlled substance.

26. All in violation of Title 21, United States Code, Sections 841(a) and (b)(1)(C).

COUNT FOURTEEN

Distribution of Controlled Substances

27. On or about February 6, 2018, in the Western District of Virginia, the defendant, DANA MARIE SILVIOUS, knowingly and intentionally distributed and possessed with intent to distribute a mixture and substance containing a detectable amount of fentanyl, a Schedule I controlled substance.

28. All in violation of Title 21, United States Code, Sections 841(a) and (b)(1)(C).

COUNT FIFTEEN

Distribution of Controlled Substances

29. On or about February 15, 2018, in the Western District of Virginia, the defendant, CHRISTIAN MICHAEL BURHOP, knowingly and intentionally distributed and possessed with intent to distribute a mixture and substance containing detectable amounts of cocaine, a Scheduled II Controlled substance, and heroin and fentanyl, Schedule II controlled substances.

30. All in violation of Title 21, United States Code, Sections 841(a) and (b)(1)(C).

COUNT SIXTEEN

Distribution of Controlled Substances

31. On or about February 23, 2018, in the Western District of Virginia, the defendant, CHRISTIAN MICHAEL BURHOP, knowingly and intentionally distributed and possessed with intent to distribute a mixture and substance containing a detectable amount of heroin, a Schedule I controlled substance.

32. All in violation of Title 21, United States Code, Sections 841(a) and (b)(1)(C).

COUNT SEVENTEEN
Distribution of Controlled Substances

33. On or about March 13, 2018, in the Western District of Virginia, the defendant, WILLIAM RAY SHOEMAKER, knowingly and intentionally distributed and possessed with intent to distribute a mixture and substance containing a detectable amount of methamphetamine, a Schedule II controlled substance.

34. All in violation of Title 21, United States Code, Sections 841(a) and (b)(1)(C).

COUNT EIGHTEEN
Distribution of Controlled Substances

35. On or about March 22, 2018, in the Western District of Virginia, the defendant, KENNETH J. WEBB, knowingly and intentionally distributed and possessed with intent to distribute a mixture and substance containing a detectable amount of methamphetamine, a Schedule II controlled substance.

36. All in violation of Title 21, United States Code, Sections 841(a) and (b)(1)(C).

COUNT NINETEEN
Distribution of Controlled Substances

37. On or about March 27, 2018, in the Western District of Virginia, the defendant, KENNETH J. WEBB, knowingly and intentionally distributed and possessed with intent to distribute a mixture and substance containing a detectable amount of methamphetamine, a Schedule II controlled substance.

38. All in violation of Title 21, United States Code, Sections 841(a) and (b)(1)(C).

COUNT TWENTY
Distribution of Controlled Substances

39. On or about March 27, 2018, in the Western District of Virginia, the defendant, AMANDA JEAN MULLINS, knowingly and intentionally distributed and possessed with intent to distribute a mixture and substance containing a detectable amount of methamphetamine, a Schedule II controlled substance.

40. All in violation of Title 21, United States Code, Sections 841(a) and (b)(1)(C).

COUNT TWENTY-ONE
Distribution of Controlled Substances

41. On or about March 27, 2018, in the Western District of Virginia, the defendant, JUSTIN TYLER MUMAW, knowingly and intentionally distributed and possessed with intent to distribute a mixture and substance containing a detectable amount of methamphetamine, a Schedule II controlled substance.

42. All in violation of Title 21, United States Code, Sections 841(a) and (b)(1)(C).

COUNT TWENTY-TWO
Distribution of Controlled Substances

43. On or about April 3, 2018, in the Western District of Virginia, the defendant, WILLIAM RAY SHOEMAKER, knowingly and intentionally distributed and possessed with intent to distribute a mixture and substance containing a detectable amount of methamphetamine, a Schedule II controlled substance.

44. All in violation of Title 21, United States Code, Sections 841(a) and (b)(1)(C).

COUNT TWENTY-THREE
Distribution of Controlled Substances

45. On or about April 3, 2018, in the Western District of Virginia, the defendant, KENNETH J. WEBB, knowingly and intentionally distributed and possessed with intent to distribute a mixture and substance containing a detectable amount of methamphetamine, a Schedule II controlled substance.

46. All in violation of Title 21, United States Code, Sections 841(a) and (b)(1)(C).

COUNT TWENTY-FOUR
Distribution of Controlled Substances

47. On or about April 4, 2018, in the Western District of Virginia, the defendant, KATIE L. HARLOW, knowingly and intentionally distributed and possessed with intent to distribute a mixture and substance containing a detectable amount of methamphetamine, a Schedule II controlled substance.

48. All in violation of Title 21, United States Code, Sections 841(a) and (b)(1)(C).

COUNT TWENTY-FIVE
Distribution of Controlled Substances

49. On or about April 6, 2018, in the Western District of Virginia, the defendant, TIFFANY BOWMAN LOPEZ, knowingly and intentionally distributed and possessed with intent to distribute a mixture and substance containing detectable amounts of heroin and fentanyl, Schedule I controlled substances.

50. All in violation of Title 21, United States Code, Sections 841(a) and (b)(1)(C).

COUNT TWENTY-SIX
Distribution of Controlled Substances

51. On or about April 6, 2018, in the Western District of Virginia, the defendant, CHRISTIAN MICHAEL BURHOP, knowingly and intentionally distributed and possessed with intent to distribute a mixture and substance containing a detectable amount of heroin, a Schedule I controlled substance.

52. All in violation of Title 21, United States Code, Sections 841(a) and (b)(1)(C).

COUNT TWENTY-SEVEN
Distribution of Controlled Substances

53. On or about April 11, 2018, in the Western District of Virginia, the defendant, AMANDA JEAN MULLINS, knowingly and intentionally distributed and possessed with intent to distribute a mixture and substance containing a detectable amount of methamphetamine, a Schedule II controlled substance.

54. All in violation of Title 21, United States Code, Sections 841(a) and (b)(1)(C).

COUNT TWENTY-EIGHT
Distribution of Controlled Substances

55. On or about April 12, 2018, in the Western District of Virginia, the defendant, JONATHAN LEWIS HODGES, knowingly and intentionally distributed and possessed with intent to distribute a mixture and substance containing a detectable amount of methamphetamine, a Schedule II controlled substance.

56. All in violation of Title 21, United States Code, Sections 841(a) and (b)(1)(C).

COUNT TWENTY-NINE
Distribution of Controlled Substances

57. On or about April 19, 2018, in the Western District of Virginia, the defendant, KATIE L. HARLOW, knowingly and intentionally distributed and possessed with intent to distribute a mixture and substance containing a detectable amount of methamphetamine, a Schedule II controlled substance.

58. All in violation of Title 21, United States Code, Sections 841(a) and (b)(1)(C).

COUNT THIRTY
Distribution of Controlled Substances

59. On or about April 19, 2018, in the Western District of Virginia, the defendant, TIFFANY BOWMAN LOPEZ, knowingly and intentionally distributed and possessed with intent to distribute a mixture and substance containing detectable amounts of heroin and fentanyl, Schedule I controlled substances.

60. All in violation of Title 21, United States Code, Sections 841(a) and (b)(1)(C).

COUNT THIRTY-ONE
Distribution of Controlled Substances

61. On or about April 24, 2018, in the Western District of Virginia, the defendant, TIFFANY BOWMAN LOPEZ, knowingly and intentionally distributed and possessed with intent to distribute a mixture and substance containing a detectable amount of heroin and fentanyl, Schedule I controlled substances.

62. All in violation of Title 21, United States Code, Sections 841(a) and (b)(1)(C).

COUNT THIRTY-TWO
Distribution of Controlled Substances

63. On or about April 26, 2018, in the Western District of Virginia, the defendant, KATIE L. HARLOW, knowingly and intentionally distributed and possessed with intent to distribute a mixture and substance containing a detectable amount of methamphetamine, a Schedule II controlled substance.

64. All in violation of Title 21, United States Code, Sections 841(a) and (b)(1)(C).

COUNT THIRTY-THREE
Distribution of Controlled Substances

65. On or about April 26, 2018, in the Western District of Virginia, the defendant, TIFFANY BOWMAN LOPEZ, knowingly and intentionally distributed and possessed with intent to distribute a mixture and substance containing a detectable amount of heroin and fentanyl, Schedule I controlled substances.

66. All in violation of Title 21, United States Code, Sections 841(a) and (b)(1)(C).

COUNT THIRTY-FOUR
Distribution of Controlled Substances

67. On or about May 1, 2018, in the Western District of Virginia, the defendant, TIFFANY BOWMAN LOPEZ, knowingly and intentionally distributed and possessed with intent to distribute a mixture and substance containing a detectable amount of heroin, a Schedule I controlled substance.

68. All in violation of Title 21, United States Code, Sections 841(a) and (b)(1)(C).

COUNT THIRTY-FIVE
Distribution of Controlled Substances

69. On or about May 1, 2018, in the Western District of Virginia, the defendant, JUSTIN MUMAW, knowingly and intentionally distributed and possessed with intent to distribute a mixture and substance containing a detectable amount of methamphetamine, a Schedule II controlled substance.

70. All in violation of Title 21, United States Code, Sections 841(a) and (b)(1)(C).

COUNT THIRTY-SIX
Distribution of Controlled Substances

71. On or about May 7, 2018, in the Western District of Virginia, the defendant, WILLIAM RAY SHOEMAKER, knowingly and intentionally distributed and possessed with intent to distribute a mixture and substance containing a detectable amount of methamphetamine, a Schedule II controlled substance.

72. All in violation of Title 21, United States Code, Sections 841(a) and (b)(1)(C).

COUNT THIRTY-SEVEN
Possession of Firearm By Prohibited Person

73. On or about May 7, 2018 in the Western District of Virginia, the defendant, WILLIAM RAY SHOEMAKER, having been convicted of a crime punishable by imprisonment for a term exceeding one year, did knowingly possess in and affecting interstate commerce, a firearm, that is, a Beretta .40 caliber semiautomatic handgun, said firearm having been shipped and transported in interstate commerce.

74. All in violation of Title 18, United States Code, Section 922(g)(1).

COUNT THIRTY-EIGHT
Distribution of Controlled Substances

75. On or about May 22, 2018, in the Western District of Virginia, the defendant, JAVON EUGENE COOK, knowingly and intentionally distributed and possessed with intent to distribute a mixture and substance containing a detectable amount of methamphetamine, a Schedule II controlled substance.

76. All in violation of Title 21, United States Code, Sections 841(a) and (b)(1)(C).

COUNT THIRTY-NINE
Possession of Firearm By Prohibited Person

77. On or about August 4, 2018 in the Western District of Virginia, the defendant, JAVON EUGENE COOK, having been convicted of a crime punishable by imprisonment for a term exceeding one year, did knowingly possess in and affecting interstate commerce, a firearm, that is, a .38 Special revolver, said firearm having been shipped and transported in interstate commerce.

78. All in violation of Title 18, United States Code, Section 922(g)(1).

COUNT FORTY
Possession With Intent To Distribute Controlled Substances

79. On or about August 4, 2018, in the Western District of Virginia, the defendant, JAVON EUGENE COOK, knowingly and intentionally distributed and possessed with intent to distribute a mixture and substance containing a detectable amount of methamphetamine, a Schedule II controlled substance.

80. All in violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(C).

COUNT FORTY-ONE
Use and Carry Firearm During Drug Trafficking Crime

81. On or about August 4, 2018, in the Western District of Virginia, the defendant, JAVON EUGENE COOK, did knowingly carry and use a firearm, that is, a .38 Special revolver, during and in relation to a drug trafficking crime for which he may be prosecuted in a court of the United States, that is, possession with the intent to distribute a mixture and substance containing a detectable amount of heroin.

82. All in violation of Title 18, United States Code, Sections 924(c)(1)(A).

NOTICE OF FORFEITURE

83. Upon conviction of one or more of the felony offenses alleged in this Indictment, the defendants shall forfeit to the United States:

- a. any property constituting, or derived from, any proceeds obtained, directly or indirectly, as a result of said offenses, pursuant to 21 U.S.C. § 853(a)(1).
- b. any property used, or intended to be used, in any manner or part, to commit, or to facilitate the commission of said offenses, pursuant to 21 U.S.C. § 853(a)(2).
- c. any firearm used or intended to be used to facilitate the transportation, sale, receipt, possession, or concealment of controlled substances and/or raw materials, as described in 21 U.S.C. § 881(a)(1) and (2), and any proceeds traceable to such property, pursuant to 21 U.S.C. § 881(a)(11) and 28 U.S.C. § 2461(c).
- d. any firearms and ammunition involved or used in the commission of said offenses, or possessed in violation thereof, pursuant to 18 U.S.C. § 924(d) and 28 U.S.C. § 2461(c).

84. The property to be forfeited to the United States includes but is not limited to the following property:

a. **Money Judgment**

- i. An undetermined sum of United States currency and all interest and proceeds traceable thereto, in that such sum in aggregate was obtained directly or indirectly as a result of said offenses or is traceable to such property.

b. **Firearms and Ammunition**

- i. 9mm Luger semi-automatic handgun; Model XD9, Springfield Armory
- ii. .22 caliber rifle; Model 42M-C, Mossberg
- iii. .40 caliber Beretta semi-automatic handgun; Model 96A1, Smith & Wesson
- iv. .25 caliber pistol; Model 504, Galesi
- v. 9mm Luger pistol; Model 17, Glock
- vi. 9mm Luger semi-automatic handgun; Model C, Hi Point by Beemiller Inc.
- vii. 5.56x45mm semi-automatic rifle; Model AR-556, Ruger
- viii. .38 Special revolver; Model HS38S, Herbert Schmidt

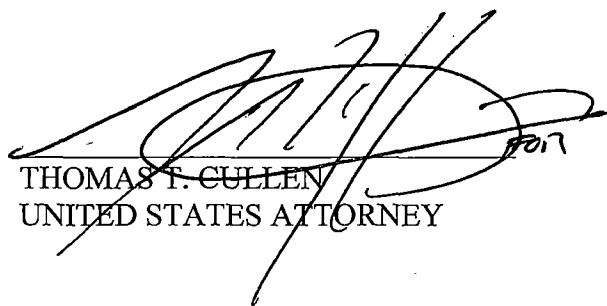
85. If any of the above-described forfeitable property, as a result of any act or omission

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 to seek forfeiture of any other property of the defendant up to the value of the above-described forfeitable property, pursuant to 21 U.S.C. § 853(p).

A TRUE BILL this 4th day of December, 2018.



THOMAS F. CULLEN
UNITED STATES ATTORNEY

s/foreperson
FOREPERSON