

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA

-VS-

DAVID WEAVER and
CRYSTAL SERFASS,

Defendants

: NO. 3:CR-15-39

INDICTMENT

THE GRAND JURY CHARGES:

Count 1

On or about November 8, 2014, to on or about November 18, 2014,
in Carbon County, Pennsylvania, within the Middle District of
Pennsylvania, the defendants,

DAVID WEAVER and CRYSTAL SERFASS,

did knowingly and willfully combine, conspire, confederate and agree together to commit an offense against the United States, that is,

- (a) Armed Bank Robbery, that is, to by force, violence and intimidation, intentionally take from the person and presence of another, money, approximately \$4,613 in United States currency, belonging to and in the care, custody, control, management and possession of the Jim Thorpe Neighborhood Bank, Penn Forest

**FILED
SCRANTON**

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PER DEPUTY CLERK

Township, Pennsylvania, a bank whose deposits were then insured by the Federal Deposit Insurance Corporation, and in committing such offense, did assault and put in jeopardy the life of another person by the use of a dangerous weapon, that is, a firearm, a violation of Title 18, United States Code, Section 2113(d).

OVERT ACTS

In furtherance of this conspiracy, and to effect and accomplish the objects of the conspiracy, the Defendants did commit and cause to be committed, the following overt acts, among others, in the Middle District of Pennsylvania:

1. In or before November, 2014, the Defendants drove to the vicinity of the Jim Thorpe Neighborhood Bank, Penn Forest Township, Pennsylvania.
2. On or about November 18, 2014, the Defendant, David Weaver, armed himself with a firearm to utilize in robbing the Jim Thorpe Neighborhood Bank.
3. On or about November 18, 2014, the Defendant, Crystal Serfass, drove Defendant, David Weaver, to the area of the Jim Thorpe Neighborhood Bank and dropped him off with the understanding that he intended to rob the bank.

4. On or about November 18, 2014, the Defendant, David Weaver, covered his face and attempted to enter the Jim Thorpe Neighborhood Bank.
5. On or about November 18, 2014, the Defendant, David Weaver, demanded that bank employees open the secured vestibule door.
6. On or about November 18, 2014, because bank employees refused to electronically unlock the door, the Defendant, David Weaver, utilized his firearm to smash the glass door and then entered the bank.
7. On or about November 18, 2014, the Defendant, David Weaver, brandished his firearm and demanded the bank employees provide currency to him.
8. On or about November 18, 2014, the Defendant, David Weaver, obtained approximately \$4,613 in currency from the bank and fled the bank through the broken front door.

All in violation of Title 18, United States Code, Section 371.

THE GRAND JURY FURTHER CHARGES:

Count 2

On or about November 18, 2014, in Penn Forest Township, Carbon County, Pennsylvania, within the Middle District of Pennsylvania, the defendants,

DAVID WEAVER and CRYSTAL SERFASS,

aiding and abetting each other, by force, violence and intimidation, did intentionally take from the person and presence of another, money, approximately \$4,613 in United States currency, belonging to and in the care, custody, control, management and possession of the Jim Thorpe Neighborhood Bank, Penn Forest Township, Pennsylvania, a bank whose deposits were then insured by the Federal Deposit Insurance Corporation, and in committing such offense, the defendant, did assault and put in jeopardy the life of another person by the use of a dangerous weapon, that is, a firearm.

In violation of Title 18, United States Code, Sections 2113(d) and 2, and Pinkerton v. United States, 328 U.S. 640 (1946)(Pinkerton liability).

THE GRAND JURY FURTHER CHARGES:

Count 3

On or about November 18, 2014, in Penn Forest Township, Carbon County, Pennsylvania, within the Middle District of Pennsylvania, the defendant,

DAVID WEAVER,

did knowingly use, carry, and brandish a firearm, that is, a Glock pistol, Serial Number WSL701, during and in relation to a crime of violence for which he may be prosecuted in a court of the United States, that is, armed bank robbery, a violation of Title 18, United States Code, Section 2113(d), and ammunition.

All in violation of Title 18, United States Code, Section 924(c).

THE GRAND JURY FURTHER CHARGES:

Count 4

Between on or about March 2, 2014, and on or about January 9, 2015, within the Middle District of Pennsylvania, the defendant,

CRYSTAL SERFASS,

who at the time was an unlawful user of controlled substances, as defined by Title 21, United States Code, Section 802, et seq., did knowingly possess in and affecting commerce firearms, that is, (1) a Glock, Model 17, 9mm pistol, S/N WSL701, and (2) a 12 gauge Stoeger shotgun, S/N 1230421, and ammunition.

All in violation of Title 18, United States Code, Section 922(g)(3).

Count 5

Between on or about March 2, 2014, and on or about January 9, 2015, within the Middle District of Pennsylvania, the defendant,

DAVID WEAVER,

who at the time was an unlawful user of controlled substances, as defined by Title 21, United States Code, Section 802, et seq., and a

fugitive from justice, did knowingly possess in and affecting commerce firearms, that is, (1) a Glock, Model 17, 9mm pistol, S/N WSL701, and (2) a 12 gauge Stoeger shotgun, S/N 1230421.

All in violation of Title 18, United States Code, Sections 922(g)(2) & (3).

THE GRAND JURY FURTHER CHARGES:

Count 6

On or about January 9, 2014, in Junedale, Pennsylvania, within the Middle District of Pennsylvania, the defendant,

CRYSTAL SERFASS,

did knowingly, intentionally and unlawfully possess methamphetamine, a Schedule I controlled substance.

In violation of Title 21, United States Code, Section 844(a).

THE GRAND JURY FURTHER CHARGES:

Count 7

On or about January 16, 2015, and continuing to March 23, 2015,
in the Middle District of Pennsylvania, the defendants,

DAVID WEAVER and CRYSTAL SERFASS,
corruptly obstructed, influenced, and impeded the investigation into the
armed robbery of the Jim Thorpe Neighborhood Bank, an official
proceeding, and attempted to do so.

In violation of Title 18, United States Code, Section 1512(c)(2).

THE GRAND JURY FURTHER CHARGES:

Count 8

On or about January 16, 2015, and continuing to March 23, 2015,
in the Middle District of Pennsylvania, the defendants,

DAVID WEAVER and CRYSTAL SERFASS,

did knowingly and intentionally conspire to corruptly obstruct,
influence, and impede the investigation into the armed robbery of the
Jim Thorpe Neighborhood Bank, an official proceeding.

In violation of Title 18, United States Code, Section 1512(k).

THE GRAND JURY FURTHER CHARGES:

Count 9

On or about February 23, 2015, in Scranton, Pennsylvania, within
the Middle District of Pennsylvania, the defendant,

CRYSTAL SERFASS,

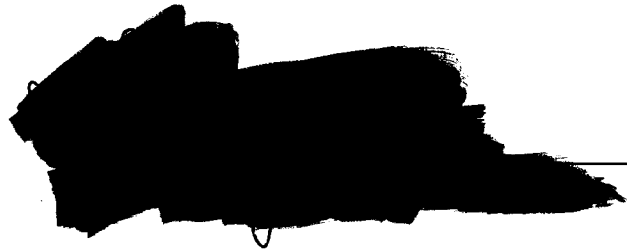
in a matter within the jurisdiction of the Federal Bureau of
Investigation, an agency of the United States, did knowingly and
willfully make a false, fraudulent and fictitious material statement and

representation, that is, the Defendant, Crystal Serfass, falsely stated that other individuals had committed of the robbery of the Jim Thorpe Neighborhood Bank, Penn Forest Township, Pennsylvania, and claiming that she had been threatened by the Pennsylvania State Police to falsely implicate David Weaver, when in truth she had knew that the other individuals had not committed the robbery and that the Pennsylvania State Troopers had not threatened her in an attempt to force her to implicate David Weaver in the bank robbery.

In violation of Title 18, United States Code, Section 1001.

A TRUE BILL:

3/24/15
DATE

A large, irregular black redaction mark covering the signature area of the "A TRUE BILL:" section.

Peter J. Smith
PETER J. SMITH
United States Attorney *JCS*