

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF FLORIDA  
TAMPA DIVISION

UNITED STATES OF AMERICA

v.

CASE NO. 0:24-cr-380-VHC-CP7

JORDAN GUY MACDONALD GOUDREAU and  
YACSY ALEXANDRA ALVAREZ MIRABAL

ORDER

JUL 16 2024 PM 4:56  
FILED - USDC - FLMD - TPA

The Motion to Seal Indictment and Related Documents filed by the United States is hereby GRANTED, and the Clerk of Court is so directed.

The Clerk is further directed to seal the Indictment in this cause except when necessary to provide certified copies of the Indictment to the United States Attorney's Office;


It is further ordered that upon verbal request from the United States Attorney's Office that the United States Marshals Service is to release a certified copy of the arrest warrant to the case agent or other appropriate law enforcement and/or to the United States Attorney's Office without further order of the Court. It is further ordered that the United States Marshals Service or other appropriate law enforcement agency may enter the arrest warrant into the National Crime Information Center (NCIC) database or other appropriate law enforcement database without further order of the Court.

It is further ordered that the United States may disclose the existence of the Indictment in any search and seizure warrants to be executed in conjunction with the

arrest of the defendant.

The Clerk is further ordered to unseal all documents relating to the Indictment without any further Order of the Court when any named defendant is taken into custody.

DONE AND ORDERED at Tampa, Florida, this 16<sup>th</sup> day of July 2024.

  
HON. THOMAS G. WILSON  
United States Magistrate Judge

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF FLORIDA  
TAMPA DIVISION

UNITED STATES OF AMERICA

v.

CASE NO. **8:24cr330-UMC-CPT**

JORDAN GUY MACDONALD GOUDREAU and  
YACSY ALEXANDRA ALVAREZ MIRABAL

18 U.S.C. § 371  
(Conspiracy)  
18 U.S.C. § 554  
(Smuggling)  
22 U.S.C. § 2778 (Arms  
Export Control Act)  
50 U.S.C. § 4819 (Export  
Control Reform Act)  
26 U.S.C. § 5861(d)  
(National Firearms Act)  
18 U.S.C. § 922(o)  
(Unlawful Possession of  
Machinegun)

**SEALED**

**INDICTMENT**

The Grand Jury charges:

**COUNT ONE**  
**(Conspiracy)**

JUL 16 2024 PM 4:57  
FILED - USDC - FLMD - TPP

**A. Introduction**

At times material to this Indictment:

1. JORDAN GUY MACDONALD GOUDREAU ("GOUDREAU")  
was a United States citizen who resided in Melbourne, Florida. GOUDREAU was  
the Chief Executive Officer of Silvercorp USA, Inc. ("SILVERCORP"), a company  
located in Melbourne, Florida.

**SEALED**

2. YACSY ALEXANDRA ALVAREZ MIRABAL ("ALVAREZ") was a Venezuelan citizen who resided in Colombia.

3. GOUDREAU, ALVAREZ, and others conspired to export AR-type firearms, night vision devices, laser sights, and other equipment from the United States to Colombia, without obtaining the required export licenses, to carry out an armed incursion into Venezuela to remove Nicolás Maduro Moros from power.

#### **RELEVANT LAW**

4. In furtherance of the national security and foreign policy interests of the United States, the export of defense-related articles is regulated by the Arms Export Control Act ("AECA"), 22 U.S.C. § 2778. Section 2778(a) authorizes the President of the United States to control the export of defense articles and to establish a United States Munitions List ("USML"), which identifies and defines the defense articles subject to those controls. Section 2778(b) provides that any person engaged in the business of exporting any defense article shall register with the government and that no defense articles may be exported without a license for such export. Section 2778(c) establishes criminal penalties for any willful violation of Section 2778 or any rule or regulation thereunder.

5. The United States Department of State, through the Directorate of Defense Trade Controls ("DDTC"), implements the AECA through the International Traffic in Arms Regulations ("ITAR"), Title 22, Code of Federal Regulations, Parts 120-130. These regulations establish the USML and require a license for the export of any item on the USML, which is set forth in 22 C.F.R. §

121.1. "Defense articles," as that term is used in the AECA and the ITAR, means items designated for placement on the USML as weapons and other implements of war. With limited exceptions, a person or entity seeking to export from the United States items designated "defense articles" on the USML must receive a license or other approval from the DDTC.

6. Further, the Export Control Reform Act ("ECRA"), 50 U.S.C. §§ 4811-4852, controls the export, reexport, and in-country transfer of certain goods, software, and technologies that can be used both for civilian and military applications and could make a significant contribution to the military potential of other nations or could be detrimental to the foreign policy or national security of the United States. It is a crime to willfully violate, attempt to violate, conspire to violate, or cause a violation of any regulation, order, license, or authorization issued pursuant to the ECRA. *Id.* § 4819.

7. The United States Department of Commerce, through the Bureau of Industry and Security ("BIS"), implements the ECRA through the Export Administration Regulations ("EAR"), Title 15, Code of Federal Regulations, Parts 730-774. The BIS imposes licensing and other requirements on the export, reexport, and in-country transfer of EAR-controlled items. The most sensitive items subject to the EAR controls are identified on the Commerce Control List ("CCL"), set forth in Title 15, Code of Federal Regulations, Part 774, Supplement Number 1. Items listed on the CCL are categorized by Export Control Classification Number ("ECCN"),

each of which is subject to export control restrictions depending on the item's technical characteristics, country of destination, end use, and end user.

8. As part of U.S. export regulatory changes, on or about March 9, 2020, the U.S. government transferred certain items, including semi-automatic AR-type firearms, from control under the USML to the CCL. *See* 85 Fed. Reg. 4,136 (Jan. 23, 2020).

**B. The Conspiracy**

9. Beginning as early as in or around November of 2019, and continuing through on or about March 23, 2020, in the Middle District of Florida, and elsewhere, the defendants,

**JORDAN GUY MACDONALD GOUDREAU and  
YACSY ALEXANDRA ALVAREZ MIRABAL,**

did knowingly and willfully combine, conspire, and agree with each other and with others known and unknown to the Grand Jury to commit the following offenses against the United States:

a. to knowingly and willfully export and cause to be exported from the United States to Colombia defense articles, without first having obtained a license or other written authorization for such export, in violation of 22 U.S.C. § 2778 and 22 C.F.R. § 127.1;

b. to knowingly and willfully export and cause to be exported from the United States to Colombia items on the Commerce Control List, without first

having obtained a license or other written authorization for such export, in violation of 50 U.S.C. § 4819 and 15 C.F.R. §§ 736.2, 764.2; and

c. to fraudulently and knowingly export and send from the United States merchandise, articles, and objects, contrary to a law and regulation, and receive, conceal, buy, and facilitate the transportation and concealment of such merchandise, articles, and objects, prior to exportation, knowing the same to be intended for exportation contrary to a law and regulation of the United States, specifically, 50 U.S.C. § 4819, 15 C.F.R. §§ 736.2, 764.2, 22 U.S.C. § 2778, and 22 C.F.R. § 127.1, in violation of 18 U.S.C. § 554(a).

**C. Manner and Means**

10. The manner and means by which the co-conspirators sought to accomplish the object of the conspiracy included, among others:

a. It was part of the conspiracy that the co-conspirators would and did identify firearms and military-related equipment for export to Colombia;

b. It was further part of the conspiracy that GOUDREAU would and did obtain funds in the United States to buy firearms and military-related equipment for export to Colombia;

c. It was further part of the conspiracy that the co-conspirators would and did buy and receive firearms and military-related equipment in the United States for export to Colombia;

d. It was further part of the conspiracy that co-conspirators would and did assemble and arrange for the assembly of AR-type firearms in the United States for export to Colombia;

e. It was further part of the conspiracy that co-conspirators would and did transport firearms and military-related equipment within the United States before its shipment to Colombia;

f. It was further part of the conspiracy that co-conspirators would and did export firearms and military-related equipment, including AR-type firearms, silencers, night vision devices, laser sights, and helmets, from the United States to Colombia;

g. It was further part of the conspiracy that co-conspirators would and did travel by private aircraft to carry people and military-related equipment to Colombia;

h. It was further part of the conspiracy that co-conspirators would and did use email and text messages and other forms of communication to communicate with each other regarding the export of firearms and military-related equipment to Colombia;

i. It was a further part of the conspiracy that GOUDREAU would and did pay ALVAREZ for her services;

j. It was further part of the conspiracy that co-conspirators would and did employ various techniques to protect their anonymity and to thwart detection of their activities by government and law-enforcement agencies; and



k. It was further part of the conspiracy that co-conspirators would and did perform acts and make statements to misrepresent, hide, and conceal, and cause to be misrepresented, hidden, and concealed, the purpose of the conspiracy and the acts committed in furtherance thereof.

**D. Overt Acts**

11. In furtherance of the conspiracy, and to effect the objects thereof, at least one of the co-conspirators committed or caused to be committed the following overt acts, among others, in the Middle District of Florida and elsewhere:

a. On or about November 7, 2019, GOUDREAU sent text messages to an equipment distributor, stating, "Here is the list bro," which list included, among other things, night vision devices, ballistic helmets, AR-15 rifles with iron sights, and red dot sights.

b. On or about November 12, 2019, GOUDREAU, doing business as SILVERCORP, executed a loan agreement with an associate, in which he promised to repay the associate \$100,000 plus \$100,000 in interest within 12 months.

c. On or about December 7, 2019, GOUDREAU sent text messages to an associate, providing an address for a storage unit utilized by GOUDREAU in Phoenix, Arizona, and identifying it as "[t]he place you are picking up the ammo."

d. On or about December 15, 2019, GOUDREAU purchased six Steiner eOptics Laser Devices Dual Beam Aiming Lasers DBAL-I2, with a delivery address of an associate's location in Miami, Florida.

e. On or about December 17, 2019, GOUDREAU made several purchases of AR-type firearm components and tools for assembling AR-type firearms, with a delivery address of SILVERCORP's location in Melbourne, Florida, including the following items: sixty complete upper assemblies of different lengths; sixty 80% lower bulk receivers and one 80% lower receiver and jig kit; and sixty lower build kits.

f. On or about December 17, 2019, ALVAREZ sent a text message to GOUDREAU asking him whether she would be "taking things" with her on an upcoming flight from the United States to Colombia.

g. On or about December 21, 2019, GOUDREAU sent a SILVERCORP associate a text message, stating, "We def need our guns."

h. On or about December 22, 2019, ALVAREZ sent GOUDREAU a text message, asking, "Are you going to need that I bring something for you from US??"

i. On or about December 22, 2019, ALVAREZ sent GOUDREAU a text message, stating, "I Drive from Tampa to Miami the same 26."

j. On or about December 22, 2019, GOUDREAU sent ALVAREZ a text message, stating, "I will give you the stuff on the 26."

k. On or about December 24, 2019, GOUDREAU purchased 30 Vortex Optics SPARC red dot sights and eight solvent traps, also known as silencers, with a delivery address of SILVERCORP's location in Melbourne, Florida.

l. On or about December 26, 2019, ALVAREZ traveled from Miami, Florida, to Barranquilla, Colombia on a commercial flight.

m. On or about December 27, 2019, GOUDREAU, doing business as SILVERCORP, purchased a 2006 Cranchi Endurance 41 yacht for approximately \$90,000.

n. On or about December 30, 2019, GOUDREAU, doing business as SILVERCORP, paid ALVAREZ \$2,000 via Zelle transfer.

o. On or about December 31, 2019, GOUDREAU, doing business as SILVERCORP, paid ALVAREZ \$2,000 via Zelle transfer.

p. On or about January 2, 2020, GOUDREAU sent a text message to a SILVERCORP associate, asking, "How are the lowers coming?"

q. On or about January 2, 2020, GOUDREAU ordered one KDSG PVS-14 Monocular L3 Gen 3 system optical sight, which was shipped to SILVERCORP's location in Melbourne, Florida.

r. On or about January 2, 2020, GOUDREAU traveled from Orlando, Florida to Bogotá, Colombia on a commercial flight.

s. On or about January 3, 2020, GOUDREAU ordered six Sightmark ReadyFire IR6 infrared laser sights with a delivery address of SILVERCORP's location in Melbourne, Florida.

t. On or about January 7, 2020, GOUDREAU ordered six Sightmark ReadyFire IR6 infrared laser sights with a delivery address of SILVERCORP's location in Melbourne, Florida.

u. On or about January 7, 2020, GOUDREAU electronically signed an order compliance form acknowledging that all products sold by a night vision goggles company are subject to export control laws and regulations of the U.S. Government.

v. On or about January 9, 2020, GOUDREAU traveled from Barranquilla, Colombia, to Miami, Florida on a commercial flight.

w. On or about January 12, 2020, GOUDREAU sent ALVAREZ a text message listing the contents that they would be sending to Colombia via private airplane, including "60 vests," "60 steel plates," "3 med bags," "60 plastics helmets," and "Airsoft helmets."

x. On or about January 12, 2020, GOUDREAU ordered two Sightmark ReadyFire IR6 laser sights with a delivery address of SILVERCORP's location in Melbourne, Florida.

y. On or about January 13, 2020, GOUDREAU ordered three Sig Sauer Romeo5 XDR red dot sights and one Sightmark ReadyFire IR6 infrared laser sight with a delivery address of SILVERCORP's location in Melbourne, Florida.

z. On or about January 15, 2020, ALVAREZ sent an email to GOUDREAU with the subject line "Training Letter," in which she requested that GOUDREAU sign an attached draft document purporting to memorialize an agreement in which Silver Corp USA S.A.S., which ALVAREZ and GOUDREAU had registered in Barranquilla, Colombia on or about June 28, 2019, was holding a

three-week training session for approximately 60 attendees, for which they needed 60 vests with plates, 60 walkie-talkies, 60 airsoft helmets, and 60 personal kits.

aa. On or about January 15, 2020, ALVAREZ traveled on a private airplane from Barranquilla, Colombia, to the Miami-Opa Locka Executive Airport ("Opa Locka Airport").

bb. On or about January 16, 2020, GOUDREAU, ALVAREZ, and others traveled by private airplane from the Opa Locka Airport to Barranquilla, Colombia.

cc. On or about January 18, 2020, GOUDREAU sent a SILVERCORP associate a text message, stating, "We have another bird going out on Wednesday maybe just coordinate with [ALVAREZ] to ensure that everything gets on the bird."

dd. On or about January 22, 2020, GOUDREAU traveled from Barranquilla, Colombia, to Miami, Florida, on a commercial flight.

ee. On or about January 24, 2020, ALVAREZ traveled from Barranquilla, Colombia, to Miami, Florida on a commercial flight.

ff. On or about January 24, 2020, GOUDREAU, doing business as SILVERCORP, paid ALVAREZ \$3,000 via Zelle transfer.

gg. On or about January 24, 2020, GOUDREAU and ALVAREZ traveled off the coast of Florida in the Cranchi Endurance 41 yacht, which held cargo including thousands of rounds of .556 ammunition in ammunition cans, plate body armor, military-style helmets, and high-capacity magazines for AR-15 rifles.

hh. On or about January 24, 2020, GOUDREAU ordered one Sightmark ReadyFire IR6 infrared laser sight, 10 Sig Sauer Romeo5 1x20mm red dot sights, three Steiner OTAL-C IR Offset Tactical Aiming Lasers, and three Steiner eOptics Laser Devices Dual Beam Aiming Lasers DBAL-I2, with a delivery address of SILVERCORP's location in Melbourne, Florida.

ii. On or about January 27, 2020, GOUDREAU ordered eight Sightmark ReadyFire IR6 infrared laser sights, seven Sig Sauer Romeo5 XDR red dot sights, three Sig Sauer Romeo5 1x20mm red dot sights, and 10 Sniper FL3000R Green/IR laser sights with a delivery address of SILVERCORP's location in Melbourne, Florida.

jj. On or about January 28, 2020, GOUDREAU ordered 20 Sightmark ReadyFire IR6 infrared laser sights with a delivery address of SILVERCORP's location in Melbourne, Florida.

kk. On or about February 6, 2020, ALVAREZ traveled by private airplane from the Opa Locka Airport to Barranquilla, Colombia.

ll. On or about February 14, 2020, GOUDREAU, doing business as SILVERCORP, paid ALVAREZ \$700 via Zelle transfer.

mm. In or around the third week of February 2020, GOUDREAU left the United States with a SILVERCORP associate in the Cranchi Endurance 41 yacht that he had purchased on December 27, 2019.

nn. On or about February 20, 2020, GOUDREAU caused an equipment distributor to create a packing slip for tactical backpacks, pants, helmets,

and other items to be shipped from Hialeah, Florida to ALVAREZ in Barranquilla, Colombia.

oo. On or about March 11, 2020, GOUDREAU, doing business as SILVERCORP, paid ALVAREZ \$1,300 via Zelle transfer.

pp. On or about March 23, 2020, in or near Barranquilla, Colombia, ALVAREZ and an associate loaded suitcases into the associate's car, from which AR-type firearms, night vision devices, laser sights, helmets, and solvent traps were seized by the Colombian National Police on or about the same day.

qq. On or about March 23, 2020, GOUDREAU sent a text message to an equipment distributor asking if there was any way to get the "other pallet" from Miami to Colombia.

All in violation of 18 U.S.C. § 371.

**COUNT TWO**  
**(Smuggling Goods from the United States)**

1. Paragraphs 1 through 3 of Count One of this Indictment are hereby realleged and incorporated by reference as though fully set forth herein.

2. On or about December 17, 2019, in the Middle District of Florida and elsewhere, the defendant,

**JORDAN GUY MACDONALD GOUDREAU,**

did fraudulently and knowingly receive, conceal, and buy merchandise, articles, and objects, that is, approximately sixty 80% lower bulk receivers, which were designated as defense articles on the United States Munitions List, prior to exportation, knowing

the same to be intended for exportation contrary to a law and regulation of the United States, specifically, 22 U.S.C. § 2778, and 22 C.F.R. § 127.1.

In violation of 18 U.S.C. §§ 554(a) and 2.

**COUNT THREE**  
**(Smuggling Goods from the United States)**

1. Paragraphs 1 through 3 of Count One of this Indictment are hereby realleged and incorporated by reference as though fully set forth herein.

2. On an unknown date between December 17, 2019, and March 23, 2020, in the Middle District of Florida and elsewhere, the defendants,

**JORDAN GUY MACDONALD GOUDREAU and  
YACSY ALEXANDRA ALVAREZ MIRABAL,**

aided and abetted by each other and by others known and unknown to the Grand Jury, did fraudulently and knowingly export and send from the United States merchandise, articles, and objects, that is, approximately twenty-four semi-automatic AR-type firearms, which were seized by Colombian National Police in Santa Marta, Colombia, on or about March 23, 2020, contrary to a law and regulation of the United States, specifically, 50 U.S.C. § 4819, 15 C.F.R. §§ 736.2, 764.2, 22 U.S.C. § 2778, and 22 C.F.R. § 127.1.

In violation of 18 U.S.C. §§ 554(a) and 2.

**COUNTS FOUR THROUGH EIGHT**  
**(Violations of the Arms Export Control Act)**

1. Paragraphs 1 through 3 of Count One of this Indictment are hereby realleged and incorporated by reference as though fully set forth herein.



2. On an unknown date between December 15, 2019, and March 23, 2020, in the Middle District of Florida and elsewhere, the defendants,

**JORDAN GUY MACDONALD GOUDREAU and  
YACSY ALEXANDRA ALVAREZ MIRABAL,**

aided and abetted by each other and by others known and unknown to the Grand Jury, did willfully export and cause to be exported, from the United States to Colombia, the items specified in each count below, which were seized by Colombian National Police in Santa Marta, Colombia, on or about March 23, 2020, and which were designated as defense articles on the United States Munitions List, without first having obtained from the United States Department of State a license or written approval for such export:

<b>Count</b>	<b>Defense Article</b>	<b>Quantity (Approximate)</b>	<b>U.S. Munitions List Category</b>
4	Fully automatic AR-type firearms	2	I(b)
5	Sniper FL3000R Green Laser Sight	7	XII(c)(2)(iv)
6	Steiner eOptics Laser Devices Dual Beam Aiming Laser Intelligent DBAL-I2	7	XII(c)(2)
7	Steiner OTAL-C IR Offset Tactical Aiming Laser	7	XII(c)(2)(iv)
8	KDSG PVS-14 Monocular L3 Gen 3	1	XII(c)(2)(ii)

In violation of 22 U.S.C. § 2778, 22 C.F.R. § 127.1, and 18 U.S.C. § 2.

**COUNTS NINE THROUGH TWELVE**  
**(Violation of the Export Control Reform Act of 2018)**

1. Paragraphs 1 through 3 of Count One of this Indictment are hereby realleged and incorporated by reference by reference as though fully set forth herein.

2. On an unknown date between December 15, 2019, and March 23, 2020, in the Middle District of Florida and elsewhere, the defendants,

**JORDAN GUY MACDONALD GOUDREAU and  
YACSY ALEXANDRA ALVAREZ MIRABAL,**

aided and abetted by each other and by others known and unknown to the Grand Jury, did willfully export and cause to be exported, from the United States to Colombia, the items specified in each count below, which were seized by Colombian National Police in Santa Marta, Colombia, on or about March 23, 2020, and which were on the Commerce Control List, without first having obtained the required licenses or authorizations from the United States Department of Commerce:

<b>Count</b>	<b>Item</b>	<b>Quantity (Approximate)</b>	<b>Commerce Control List</b>
9	Sightmark Readyfire IR6 Laser Sights	30	0A504.f
10	Sig Sauer Romeo5 XDR Compact Red Dot Sights	8	0A504.c
11	Sig Sauer Romeo5 1x20mm Compact Red Dot Sights	12	0A504.c
12	Vortex Optics SPARC Red Dot Optical Sight	23	0A504.c

In violation of 50 U.S.C. § 4819, 15 C.F.R. § 764.2, and 18 U.S.C. § 2.

**COUNT THIRTEEN**  
**(Violation of the National Firearms Act)**

1. Paragraphs 1 through 3 of Count One of this Indictment are hereby realleged and incorporated by reference as though fully set forth herein.

2. On an unknown date between December 24, 2019, and March 23, 2020, in the Middle District of Florida, the defendant,

**JORDAN GUY MACDONALD GOUDREAU,**

knowingly possessed a firearm, as defined in 26 U.S.C. § 5845(a)(7) and 18 U.S.C. § 921(a)(25), namely, eight silencers, which were seized by Colombian National Police in Santa Marta, Colombia, on or about March 23, 2020, and were not registered to him in the National Firearms Registration and Transfer Record, in violation of 26 U.S.C. § 5841.

In violation of 26 U.S.C. §§ 5861(d) and 5871.

**COUNT FOURTEEN**  
**(Unlawful Possession of a Machinegun)**

1. Paragraphs 1 through 3 of Count One of this Indictment are hereby realleged and incorporated by reference as though fully set forth herein.

2. On an unknown date between December 17, 2019, and March 23, 2020, in the Middle District of Florida, the defendant,

**JORDAN GUY MACDONALD GOUDREAU,**

knowingly possessed a machinegun, that is, two fully automatic AR-type firearms, which were seized by Colombian National Police in Santa Marta, Colombia, on or

about March 23, 2020.

In violation of 18 U.S.C. §§ 922(o) and 924(a)(2).

### **FORFEITURE**

1. The allegations contained in Counts One through Fourteen are incorporated by reference for the purpose of alleging forfeiture pursuant to 18 U.S.C. §§ 981(a)(1)(C) and 982(a)(1), 22 U.S.C. § 401, 26 U.S.C. § 5872, 28 U.S.C. § 2461(c), 49 U.S.C. § 80303. and 50 U.S.C. § 2778.

2. Upon a conviction of a violation of 50 U.S.C. § 4819, or a conspiracy to violate 50 U.S.C. § 4819, the defendants shall forfeit to the United States, pursuant to 50 U.S.C. § 4819(d):

- a. Any property, real or personal, used, in any manner, to commit or facilitate the violation;
- b. Any property, real or personal, constituting or traceable to the gross proceeds taken, obtained, or retained, in connection with or as a result of the violation; and/or
- c. Any property constituting an item or technology that is exported or intended to be exported as a result of the violation.

3. Upon conviction of the violation of 22 U.S.C. § 2778, or a conspiracy to violate 22 U.S.C. § 2778, the defendants shall forfeit to the United States, pursuant to 18 U.S.C. § 981(a)(1)(C) and 28 U.S.C. § 2461(c), any property, real or personal, which constitutes or is derived from proceeds traceable to the offense, and, pursuant to 22 U.S.C. § 401 and 28 U.S.C. § 2461, any arms or munitions of war or other

articles attempted to be exported in violation of 22 U.S.C. § 2778, and any vessel, vehicle, or aircraft used in exporting or attempting to export such articles.

4. Upon conviction of a violation of 18 U.S.C. § 554, or a conspiracy to violate 18 U.S.C. § 554, the defendant shall forfeit to the United States, pursuant to 18 U.S.C. § 981(a)(1)(C) and 28 U.S.C. § 2461(c), any property, real or personal, which constitutes or is derived from proceeds traceable to the violation.

5. Upon conviction of a violation 26 U.S.C. § 5861, the defendant shall forfeit to the United States, pursuant to 26 U.S.C. § 5872 and 28 U.S.C. § 2461(c), any firearms involved in the violation, and, pursuant to 49 U.S.C. § 80303 and 28 U.S.C. § 2461(c), any aircraft, vehicle, or vessel used to facilitate the transportation, concealment, receipt, possession, purchase, sale, exchange, or giving away of such firearm.

6. Upon conviction of a violation of 18 U.S.C. § 922(g) or any other criminal law of the United States, the defendant shall forfeit to the United States, pursuant to 18 U.S.C. § 924(d) and 28 U.S.C. § 2461(c), all firearms and ammunition involved in or used in the violation.

7. The property to be forfeited includes, but is not limited to, the following:

- a. Twenty-six AR-type firearms;
- b. Seven Sniper FL3000R Green Laser Sights;
- c. Seven Steiner eOptics Laser Devices Dual Beam Aiming Laser Intelligent DBAL-I2;

- d. Seven Steiner OTAL-C IR Offset Tactical Aiming Laser;
- e. One KDSG PVS-14 Monocular L3 Gen 3;
- f. Thirty Sightmark Readyfire IR6 Laser Sights;
- g. Eight Sig Sauer Romeo5 XDR Compact Red Dot Sights;
- h. Twelve Sig Sauer Romeo5 1x20mm Compact Red Dot Sights;
- i. Twenty-Three Vortex Optics SPARC Red Dot Optical Sights;
- and
- j. Eight Aluminum D Size Solvent Filters/Traps Direct Attach - 1/4" (.223/5.56), also known as "silencers."

8. If any of the property described above, 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;

the United States shall be entitled to forfeiture of substitute property pursuant to 21 U.S.C. § 853(p), as incorporated by 28 U.S.C. § 2461(c).

A TRUE BILL,

Foreperson \_\_\_\_\_

ROGER B. HANDBERG  
United States Attorney



Risha Asokan  
Assistant United States Attorney

JENNIFER K. GELLIE  
Executive Deputy Chief,  
Counterintelligence and Export Control  
Section



for Menno Goedman  
Trial Attorney

~~Cheryl Krizman, AUSA~~  
for Daniel J. Marcel  
Chief, National Security Section



for Emma Ellenrieder  
Trial Attorney