

**IN THE UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF MISSOURI
SOUTHWESTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

v.

LAVAR D. BEARD,
[DOB: 03-02-1978],

ASHLEY HENSON,
[DOB: 04-02-1987]

JASON E. HIRSHEY,
[DOB: 08-12-1980],

HALEY J. FERGUSON,
[DOB: 10-20-1985],

and

BRIAN D. FERGUSON,
[DOB: 11-23-1985]

Defendants.

Defendants/Counts:

L. Beard: 1, 2, 3, 4, 5, 7, 8, 9

A. Henson: 1, 6

J. Hirshey: 1

H. Ferguson: 1

B. Ferguson: 1

) **No. 12-05001-01/05-CR-SW-RED**

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COUNT ONE:

21 U.S.C. §§ 846, 841(a)(1) and
(b)(1)(B)(i)

NLT 5 Years Imprisonment

NMT 40 Years Imprisonment and/or

\$5 Million Fine

NLT 4 Years Supervised Release

COUNT TWO:

21 U.S.C. § 841(a)(1) and (b)(1)(C)

NLT 20 Years Imprisonment

NMT Life Imprisonment

and/or \$1 Million Fine

NLT 3 Years Supervised Release

COUNTS THREE through EIGHT:

21 U.S.C. § 841(a)(1) and (b)(1)(C)

NMT 20 Years Imprisonment

and/or \$1 Million Fine

NLT 3 Years Supervised Release

COUNT NINE:

18 U.S.C. §§ 922(g)(1) and 924(a)(2)

NMT 10 Years Imprisonment

NMT \$250,000 Fine

Supervised Release: NMT 3 Years

INDICTMENT

THE GRAND JURY CHARGES THAT:

COUNT ONE

Beginning on or about June, 2011, and continuing to on or about September 20, 2011, in Jasper County, in the Western District of Missouri, and elsewhere, **LAVAR D. BEARD, ASHLEY HENSON, JASON E. HIRSHEY, HALEY J. FERGUSON** and **BRIAN D. FERGUSON**, defendants, did knowingly and intentionally conspire and agree with each other and with persons known and unknown to the Grand Jury, to distribute 100 grams or more of a mixture or substance containing a detectable amount of heroin, a Schedule I controlled substance, contrary to the provisions of Title 21, United States Code, Section 841(a)(1) and (b)(1)(B)(i); all in violation of Title 21, United States Code, Section 846.

COUNT TWO

On or about August 19, 2011, in Jasper County, in the Western District of Missouri, **LAVAR D. BEARD**, defendant, did knowingly and intentionally distribute heroin, a Schedule I controlled substance, and as a result of the use of this heroin, Ryan Cockrell died, all in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(C).

COUNT THREE

On or about August 23, 2011, in Jasper County, in the Western District of Missouri, **LAVAR D. BEARD**, did knowingly and intentionally distribute heroin, a Schedule I controlled substance in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(C).

COUNT FOUR

On or about August 26, 2011, in Jasper County, in the Western District of Missouri, **LAVAR D. BEARD**, did knowingly and intentionally distribute heroin, a Schedule I controlled substance in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(C).

COUNT FIVE

On or about August 30, 2011, in Jasper County, in the Western District of Missouri, **LAVAR D. BEARD**, defendant, did knowingly and intentionally distribute heroin, a Schedule I controlled substance in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(C).

COUNT SIX

On or about August 31, 2011, in Jasper County, in the Western District of Missouri, **ASHLEY HENSON**, defendant, did knowingly and intentionally distribute heroin, a Schedule I controlled substance in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(C).

COUNT SEVEN

On or about September 9, 2011, in Jasper County, in the Western District of Missouri, **LAVAR D. BEARD**, defendant, did knowingly and intentionally distribute heroin, a Schedule I controlled substance in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(C).

COUNT EIGHT

On or about September 20, 2011, in Jasper County, in the Western District of Missouri, **LAVAR D. BEARD**, defendant, knowingly and intentionally possessed with intent to distribute

a mixture or substance containing a detectable amount of heroin, a Schedule I controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(C).

COUNT NINE

On or about September 20, 2011, in Jasper County, in the Western District of Missouri, **LAVAR D. BEARD**, defendant, having been convicted of a crime which is punishable by imprisonment for a term exceeding one year, knowingly possessed, in and affecting commerce, firearms, those are Ruger, Model Security Six, .357 caliber revolver, S/N 160-96860, Raven Arms, Model MP25, .25 caliber pistol, S/N 750064, and ammunition, that is six rounds of Remington, .25 caliber ammunition, all in violation of Title 18, United States Code, Sections 922(g)(1) and 924(a)(2).

A TRUE BILL

/s/
FOREPERSON OF THE GRAND JURY

/s/ David P. Rush
DAVID P. RUSH
Assistant United States Attorney

DATED: January 24, 2012