

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF WEST VIRGINIA
CHARLESTON

COPY - The original was filed in
the Clerk's Office at Charleston on

JAN 30 2012

TERESA L. DEPPNER, CLERK
U.S. District Court
Southern District of West Virginia

UNITED STATES OF AMERICA

v.

CRIMINAL NO. 2012-00025

JERRY BOWMAN

I N F O R M A T I O N

The United States Attorney Charges:

1. In May 2010, a primary election was held in the State of West Virginia, in part for the purpose of nominating candidates for the office of Representative to Congress and various state and local offices (the "Election").

2. At all relevant times, defendant JERRY BOWMAN was Sheriff of Lincoln County, West Virginia.

The Conspiracy

3. Beginning no later than January 2010 and continuing through and including at least May 2010, in Lincoln County, West Virginia, and within the Southern District of West Virginia, defendant JERRY BOWMAN, together with others whose identities are known and unknown to the United States Attorney, did knowingly conspire to injure and oppress persons in the State of West Virginia, in West Virginia's Third Congressional District, and in Lincoln County, West Virginia, in the free exercise and enjoyment of rights and privileges secured to those persons by

the Constitution and laws of the United States, that is, to cause votes to be illegally cast and counted in the Election, in violation of Title 18, United States Code, Section 241.

Manner and Means of the Conspiracy

4. It was a part of this conspiracy that defendant JERRY BOWMAN, together with others whose identities are known and unknown to the United States Attorney, did agree to offer registered voters the option to cast absentee ballots in the Election even if those voters had none of the legally prescribed grounds for eligibility to cast an absentee ballot.

5. It was further a part of this conspiracy that defendant JERRY BOWMAN, together with others whose identities are known and unknown to the United States Attorney, would and did complete applications for absentee ballots on behalf of registered voters, knowing that those registered voters had none of the legally prescribed grounds for eligibility to cast an absentee ballot.

6. It was further a part of this conspiracy that defendant JERRY BOWMAN, together with others whose identities are known and unknown to the United States Attorney, would and did falsely state on absentee ballot applications completed on behalf of certain registered voters that those registered voters had one of the legally prescribed grounds for eligibility to cast an absentee ballot.

7. It was further a part of this conspiracy that defendant JERRY BOWMAN, together with others whose identities are known and unknown to the United States Attorney, would and did request that certain registered voters contact defendant JERRY BOWMAN and others whose identities are known and unknown to the United States Attorney when those registered voters received absentee ballots by mail.

8. It was further a part of this conspiracy that defendant JERRY BOWMAN, together with others whose identities are known and unknown to the United States Attorney, would and did unlawfully make themselves present while certain voters completed their absentee ballots, and would and did unlawfully suggest specific candidates for whom those certain voters should vote.

9. It was further a part of this conspiracy that defendant JERRY BOWMAN, together with others whose identities are known and unknown to the United States Attorney, would not and did not make the affidavit required by law of any person who provides assistance in voting an absent voter's ballot by mail.

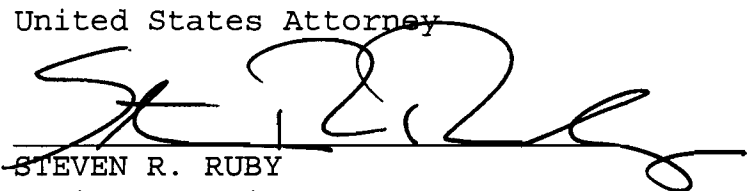
10. It was further a part of this conspiracy that defendant JERRY BOWMAN, together with others whose identities are known and unknown to the United States Attorney, would and did unlawfully personally deliver absentee ballots to certain registered voters.

In violation of Title 18, United States Code, Section 241.

UNITED STATES OF AMERICA

R. BOOTH GOODWIN II
United States Attorney

By:


~~STEVEN R. RUBY~~
Assistant United States Attorney