

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA)	Criminal No. 24cr10226
)	
v.)	Violations:
)	
KBC CAPITAL, LLC,)	<u>Counts One Through Twenty-Six</u> : Transferring
)	a Firearm, in Violation of NFA
Defendant.)	(26 U.S.C. § 5861(e))
)	
)	<u>Firearm Forfeiture Allegation</u> :
)	(28 U.S.C. § 2461(c))

INFORMATION

COUNTS ONE THROUGH TWENTY-SIX
Transferring a Firearm in Violation of NFA
(26 U.S.C. § 5861(e))

The United States Attorney alleges:

1. From in or about 2017 through in or around September 2023, in the District of Massachusetts, and elsewhere, the defendant,

KBC CAPITAL, LLC,

knowingly and unlawfully transferred the following suppressor parts, without proper application and approval and without paying the requisite tax, in violation of Title 26, United States Code, Section 5812.

<u>Count</u>	<u>Part Number</u>	<u>Approximate Purchase Date</u>
1	M-079	9/13/2022
2	M-079	11/8/2022
3	M-079	2/6/2023
4	M-099	6/5/2023

<u>Count</u>	<u>Part Number</u>	<u>Approximate Purchase Date</u>
5	M-099	6/5/2023
6	M-099	8/3/2023
7	M-099	8/3/2023
8	M-099	8/3/2023
9	M-099	8/3/2023
10	M-099	8/3/2023
11	M-099	8/3/2023
12	M-099	8/3/2023
13	M-099	8/3/2023
14	M-099	8/3/2023
15	M-099	8/3/2023
16	M-099	8/3/2023
17	M-099	8/3/2023
18	M-099	8/3/2023
19	M-099	8/3/2023
20	M-099	8/3/2023
21	M-074	5/19/2023
22	M-074	3/8/2022
23	M-074	10/14/2020
24	M-074	4/8/2020
25	M-074	10/25/2022
26	M-074	5/27/2022

All in violation of Title 26, United States Code, Section 5861(e).

FIREARM FORFEITURE ALLEGATION

(26 U.S.C. § 5872 and 28 U.S.C. § 2461(c))

2. Upon conviction of one or more of the offenses in violation of Title 26, United States Code, Section 5861, the defendant,

KBC CAPITAL, LLC,

3. shall forfeit to the United States, pursuant to Title 28, United States Code, Section 5872, and Title 28, United States Code, Section 2461(c), any firearm or ammunition involved in the offenses. If any of the property described in Paragraph 2, above, as being forfeitable pursuant to Title 26, United States Code, Section 5872, and Title 28, United States Code, Section 2461(c), 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 party;
- 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 divided without difficulty;

it is the intention of the United States, pursuant to Title 28, United States Code, Section 2461(c), incorporating Title 21, United States Code, Section 853(p), to seek forfeiture of any other property of the defendant up to the value of the property described in Paragraph 2 above.

All pursuant to Title 26, United States Code, Section 5872, and Title 28, United States Code, Section 2461.

JOSHUA S. LEVY
Acting United States Attorney

By:



Digitally signed by EVAN PANICH
Date: 2024.07.31 14:19:29 -04'00'

EVAN D. PANICH
Assistant United States Attorney

Criminal Case Cover Sheet

U.S. District Court - District of Massachusetts

Place of Offense: _____ Category No. II Investigating Agency ATF, DEA, HSI, USPIS

City Boston

Related Case Information:

County Suffolk

Superseding Ind./ Inf. _____ Case No. _____

Same Defendant _____ New Defendant _____

Magistrate Judge Case Number _____

Search Warrant Case Number _____

R 20/R 40 from District of _____

Defendant Information:

Is this case related to an existing criminal action pursuant to Rule 40.1(h)? If yes, case number _____ Yes No

Defendant Name KBC Capital, LLC

Juvenile: Yes No

Is this person an attorney and/or a member of any state/federal bar: Yes No

Alias Name: _____

Address: Nashua, New Hampshire

Birth date (Yr only): _____ SSN last 4#: _____ Sex: _____ Race _____ Nationality: _____

Defense Counsel if known: Kurt Olson and Timothy Goulden Address: [REDACTED]

Bar Number: _____ [REDACTED]

U.S. Attorney Information

AUSA: Evan D. Panich Bar Number if applicable: [REDACTED]

Interpreter: Yes No List language and/or dialect: _____

Victims: Yes No If yes, are there multiple crime victims under 18 USC§3771(d)(2) Yes No

Matter to be SEALED: Yes No

Warrant Requested Regular Process In Custody

Location Status: _____

Arrest Date: _____

Already in Federal Custody as of _____ in _____

Already in State Custody at _____ Serving Sentence Awaiting Trial

On Pretrial Release: Ordered by: _____ on _____

Charging Document: Complaint Information Indictment

Total # of Counts: Petty _____ Misdemeanor _____ Felony 26

Continue on Page 2 for Entry of U.S.C. Citations

I hereby certify that the case numbers of any prior proceedings before a Magistrate Judge are accurately set forth above.

Date: 7/31/2024

Signature of AUSA: /s/ Evan D. Panich

District Court Case Number (To be filled in by deputy clerk): _____

Name of Defendant KBC Capital, LLC

U.S.C. Citations

	<u>Index Key/Code</u>	<u>Description of Offense Charged</u>	<u>Count Numbers</u>
Set 1	<u>26 U.S.C. s. 5861(e)</u>	<u>Transfer of Firearm in Violation of National Firearms Act</u>	<u>1-26</u>
Set 2	<u>28 U.S.C. s. 2461(c)</u>	<u>Firearm Forfeiture Allegation</u>	
Set 3	_____	_____	_____
Set 4	_____	_____	_____
Set 5	_____	_____	_____
Set 6	_____	_____	_____
Set 7	_____	_____	_____
Set 8	_____	_____	_____
Set 9	_____	_____	_____
Set 10	_____	_____	_____
Set 11	_____	_____	_____
Set 12	_____	_____	_____
Set 13	_____	_____	_____
Set 14	_____	_____	_____
Set 15	_____	_____	_____

ADDITIONAL INFORMATION: