

JAN 31 2014
KCM

SEALED

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

September 2013 Grand Jury

14CR0218MMA

UNITED STATES OF AMERICA,
Plaintiff,

v.

VINH VAN PHAN,
aka Crack Baby,
Defendant.

Case No.

I N D I C T M E N T

Title 18, U.S.C., Secs. 922(g)(1)
and 924(a)(2) - Felon in
Possession of a Firearm;
Title 18, U.S.C., Sec. 924(d)(1),
and Title 28, U.S.C.,
Sec. 2461(c) - Criminal Forfeiture

The grand jury charges:

Count 1

On or about November 23, 2013, within the Southern District of California, defendant VINH VAN PHAN, aka Crack Baby, being a person who had previously been convicted in a court, that is, the Superior Court of California, County of San Diego, of a crime punishable by imprisonment for a term exceeding one year, that is, on or about January 28, 2011, of Possession of a Controlled Substance, in violation of California Health & Safety Code, Section 11377(a), did knowingly and unlawfully possess in and affecting commerce firearms, that is:

1 a. a AKS 7.62mm rifle, with serial number
2 00392;

3 b. a Glock 9mm handgun, serial number APN312US;

4 All in violation of Title 18, United States Code, Sections 922(g)(1)
5 and 924(a)(2).

6 FORFEITURE ALLEGATIONS

7 1. The allegations contained in Count 1 are realleged and by
8 their reference fully incorporated herein for the purpose of alleging
9 forfeiture to the United States of America pursuant to the provisions
10 of Title 18, United States Code, Section 924(d), and Title 28, United
11 States Code, Section 2461(c).

12 2. Upon conviction of the offense alleged in Count 1, defendant
13 VINH VAN PHAN, aka Crack Baby, shall forfeit to the United States,
14 pursuant to Title 18, United States Code, Section 924(d), and
15 Title 28, United States Code, Section 2461(c), all firearms and
16 ammunition involved in the commission of the offense, including, but
17 not limited to the following;

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- 1 a. a AKS 7.62mm rifle, with serial number
2 00392;
- 3 b. two magazines and 7.62mm ammunition seized with
4 the AKS 7.62mm rifle, with serial number 00392;
- 5 c. a Glock 9mm handgun, serial number APN312US;
- 6 d. one magazine and 9mm ammunition seized with the
7 Glock 9mm handgun, serial number APN312US;

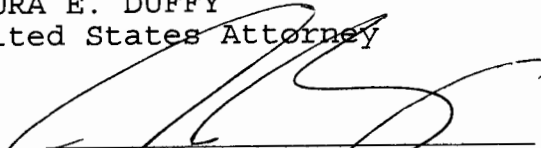
8 All pursuant to Title 18, United States Code, Section 924(d)(1), and
9 Title 28, United States Code, Section 2461(c).

10 DATED: January 31, 2014.

11 A TRUE BILL:


12 
13 _____
14 Foreperson

14 LAURA E. DUFFY
15 United States Attorney

16 By: 
17 A. DALE BLANKENSHIP
18 Assistant U.S. Attorney

19 I hereby attest and certify on 2/3/14
20 That the foregoing document is a full, true and correct
21 copy of the original on file in my office and in my legal
22 custody.

23 CLERK, U.S. DISTRICT COURT
24 SOUTHERN DISTRICT OF CALIFORNIA

25 By  Deputy
26
27
28

United States District Court

SOUTHERN DISTRICT OF CALIFORNIA

SEALED

UNITED STATES OF AMERICA

V.

Vinh Van Phan (1) aka Crack Baby

WARRANT FOR ARREST

Case Number: 14CR0218-MMA

NOT FOR PUBLIC VIEW

To: The United States Marshal
and any Authorized United States Officer

YOU ARE HEREBY COMMANDED to arrest Vinh Van Phan (1) aka Crack Baby
Name

and bring him or her forthwith to the nearest magistrate to answer a(n)

- Indictment
- Information
- Complaint
- Order of Court
- Violation Notice
- Probation Violation Petition
- Pretrial Violation

charging him or her with (brief description of offense):
18:922(g)(1) and 924(a)(2) - Felon in Possession of a Firearm
18:924(d)(1) and 28:2461(c) - Criminal Forfeiture

In violation of Title See Above United States Code, Section(s) _____

John Morrill
Name of Issuing Officer

Acting Clerk of the Court
Title of Issuing Officer

s/ K. Martin-Brown
Signature of Deputy

1/31/2014 San Diego, CA
Date and Location

Bail fixed at \$ _____ No Bail

by The Honorable David H. Bartick
Name of Judicial Officer

RETURN		
This warrant was received and executed with the arrest of the above-named defendant at _____		
DATE RECEIVED	NAME AND TITLE OF ARRESTING OFFICER	SIGNATURE OF ARRESTING OFFICER
DATE OF ARREST		