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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

-oOo-

UNITED STATES OF AMERICA,
Plaintiff,

v.

RONALD "JOEY" SELLERS, A/K/A, "FUZZY";
DANIEL JOSEPH EGAN, A/K/A, "DANO";
JAMES MILTON WALLIS, A/K/A,
"GARGOYLE";
RONNIE LEE JONES, A/K/A, "RJ";
TONY HOWARD MORGAN;
KENNETH RUSSELL KRUM, A/K/A, "YUM
YUM," "BIG PIMPING," AND "BARNYARD";
CHARLES EDWARD GENSEMER, A/K/A,
"CHARLEY";
KORY ALLEN CROSSMAN, A/K/A, "LOBES";
MICHAEL WAYNE YOST, A/K/A, "BIG MIKE";
CHARLES LEE AXTELL, A/K/A, "COWBOY"
SCOTT MICHAEL SIEBER, A/K/A,
"KNUCKLEHEAD";
JASON F. INMAN, A/K/A, "J-BIRD";
ROBERT ALLEN YOUNG, A/K/A, "LIL ROB"

Defendants.

SUPERSEDING
CRIMINAL INDICTMENT

2:07-cr-145-KJD-PAL

VIOLATIONS:

18 U.S.C. § 1962(d): Conspiracy to
Engage in a Racketeer Influenced
Corrupt Organization

18 U.S.C. § 1959: Violent Crime in Aid of
Racketeering

21 U.S.C. § 846: Conspiracy to Distribute
Methamphetamine

18 U.S.C. § 924(c): Possession of a
Firearm During and in Relation to a Drug
Trafficking Offense

1 THE SPECIAL GRAND JURY CHARGES THAT:

2 COUNT ONE
3 RICO CONSPIRACY

4 THE ENTERPRISE

5 1. At all times relevant to this Indictment the Defendants, **RONALD "JOEY"**
6 **SELLERS, A/K/A, "FUZZY"; DANIEL JOSEPH EGAN, A/K/A, "DANO"; JAMES MILTON**
7 **WALLIS, A/K/A, "GARGOYLE"; RONNIE LEE JONES, A/K/A, "RJ"; TONY HOWARD**
8 **MORGAN; KENNETH RUSSELL KRUM, A/K/A, "YUM YUM," "BIG PIMPING," and**
9 **"BARNYARD"; CHARLES EDWARD GENSEMER, A/K/A, "CHARLEY," KORY ALLEN**
10 **CROSSMAN, A/K/A, "LOBES" MICHAEL WAYNE YOST, A/K/A, "BIG MIKE"; CHARLES**
11 **LEE AXTELL, A/K/A, "COWBOY"; SCOTT MICHAEL SIEBER, A/K/A, "KNUCKLEHEAD";**
12 **JASON F. INMAN, A/K/A, "J-BIRD"; ROBERT ALLEN YOUNG, A/K/A, "LIL ROB"; and**
13 others known and unknown to the Special Grand Jury, including Guy Almony, a/k/a
14 "Baltimore," "B-More" or "Crab Cakes," have been members and associates of the Aryan
15 Warriors, a criminal organization whose members engage in acts of violence, including acts
16 involving murder and extortion, corruption, illegal gambling, unauthorized use and possession
17 of access devices, and dealing in controlled substances. Members and associates of the
18 Aryan Warriors operate within the Nevada prison system and within and about Nevada
19 communities, including in or about Las Vegas, Henderson, Pahrump, and Reno, Nevada.

20 2. The Aryan Warriors, including its leadership, members, and associates,
21 constitutes an enterprise within the meaning of Title 18, United States Code, Section 1961(4);
22 that is, a group of individuals associated in fact, although not a legal entity. The enterprise
23 constitutes an ongoing organization whose members function as a continuing unit for a
24 common purpose of achieving the objectives of the enterprise. The enterprise was engaged
25 in, and its activities affected, interstate and foreign commerce.

26

1 **GENERAL BACKGROUND**

2 3. The Aryan Warriors is a powerful, race-based gang operating inside the
3 State of Nevada prisons system. The Aryan Warriors offers protection to "white" inmates if
4 they join the criminal enterprise. The Aryan Warriors, a rigidly structured group of exclusively
5 white males, enforces a culture of white purity or supremacy inside Nevada prisons through
6 the promotion of "whites" as the superior race and through constant conflict with "minorities"
7 and related groups within the prisons. They assert control over other prisoners by using
8 violence, including murder and attempted murder, assaults and extortion. They corrupt
9 guards, extort money and favors from other prisoners and their families, distribute illegal drugs
10 and run extensive gambling operations. The Aryan Warriors' express goal is not only to
11 control the Nevada prison system, but also to gain wealth and power by establishing criminal
12 "street programs," infusing its message of racial purity and dominance throughout Nevada
13 communities.

14 4. Initially, the Aryan Warriors was primarily concerned with the protection of
15 "white" inmates and the promotion of white supremacy and separatism within Nevada prisons.
16 The Aryan Warriors subsequently expanded its focus to include illegal activities for profit
17 within the Nevada prison system. More recently, the Aryan Warriors has set up criminal
18 activities outside the prisons and in local Nevada communities, primarily Las Vegas,
19 Henderson, Pahrump and Reno. Often referred to as the "street program," the Aryan
20 Warriors intend this expansion outside the prisons to permit it to raise greater amounts of
21 money on the streets through drug sales and extortion, to allow it to assist and support Aryan
22 Warriors who have left prison and are living and operating on the streets, and to spread its
23 message of racial purity and dominance throughout Nevada. In some cases, the Aryan
24 Warriors has made alliances with prison gangs of other ethnicities, such as the Suranos, to
25 aid in its unlawful activities for profit. However, most members of the Aryan Warriors live the
26 philosophy of white supremacy.

1 5. The Aryan Warriors enforces its rules and promotes discipline among its
2 members, prospects and associates through murder, attempted murder, conspiracy to
3 murder, assault, and threats against those who violate the rules or pose a threat to the
4 enterprise. The Aryan Warriors also uses murder, the threat of murder, assaults and threats
5 to maintain a position of power inside and outside of the prisons. Maintaining power and
6 avoiding loss of stature motivates the Aryan Warriors and its members and associates to
7 commit violent acts against individuals believed to be disrespectful toward the Aryan Warriors.
8 Those members, prospects and associates who do not follow the orders of the Aryan Warriors
9 are also subject to murder and assault, as is anyone who uses violence against an Aryan
10 Warriors member, prospect, or associate. Aryan Warriors members, prospects or associates
11 who cooperate with law enforcement authorities are also subject to murder and assault.

12 6. The Aryan Warriors adhere to a written manifesto, which states the beliefs,
13 duties and responsibilities of the organization and membership. This manifesto, in explaining
14 the organizations beliefs, provides, in part: "Our goal is the supremacy of the Aryan race in
15 mind, body, culture, and in all environments, or human conditions. And only there by the
16 control of our destinies and goals, individually, and as a group, is mastered as a race. . . ."
17 The manifesto delineates Aryans, who are considered the "White Race," from "Caucasians,"
18 who "have very little knowledge or awareness of their blood, ancestry, etc. . . ." Accordingly,
19 "Caucasians are easily identified as those in [the White Race] as informants (RATS),
20 homosexuals, race traitor's [sic], child molester's/rapist's [sic], etc. . . for if these individuals
21 were aware of their racial identity, they would have honor and not victimize themselves and
22 our race."

23 7. The Aryan Warriors manifesto directs Aryan Warriors members and
24 prospects to search out and gain control or access to computer records, prison records and
25 court records and to elicit communications with prison guards and other prison staff for the
26 purpose of determining those individuals who the Aryan Warriors perceive as being against

1 its racial cause and illegal activity. In meeting this obligation of the Aryan Warriors manifesto,
2 Aryan Warriors members are expected to obtain positions within the prisons and outside the
3 prisons in the local communities to give them access to desired information and to promote
4 their cause of white supremacy. The Aryan Warriors manifesto precludes members,
5 prospects and associates from disclosing to non-members "discussions, actions, membership,
6 and operations as well as the rankings of the Aryan Command of the Aryan Warriors in this
7 or any other prison and in the free world." Pursuant to the manifesto such transgressions are
8 "punishable by death in some situations and/or severe repercussions."

9 MEMBERSHIP STRUCTURE

10 8. The Aryan Warriors' manifesto establishes certain positions or ranks within
11 the enterprise: "[T]he AW Command is as follows on any prison yard, in the free world, or any
12 other situation; Group or Counsel of Horn Holders (All Horn Holders) on active status,
13 individual Horn Holder(s) each yard, Lieutenant Commanders, Bolt Holder, Sergeant At Arms,
14 Members, and then Prospects." The Aryan Warriors recruit potential members or "prospects"
15 as they enter the Nevada prison system. In recruiting new prospects, the Aryan Warriors look
16 to exploit the talents of certain prospects by identifying their abilities to write, tattoo,
17 manufacture drugs or alcohol, extort or run gambling operations. Once a prospect becomes
18 associated with the Aryan Warriors, the prospect must rise through the ranks by committing
19 acts of violence and by making money for the organization. Prospects must carry out "blood
20 work" or perform a "blood move," to become full Aryan Warriors members. "Blood work"
21 means committing an act of violence on another inmate at the direction of Aryan Warriors
22 leaders. While a prospect, the individual is considered part of the Aryan Warriors and entitled
23 to the full protection of the enterprise. The prospect is also subject to the rules and orders of
24 the enterprise.

25 9. After serving for an unspecified period of time, if a prospect's conduct is
26 considered satisfactory, he is admitted into the Aryan Warriors as a full member, known as

1 a Bolt Holder and symbolized by a lightning bolt tattoo. Bolt Holders are expected to continue
2 to engage in acts of violence at the direction of the Horn Holders to eventually advance and
3 become a Horn Holder.

4 10. Horn Holders represent the top echelon of the Aryan Warriors. They run
5 the organization, making decisions about who should be assaulted or attacked, what money-
6 making schemes to use and how to cooperate with other prison gangs. The Horn Holders
7 decide who within the Aryan Warriors enterprise gets money made through the Aryan
8 Warriors' various illegal activities inside and outside the Nevada prisons.

9 11. In addition to members, the enterprise includes those closely affiliated with
10 the Aryan Warriors who are called "associates." Associates who do not fulfill their obligations
11 to the Aryan Warriors are sometimes subject to violence and murder.

12 ROLES OF THE DEFENDANTS

13 12. At all times relevant to this Indictment, the Defendants participated in the
14 operation and the management of the enterprise as follows:

15 13. **RONALD "JOEY" SELLERS, A/K/A, "FUZZY,"** is a Horn Holder or leader
16 of the Aryan Warriors enterprise. At various periods of time alleged in this Indictment, Aryan
17 Warriors members considered **SELLERS** to be the Supreme Horn Holder or ultimate leader
18 of Aryan Warriors members. As such, he controlled the Aryan Warriors organization both
19 inside of the Nevada prison system and outside of the prison system, in Nevada communities
20 such as Las Vegas, Henderson, Pahrump and Reno. As an Aryan Warriors member and a
21 leader of the enterprise, **SELLERS** engages directly and indirectly in criminal acts, including
22 but not limited to, murder, drug trafficking, violent acts, extortion, corruption of public officials,
23 unauthorized use and possession of access devices, and gambling schemes.

24 14. **DANIEL JOSEPH EGAN, A/K/A, "DANO,"** is a Horn Holder or leader of
25 the Aryan Warriors. At various periods of time alleged in this Indictment, Aryan Warrior
26 members considered **EGAN** to be second in command to **SELLERS**. As an Aryan Warriors

1 member and a leader of the enterprise, **EGAN** engages directly and indirectly in criminal acts,
2 including but not limited to, drug trafficking, violent acts, extortion, corruption of public officials,
3 unauthorized use and possession of access devices, and gambling schemes.

4 15. **JAMES MILTON WALLIS, A/K/A, "GARGOYLE,"** has been a Horn Holder
5 or leader of the Aryan Warriors enterprise but is now considered a Bolt Holder. As an Aryan
6 Warriors member and a leader of the enterprise, **WALLIS** engages directly and indirectly in
7 criminal acts, including but not limited to, drug trafficking, violent acts, extortion, corruption of
8 public officials, unauthorized use and possession of access devices, and gambling schemes.

9 16. **RONNIE LEE JONES, A/K/A, "RJ,"** is a retired Horn Holder or leader of
10 the Aryan Warriors enterprise who continues to associate with the Aryan Warriors. As an
11 Aryan Warriors member and a leader of the enterprise, **JONES** engages directly and indirectly
12 in criminal acts, including but not limited to, drug trafficking, violent acts, extortion, corruption
13 of public officials, unauthorized use and possession of access devices, and gambling
14 schemes.

15 17. **TONY HOWARD MORGAN** is an associate of the Aryan Warriors
16 enterprise. As an associate of the Aryan Warriors enterprise **MORGAN** engages directly and
17 indirectly in criminal acts, including but not limited to, drug trafficking, violent acts, extortion,
18 corruption of public officials, and unauthorized use and possession of access devices,
19 gambling schemes.

20 18. **KENNETH RUSSELL KRUM, A/K/A, "YUM YUM," A/K/A, "BIG**
21 **PIMPING," A/K/A "BARNYARD,"** is a Bolt Holder and Lieutenant of the Aryan Warriors
22 enterprise. As an Aryan Warriors member and a manager of Aryan Warriors members,
23 **KRUM** engages directly and indirectly in criminal acts, including but not limited to, drug
24 trafficking, violent acts, extortion, corruption of public officials, unauthorized use and
25 possession of access devices, and gambling schemes.

26

1 19. **CHARLES EDWARD GENSEMER, A/K/A, "CHARLEY,"** is an associate
2 of the Aryan Warriors enterprise. As an associate of the Aryan Warriors enterprise,
3 **GENSEMER** engages directly and indirectly in criminal acts, including but not limited to, drug
4 trafficking, violent acts, extortion, corruption of public officials, unauthorized use and
5 possession of access devices, and gambling schemes.

6 20. **KORY ALLEN CROSSMAN, A/K/A, "LOBES,"** is an associate and
7 prospect of the Aryan Warriors enterprise. As an associate and prospect of the Aryan
8 Warriors enterprise, **CROSSMAN** engages directly and indirectly in criminal acts, including
9 but not limited to, drug trafficking, violent acts, extortion, corruption of public officials,
10 unauthorized use and possession of access devices, and gambling schemes.

11 21. **MICHAEL WAYNE YOST, A/K/A, "BIG MIKE,"** is an associate of the
12 Aryan Warriors enterprise. As an associate of the Aryan Warriors enterprise, **YOST** engages
13 directly and indirectly in criminal acts, including but not limited to, drug trafficking, violent acts,
14 extortion, corruption of public officials, unauthorized use and possession of access devices,
15 and gambling schemes.

16 22. **CHARLES LEE AXTELL, A/K/A, "COWBOY,"** is a Soldier and Prospect
17 of the Aryan Warriors enterprise. As a Soldier and Prospect of the Aryan Warriors enterprise,
18 **AXTELL** engages directly and indirectly in criminal acts, including but not limited to, drug
19 trafficking, violent acts, extortion, corruption of public officials, unauthorized use and
20 possession of access devices, and gambling schemes.

21 23. **SCOTT MICHAEL SIEBER, A/K/A, "KNUCKLEHEAD,"** is a Bolt Holder
22 of the Aryan Warriors enterprise. As an Aryan Warriors member, **SIEBER** engages directly
23 and indirectly in criminal acts, including but not limited to, drug trafficking, violent acts,
24 extortion, corruption of public officials, unauthorized use and possession of access devices,
25 and gambling schemes.

26 . . .

1 24. **JASON F. INMAN, A/K/A, "J-BIRD,"** is a Bolt Holder of the Aryan Warriors
 2 enterprise. As an Aryan Warrior member, **INMAN** engages directly and indirectly in criminal
 3 acts, including but not limited to, drug trafficking, violent acts, extortion, corruption of public
 4 officials, unauthorized use and possession of access devices, and gambling schemes.

5 25. **ROBERT ALLEN YOUNG, A/K/A, "LIL ROB,"** is a Bolt Holder of the
 6 Aryan Warriors enterprise. As an Aryan Warrior member, **YOUNG** engages directly and
 7 indirectly in criminal acts, including but not limited to, drug trafficking, violent acts, extortion,
 8 corruption of public officials, unauthorized use and possession of access devices, and
 9 gambling schemes.

10 **PURPOSES OF THE ENTERPRISE**

11 26. The purposes of the enterprise includes the following:

- 12 A. to enrich the members and associates of the enterprise
- 13 through the trafficking of illegal drugs, primarily methamphetamine and marijuana;
- 14 B. to preserve and protect the power, territory, and profit of
- 15 the enterprise through the use of violence, intimidation, threats, and extortion;
- 16 C. to create, maintain, and control a marketplace for the
- 17 distribution of controlled substances;
- 18 D. to protect the enterprise and its members from detection,
- 19 apprehension and prosecution by law enforcement;
- 20 E. to prevent, thwart, and retaliate against acts of violence
- 21 perpetrated by rivals against the enterprise and its members; and
- 22 F. to promote, enhance and maintain the reputation and
- 23 standing of the enterprise and its members.

24 . . .

25 . . .

26 . . .

MEANS AND METHODS OF THE ENTERPRISE

27. Aryan Warriors members use various means and methods to conduct the affairs of the enterprise, which further their wealth and control, secure their protection, and contribute to the growth and expansion of the enterprise's criminal operations both within the Nevada prison system and within Nevada communities. The means and methods the Defendants, **RONALD "JOEY" SELLERS, A/K/A, "FUZZY"; DANIEL JOSEPH EGAN, A/K/A, "DANO"; JAMES MILTON WALLIS, A/K/A, "GARGOYLE"; RONNIE LEE JONES, A/K/A, "RJ"; TONY HOWARD MORGAN; KENNETH RUSSELL KRUM, A/K/A, "YUM YUM," "BIG PIMPING," and "BARNYARD"; CHARLES EDWARD GENSEMER, A/K/A, "CHARLEY," KORY ALLEN CROSSMAN, A/K/A, "LOBES" MICHAEL WAYNE YOST, A/K/A, "BIG MIKE"; CHARLES LEE AXTELL, A/K/A, "COWBOY"; SCOTT MICHAEL SIEBER, A/K/A, "KNUCKLEHEAD"; JASON F. INMAN, A/K/A, "J-BIRD"; ROBERT ALLEN YOUNG, A/K/A, "LIL ROB";** and other members of the Aryan Warriors and their associates, including Guy Almony, a/k/a "Baltimore," "B-More" or "Crab Cakes," use include the following:

A. members of the enterprise and their associates commit, attempt and threaten to commit acts of violence, including murder, threats of murder and extortion.

B. members of the enterprise promote white supremacy and purity of the white race by threatening, intimidating and physically harming others.

C. members of the enterprise and their associates traffic in illegal drugs, including methamphetamine, marijuana and heroin.

D. members of the enterprise conduct illegal gambling operations.

E. members of the enterprise corrupt public officials.

F. members of the enterprise possess and use access devices without authorization to conceal their activities and to enhance their wealth.

. . . .

. . . .

1 28. The Aryan Warriors manifesto also explains that members, prospects and
2 associates are expected to engage in money-making operations, including criminal activity,
3 for the benefit and support of Aryan Warriors members in the prisons and on their release in
4 the local communities. The manifesto states that "[t]he asset and value of a Member can and
5 will become to his Brothers and the organization and Aryan cause rests solely within that
6 Member's heart. It is self-determinating group determination, individual awareness and
7 leadership that advances our Organization. To pursue all opportunities to regulate our
8 environment is necessary for self-preservation." The manifesto explains that "to seek out
9 resources from drugs, tattooing, stores, etc.[sic], can provide for the needs of our Members,
10 and other Whites. . . ."

11 29. The Aryan Warriors engage in drug trafficking, primarily of
12 methamphetamine and marijuana, both within and outside of the prison system. Through its
13 operations outside of the prison system ("the street program"), implemented mainly in Las
14 Vegas, Boulder City, Pahrump, and Reno, the Aryan Warriors recruit women and prison
15 guards to work with Aryan Warriors members who have been released from prison. Aryan
16 Warriors members who have been released from prison and are part of the "street program"
17 manufacture methamphetamine and purchase and acquire other drugs. Aryan Warriors
18 members conducting the "street program" distribute drugs within the local Nevada
19 communities and provide drugs to women and prison guards who have been recruited by the
20 Aryan Warriors as part of the "street program." The women and prison guards then smuggle
21 the drugs into the prison, where it is distributed among the Aryan Warriors members and their
22 prospects and associates according to rank. The Aryan Warriors direct members running the
23 "street program" and their recruits to have cash earned from the sales of methamphetamine
24 in local communities be put on the prison accounts of Aryan Warriors leaders. The Aryan
25 Warriors also have profits from the sale of methamphetamine and other drugs be held and
26 then provided as start-up money for Aryan Warriors members who are released from prison.

1 30. The Aryan Warriors extort money from other prisoners on essentially a
2 daily basis. The Aryan Warriors inside the prisons threaten victim-inmates with bodily harm
3 if they refuse to provide to the Aryan Warriors commissary items or other items of value.
4 Aryan Warriors also extort victim-inmates family members in Nevada communities and other
5 locations outside Nevada. The Aryan Warriors through threats of bodily harm, force victim-
6 inmates to contact family members and have them send money as extortion payments for the
7 Aryan Warriors to not harm the victim-inmates. The Aryan Warriors then take this money and
8 distribute it within their enterprise according to rank.

9 31. The Aryan Warriors operate illegal gambling within essentially all the
10 Nevada prisons on an almost daily basis. Aryan Warriors members inside the prisons run
11 sports betting and card games and other casino games, using money, commissary items and
12 other items of value. The Aryan Warriors then take this money and distribute it within their
13 enterprise according to rank.

14 32. The Aryan Warriors steal or fraudulently obtain identification documents
15 for purposes of committing identity fraud to obtain money and to conceal the identities of
16 Aryan Warriors members and their associates during the course of other criminal conduct
17 done on behalf of the enterprise. Aryan Warriors members conducting the "street program"
18 use Aryan Warriors members, girlfriends and associates located within the local Nevada
19 communities to steal or fraudulently or illegally obtain identification, credit cards and other
20 documents containing individual identification information. The Aryan Warriors use these
21 documents obtained through the "street program" to commit frauds for profit, distributing
22 money from the frauds among Aryan Warriors members and their associates and to support
23 other criminal activities of the Aryan Warriors including narcotics trafficking and corruption of
24 public officials. The Aryan Warriors also use these false identification documents to conceal
25 their identities during the Aryan Warriors' various criminal activities.

26 . . .

33. To be able to conduct their narcotics trafficking, extortion of inmates and gambling inside the prisons, the Aryan Warriors rely on the active assistance or willful neglect of prison guards and other staff in the Nevada prison system. The Aryan Warriors corrupt guards and prison staff through bribery, including payments of both money and drugs. The Aryan Warriors also preclude or discourage guard oversight or enforcement of prison discipline concerning their activities through fear. Guards within the Nevada prisons are fearful of the Aryan Warriors and the potential of the Aryan Warriors perpetuating acts of violence against them. The Aryan Warriors also befriend and obtain the cooperation of guards who are intrigued with the criminal enterprise and its racial philosophies. The Aryan Warriors use bribed or corrupted guards to actively bring in or permit others to bring in drugs to Aryan Warriors members in Nevada prisons. The Aryan Warriors use bribed or corrupted guards or guards acting in fear or admiration of the enterprise to obtain paperwork or prison office assignments allowing access to paperwork concerning inmates within the prisons. The Aryan Warriors use this information to identify extortion victim-inmates, including inmates who are identified as homosexuals, child molesters and prison informants. The Aryan Warriors also rely on the acquiescence of corrupted guards to effectively control prison yards and the operation of gambling and other illegal activities inside the prisons. The Aryan Warriors are also able to use corrupted guards to be given access to telephones or other communication opportunities for communications with enterprise members and others outside the prisons acting for the "street program" in local Nevada communities.

THE RICO CONSPIRACY

34. From in or about 1990, up through and including the date of this Superseding Indictment, the Defendants, and others known and unknown to the Special Grand Jury, being persons employed by and associated with the Aryan Warriors, an enterprise, which engaged in, and the activities of which affected, interstate commerce, did knowingly and intentionally conspire to violate Title 18, United States Code, Section 1962(c);

1 that is, to conduct and participate, directly and indirectly, in the conduct of the affairs of that
 2 enterprise through a pattern of racketeering activity, as that term is defined by Title 18, United
 3 States Code, Sections 1961(1) and (5). The pattern of racketeering activity through which the
 4 defendants agreed to conduct the affairs of the enterprise consisted of multiple acts involving
 5 murder, in violation of Nevada Revised Statutes, Sections 195.020 (aiding and abetting),
 6 199.480 (conspiracy), 200.030 (murder) and 193.330 (attempted murder); extortion, in
 7 violation of Nevada Revised Statutes Section 205.320; bribery, in violation of Nevada Revised
 8 Statutes Section 197.020; operation of an illegal gambling business, in violation Nevada
 9 Revised Statutes Sections 465.092, 465.093 and 463.160; and acts indictable under Title 18,
 10 United States Code, Sections 1028, 1341, and 1955, and Title 21, United States Code,
 11 Sections 841 and 846.

12 35. It was a part of the conspiracy that the Defendants **RONALD "JOEY"**
 13 **SELLERS, A/K/A, "FUZZY"; DANIEL JOSEPH EGAN, A/K/A, "DANO"; JAMES MILTON**
 14 **WALLIS, A/K/A, "GARGOYLE"; RONNIE LEE JONES, A/K/A, "RJ"; TONY HOWARD**
 15 **MORGAN; KENNETH RUSSELL KRUM, A/K/A, "YUM YUM," "BIG PIMPING," and**
 16 **"BARNYARD"; CHARLES EDWARD GENSEMER, A/K/A, "CHARLEY," KORY ALLEN**
 17 **CROSSMAN, A/K/A, "LOBES" MICHAEL WAYNE YOST, A/K/A, "BIG MIKE"; CHARLES**
 18 **LEE AXTELL, A/K/A, "COWBOY"; SCOTT MICHAEL SIEBER, A/K/A, "KNUCKLEHEAD";**
 19 **JASON F. INMAN, A/K/A, "J-BIRD"; ROBERT ALLEN YOUNG, A/K/A, "LIL ROB"** agreed
 20 at least two acts of racketeering activity would be committed by a member of the conspiracy
 21 in the conduct of the affairs of the enterprise.

22 ALL IN VIOLATION OF TITLE 18, UNITED STATES CODE, SECTION 1962(d).

23 . . .

24 . . .

25 . . .

26 . . .

COUNT TWO - NINE
VIOLENT CRIMES IN AID OF RACKETEERING ACTIVITY

COUNT TWO
CONSPIRACY TO COMMIT AN ASSAULT WITH A DANGEROUS WEAPON UPON
MARK FECHTMAN

36. At all times relevant to this Superseding Indictment, the Aryan Warriors, as more fully described in Paragraphs 1 through 33 of this Superseding Indictment, which are re-alleged and incorporated by reference as though set forth fully herein, constituted an enterprise as defined in Title 18, United States Code, Section 1959(b)(2), namely the Aryan Warriors, that is, a group of individuals associated in fact which was engaged in, and that activities of which affected, interstate commerce.

37. At all times relevant to this Superseding Indictment, the above-described enterprise, through its members and associates, engaged in racketeering activity as defined in Title 18, United States Code, Sections 1959(b)(1) and 1961(1), namely, acts involving murder, in violation of Nevada Revised Statutes Sections 195.020 (aiding and abetting), 199.480 (conspiracy), 200.030 (homicide) and 193.330 (attempted murder); extortion, in violation of Nevada Revised Statutes Section 205.320; bribery, in violation of Nevada Revised Statutes Section 197.020; operation of an illegal gambling business, in violation Nevada Revised Statutes Sections 465.092, 465.093 and 463.160; and acts indictable under Title 18, United States Code, Sections 1028, 1341 and 1955, and Title 21, United States Code Sections 841 and 846.

38. On or about October 16, 2004, in the State and District of Nevada, the Defendant, **DANIEL JOSEPH EGAN, A/K/A, "DANO,"** and others known and unknown, as consideration for the receipt of, and as consideration for a promise and an agreement to pay, anything of pecuniary value from the Aryan Warriors, and for the purpose of gaining entrance to and maintaining and increasing position in the Aryan Warriors, an enterprise engaged in racketeering activity, did knowingly, intentionally, and unlawfully conspire to commit an assault

1 with a dangerous weapon, that is, a razor-like instrument, upon Mark Fechtman, in violation
2 of Nevada Revised Statutes 200.471 and 195.020.

3 ALL IN VIOLATION OF TITLE 18, UNITED STATES CODE, SECTION 1959(a)(6).

4 **COUNT THREE**
5 **ASSAULT WITH A DANGEROUS WEAPON UPON MARK FECHTMAN**

6 39. Paragraphs 1 through 33 and 36 through 37 are re-alleged and incorporated by
7 reference as though fully set out herein.

8 On or about October 16, 2004, in the State and District of Nevada, the Defendant,
9 **DANIEL JOSEPH EGAN, A/K/A, "DANO,"** and others known and unknown, as consideration
10 for the receipt of, and as consideration for a promise and an agreement to pay, anything of
11 pecuniary value from the Aryan Warriors, and for the purpose of gaining entrance to and
12 maintaining and increasing position in the Aryan Warriors, an enterprise engaged in
13 racketeering activity, did knowingly and intentionally, commit an assault with a dangerous
14 weapon, that is, a razor-like instrument, upon Mark Fechtman, in violation of Nevada Revised
15 Statutes 195.020.

16 ALL IN VIOLATION OF TITLE 18, UNITED STATES CODE, SECTIONS 1959(a)(3)
17 and 2.

18 **COUNT FOUR**
19 **CONSPIRACY TO COMMIT AN ASSAULT WITH A DANGEROUS WEAPON UPON**
20 **CODY DUNN**

21 40. Paragraphs 1 through 33 and 36 through 37 are re-alleged and incorporated by
22 reference as though fully set out herein.

23 41. On or about January 4, 2005, in the State and District of Nevada, the defendant,
24 **DANIEL JOSEPH EGAN, A/K/A, "DANO,"** and others known and unknown, as consideration
25 for the receipt of, and as consideration for a promise and an agreement to pay, anything of
26 pecuniary value from the Aryan Warriors, and for the purpose of gaining entrance to and
maintaining and increasing position in the Aryan Warriors, an enterprise engaged in

1 racketeering activity, did knowingly, intentionally, and unlawfully conspire to commit an assault
2 with a dangerous weapon, that is, a knife, upon Cody Dunn, in violation of Nevada Revised
3 Statutes 200.471 and 195.020.

4 ALL IN VIOLATION OF TITLE 18, UNITED STATES CODE, SECTION 1959(a)(6).

5 **COUNT FIVE**
6 **ASSAULT WITH A DANGEROUS WEAPON UPON CODY DUNN**

7 42. Paragraphs 1 through 33 and 36 through 37 are re-alleged and
8 incorporated by reference as though fully set out herein.

9 43. On or about January 4, 2005, in the State and District of Nevada, the
10 defendant, **DANIEL JOSEPH EGAN, A/K/A, "DANO,"** and others known and unknown, as
11 consideration for the receipt of, and as consideration for a promise and an agreement to pay,
12 anything of pecuniary value from the Aryan Warriors, and for the purpose of gaining entrance
13 to and maintaining and increasing position in the Aryan Warriors, an enterprise engaged in
14 racketeering activity, did knowingly and intentionally, commit an assault with a dangerous
15 weapon, that is, a knife-like object, upon Cody Dunn, in violation of Nevada Revised Statutes.
16 195.020.

17 ALL IN VIOLATION OF TITLE 18, UNITED STATES CODE, SECTIONS 1959(a)(3)
18 and 2.

19 **COUNT SIX**
20 **CONSPIRACY TO COMMIT AN ASSAULT WITH A DANGEROUS WEAPON UPON**
21 **WILLIAM GOCHENOUR**

22 44. Paragraphs 1 through 33 and 36 through 37 are re-alleged and
23 incorporated by reference as though fully set out herein.

24 45. On or about February 19, 2007, in the State and District of Nevada, the
25 defendant, **KENNETH RUSSELL KRUM, A/K/A, "YUM YUM," "BIG PIMPING," AND**
26 **"BARNYARD,"** and others known and unknown, as consideration for the receipt of, and as

1 consideration for a promise and an agreement to pay, anything of pecuniary value from the
2 Aryan Warriors, and for the purpose of gaining entrance to and maintaining and increasing
3 position in the Aryan Warriors, an enterprise engaged in racketeering activity,
4 did knowingly, intentionally, and unlawfully conspire to commit an assault with a dangerous
5 weapon, that is, a baton, upon William Gochenour, in violation of Nevada Revised Statutes
6 200.471 and 195.020.

7 ALL IN VIOLATION OF TITLE 18, UNITED STATES CODE, SECTION 1959(a)(6).

8
9 **COUNT SEVEN**
10 **ASSAULT WITH A DANGEROUS WEAPON UPON WILLIAM GOCHENOUR**

11 46. Paragraphs 1 through 33 and 36 through 37 are re-alleged and
12 incorporated by reference as though fully set out herein.

13 47. On or about February 19, 2007, in the State and District of Nevada, the
14 defendant, **KENNETH RUSSELL KRUM, A/K/A, "YUM YUM," "BIG PIMPING," AND**
15 **"BARNYARD,"** and others known and unknown, as consideration for the receipt of, and as
16 consideration for a promise and an agreement to pay, anything of pecuniary value from the
17 Aryan Warriors, and for the purpose of gaining entrance to and maintaining and increasing
18 position in the Aryan Warriors, an enterprise engaged in racketeering activity,
19 did knowingly, intentionally, and unlawfully commit an assault with a dangerous weapon, that
20 is, a baton, upon William Gochenour, in violation of Nevada Revised Statutes 195.020.

21 ALL IN VIOLATION OF TITLE 18, UNITED STATES CODE, SECTIONS 1959(a)(3)
22 AND 2.

23 **COUNT EIGHT**
24 **ASSAULT WITH A DANGEROUS WEAPON UPON GUY ALMONY**

25 48. Paragraphs 1 through 33 and 36 through 37 are re-alleged and
26 incorporated by reference as though fully set out herein.

49. On or about November 20, 2007, in the State and District of Nevada, the defendants, **RONALD "JOEY" SELLERS, A/K/A, "FUZZY";** and **JAMES MILTON WALLIS, A/K/A, "GARGOYLE,"** and others known and unknown, as consideration for the receipt of, and as consideration for a promise and an agreement to pay, anything of pecuniary value from the Aryan Warriors, and for the purpose of gaining entrance to and maintaining and increasing position in the Aryan Warriors, an enterprise engaged in racketeering activity, did knowingly and intentionally, commit an assault with a dangerous weapon, that is, a knife-like object, upon Guy Almony, in violation of Nevada Revised Statutes. 195.020.

ALL IN VIOLATION OF TITLE 18, UNITED STATES CODE, SECTIONS 1959(a)(3) and 2.

COUNT NINE
MURDER OF ANTHONY BELTRAN

50. Paragraphs 1 through 33 and 36 through 37 are re-alleged and incorporated by reference as though fully set out herein.

51. On or about December 28, 2006, in the State and District of Nevada, the defendant, **RONALD "JOEY" SELLERS, A/K/A "FUZZY,"** and others known and unknown, as consideration for the receipt of, and as consideration for a promise and an agreement to pay, anything of pecuniary value from the Aryan Warriors, and for the purpose of gaining entrance to and maintaining and increasing position in the Aryan Warriors, an enterprise engaged in racketeering activity, did unlawfully, knowingly and intentionally murder Anthony Beltran with premeditation and malice aforethought, in violation of Nevada Revised Statutes 195.020 and 200.030.

ALL IN VIOLATION OF TITLE 18, UNITED STATES CODE, SECTIONS 1959(a)(1) and 2.

. . .

. . .

COUNT TEN
DRUG CONSPIRACY

52. Beginning at an unknown time and continuing until on or about July 2007, Defendants **RONALD "JOEY" SELLERS, A/K/A, "FUZZY"; DANIEL JOSEPH EGAN, A/K/A, "DANO"; JAMES MILTON WALLIS, A/K/A, "GARGOYLE"; RONNIE LEE JONES, A/K/A, "RJ"; TONY HOWARD MORGAN; KENNETH RUSSELL KRUM, A/K/A, "YUM YUM," "BIG PIMPING," and "BARNYARD"; CHARLES EDWARD GENSEMER, A/K/A, "CHARLEY," KORY ALLEN CROSSMAN, A/K/A, "LOBES" MICHAEL WAYNE YOST, A/K/A, "BIG MIKE"; CHARLES LEE AXTELL, A/K/A, "COWBOY,"** and other members of the Aryan Warriors and their associates, including Guy Almony, a/k/a "Baltimore," "B-More" or "Crab Cakes," did knowingly and intentionally conspire to distribute 50 grams or more of a mixture and substance containing a detectible amount of methamphetamine, its salts, isomers and salts of its isomers.

ALL IN VIOLATION OF TITLE 21, UNITED STATES CODE, SECTION 846.

COUNT ELEVEN
POSSESSION OF A FIREARM DURING A DRUG TRAFFICKING OFFENSE

54. Between on or about March 1, 2006, and April 25, 2006, Defendant **RONNIE LEE JONES, A/K/A, "RJ,"** during and in relation to a drug trafficking crime; that is, the offense set forth in Count Ten of this Superseding Indictment, which Count is incorporated herein by reference, did knowingly possess a firearm.

ALL IN VIOLATION OF TITLE 18, UNITED STATES CODE, SECTIONS 924(C)(1)

AND 2.

. . .

. . .

. . .

1 **COUNT TWELVE**
2 **POSSESSION OF A FIREARM DURING A DRUG TRAFFICKING OFFENSE**

3 55. Between on or about March 1, 2006, and April 25, 2006, Defendant **TONY**
4 **HOWARD MORGAN**, during and in relation to a drug trafficking crime; that is, the offense set
5 forth in Count Ten of this Superseding Indictment, which Count is incorporated herein by
6 reference, did knowingly possess a firearm.

7 ALL IN VIOLATION OF TITLE 18, UNITED STATES CODE, SECTIONS 924(C)(1)
8 AND 2.

9 **COUNT THIRTEEN**
10 **POSSESSION OF A FIREARM DURING A DRUG TRAFFICKING OFFENSE**

11 56. Between on or about March 1, 2006, and April 25, 2006, Defendant
12 **KENNETH RUSSELL KRUM, A/K/A, "YUM YUM," "BIG PIMPING," and "BARNYARD,"**
13 during and in relation to a drug trafficking crime; that is, the offense set forth in Count Ten of
14 this Superseding Indictment, which Count is incorporated herein by reference, did knowingly
15 possess a firearm.

16 ALL IN VIOLATION OF TITLE 18, UNITED STATES CODE, SECTIONS 924(C)(1)
17 AND 2.

18 **COUNT FOURTEEN**
19 **POSSESSION OF A FIREARM DURING A DRUG TRAFFICKING OFFENSE**

20 57. Between on or about March 1, 2006, and April 25, 2006, Defendant
21 **CHARLES EDWARD GENSEMER, A/K/A, "CHARLEY,"** during and in relation to a drug

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1 trafficking crime; that is, the offense set forth in Count Ten of this Superseding Indictment,
2 which Count is incorporated herein by reference, did knowingly possess a firearm.

3 ALL IN VIOLATION OF TITLE 18, UNITED STATES CODE, SECTIONS 924(C)(1)
4 AND 2.

5 **DATED:** this 20th day of May 2008.

6 **A TRUE BILL:**

7 /S/
8 FOREPERSON OF THE GRAND JURY

9 GREGORY A. BROWER
10 United States Attorney
District of Nevada

11 ERIC JOHNSON
12 Chief, Organized Crime Strike Force

13 KATHLEEN BLISS
14 Assistant United States Attorney
Organized Crime Strike Force

15 NICHOLAS DICKINSON
Assistant United States Attorney

16 THOM GOVER
Special Assistant United States Attorney

SPECIAL FINDINGS AS TO COUNT NINE
NOTICE OF SPECIAL FINDINGS AS TO COUNT NINE:
MURDER OF ANTHONY BELTRAN

54. The Grand Jury repeats and realleges the accusations of Count Nine of this Superseding Indictment.

55. As to Count Nine, Defendant **RONALD "JOEY" SELLERS, A/K/A "FUZZY,"**

A. was 18 years of age or older at the time of the offense;

B. intentionally killed Anthony Beltran (18 U.S.C. § 3591(a)(2)(A));

C. intentionally inflicted serious bodily injury that resulted in the death of Anthony Beltran (18 U.S.C. § 3591(a)(2)(B);

D. intentionally participated in an act, contemplating that the life of a person would be taken or intending that lethal force would be used in connection with a person, other than one of the participants in the offense, and the victim died as a direct result of the act (18 U.S.C. § 3591(a)(2)(C);

E. intentionally and specifically engaged in an act of violence, knowing that the act created a grave risk of death to a person, other than one of the participants in the offense, such that participation in the act constituted a reckless disregard for human life and the victim died as a direct result of the act (18 U.S.C. § 3591(a)(2)(D);

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1 F. committed the offense after substantial planning and premeditation to
2 cause the death of Anthony Beltran (18 U.S.C. § 3592(c)(9)).

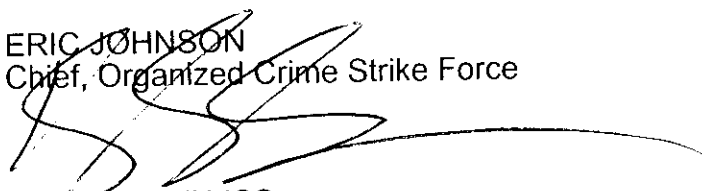
3 **DATED:** this 20th day of May 2008.

4 **A TRUE BILL:**

5
6 /S/
7 FOREPERSON OF THE GRAND JURY

8 GREGORY A. BROWER
9 United States Attorney
District of Nevada

10 ERIC JOHNSON
11 Chief, Organized Crime Strike Force

12 
13 KATHLEEN BLISS
14 Assistant United States Attorney
Organized Crime Strike Force
15 NICHOLAS DICKINSON
Assistant United States Attorney
16 THOM GOVER
Special Assistant United States Attorney

SPECIAL FINDINGS: CRIMINAL STREET GANGS

1
2 1. The Grand Jury finds, as to Counts One - Nine, that the Aryan
3 Warriors is a criminal street gang, as defined by Title 18, United States Code, Section 521,
4 which provides:

5 2. "Criminal street gang" means an ongoing group and association of 5 or
6 more persons--

7 (A) that has as one of its primary purposes the commission of 1 or more
8 of the criminal offenses described in subsection (c);

9 (B) the members of which engage, and have engaged within the past 5
10 years, in a continuing series of offenses described in subsection (c); and

11 (C) the activities of which affect interstate or foreign commerce.

12 3. Subsection (c) of Title 18, United States Code, Section 521, provides
13 that "[t]he offenses described in this section are--

14 (1) a Federal felony involving a controlled substance. . . (as defined in
15 21 U.S.C. 802) for which the maximum penalty is not less than 5 years. . . [,]" which includes
16 possession with intent to distribute cocaine base.

17 "(2) a Federal felony crime of violence that has as an element the use or
18 attempted use of physical force against the person of another. . . [,]" which includes murder,
19 attempted murder, conspiracy to murder, assault, and extortion.

20 4. The Grand Jury further finds that Counts One is a Federal felony involving
21 a controlled substance (as defined in 21 U.S.C. 802) for which the maximum penalty is not
22 less than 5 years;

23 5. The Grand Jury further finds that Counts One through Nine are Federal
24 felony crimes of violence that have as elements the use and attempted use of physical force
25 against the person of another.

26 . . .

6. The Grand Jury further finds that the defendants, **RONALD "JOEY" SELLERS, A/K/A, "FUZZY"; DANIEL JOSEPH EGAN, A/K/A, "DANO"; JAMES MILTON WALLIS, A/K/A, "GARGOYLE"; RONNIE LEE JONES, A/K/A, "RJ"; TONY HOWARD MORGAN; KENNETH RUSSELL KRUM, A/K/A, "YUM YUM," "BIG PIMPING," and "BARNYARD"; CHARLES EDWARD GENSEMER, A/K/A, "CHARLEY," KORY ALLEN CROSSMAN, A/K/A, "LOBES"; MICHAEL WAYNE YOST, A/K/A, "BIG MIKE"; CHARLES LEE AXTELL, A/K/A, "COWBOY"; SCOTT MICHAEL SIEBER, A/K/A, "KNUCKLEHEAD"; JASON F. INMAN, A/K/A, "J-BIRD"; and ROBERT ALLEN YOUNG, A/K/A, "LIL ROB,"** during the commission of Counts One - Nine, as charged in this Superseding Indictment, participated in a criminal street gang; that is, the Aryan Warriors, with knowledge that its members engage in and have engaged in a continuing series of offenses described in Title 18, United States Code, Section 521, subsection (c), as set forth above in herein; and that the defendants charged herein intended to promote and further the felonious activities of the criminal street gang; that is, the Aryan Warriors, and maintain and increase their position in the gang.

DATED: this 30th day of May 2008.

A TRUE BILL:

/S/
FOREPERSON OF THE GRAND JURY

GREGORY A. BROWER
United States Attorney
District of Nevada

ERIC JOHNSON
Chief, Organized Crime Strike Force

KATHLEEN BLISS
Assistant United States Attorney

NICHOLAS DICKINSON
Assistant United States Attorney

THOM GOVER
Special Assistant United States Attorney