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CLERK US DISTRICT COURT  
DISTRICT OF ARIZONA

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**CR18- 656TUC**

*JGZ (EJM)*

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF ARIZONA

10 United States of America,

11  
12 Plaintiff,

13 vs.

14  
15 Michael Justin Huynh,  
16 (Counts 2, 3, 4, 5, 6, 7, 8, 9, 11, 12, 13, 14,  
17 16, 17, 18, 19, 20, 21, 24, 25, 26, 28, 29, 30,  
18 Forfeiture)

19 Katie Ellen O'Brien,  
20 (Counts 1, 10, 15, 22, 23, 25, 27, Forfeiture)

21 Defendants.

INDICTMENT

Violations:

~~TATIN GISE~~

18 USC § 554(a); 22 USC § 2778; 22  
CFR §§ 121.1 and 123.1  
(Smuggling Goods From the United  
States)  
Count 25

18 U.S.C. §§ 922(a)(1)(A) & 924(a)(1)(D)  
(Engaging in the Business of Dealing  
Firearms Without a License)  
Count 24

18 U.S.C. §§ 922(a)(6) and 924(a)(2)  
(False Statement During Purchase of  
Firearm)  
Counts 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13,  
14, 15, 16, 17, 18, 19, 20

18 U.S.C. §§ 922(g)(3) and 924(a)(2)  
(Possession of Firearm and Ammunition  
by Controlled Substance User/Addict)  
Counts 26, 27

18 U.S.C. § 924(a)(1)(A)  
(False Statement in Record of Federal  
Firearms Licensee)  
Count 1

18 U.S.C. § 1001(a)(2)  
(False Statements)  
Counts 21, 22, 23

18 USC § 1703  
(Delay or Destruction of Mail)  
Count 28

28

1 18 USC § 1708  
(Possession of Stolen Mail)  
Count 30

2  
3 18 U.S.C. § 1709  
(Theft of Mail by Officer or Employee)  
Count 29

4  
5 Forfeiture Allegation  
18 U.S.C. §§ 924(d)(1), 981(a)(1)(c),  
6 982(a)(3); and 28 U.S.C. § 2461(c)

7 **THE GRAND JURY CHARGES:**

8 **COUNT ONE**

9 On or about February 16, 2017, at or near Tucson, in the District of Arizona, KATIE  
10 ELLEN O'BRIEN knowingly made a false statement and representation to Murphy's Guns  
11 & Gunsmithing, licensed under the provisions of Chapter 44, Title 18, United States Code,  
12 with respect to information required by the provisions of Chapter 44, Title 18, United States  
13 Code, to be kept in the records of Murphy's Guns & Gunsmithing; in that KATIE ELLEN  
14 O'BRIEN, in connection with the purchase of a firearm, that is; one CZ, model 75B, .40  
15 caliber semi-automatic pistol, serial number A9639X; stated that her address was 3136 East  
16 Macenroe Lane, Tucson, Arizona, when this was not in fact her address; in violation of  
17 Title 18, United States Code, Section 924(a)(1)(A).

18 **COUNT TWO**

19 On or about June 6, 2017, at or near Tucson, in the District of Arizona, MICHAEL  
20 JUSTIN HUYNH, in connection with the acquisition of a firearm, that is; one Zastava,  
21 model PAP M92PV, 7.62x39mm AK-type rifle, serial number M92PV067491; from  
22 Climags, a licensed dealer of firearms within the meaning of Chapter 44, Title 18, United  
23 States Code; did knowingly make a false and fictitious written statement to Climags, which  
24 statement was intended to deceive Climags as to a fact material to the lawfulness of such  
25 sale of said firearm to MICHAEL JUSTIN HUYNH under Chapter 44, Title 18, United  
26 States Code; in that MICHAEL JUSTIN HUYNH stated that he was the actual  
27 transferee/buyer of said firearm when in fact he was purchasing it on behalf of someone  
28 else; in violation of Title 18, United States Code, Sections 922(a)(6) and 924(a)(2).

**COUNT THREE**

1  
2 On or about June 8, 2017, at or near Tucson, in the District of Arizona, MICHAEL  
3 JUSTIN HUYNH, in connection with the acquisition of a firearm, that is; one Century  
4 Arms, model RAS 47, 7.62x39mm AK-type rifle, serial number RAS47071754; from  
5 Murphy's Guns & Gunsmithing, a licensed dealer of firearms within the meaning of  
6 Chapter 44, Title 18, United States Code; did knowingly make a false and fictitious written  
7 statement to Murphy's Guns & Gunsmithing, which statement was intended to deceive  
8 Murphy's Guns & Gunsmithing as to a fact material to the lawfulness of such sale of said  
9 firearm to MICHAEL JUSTIN HUYNH under Chapter 44, Title 18, United States Code;  
10 in that MICHAEL JUSTIN HUYNH stated that he was the actual transferee/buyer of said  
11 firearm when in fact he was purchasing it on behalf of someone else; in violation of Title  
12 18, United States Code, Sections 922(a)(6) and 924(a)(2).

**COUNT FOUR**

13  
14 On or about July 10, 2017, at or near Tucson, in the District of Arizona, MICHAEL  
15 JUSTIN HUYNH, in connection with the acquisition of a firearm, that is; one Century  
16 Arms, model RAS 47, 7.62x39mm AK-type rifle, serial number RAS47075509; from  
17 Diamondback Shooting Sports, a licensed dealer of firearms within the meaning of Chapter  
18 44, Title 18, United States Code; did knowingly make a false and fictitious written  
19 statement to Diamondback Shooting Sports, which statement was intended to deceive  
20 Diamondback Shooting Sports as to a fact material to the lawfulness of such sale of said  
21 firearm to MICHAEL JUSTIN HUYNH under Chapter 44, Title 18, United States Code;  
22 in that MICHAEL JUSTIN HUYNH stated that he was the actual transferee/buyer of said  
23 firearm when in fact he was purchasing it on behalf of someone else; in violation of Title  
24 18, United States Code, Sections 922(a)(6) and 924(a)(2).

**COUNT FIVE**

25  
26 On or about July 14, 2017, at or near Tucson, in the District of Arizona, MICHAEL  
27 JUSTIN HUYNH, in connection with the acquisition of a firearm, that is; one Century  
28 Arms, model WASR 10, 7.62x39mm AK-type rifle, serial number AC-0324-80RO; from

1 Murphy's Guns & Gunsmithing, a licensed dealer of firearms within the meaning of  
2 Chapter 44, Title 18, United States Code; did knowingly make a false and fictitious written  
3 statement to Murphy's Guns & Gunsmithing, which statement was intended to deceive  
4 Murphy's Guns & Gunsmithing as to a fact material to the lawfulness of such sale of said  
5 firearm to MICHAEL JUSTIN HUYNH under Chapter 44, Title 18, United States Code;  
6 in that MICHAEL JUSTIN HUYNH stated that he was the actual transferee/buyer of said  
7 firearm when in fact he was purchasing it on behalf of someone else; in violation of Title  
8 18, United States Code, Sections 922(a)(6) and 924(a)(2).

9 **COUNT SIX**

10 On or about August 12, 2017, at or near Tucson, in the District of Arizona,  
11 MICHAEL JUSTIN HUYNH, in connection with the acquisition of a firearm, that is; one  
12 Romarm, model WASR 10, 7.62x39mm AK-type rifle, serial number A1-53080-16; from  
13 Murphy's Guns & Gunsmithing, a licensed dealer of firearms within the meaning of  
14 Chapter 44, Title 18, United States Code; did knowingly make a false and fictitious written  
15 statement to Murphy's Guns & Gunsmithing, which statement was intended to deceive  
16 Murphy's Guns & Gunsmithing as to a fact material to the lawfulness of such sale of said  
17 firearm to MICHAEL JUSTIN HUYNH under Chapter 44, Title 18, United States Code;  
18 in that MICHAEL JUSTIN HUYNH stated that he was the actual transferee/buyer of said  
19 firearm when in fact he was purchasing it on behalf of someone else; in violation of Title  
20 18, United States Code, Sections 922(a)(6) and 924(a)(2).

21 **COUNT SEVEN**

22 On or about September 1, 2017, at or near Tucson, in the District of Arizona,  
23 MICHAEL JUSTIN HUYNH, in connection with the acquisition of a firearm, that is; one  
24 Century Arms, model RAS 47, 7.62x39mm AK-type rifle, serial number RAS47073360;  
25 from Climags, a licensed dealer of firearms within the meaning of Chapter 44, Title 18,  
26 United States Code; did knowingly make a false and fictitious written statement to  
27 Climags, which statement was intended to deceive Climags as to a fact material to the  
28 lawfulness of such sale of said firearm to MICHAEL JUSTIN HUYNH under Chapter 44,

1 Title 18, United States Code; in that MICHAEL JUSTIN HUYNH stated that he was the  
2 actual transferee/buyer of said firearm when in fact he was purchasing it on behalf of  
3 someone else; in violation of Title 18, United States Code, Sections 922(a)(6) and  
4 924(a)(2).

5 **COUNT EIGHT**

6 On or about September 25, 2017, at or near Tucson, in the District of Arizona,  
7 MICHAEL JUSTIN HUYNH, in connection with the acquisition of a firearm, that is; one  
8 Century Arms, model 63DS, 7.62x39mm AK-type rifle, serial number AK63DSF04692;  
9 from R&A Tactical, a licensed dealer of firearms within the meaning of Chapter 44, Title  
10 18, United States Code; did knowingly make a false and fictitious written statement to  
11 R&A Tactical, which statement was intended to deceive R&A Tactical as to a fact material  
12 to the lawfulness of such sale of said firearm to MICHAEL JUSTIN HUYNH under  
13 Chapter 44, Title 18, United States Code; in that MICHAEL JUSTIN HUYNH stated that  
14 he was the actual transferee/buyer of said firearm when in fact he was purchasing it on  
15 behalf of someone else; in violation of Title 18, United States Code, Sections 922(a)(6)  
16 and 924(a)(2).

17 **COUNT NINE**

18 On or about September 29, 2017, at or near Tucson, in the District of Arizona,  
19 MICHAEL JUSTIN HUYNH, in connection with the acquisition of a firearm, that is; one  
20 Century Arms, model RAS 47, 7.62x39mm AK-type pistol, serial number  
21 RAS47P001391; from Diamondback Shooting Sports, a licensed dealer of firearms within  
22 the meaning of Chapter 44, Title 18, United States Code; did knowingly make a false and  
23 fictitious written statement to Diamondback Shooting Sports, which statement was  
24 intended to deceive Diamondback Shooting Sports as to a fact material to the lawfulness  
25 of such sale of said firearm to MICHAEL JUSTIN HUYNH under Chapter 44, Title 18,  
26 United States Code; in that MICHAEL JUSTIN HUYNH stated that he was the actual  
27 transferee/buyer of said firearm when in fact he was purchasing it on behalf of someone  
28 else; in violation of Title 18, United States Code, Sections 922(a)(6) and 924(a)(2).

**COUNT TEN**

1  
2 On or about October 3, 2017, at or near Tucson, in the District of Arizona, KATIE  
3 ELLEN O'BRIEN, in connection with the acquisition of a firearm, that is; one Century  
4 Arms, model RAS 47, 7.62x39 mm AK-type pistol, serial number RAS47P001850; from  
5 Diamondback Shooting Sports, a licensed dealer of firearms within the meaning of Chapter  
6 44, Title 18, United States Code; did knowingly make a false and fictitious written  
7 statement to Diamondback Shooting Sports, which statement was intended to deceive  
8 Diamondback Shooting Sports as to a fact material to the lawfulness of such sale of said  
9 firearm to KATIE ELLEN O'BRIEN under Chapter 44, Title 18, United States Code; in  
10 that KATIE ELLEN O'BRIEN stated that she was the actual transferee/buyer of said  
11 firearm when in fact she was purchasing it on behalf of someone else; in violation of Title  
12 18, United States Code, Sections 922(a)(6) and 924(a)(2).

**COUNT ELEVEN**

13  
14 On or about October 24, 2017, at or near Tucson, in the District of Arizona,  
15 MICHAEL JUSTIN HUYNH, in connection with the acquisition of a firearm, that is; one  
16 Century Arms, model AK63DS, 7.62x39mm AK-type rifle, serial number  
17 AK63DSF05324; from R&A Tactical, a licensed dealer of firearms within the meaning of  
18 Chapter 44, Title 18, United States Code; did knowingly make a false and fictitious written  
19 statement to R&A Tactical, which statement was intended to deceive R&A Tactical as to  
20 a fact material to the lawfulness of such sale of said firearm to MICHAEL JUSTIN  
21 HUYNH under Chapter 44, Title 18, United States Code; in that MICHAEL JUSTIN  
22 HUYNH stated that he was the actual transferee/buyer of said firearm when in fact he was  
23 purchasing it on behalf of someone else; in violation of Title 18, United States Code,  
24 Sections 922(a)(6) and 924(a)(2).

**COUNT TWELVE**

25  
26 On or about October 24, 2017, at or near Tucson, in the District of Arizona,  
27 MICHAEL JUSTIN HUYNH, in connection with the acquisition of a firearm, that is;  
28 Century Arms, model RAS 47, 7.62x39mm AK-type rifle, serial number RAS47072151;

1 from Diamondback Shooting Sports, a licensed dealer of firearms within the meaning of  
2 Chapter 44, Title 18, United States Code; did knowingly make a false and fictitious written  
3 statement to Diamondback Shooting Sports, which statement was intended to deceive  
4 Diamondback Shooting Sports as to a fact material to the lawfulness of such sale of said  
5 firearm to MICHAEL JUSTIN HUYNH under Chapter 44, Title 18, United States Code;  
6 in that MICHAEL JUSTIN HUYNH stated that he was the actual transferee/buyer of said  
7 firearm when in fact he was purchasing it on behalf of someone else; in violation of Title  
8 18, United States Code, Sections 922(a)(6) and 924(a)(2).

9 **COUNT THIRTEEN**

10 On or about October 27, 2017, at or near Tucson, in the District of Arizona,  
11 MICHAEL JUSTIN HUYNH, in connection with the acquisition of a firearm, that is; one  
12 Century Arms, model M70AB2, 7.62x39mm AK-type rifle, serial number M70AB17758;  
13 from Murphy's Guns & Gunsmithing, a licensed dealer of firearms within the meaning of  
14 Chapter 44, Title 18, United States Code; did knowingly make a false and fictitious written  
15 statement to Murphy's Guns & Gunsmithing, which statement was intended to deceive  
16 Murphy's Guns & Gunsmithing as to a fact material to the lawfulness of such sale of said  
17 firearm to MICHAEL JUSTIN HUYNH under Chapter 44, Title 18, United States Code;  
18 in that MICHAEL JUSTIN HUYNH stated that he was the actual transferee/buyer of said  
19 firearm when in fact he was purchasing it on behalf of someone else; in violation of Title  
20 18, United States Code, Sections 922(a)(6) and 924(a)(2).

21 **COUNT FOURTEEN**

22 On or about November 2, 2017, at or near Tucson, in the District of Arizona,  
23 MICHAEL JUSTIN HUYNH, in connection with the acquisition of a firearm, that is; one  
24 Romarm Cugir, model GP WASR 10/63, 7.62x39mm semi-automatic rifle, serial number  
25 AR71291989; from USA Pawn & Jewelry, a licensed dealer of firearms within the meaning  
26 of Chapter 44, Title 18, United States Code; did knowingly make a false and fictitious  
27 written statement to USA Pawn & Jewelry, which statement was intended to deceive USA  
28 Pawn & Jewelry as to a fact material to the lawfulness of such sale of said firearm to

1 MICHAEL JUSTIN HUYNH under Chapter 44, Title 18, United States Code; in that  
2 MICHAEL JUSTIN HUYNH stated that he was the actual transferee/buyer of said firearm  
3 when in fact he was purchasing it on behalf of someone else; in violation of Title 18, United  
4 States Code, Sections 922(a)(6) and 924(a)(2).

5 **COUNT FIFTEEN**

6 On or about November 28, 2017, at or near Tucson, in the District of Arizona,  
7 KATIE ELLEN O'BRIEN, in connection with the acquisition of a firearm, that is; one  
8 Colt, model LE6920, 5.56mm AR15-type rifle, serial number LE511818; from R&A  
9 Tactical, a licensed dealer of firearms within the meaning of Chapter 44, Title 18, United  
10 States Code; did knowingly make a false and fictitious written statement to R&A Tactical,  
11 which statement was intended to deceive R&A Tactical as to a fact material to the  
12 lawfulness of such sale of said firearm to KATIE ELLEN O'BRIEN under Chapter 44,  
13 Title 18, United States Code; in that KATIE ELLEN O'BRIEN stated that she was the  
14 actual transferee/buyer of said firearm when in fact she was purchasing it on behalf of  
15 someone else; in violation of Title 18, United States Code, Sections 922(a)(6) and  
16 924(a)(2).

17 **COUNT SIXTEEN**

18 On or about January 12, 2018, at or near Tucson, in the District of Arizona,  
19 MICHAEL JUSTIN HUYNH, in connection with the acquisition of a firearm, that is; one  
20 Century Arms, model RAS 47, 7.62x39mm AK-type rifle, serial number RAS47071459;  
21 from Murphy's Guns & Gunsmithing, a licensed dealer of firearms within the meaning of  
22 Chapter 44, Title 18, United States Code; did knowingly make a false and fictitious written  
23 statement to Murphy's Guns & Gunsmithing, which statement was intended to deceive  
24 Murphy's Guns & Gunsmithing as to a fact material to the lawfulness of such sale of said  
25 firearm to MICHAEL JUSTIN HUYNH under Chapter 44, Title 18, United States Code;  
26 in that MICHAEL JUSTIN HUYNH stated that he was the actual transferee/buyer of said  
27 firearm when in fact he was purchasing it on behalf of someone else; in violation of Title  
28 18, United States Code, Sections 922(a)(6) and 924(a)(2).



**COUNT SEVENTEEN**

1  
2 On or about January 15, 2018, at or near Tucson, in the District of Arizona,  
3 MICHAEL JUSTIN HUYNH, in connection with the acquisition of a firearm, that is; one  
4 Bushmaster, model BA50, .50 caliber semi-automatic rifle, serial number SD000363R;  
5 from Sportsman's Warehouse, a licensed dealer of firearms within the meaning of Chapter  
6 44, Title 18, United States Code; did knowingly make a false and fictitious written  
7 statement to Sportsman's Warehouse, which statement was intended to deceive  
8 Sportsman's Warehouse as to a fact material to the lawfulness of such sale of said firearm  
9 to MICHAEL JUSTIN HUYNH under Chapter 44, Title 18, United States Code; in that  
10 MICHAEL JUSTIN HUYNH stated that he was the actual transferee/buyer of said firearm  
11 when in fact he was purchasing it on behalf of someone else; in violation of Title 18, United  
12 States Code, Sections 922(a)(6) and 924(a)(2).

**COUNT EIGHTEEN**

13  
14 On or about January 21, 2018, at or near Tucson, in the District of Arizona,  
15 MICHAEL JUSTIN HUYNH, in connection with the acquisition of a firearm, that is; one  
16 Romarm, model WASR 10, 7.62x39mm AK-type rifle, serial number 1-55590-03; from  
17 USA Pawn & Jewelry, a licensed dealer of firearms within the meaning of Chapter 44,  
18 Title 18, United States Code; did knowingly make a false and fictitious written statement  
19 to USA Pawn & Jewelry, which statement was intended to deceive USA Pawn & Jewelry  
20 as to a fact material to the lawfulness of such sale of said firearm to MICHAEL JUSTIN  
21 HUYNH under Chapter 44, Title 18, United States Code; in that MICHAEL JUSTIN  
22 HUYNH stated that he was the actual transferee/buyer of said firearm when in fact he was  
23 purchasing it on behalf of someone else; in violation of Title 18, United States Code,  
24 Sections 922(a)(6) and 924(a)(2).

**COUNT NINETEEN**

25  
26 On or about January 23, 2018, at or near Phoenix, in the District of Arizona,  
27 MICHAEL JUSTIN HUYNH, in connection with the acquisition of a firearm, that is; one  
28 Bushmaster, model BA50, .50 caliber semi-automatic rifle, serial number SD000003R;

1 from Sportsman's Warehouse, a licensed dealer of firearms within the meaning of Chapter  
2 44, Title 18, United States Code; did knowingly make a false and fictitious written  
3 statement to Sportsman's Warehouse, which statement was intended to deceive  
4 Sportsman's Warehouse as to a fact material to the lawfulness of such sale of said firearm  
5 to MICHAEL JUSTIN HUYNH under Chapter 44, Title 18, United States Code; in that  
6 MICHAEL JUSTIN HUYNH stated that he was the actual transferee/buyer of said firearm  
7 when in fact he was purchasing it on behalf of someone else; in violation of Title 18, United  
8 States Code, Sections 922(a)(6) and 924(a)(2).

9 **COUNT TWENTY**

10 On or about January 27, 2018, at or near Tucson, in the District of Arizona,  
11 MICHAEL JUSTIN HUYNH, in connection with the acquisition of a firearm, that is; one  
12 TNW, model HBM2, .50 caliber semi-automatic belt-fed, tripod mounted firearm, serial  
13 number 000321; from Liberty Pawn Shop, a licensed dealer of firearms within the meaning  
14 of Chapter 44, Title 18, United States Code; did knowingly make a false and fictitious  
15 written statement to Liberty Pawn Shop, which statement was intended to deceive Liberty  
16 Pawn Shop as to a fact material to the lawfulness of such sale of said firearm to MICHAEL  
17 JUSTIN HUYNH under Chapter 44, Title 18, United States Code; in that MICHAEL  
18 JUSTIN HUYNH stated that he was the actual transferee/buyer of said firearm when in  
19 fact he was purchasing it on behalf of someone else; in violation of Title 18, United States  
20 Code, Sections 922(a)(6) and 924(a)(2).

21 **COUNT TWENTY-ONE**

22 On or about January 31, 2018, at or near Tucson, in the District of Arizona,  
23 MICHAEL JUSTIN HUYNH knowingly and willfully made any materially false,  
24 fictitious, and fraudulent statement and misrepresentation in any matter within the  
25 jurisdiction of the Government of the United States; to wit, in the course of an investigation  
26 by the United States Department of Justice, Bureau of Alcohol, Tobacco, Firearms and  
27 Explosives, MICHAEL JUSTIN HUYNH stated to law enforcement agents that the firearm  
28 he had purchased on January 27, 2018 – a TNW, model HBM2, .50 caliber semi-automatic

1 belt-fed, tripod mounted firearm, serial number 000321 – was located at his father’s  
2 residence in Sahuarita, Arizona, when in fact MICHAEL JUSTIN HUYNH did provide  
3 the firearm to another individual after he had purchased it, with the knowledge that the  
4 firearm was intended to be smuggled from the United States into Mexico; in violation of  
5 Title 18, United States Code, Section 1001(a)(2).

6 **COUNT TWENTY-TWO**

7 On or about January 31, 2018, at or near Tucson, in the District of Arizona, KATIE  
8 ELLEN O’BRIEN knowingly and willfully made any materially false, fictitious, and  
9 fraudulent statement and misrepresentation in any matter within the jurisdiction of the  
10 Government of the United States; to wit, in the course of an investigation by the United  
11 States Department of Justice, Bureau of Alcohol, Tobacco, Firearms and Explosives,  
12 KATIE ELLEN O’BRIEN stated she was unaware of any purchases of .50 caliber firearms  
13 by Michael Justin Huynh, when in fact KATIE ELLEN O’BRIEN was present with  
14 Michael Justin Huynh when he purchased a Bushmaster, model BA50, .50 caliber semi-  
15 automatic rifle, serial number SD000363R; from Sportsman’s Warehouse on January 15,  
16 2018; in violation of Title 18, United States Code, Section 1001(a)(2).

17 **COUNT TWENTY-THREE**

18 On or about February 8, 2018, at or near Tucson, in the District of Arizona, KATIE  
19 ELLEN O’BRIEN knowingly and willfully made any materially false, fictitious, and  
20 fraudulent statement and misrepresentation in any matter within the jurisdiction of the  
21 Government of the United States; to wit, in the course of an investigation by the United  
22 States Department of Justice, Bureau of Alcohol, Tobacco, Firearms and Explosives,  
23 KATIE ELLEN O’BRIEN stated that on December 5, 2017, she sold the firearms she had  
24 purchased on October 3, 2017, and November 28, 2017, for \$700.00 to a man she met on  
25 a bus, when in fact KATIE ELLEN O’BRIEN purchased these firearms on behalf of  
26 another individual and transferred possession of the firearms upon purchasing them; in  
27 violation of Title 18, United States Code, Section 1001(a)(2).

**COUNT TWENTY-FOUR**

From on or about June 6, 2017, to on or about January 27, 2018, at or near Tucson, in the District of Arizona, MICHAEL JUSTIN HUYNH, not being a licensed dealer of firearms, within the meaning of Chapter 44, Title 18, United States Code, did willfully engage in the business of dealing firearms; in violation of Title 18, United States Code, Sections 922(a)(1)(A) and 924(a)(1)(D).

**COUNT TWENTY-FIVE**

From on or about June 6, 2017, to on or about January 27, 2018, at or near Tucson, in the District of Arizona, MICHAEL JUSTIN HUYNH and KATIE ELLEN O'BRIEN knowingly exported and sent, and attempted to export and send, from the United States any merchandise, article, and object contrary to any law and regulation of the United States, and received, concealed, bought, sold, and in any manner facilitated the transportation, concealment, and sale of such merchandise, article or object, that is:

- Zastava, model PAP M92PV, 7.62x39mm AK-type rifle, serial number M92PV067491
- Century Arms, model RAS 47, 7.62x39mm AK-type rifle, serial number RAS47071754
- Century Arms, model RAS 47, 7.62x39mm AK-type rifle, serial number RAS47075509
- Century Arms, model WASR 10, 7.62x39mm AK-type rifle, serial number AC-0324-80RO
- Romarm, model WASR 10, 7.62x39mm AK-type rifle, serial number A1-53080-16
- Century Arms, model RAS 47, 7.62x39mm AK-type rifle, serial number RAS47073360
- Century Arms, model 63DS, 7.62x39mm AK-type rifle, serial number AK63DSF04692
- Century Arms, model RAS 47, 7.62x39mm AK-type pistol, serial number RAS47P001391
- Century Arms, model RAS 47, 7.62x39 mm AK-type pistol, serial number RAS47P001850
- Century Arms, model AK63DS, 7.62x39mm AK-type rifle, serial number AK63DSF05324
- Century Arms, model RAS 47, 7.62x39mm AK-type rifle, serial number RAS47072151
- Century Arms, model M70AB2, 7.62x39mm AK-type rifle, serial number M70AB17758
- Romarm Cugir, model GP WASR 10/63, 7.62x39mm semi-automatic rifle, serial number AR71291989
- Colt, model LE6920, 5.56mm AR15-type rifle, serial number LE511818
- Century Arms, model RAS 47, 7.62x39mm AK-type rifle, serial number RAS47071459

- 1 • Bushmaster, model BA50, .50 caliber semi-automatic rifle, serial number SD000363R
- 2 • Romarm, model WASR 10, 7.62x39mm AK-type rifle, serial number 1-55590-03
- 3 • Bushmaster, model BA50, .50 caliber semi-automatic rifle, serial number SD000003R
- 4 • TNW, model HBM2, .50 caliber semi-automatic belt-fed, tripod mounted firearm, serial number 000321

5 knowing the same to be intended for exportation contrary to any law or regulation of the  
6 United States, to wit: Title 22, United States Code, Section 2778; Title 22, Code of Federal  
7 Regulations, Part 121.1; and Title 22, Code of Federal Regulations, Part 123.1; in violation  
8 of Title 18, United States Code, Section 554(a).

9 **COUNT TWENTY-SIX**

10 On or about March 15, 2018, at or near Tucson, in the District of Arizona,  
11 MICHAEL JUSTIN HUYNH, an unlawful user of and addicted to any controlled  
12 substance, to wit: heroin, did knowingly possess a firearm and ammunition, to wit: one CZ,  
13 model CZ 75 B (Omega), 9mm semi-automatic pistol, serial number C381166; 195 rounds  
14 of Winchester 9mm Luger ammunition, 40 rounds of Pan Metal Corporation 9mm Luger  
15 ammunition, 3 rounds of Hornady Manufacturing Inc. 9mm Luger ammunition, 40 rounds  
16 of Tula Cartridge Works 9mm ammunition, 20 rounds of .40 caliber Winchester  
17 ammunition, 1 round of Federal .223 caliber ammunition, 1 round of Pan Metal  
18 Corporation .223 caliber ammunition, 1 round of Giulio Fiocchi 9mm ammunition, 50  
19 rounds of FN Herstal 5.7x28mm ammunition, 20 rounds of Winchester 7.62x54R  
20 ammunition, 170 rounds of Novosibirsk Low Voltage Equipment 7.62x54R ammunition,  
21 and 19 rounds of Privi Partizan Uzice 7.62x54R ammunition; said firearm and ammunition  
22 not having been manufactured in Arizona and thus affecting commerce in that they were  
23 previously transported into the state of Arizona from another state or foreign country; in  
24 violation of Title 18, United States Code, Sections 922(g)(3), and 924(a)(1)(D).

25 **COUNT TWENTY-SEVEN**

26 On or about March 15, 2018, at or near Tucson, in the District of Arizona, KATIE  
27 ELLEN O'BRIEN, an unlawful user of and addicted to any controlled substance, to wit:  
28 heroin, did knowingly possess firearms and ammunition, to wit: one CZ, model CZ 75 B,

1 .40 caliber semi-automatic pistol, serial number A9639X; one Smith & Wesson, model  
2 M&P 9 Shield, 9mm semi-automatic pistol, serial number HDB5908; 7 rounds of Hornady  
3 Manufacturing Inc. 9mm Luger ammunition, 175 rounds of Winchester 9mm Luger  
4 ammunition, 30 rounds of Pan Metal Corporation 9mm Luger ammunition, 40 rounds of  
5 Tula Cartridge Works 9mm ammunition, 20 rounds of .40 caliber Winchester ammunition,  
6 1 round of Federal .223 caliber ammunition, 1 round of Pan Metal Corporation .223 caliber  
7 ammunition, 1 round of Giulio Fiocchi 9mm ammunition, 50 rounds of FN Herstal  
8 5.7x28mm ammunition, 20 rounds of Winchester 7.62x54R ammunition, 170 rounds of  
9 Novosibirsk Low Voltage Equipment 7.62x54R ammunition, and 19 rounds of Privi  
10 Partizan Uzice 7.62x54R ammunition; said firearms and ammunition not having been  
11 manufactured in Arizona and thus affecting commerce in that they were previously  
12 transported into the state of Arizona from another state or foreign country; in violation of  
13 Title 18, United States Code, Sections 922(g)(3), and 924(a)(1)(D).

14 **COUNT TWENTY-EIGHT**

15 From on or about January 7, 2017, through on or about March 17, 2017, at or near  
16 Oro Valley and Tucson, in the District of Arizona, MICHAEL JUSTIN HUYNH, at that  
17 time being a United States Postal Service officer or employee, did unlawfully secrete,  
18 destroy, detain, delay, and open mail entrusted to him and which came into his possession,  
19 and which was intended to be conveyed by mail and carried and delivered by any carrier  
20 and employee of the Postal Service, and forwarded through and delivered from any post  
21 office and station thereof established by authority of the Postmaster General and the Postal  
22 Service; in violation of Title 18, United States Code, Section 1703.

23 **COUNT TWENTY-NINE**

24 From on or about January 28, 2017, through on or about March 17, 2017, at or near  
25 Oro Valley and Tucson, in the District of Arizona, MICHAEL JUSTIN HUYNH, at that  
26 time being a United States Postal Service officer or employee, did embezzle, steal, abstract,  
27 and remove mail entrusted to him and which came into his possession intended to be  
28 conveyed by mail and carried and delivered by any employee of the Postal Service and

1 forwarded through and delivered from any post office and station thereof established by  
2 authority of the Postmaster General and the Postal Service; in violation of Title 18, United  
3 States Code, Section 1709.

4 **COUNT THIRTY**

5 On or about March 15, 2018 at or near Tucson, in the District of Arizona,  
6 MICHAEL JUSTIN HUYNH did unlawfully have in his possession mail which had been  
7 stolen, taken, embezzled, and abstracted from and out of the mail, post office and station  
8 thereof, letter box, mail receptacle, mail route, and authorized depository for mail matter,  
9 knowing the said mail to have been stolen, taken, embezzled and abstracted from an  
10 authorized depository for mail matter; in violation of Title 18, United States Code, Section  
11 1708.

12 **FORFEITURE ALLEGATION**

13 Upon conviction of one or more of the offenses alleged in Counts 1 through 20 and  
14 24 through 27 of this Indictment, the defendants, MICHAEL JUSTIN HUYNH and KATIE  
15 ELLEN O'BRIEN, shall forfeit to the United States:

16 a) pursuant to Title 18, United States Code, Section 924(d)(1), and Title 28,  
17 United States Code, Section 2461(c), any firearms and ammunition involved in or used in  
18 any knowing violation of Title 18, United States Code, Section 924(a)(1)(A).

19 b) pursuant to Title 18, United States Code, Section 981(a)(1)(c), and Title 28,  
20 United States Code, Section 2461(c), any property, real or personal, which constitutes or  
21 is derived from proceeds traceable to a violation of Title 18, United States Code, Section  
22 554, or a conspiracy to commit such offense.

23 c) pursuant to Title 18, United States Code, Sections 924(d)(1) and  
24 981(a)(1)(c), and Title 28, United States Code, Section 2461(c) any firearms and  
25 ammunition involved in the commission of an offense in violation of Title 18, United States  
26 Code, Sections 922 and 924 including, but not limited to:

- 27
- CZ, model CZ 75 B, .40 caliber semi-automatic pistol, serial number A9639X
  - Zastava, model PAP M92PV, 7.62x39mm AK-type rifle, serial number M92PV067491
- 28

- 1 • Century Arms, model RAS 47, 7.62x39mm AK-type rifle, serial number RAS47071754
- 2 • Century Arms, model RAS 47, 7.62x39mm AK-type rifle, serial number RAS47075509
- 3 • Century Arms, model WASR 10, 7.62x39mm AK-type rifle, serial number AC-0324-80RO
- 4 • Romarm, model WASR 10, 7.62x39mm AK-type rifle, serial number A1-53080-16
- 5 • Century Arms, model RAS 47, 7.62x39mm AK-type rifle, serial number RAS47073360
- 6 • Century Arms, model 63DS, 7.62x39mm AK-type rifle, serial number AK63DSF04692
- 7 • Century Arms, model RAS 47, 7.62x39mm AK-type pistol, serial number RAS47P001391
- 8 • Century Arms, model RAS 47, 7.62x39 mm AK-type pistol, serial number RAS47P001850
- 9 • Century Arms, model AK63DS, 7.62x39mm AK-type rifle, serial number AK63DSF05324
- 10 • Century Arms, model RAS 47, 7.62x39mm AK-type rifle, serial number RAS47072151
- 11 • Century Arms, model M70AB2, 7.62x39mm AK-type rifle, serial number M70AB17758
- 12 • Romarm Cugir, model GP WASR 10/63, 7.62x39mm semi-automatic rifle, serial number AR71291989
- 13 • Colt, model LE6920, 5.56mm AR15-type rifle, serial number LE511818
- 14 • Century Arms, model RAS 47, 7.62x39mm AK-type rifle, serial number RAS47071459
- 15 • Bushmaster, model BA50, .50 caliber semi-automatic rifle, serial number SD000363R
- 16 • Romarm, model WASR 10, 7.62x39mm AK-type rifle, serial number 1-55590-03
- 17 • Bushmaster, model BA50, .50 caliber semi-automatic rifle, serial number SD000003R
- 18 • TNW, model HBM2, .50 caliber semi-automatic belt-fed, tripod mounted firearm, serial number 000321
- 19 • CZ, model CZ 75 B, 9mm semi-automatic pistol, serial number C381166
- 20 • Smith & Wesson, model M&P 9 Shield, 9mm semi-automatic pistol, serial number HDB5908
- 21 • 195 rounds of Winchester 9mm Luger ammunition
- 22 • 40 rounds of Pan Metal Corporation 9mm Luger ammunition
- 23 • 10 rounds of Hornady Manufacturing Inc. 9mm Luger ammunition
- 24 • 40 rounds of Tula Cartridge Works 9mm ammunition
- 25 • 20 rounds of .40 caliber Winchester ammunition
- 26 • 1 round of Federal .223 caliber ammunition
- 27 • 1 round of Pan Metal Corporation .223 caliber ammunition
- 28 • 1 round of Giulio Fiocchi 9mm ammunition
- 50 rounds of FN Herstal 5.7x28mm ammunition
- 20 rounds of Winchester 7.62x54R ammunition
- 170 rounds of Novosibirsk Low Voltage Equipment 7.62x54R ammunition
- 19 rounds of Privi Partizan Uzice 7.62x54R ammunition

d) pursuant to Title 18, United States Code, Section 982(a)(3), any property, real or personal, or any property traceable to such property, involved in the commission of an offense in violation of Title 18, United States Code, Section 1001(a)(2).



1 If any of the property described above, as a result of any act or omission of the  
2 defendants: a) cannot be located upon the exercise of due diligence; b) has been transferred  
3 or sold to, or deposited with, a third party; c) has been placed beyond the jurisdiction of  
4 the court; d) has been substantially diminished in value; or e) has been commingled with  
5 other property which cannot be divided without difficulty, it is the intent of the United  
6 States, pursuant to Title 21, United States Code, Section 853(p), as incorporated by Title  
7 28, United States Code, Section 2461(c), to seek forfeiture of any other property of said  
8 defendants up to the value of the above forfeitable property, including, but not limited to,  
9 all property, both real and personal, owned by the defendants.

10 All pursuant to Title 18, United States Code, Sections 924(d), 981(a)(1)(c), and  
11 982(a)(3); Title 28, United States Code, Section 2461(c); and Rule 32.2(a), Federal Rules  
12 of Criminal Procedure.

13 A TRUE BILL

14 /s/

15 \_\_\_\_\_  
Presiding Juror

16 ELIZABETH A. STRANGE  
17 First Assistant United States Attorney  
District of Arizona

18 /s/

19 ANGELA W. WOOLRIDGE  
20 Assistant United States Attorney  
Dated: April 18, 2018

21 REDACTED FOR  
22 PUBLIC DISCLOSURE  
23  
24  
25  
26  
27  
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