

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLORADO

Criminal Case No. 16-cr-68-WJM

UNITED STATES OF AMERICA,

Plaintiff,

v.

1. KENNETH ALLEN FRANCIS,

Defendant.

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**INDICTMENT**

**18 U.S.C. §§ 922(a)(6) & 924(a)(2)  
False Statement To Firearms Dealer**

**18 U.S.C. §§ 922(d) & 942(a)(2)  
Unlawful Disposition Of A Firearm**

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The Grand Jury charges:

**COUNT 1**

18 U.S.C. §§ 922(a)(6) & 924(a)(2)

On or about January 12, 2016, in the State and District of Colorado, the defendant, KENNETH ALLEN FRANCIS, in connection with the acquisition of a firearm from Bass Pro Shops located at 7970 Northfield Blvd., Denver, Colorado 80238, a licensed firearms dealer within the meaning of Chapter 44, Title 18, United States Code, knowingly made a false and fictitious written statement to Bass Pro Shops, which

statement was intended and likely to deceive Bass Pro Shops as to a fact material to the lawfulness of such acquisition of the firearm to KENNETH ALLEN FRANCIS under Chapter 44 of Title 18, in that KENNETH ALLEN FRANCIS did execute a Department of Justice, Bureau of Alcohol, Tobacco, Firearms and Explosives Form 4473, Firearms Transaction Record, stating that he was the actual buyer of the firearm, when in fact as KENNETH ALLEN FRANCIS then knew, he was not the actual buyer of the firearm; in violation of Title 18, United States Code, Sections 922(a)(6) and 924(a)(2).

**COUNT 2**

18 U.S.C. §§ 922(a)(6) & 924(a)(2)

On or about January 22, 2016, in the State and District of Colorado, the defendant, KENNETH ALLEN FRANCIS, in connection with the acquisition of firearms from Sportsmans Warehouse located at 11 W. 84<sup>th</sup> Ave., Thornton, Colorado 80260, a licensed firearms dealer within the meaning of Chapter 44, Title 18, United States Code, knowingly made a false and fictitious written statement to Sportsmans Warehouse, which statement was intended and likely to deceive Sportsmans Warehouse as to a fact material to the lawfulness of such acquisition of firearms to KENNETH ALLEN FRANCIS under Chapter 44 of Title 18, in that KENNETH ALLEN FRANCIS did execute a Department of Justice, Bureau of Alcohol, Tobacco, Firearms and Explosives Form 4473, Firearms Transaction Record, stating that he was the actual buyer of the firearms, when in fact as KENNETH ALLEN FRANCIS then knew, he was not the actual buyer of said firearms;

in violation of Title 18, United States Code, Sections 922(a)(6) and 924(a)(2).

**COUNT 3**

18 U.S.C. §§ 922(d) & 924(a)(2)

On or about January 22, 2016, in the State and District of Colorado, the defendant, KENNETH ALLEN FRANCIS, knowingly disposed of firearms to a person knowing and having reasonable cause to believe that the person had been convicted of a crime punishable by imprisonment for a term exceeding a year; in violation of Title 18, United States Code, Sections 922(d) and 924(a)(2).

A TRUE BILL

“Ink signature on file in Clerk’s Office”  
FOREPERSON

JOHN F. WALSH  
United States Attorney

s/Jason St. Julien  
JASON ST. JULIEN  
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DEFENDANT: KENNETH ALLEN FRANCIS

YEAR OF BIRTH: 1987

ADDRESS: THORTON, CO

COMPLAINT FILED?  YES  NO

IF YES, PROVIDE MAGISTRATE CASE NUMBER:

HAS DEFENDANT BEEN ARRESTED ON COMPLAINT?  YES  NO

OFFENSES:

COUNT 1: FALSE STATEMENT TO FIREARMS DEALER, IN VIOLATION OF 18 U.S.C. § 922(a)(6); AND,

COUNT 2: UNLAWFUL DISPOSITION OF A FIREARM, IN VIOLATION OF 18 U.S.C. § 922(d).

LOCATION OF OFFENSE

(County and State): ADAMS, CO

PENALTIES:

COUNTS 1 AND 2: NMT 10 YEARS IMPRISONMENT, NMT \$250,000 FINE, OR BOTH. NMT 3 YEARS SUPERVISED RELEASE, \$100 S.A. FEE;

AGENT/DEPUTY: RYAN NOBLE, ATF SPECIAL AGENT

AUTHORIZED BY: JASON ST. JULIEN, ASSISTANT UNITED STATES ATTORNEY

ESTIMATED TIME OF TRIAL:

five days or less

over five days

other

THE GOVERNMENT will/will not seek detention in this case.

OCDETF case:  Yes  No