

Code, Section 1951; and to commit bank robbery, in violation of Title 18, United States Code, Section 2113.

Manner and Means of the Conspiracy

2. The manner and means by which the objects of the conspiracy were accomplished included, but were not limited to, the following:
3. It was part of the conspiracy that one or more of the Defendants and persons known and unknown to the grand jury, would identify locations to rob, which included various locations of Git-N-Go, Kum & Go, and Hy-Vee, stores engaged in selling products in and affecting interstate commerce, and U.S. Bank, the deposits of which were insured by the FDIC.
4. It was part of the conspiracy that one or more of the Defendants would obtain transportation to and from the robbery location during which he or she would maintain a look out.
5. It was part of the conspiracy that one or more of the Defendants would surveil the robbery locations to the extent possible to determine the optimum time to rob the store based upon when customers would be out of the location and/or the employee would be away from counter.
6. It was part of the conspiracy that one of the Defendants would commit the robbery.
7. It was part of the conspiracy that Defendant ALEXANDER RAY HAMILTON would use some of the proceeds of the robberies to purchase illegal controlled substances, some of which would then be redistributed.

Overt Acts

In furtherance of the conspiracy, and to effect the objects thereof, the Defendants:

ALEXANDER RAY HAMILTON,

SARAH VICTORIA COE

SHELLY SHANNON AVERY, and

CHRIS BRIAN AVERY

And their co-conspirators and agents committed and caused to be committed the following overt acts, among others, on or about the following dates in the Southern District of Iowa and elsewhere:

8. On or about March 29, 2016, SARA VICTORIA COE obtained a room at Motel 6 on N.E. 14th Street for HAMILTON and others during the commission of the robberies.
9. On March 31, 2016, SARA VICTORIA COE and SHALLY SHANNON AVERY returned after a robbery with HAMILTON in COE'S vehicle to the Motel 6 Room 219.
10. On April 3, 2016, COE permitted HAMILTON to use her vehicle to commit the robbery charge in Count 14, at the Git-N-Go on 4224 NW 2nd Ave, Des Moines.
11. On April 5, 2016, COE and SHELLY SHANNON AVERY accompanied HAMILTON to and ultimately from the robbery charged in Count 15, at the Git-N-Go on 2911 Douglas, Des Moines.
12. On April 5, 2016, COE acted as a look out prior to a robbery and communicated to HAMILTON as to the presence of an individual nearby, while she tried to get the scanner to work.
13. On April 6, 2016, SHELLY SHANNON AVERY accompanied HAMILTON to the robbery location charged in Count 16, at the Hy-Vee, 2540 E. Euclid, Des Moines, waited until after the Robbery and took him back to the Motel in COE's vehicle.

14. On April 13, 2016, SARAH VICTORIA COE assisted HAMILTON in transport to and from the robbery location charged in Count 20, U.S. Bank, 2500 E. Euclid.
15. On April 17, 2016, CHRIS BRIAN AVERY and HAMILTON stole a vehicle and used it to get to the robbery charged in Count 23, Hy-Vee 1107 E. Army Post Road.
16. Each of the allegations in Counts 1 - 23 of this Indictment are incorporated and realleged herein as further overt acts.

This is a violation of Title 18, United States Code, Section 371.

THE GRAND JURY FURTHER CHARGES:

COUNT 2
(Conspiracy to Distribute Controlled Substances)

Beginning on a date unknown to the Grand Jury, but not later than on or about March 21, 2016, and continuing thereafter until on or about April 20, 2016, in the Southern District of Iowa, the Defendants, ALEXANDER RAY HAMILTON and LUKE MARTIN, Jr., did knowingly and intentionally conspire and agree with other persons known and unknown to the Grand Jury, to distribute hydromorphone (Dilaudid), a Schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

This is a violation of Title 21, United States Code, Sections 846 and 841(b)(1)(C).

THE GRAND JURY FURTHER CHARGES:

COUNT 3
(Interference with Commerce by Robbery)

1. That at all times material to this Indictment Git-N-Go was a convenience store, engaged in selling products in and affecting interstate commerce.

2. That on or about March 21, 2016, in the Southern District of Iowa, the Defendant, ALEXANDER RAY HAMILTON did knowingly and unlawfully obstruct, delay and affect, and attempt to obstruct, delay and affect, commerce as that term is defined in Title 18, United States Code, Section 1951, and the movement of articles and commodities in such commerce, by knowingly and willfully committing robbery as that term is defined in Title 18, United States Code, Section 1951, in that the Defendant ALEXANDER RAY HAMILTON did unlawfully take in the presence of a Git-N-Go employee, against her will by means of actual and threatened force, violence, and fear of injury, immediate and future, to her person, the property of Git-N-Go, that is, Defendant ALEXANDER RAY HAMILTON, entered the Git-N-Go, 4224 NW 2nd Avenue, Des Moines, Iowa, at approximately 9:03 p.m, he used, carried, displayed, possessed, brandished, what appeared to be a firearm at the Git-N-Go employee, threatened to shoot her, ordered her to another part of the store, and demanded and took currency belonging to Git-N-Go in her presence by force and violence.

This is a violation of Title 18, United States Code, Sections 1951.

THE GRAND JURY FURTHER CHARGES:

COUNT 4
(Interference with Commerce by Robbery)

1. That at all times material to this Indictment Git-N-Go was a convenience store, engaged in selling products in and affecting interstate commerce.

2. That on or about March 22, 2016, in the Southern District of Iowa, the Defendant, ALEXANDER RAY HAMILTON did knowingly and unlawfully obstruct, delay and affect, and attempt to obstruct, delay and affect, commerce as that term is defined in Title 18, United States

Code, Section 1951, and the movement of articles and commodities in such commerce, by knowingly and willfully committing robbery as that term is defined in Title 18, United States Code, Section 1951, in that the Defendant ALEXANDER RAY HAMILTON did unlawfully take in the presence of a Git-N-Go employee, against his will by means of actual and threatened force, violence, and fear of injury, immediate and future, to his person, the property of Git-N-Go, that is, Defendant ALEXANDER RAY HAMILTON, entered the Git-N-Go, 100 Watrous, Des Moines, Iowa, at approximately 8:39 p.m., he used, carried, displayed, possessed, brandished, what appeared to be a firearm at the Git-N-Go employee, threatened to shoot him, ordered him to another part of the store, and demanded and took currency belonging to Git-N-Go in his presence by force and violence.

This is a violation of Title 18, United States Code, Sections 1951.

THE GRAND JURY FURTHER CHARGES:

COUNT 5
(Distribution of Controlled Substances)

On or about March 22, 2016, in the Southern District of Iowa, Defendant ALEXANDER RAY HAMILTON, knowingly and intentionally distributed oxymorphone (Oxycontin), a Schedule II Controlled Substance.

This is a violation of Title 21, United States Code, Section 841(a)(1) and 841(b)(1)(C).

THE GRAND JURY FURTHER CHARGES:

COUNT 6
(Interference with Commerce by Robbery)

1. That at all times material to this Indictment Kum & Go was a convenience store, engaged in selling products in and affecting interstate commerce.

2. That on or about March 23, 2016, in the Southern District of Iowa, the Defendant, ALEXANDER RAY HAMILTON did knowingly and unlawfully obstruct, delay and affect, and attempt to obstruct, delay and affect, commerce as that term is defined in Title 18, United States Code, Section 1951, and the movement of articles and commodities in such commerce, by knowingly and willfully committing robbery as that term is defined in Title 18, United States Code, Section 1951, in that the Defendant ALEXANDER RAY HAMILTON did unlawfully take in the presence of a Kum & Go employee, against his will by means of actual and threatened force, violence, and fear of injury, immediate and future, to his person, the property of Kum & Go, that is, Defendant ALEXANDER RAY HAMILTON, entered the Kum & Go, 4506 Lincoln Way, Ames, Iowa, at approximately 2:29 am, he used, carried, displayed, possessed, brandished a knife with a large blade at the Kum & Go employee, threatened to stab him, ordered him to another part of the store, and demanded and took currency belonging to Kum & Go, in his presence by force and violence.

This is a violation of Title 18, United States Code, Sections 1951.

THE GRAND JURY FURTHER CHARGES:

COUNT 7
(Interference with Commerce by Robbery)

1. That at all times material to this Indictment Git-N-Go was a convenience store, engaged in selling products in and affecting interstate commerce.

2. That on or about March 23, 2016, in the Southern District of Iowa, the Defendant, ALEXANDER RAY HAMILTON did knowingly and unlawfully obstruct, delay and affect, and attempt to obstruct, delay and affect, commerce as that term is defined in Title 18, United States Code, Section 1951, and the movement of articles and commodities in such commerce, by knowingly and willfully committing robbery as that term is defined in Title 18, United States Code, Section 1951, in that the Defendant ALEXANDER RAY HAMILTON did unlawfully take in the presence of a Git-N-Go employee, against his will by means of actual and threatened force, violence, and fear of injury, immediate and future, to his person, the property of Git-N-Go, that is, Defendant ALEXANDER RAY HAMILTON, entered the Git-N-Go, 816 E. Euclid Avenue, Des Moines, Iowa, at approximately 7:52 p.m., he used, carried, displayed, possessed, brandished knife at the Git-N-Go employee, threatened to stab him, ordered him to another part of the store, and demanded and took currency belonging to Git-N-Go in his presence by force and violence.

This is a violation of Title 18, United States Code, Sections 1951.

THE GRAND JURY FURTHER CHARGES:

COUNT 8

(Interference with Commerce by Robbery)

1. That at all times material to this Indictment Git-N-Go was a convenience store, engaged in selling products in and affecting interstate commerce.

2. That on or about March 24, 2016, in the Southern District of Iowa, the Defendant, ALEXANDER RAY HAMILTON did knowingly and unlawfully obstruct, delay and affect, and attempt to obstruct, delay and affect, commerce as that term is defined in Title 18, United States Code, Section 1951, and the movement of articles and commodities in such commerce, by knowingly and willfully committing robbery as that term is defined in Title 18, United States Code,

Section 1951, in that the Defendant ALEXANDER RAY HAMILTON did unlawfully take in the presence of a Git-N-Go employee, against her will by means of actual and threatened force, violence, and fear of injury, immediate and future, to her person, the property of Git-N-Go, that is, Defendant ALEXANDER RAY HAMILTON, entered the Git-N-Go, 2601 SW 9th Street, Des Moines, Iowa, at approximately 10:45 p.m., he used, carried, displayed, possessed, brandished scissors at the Git-N-Go employee, threatened to stab her, jumped over the counter, and demanded and took currency belonging to Git-N-Go in her presence by force and violence.

This is a violation of Title 18, United States Code, Sections 1951.

THE GRAND JURY FURTHER CHARGES:

COUNT 9
(Distribution of Controlled Substances)

On or about March 25, 2016, in the Southern District of Iowa, Defendant ALEXANDER RAY HAMILTON and LUKE MARTIN, Jr., knowingly and intentionally distributed hydromorphone (Dilaudid), a Schedule II Controlled Substance, and aided and abetted same.

This is a violation of Title 21, United States Code, Section 841(a)(1) and 841(b)(1)(C) and Title 18, United States Code, Section 2.

THE GRAND JURY FURTHER CHARGES:

COUNT 10
(Attempted Interference with Commerce by Robbery)

1. That at all times material to this Indictment Kum & Go was a convenience store, engaged in selling products in and affecting interstate commerce.

2. That on or about March 29, 2016, in the Southern District of Iowa, the Defendant, ALEXANDER RAY HAMILTON did knowingly and unlawfully attempt to obstruct, delay and

affect, commerce as that term is defined in Title 18, United States Code, Section 1951, and the movement of articles and commodities in such commerce, by knowingly and willfully attemptint to commit robbery as that term is defined in Title 18, United States Code, Section 1951, in that the Defendant ALEXANDER RAY HAMILTON did unlawfully attempt to take in the presence of a Kum & Go employee, against her will by means of actual and threatened force, violence, and fear of injury, immediate and future, to her person, the property of Kum & Go, that is, Defendant ALEXANDER RAY HAMILTON, entered the Kum & Go, 4506 Lincoln Way, Ames, Iowa, at approximately 1:40 a.m., he used, carried, displayed, possessed, brandished what appeared to be a firearm at the Kum & Go employee, threatened to shoot her, and demanded currency belonging to Kum & Go, in his presence by force and violence, he exited the store without any currency when the employee flipped the panic alarm.

This is a violation of Title 18, United States Code, Sections 1951.

THE GRAND JURY FURTHER CHARGES:

COUNT 11

(Interference with Commerce by Robbery)

1. That at all times material to this Indictment Kum & Go was a convenience store, engaged in selling products in and affecting interstate commerce.

2. That on or about March 30, 2016, in the Southern District of Iowa, the Defendant, ALEXANDER RAY HAMILTON did knowingly and unlawfully obstruct, delay and affect, and attempt to obstruct, delay and affect, commerce as that term is defined in Title 18, United States Code, Section 1951, and the movement of articles and commodities in such commerce, by knowingly and willfully committing robbery as that term is defined in Title 18, United States Code,

Section 1951, in that the Defendant ALEXANDER RAY HAMILTON did unlawfully take in the presence of a Kum & Go employee, against her will by means of actual and threatened force, violence, and fear of injury, immediate and future, to his person, the property of Kum & Go, that is, Defendant ALEXANDER RAY HAMILTON, entered the Kum & Go, 5830 S.E. 14th Street, Des Moines, Iowa, at approximately 4:53 am, he used, carried, displayed, possessed, brandished what appeared to be a firearm at the Kum & Go employee, ordered him to the floor, and demanded and took currency belonging to Kum & Go, in his presence by force and violence.

This is a violation of Title 18, United States Code, Sections 1951.

THE GRAND JURY FURTHER CHARGES:

COUNT 12
(Interference with Commerce by Robbery)

1. That at all times material to this Indictment Git-N-Go was a convenience store, engaged in selling products in and affecting interstate commerce.

2. That on or about March 30, 2016, in the Southern District of Iowa, the Defendant, ALEXANDER RAY HAMILTON did knowingly and unlawfully obstruct, delay and affect, and attempt to obstruct, delay and affect, commerce as that term is defined in Title 18, United States Code, Section 1951, and the movement of articles and commodities in such commerce, by knowingly and willfully committing robbery as that term is defined in Title 18, United States Code, Section 1951, in that the Defendant ALEXANDER RAY HAMILTON did unlawfully take in the presence of a Git-N-Go employee, against his will by means of actual and threatened force, violence, and fear of injury, immediate and future, to his person, the property of Git-N-Go, that is, Defendant ALEXANDER RAY HAMILTON, entered the Git-N-Go, 890 County Line Road, Des Moines, Iowa, at approximately 10:43 p.m., he used, carried, displayed, possessed, brandished

what appeared to be a firearm at the Git-N-Go employee, threatened to shoot her, ordered her to another part of the store, and demanded and took currency belonging to Git-N-Go in her presence by force and violence.

This is a violation of Title 18, United States Code, Sections 1951.

THE GRAND JURY FURTHER CHARGES:

COUNT 13
(Interference with Commerce by Robbery)

1. That at all times material to this Indictment Git-N-Go was a convenience store, engaged in selling products in and affecting interstate commerce.

2. That on or about March 31, 2016, in the Southern District of Iowa, the Defendant, ALEXANDER RAY HAMILTON did knowingly and unlawfully obstruct, delay and affect, and attempt to obstruct, delay and affect, commerce as that term is defined in Title 18, United States Code, Section 1951, and the movement of articles and commodities in such commerce, by knowingly and willfully committing robbery as that term is defined in Title 18, United States Code, Section 1951, in that the Defendant ALEXANDER RAY HAMILTON did unlawfully take in the presence of a Git-N-Go employee, against her will by means of actual and threatened force, violence, and fear of injury, immediate and future, to her person, the property of Git-N-Go, that is, Defendant ALEXANDER RAY HAMILTON, entered the Git-N-Go, 2601 S.W. 9th Street, Des Moines, Iowa, at approximately 10:27 p.m., he used, carried, displayed, possessed, brandished what appeared to be a firearm at the Git-N-Go employee, threatened to shoot her, ordered her to another part of the store, and demanded and took currency belonging to Git-N-Go in her presence by force and violence.

This is a violation of Title 18, United States Code, Sections 1951.

COUNT 14
(Interference with Commerce by Robbery)

1. That at all times material to this Indictment Git-N-Go was a convenience store, engaged in selling products in and affecting interstate commerce.

2. That on or about April 3, 2016, in the Southern District of Iowa, the Defendant, ALEXANDER RAY HAMILTON did knowingly and unlawfully obstruct, delay and affect, and attempt to obstruct, delay and affect, commerce as that term is defined in Title 18, United States Code, Section 1951, and the movement of articles and commodities in such commerce, by knowingly and willfully committing robbery as that term is defined in Title 18, United States Code, Section 1951, in that the Defendant ALEXANDER RAY HAMILTON did unlawfully take in the presence of a Git-N-Go employee, against his will by means of actual and threatened force, violence, and fear of injury, immediate and future, to his person, the property of Git-N-Go, that is, Defendant ALEXANDER RAY HAMILTON, entered the Git-N-Go, 4224 N.W. 2nd Avenue, Des Moines, Iowa, at approximately 9:58 p.m., he used, carried, displayed, possessed, brandished a knife at the Git-N-Go employee, ordered him to another part of the store, and demanded and took currency belonging to Git-N-Go in her presence by force and violence.

This is a violation of Title 18, United States Code, Sections 1951.

THE GRAND JURY FURTHER CHARGES:

COUNT 15
(Interference with Commerce by Robbery)

1. That at all times material to this Indictment Git-N-Go was a convenience store, engaged in selling products in and affecting interstate commerce.

2. That on or about April 5, 2016, in the Southern District of Iowa, the Defendants, ALEXANDER RAY HAMILTON and SARAH VICTORIA COE did knowingly and unlawfully obstruct, delay and affect, and attempt to obstruct, delay and affect, commerce as that term is defined in Title 18, United States Code, Section 1951, and the movement of articles and commodities in such commerce, by knowingly and willfully committing robbery as that term is defined in Title 18, United States Code, Section 1951, in that the Defendant ALEXANDER RAY HAMILTON did unlawfully take in the presence of a Git-N-Go employee, against his will by means of actual and threatened force, violence, and fear of injury, immediate and future, to his person, the property of Git-N-Go, that is, Defendant ALEXANDER RAY HAMILTON, entered the Git-N-Go, 2911 Douglas Avenue, Des Moines, Iowa, at approximately 9:22 p.m., he used, carried, displayed, possessed, brandished a knife at the Git-N-Go employee, he put the knife to the front of the employee's neck, ordered him to the floor, and demanded and took currency belonging to Git-N-Go in his presence by force and violence. Defendant SARAH VICTORIA COE aided and abetted including by acting as a "look out", assisting with a police scanner, and assisting with transportation to and from the robbery.

This is a violation of Title 18, United States Code, Sections 1951 and 2

THE GRAND JURY FURTHER CHARGES:

COUNT 16
(Interference with Commerce by Robbery)

1. That at all times material to this Indictment Hy-Vee was a grocery store, engaged in selling products in and affecting interstate commerce.

2. That on or about April 6, 2016, in the Southern District of Iowa, the Defendants, ALEXANDER RAY HAMILTON and SHELLY SHANNON AVERY did knowingly and

unlawfully obstruct, delay and affect, and attempt to obstruct, delay and affect, commerce as that term is defined in Title 18, United States Code, Section 1951, and the movement of articles and commodities in such commerce, by knowingly and willfully committing robbery as that term is defined in Title 18, United States Code, Section 1951, in that the Defendant ALEXANDER RAY HAMILTON did unlawfully take in the presence of Hy-Vee employees, against their will by means of actual and threatened force, violence, and fear of injury, immediate and future, to their person, the property of Hy-Vee, that is, Defendant ALEXANDER RAY HAMILTON, entered the Hy-Vee, 2540 E. Euclid Avenue, Des Moines, Iowa, at approximately 6:18 p.m., he used, carried, displayed, possessed, brandished a knife at the Hy-Vee employee, he pointed the knife across the counter and demanded and took currency belonging to Hy-Vee in their presence by force and violence. Defendant SHELLY SHANNON AVERY aided and abetted including by driving the get-away vehicle.

This is a violation of Title 18, United States Code, Sections 1951 and 2

THE GRAND JURY FURTHER CHARGES:

COUNT 17
(Interference with Commerce by Robbery)

1. That at all times material to this Indictment Hy-Vee was a grocery store, engaged in selling products in and affecting interstate commerce.

2. That on or about April 8, 2016, in the Southern District of Iowa, the Defendants, ALEXANDER RAY HAMILTON and SHELLY SHANNON AVERY did knowingly and unlawfully obstruct, delay and affect, and attempt to obstruct, delay and affect, commerce as that term is defined in Title 18, United States Code, Section 1951, and the movement of articles and commodities in such commerce, by knowingly and willfully committing robbery as that term is

defined in Title 18, United States Code, Section 1951, in that the Defendant ALEXANDER RAY HAMILTON did unlawfully take in the presence of Hy-Vee employees, against their will by means of actual and threatened force, violence, and fear of injury, immediate and future, to their person, the property of Hy-Vee, that is, Defendant ALEXANDER RAY HAMILTON, entered the Hy-Vee, 2540 E. Euclid Avenue, Des Moines, Iowa, at approximately 9:13 p.m., he used, carried, displayed, possessed, brandished what appeared to be a firearm at the Hy-Vee employees and demanded and took currency belonging to Hy-Vee in their presence by force and violence. Defendant SHELLY SHANNON AVERY aided and abetted including by assisting with transportation to and from the robbery.

This is a violation of Title 18, United States Code, Sections 1951 and 2

THE GRAND JURY FURTHER CHARGES:

COUNT 18

(Interference with Commerce by Robbery)

1. That at all times material to this Indictment Git-N-Go was a convenience store, engaged in selling products in and affecting interstate commerce.

2. That on or about April 11, 2016, in the Southern District of Iowa, the Defendant, ALEXANDER RAY HAMILTON did knowingly and unlawfully obstruct, delay and affect, and attempt to obstruct, delay and affect, commerce as that term is defined in Title 18, United States Code, Section 1951, and the movement of articles and commodities in such commerce, by knowingly and willfully committing robbery as that term is defined in Title 18, United States Code, Section 1951, in that the Defendant ALEXANDER RAY HAMILTON did unlawfully take in the presence of a Git-N-Go employee, against her will by means of actual and threatened force, violence, and fear of injury, immediate and future, to her person and the person of another, the

property of Git-N-Go, that is, Defendant ALEXANDER RAY HAMILTON, entered the Git-N-Go, 865 42nd Street, Des Moines, Iowa, at approximately 12:28 a.m., he used, carried, displayed, possessed, brandished what appeared to be a firearm at the Git-N-Go employee, he demanded another person in the store get on the floor, and he demanded and took currency belonging to Git-N-Go in her presence and the presence of another by force and violence.

This is a violation of Title 18, United States Code, Sections 1951.

THE GRAND JURY FURTHER CHARGES:

COUNT 19
(Interference with Commerce by Robbery)

1. That at all times material to this Indictment Git-N-Go was a convenience store, engaged in selling products in and affecting interstate commerce.

2. That on or about April 12, 2016, in the Southern District of Iowa, the Defendant, ALEXANDER RAY HAMILTON did knowingly and unlawfully obstruct, delay and affect, and attempt to obstruct, delay and affect, commerce as that term is defined in Title 18, United States Code, Section 1951, and the movement of articles and commodities in such commerce, by knowingly and willfully committing robbery as that term is defined in Title 18, United States Code, Section 1951, in that the Defendant ALEXANDER RAY HAMILTON did unlawfully take in the presence of a Git-N-Go employee, against her will by means of actual and threatened force, violence, and fear of injury, immediate and future, to her person, the property of Git-N-Go, that is, Defendant ALEXANDER RAY HAMILTON, entered the Git-N-Go, 2911 Douglas Avenue, Des Moines, Iowa, at approximately 10:29 p.m., he used, carried, displayed, possessed, brandished what appeared to be a firearm at the Git-N-Go employee, he ordered the employee to another part

of the store, and he demanded and took currency belonging to Git-N-Go in her presence by force and violence.

This is a violation of Title 18, United States Code, Section 1951.

THE GRAND JURY FURTHER CHARGES:

COUNT 20
(Bank Robbery)

On or about April 13, 2016, in the Southern District of Iowa, the Defendants, ALEXANDER RAY HAMILTON and SARAH VICTORIA COE, by force, violence, and intimidation did take and attempt to take from the person and presence of another money belonging to and in the care, custody, control, management, and possession of U.S. Bank, 2500 East Euclid Avenue, Des Moines, Iowa, a bank whose deposits were then insured by the Federal Deposit Insurance Corporation, and aided and abetted same.

This is a violation of Title 18, United States Code, Sections 2113(a) and 2.

THE GRAND JURY FURTHER CHARGES:

COUNT 21
(Use of a Communication Facility)

On or about April 14, 2016, at 11:37 a.m., in the Southern District of Iowa, Defendant ALEXANDER RAY HAMILTON did knowingly and intentionally use a communication facility, his telephone, in that he sent an SMS text to CHRIS BRIAN AVERY, in which HAMILTON stated, "Who needs some ds bro" and "I got them on deck", with the intent to facilitate the commission of an act constituting a felony under Title 21, United States Code, Section 841, that is distribution and possession with intent to distribute hydromorphone (Dilaudid), a Schedule II controlled substance.

This is a violation of Title 21, United States Code, Section 843(b).

THE GRAND JURY FURTHER CHARGES:

COUNT 22
(Use of a Communication Facility)

On or about April 14, 2016, at 12:59 p.m., in the Southern District of Iowa, Defendant CHRIS BRIAN AVERY did knowingly and intentionally use a communication facility, in that he sent an SMS text to the mobile telephone of ALEXANDER RAY HAMILTON, in which AVERY stated, "I got someone that wants probably 2 more after yu guys drop those off", with the intent to facilitate the commission of an act constituting a felony under Title 21, United States Code, Section 841, that is distribution and possession with intent to distribute hydromorphone (Dilaudid), a Schedule II controlled substance.

This is a violation of Title 21, United States Code, Section 843(b).

THE GRAND JURY FURTHER CHARGES:

COUNT 23
(Interference with Commerce by Robbery)

1. That at all times material to this Indictment Hy-Vee was a grocery store, engaged in selling products in and affecting interstate commerce.

2. That on or about April 17, 2016, in the Southern District of Iowa, the Defendants, ALEXANDER RAY HAMILTON and CHRIS BRIAN AVERY did knowingly and unlawfully obstruct, delay and affect, and attempt to obstruct, delay and affect, commerce as that term is defined in Title 18, United States Code, Section 1951, and the movement of articles and commodities in such commerce, by knowingly and willfully committing robbery as that term is defined in Title 18, United States Code, Section 1951, in that the Defendant ALEXANDER RAY

HAMILTON did unlawfully take in the presence of Hy-Vee employees, against their will by means of actual and threatened force, violence, and fear of injury, immediate and future, to their person, the property of Hy-Vee, that is, Defendant ALEXANDER RAY HAMILTON, entered the Hy-Vee, 1107 E. Army Post Road, Des Moines, Iowa, at approximately 2:30 p.m., he used, carried, displayed, possessed, brandished what appeared to be a firearm at Hy-Vee employees, he pushed the firearm into the side of one employee, pointed the firearm at another employee and told him to back away, and demanded and took currency belonging to Hy-Vee in their presence by force and violence. Defendant CHRIS BRIAN AVERY aided and abetted including by assisting HAMILTON in stealing the vehicle used by both of them to get to and from the Hy-Vee.

This is a violation of Title 18, United States Code, Sections 1951 and 2.

THE GRAND JURY FURTHER CHARGES:

COUNT 24
(Distribution of Controlled Substances)

On or about October 16, 2016, in the Southern District of Iowa, Defendant LUKE MARTIN, Jr., knowingly and intentionally distributed hydromorphone (Dilaudid), a Schedule II Controlled Substance.

This is a violation of Title 21, United States Code, Section 841(a)(1) and 841(b)(1)(C).

A TRUE BILL.

/s/
FOREPERSON

Kevin E. VanderSchel
United States Attorney

By: /s/Debra L. Scorpiniti
Debra L. Scorpiniti
Assistant United States Attorney