

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION

CLERK US DISTRICT COURT
NORTHERN DIST. OF TX
FILED

2017 JUN 27 P 1:51

UNITED STATES OF AMERICA

v.

THOMAS GLEN SMITH

No.

8-17 CR-329-B

DEPUTY CLERK *KA*

FACTUAL RESUME

The defendant, **Thomas Glen Smith**, his attorney, Mark Griffith, and the United States of America (the government) agree that the following accurately states the elements of the offense and the facts relevant to the offense to which the defendant is pleading guilty:

ELEMENTS OF THE OFFENSE

Possession or Sale of Stolen Firearm

(Violation of 18 U.S.C. § 922(j))

- First:* The defendant knowingly received, possessed, concealed, stored, bartered, sold or disposed of a stolen firearm, or pledged or accepted as security for a loan a stolen firearm. The term "firearm" means any weapon that will or is designed to or may readily be converted to expel a projectile by the action of an explosive;
- Second:* The firearm had been shipped or transported in interstate commerce; and
- Third:* The defendant knew or had reasonable cause to believe that the firearm had been stolen.

STIPULATED FACTS

Thomas Glen Smith admits that on or about November 18, 2015, in the Dallas Division of the Northern District of Texas, he knowingly received, possessed, concealed,

stored, bartered, sold or disposed of a stolen firearm, or pledged or accepted as security for a loan a stolen firearm, that is, an Auto-Ordnance Thompson 1927A-1, .45 caliber, semi-automatic rifle, bearing serial number 4417, which had been shipped or transported in interstate commerce, knowing and having reasonable cause to believe the firearm was stolen.

Smith specifically admits that from October 2001, to December 2015, he worked at the Ellis County Sherriff's Office (ECSO). His recent responsibilities included reorganizing the ECSO Evidence Room, where he had access to numerous firearms seized by the ECSO. Some of those firearms were intended as evidence for indicted criminal matters. Other firearms were intended to be destroyed, pursuant to court order (Destruction Order).

Smith admits that he sold firearms taken from the ECSO Evidence Room. Smith admits that in total, he and Philip Gary Slaughter sold or pledged as security forty stolen firearms.

At various times in November and December, 2015, Smith and Slaughter pawned several firearms at Pawn Store & More, located in Ellis County, Texas within the Dallas Division of the Northern District of Texas. These firearms were either supposed to be in the possession of the ECSO Evidence Room or were listed in the Destruction Order. For example, Smith obtained a \$750.00 loan from Pawn Store & More, using the Auto-Ordnance Thompson 1927A-1, .45 caliber, semi-automatic rifle, serial number 4417, as collateral for the loan.

Smith admits that on May 3, 2016, he was arrested pursuant to a valid arrest warrant and that law enforcement searched his residence, pursuant to a valid search warrant. ~~At his residence, law enforcement seized firearms that were taken from the ECSO Evidence Room.~~ ^{M.G. TS}

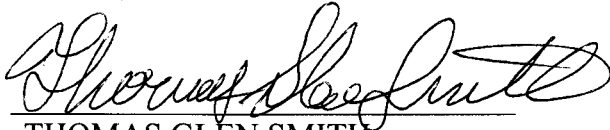
Smith agrees and admits that he and Slaughter also sold firearms to other stores and individuals, including Ennis Pawn & Loan and ~~various family members~~ ^{M.G. TS} and acquaintances. Smith admits that he and Slaughter used their Facebook accounts to sell firearms to individuals. These firearms were all taken from the ECSO Evidence Room.

Smith agrees and does not contest that the Auto-Ordnance Thompson 1927A-1, .45 caliber, semi-automatic rifle, bearing serial number 4417, was shipped or transported in interstate commerce.

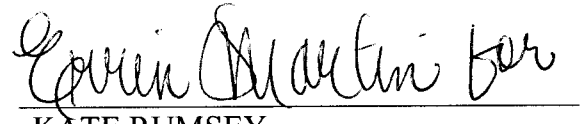
Smith agrees that he committed all of the essential elements of the offense. This factual resume is not intended to be a complete accounting of all the facts and events related to the offense charged in this case. The limited purpose of this statement of facts is to demonstrate that a factual basis exists to support ~~Smith's~~ ^{SMITH'S M.G. TS} guilty plea to Count One as set forth in the Information.

All in violation of 18 U.S.C. § 922(j).

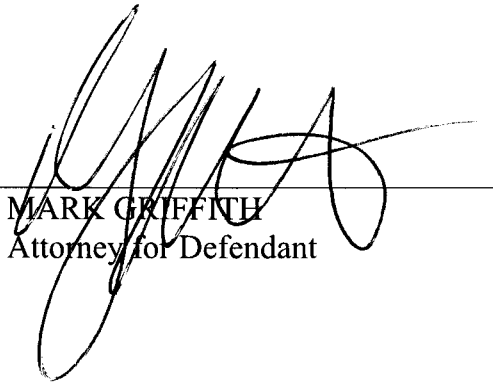
AGREED AND STIPULATED on this 2nd day of June, 2017.



THOMAS GLEN SMITH
Defendant



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