

COUNT 63

(26 U.S.C. § 5601(a)(1); 18 U.S.C. § 2)
(Possession of Unregistered Still)

The Grand Jury charges:

1. The Introduction to this Indictment is fully incorporated herein by reference.
2. From a time unknown, but by early 1999, and continuing up to and through May 7, 1999, within the Western District of Virginia, **RALPH DWAN HALE, Sr., RALPH DWAYNE HALE, Jr., a/k/a "Dwayne," BENJAMIN FRANKLIN GEARHART, and AUTREY LEE COOPER**, defendants herein, did knowingly and willfully have in their possession and custody and under their control, a still and distilling apparatus set up which was not registered as required by Title 26, United States Code, Section 5179(a), and did aid and abet each other in so doing.
3. In violation of Title 26, United States Code, Section 5601(a)(1) and Title 18, United States Code, Section 2.

COUNT 64

(26 U.S.C. § 5601(a)(4); 18 U.S.C. § 2)
(Failure to Give Bond)

The Grand Jury charges:

1. The Introduction to this Indictment is fully incorporated herein by reference.
2. From a time unknown, but by early 1999, and continuing up to and through May 7, 1999, within the Western District of Virginia, **RALPH DWAN HALE, Sr., RALPH DWAYNE HALE, Jr., a/k/a "Dwayne," BENJAMIN FRANKLIN GEARHART, and AUTREY LEE COOPER**, defendants herein, did knowingly and willfully carry on the business of a distiller, warehouseman, and processor without having given bond as required by law, and did aid and abet each other in so doing.

3. In violation of Title 26, United States Code, Section 5601(a)(4) and Title 18, United States Code, Section 2.

COUNTS 65 - 66
(18 U.S.C. §§ 1952(a)(3) and § 2)
(Travel Act)

The Grand Jury charges:

1. The Introduction to this Indictment is fully incorporated herein by reference.
2. On or about the dates set forth below, in the Western District of Virginia and elsewhere, **RALPH DWAN HALE, Sr., and WILLIAM MITCHELL HALE, a/k/a "Willie,"** defendants herein, did knowingly use and cause to be used a facility in interstate commerce, specifically the telephone, from Ferrum, Virginia, to Philadelphia, Pennsylvania, with the intent to promote, manage, establish, carry on and facilitate the promotion, management, establishment and carrying on of an unlawful activity, the unlawful activity being a business enterprise involving liquor on which the Federal excise tax has not been paid (in violation of Title 26, United States Code, Sections 5001, 5006, & 5601(a)), and thereafter did perform and attempt to perform acts to promote, manage, establish, carry on and to facilitate the promotion, management, establishment and carrying on of an unlawful activity:

Count	Date
65	April 10, 1998
66	April 14, 1998

3. All in violation of Title 18, United States Code, Sections 1952(a)(3) and 2.

COUNT 67

(18 U.S.C. §§ 1952(a)(3) and 2)
(Travel Act)

The Grand Jury charges:

1. The Introduction to this Indictment is fully incorporated herein by reference.

2. On or about April 16, ¹⁹⁹⁸~~1999~~, in the Western District of Virginia and elsewhere, **RALPH**

DWAN HALE, Sr., and **WILLIAM MITCHELL HALE, a/k/a "Willie,"** defendants herein, did knowingly travel and cause other persons to travel in interstate commerce from the Commonwealth of Virginia, to Philadelphia, Pennsylvania, with the intent to promote, manage, establish, carry on and facilitate the promotion, management, establishment and carrying on of an unlawful activity, the unlawful activity being a business enterprise involving liquor on which the Federal excise tax has not been paid (in violation of Title 26, United States Code, Sections 5001, 5006, & 5601(a)), and thereafter did perform and attempt to perform acts to promote, manage, establish, carry on and to facilitate the promotion, management, establishment and carrying on of an unlawful activity.

3. In violation of Title 18, United States Code, Sections 1952(a)(3) and 2.

COUNT 68

(18 U.S.C. § 1623)
(Perjury)

The Grand Jury charges:

1. The Introduction to this Indictment is fully incorporated herein by reference.

2. On or about June 16, 1999, in the Western District of Virginia, **WILLIAM MITCHELL HALE, a/k/a "Willie,"** while under oath and testifying in a proceeding before a Grand Jury of the United States in the Western District of Virginia, did knowingly make a false

material declaration, that is to say:

3. At the time and place aforesaid, the grand jury was conducting an investigation to determine whether violations of Title 18, United States Code, Section 1952 (Interstate Travel in Aid of Untaxed Liquor), had been committed, and to identify the persons who had committed, caused the commission of, and conspired to commit such violations. It was material to said investigation that the grand jury ascertain if WILLIE HALE had ever participated, or conspired with or aided or abetted RALPH HALE or others in the manufacture, acquisition, transfer, transportation, possession, or sale of untaxed liquor.

4. At the time and place alleged, WILLIE HALE, appearing as a witness under oath at a proceeding before the grand jury, knowingly made the following declarations in response to questions with respect to the material matters alleged in the preceding paragraph as follows:

Page 47, lines 14 - 20:

Q. You've never – to the best of your knowledge, have you ever been in the city of Philadelphia?

A. No, sir.

Q. Have you ever driven a truck to Philadelphia for Ralph Hale?

A. No.

5. The foregoing testimony of WILLIE HALE was false, as he then and there well knew and believed.

6. In violation of Title 18, United States Code, Section 1623.

COUNT 69
(18 U.S.C. § 1623)
(Perjury)

The Grand Jury charges:

1. The Introduction to this Indictment is fully incorporated herein by reference.

2. On or about June 16, 1999, in the Western District of Virginia, **WILLIAM MITCHELL HALE, a/k/a "Willie,"** while under oath and testifying in a proceeding before a Grand Jury of the United States in the Western District of Virginia, did knowingly make a false material declaration, that is to say:

3. At the time and place aforesaid, the grand jury was conducting an investigation to determine whether violations of Title 18, United States Code, Section 1956 (money laundering), had been committed, and to identify the persons who had committed, caused the commission of, and conspired to commit such violations. It was material to the said investigation that the grand jury ascertain the source of funds used to acquire vehicles alleged to have been purchased with the proceeds of a specified unlawful activity, as defined in 18 U.S.C. § 1956, and if WILLIE HALE had ever conspired with or aided or abetted others (such as RALPH HALE) in the acquisition of vehicles alleged to have been purchased with the proceeds of a specified unlawful activity, as defined in 18 U.S.C. § 1956.

4. At the time and place alleged, WILLIE HALE, appearing as a witness under oath at a proceeding before the grand jury, knowingly made the following declarations in response to questions with respect to the material matters alleged in the preceding paragraph as follows:

Page 13, lines 6 - 20:

Q. Okay. Now, where did you buy that 1990 Ford?

A. From Dick Price Ford. . . .

...

Q. That was 12,900-and-something?

A. Yes, sir.

Q. And you said you got all that money from your two daughters?

A. I borrowed that from my two daughters.

Page 15, lines 23 - 24:

Q. How much did each girl give you?

A. It was about 6,000 apiece.

5. The foregoing testimony of WILLIE HALE was false, as he then and there well knew and believed.

6. In violation of Title 18, United States Code, Section 1623.

COUNT 70
(18 U.S.C. § 1623)
(Perjury)

The Grand Jury charges:

1. The Introduction to this Indictment is fully incorporated herein by reference.

2. On or about June 16, 1999, in the Western District of Virginia, **BARBARA ELLEN HALE**, while under oath and testifying in a proceeding before a Grand Jury of the United States in the Western District of Virginia, did knowingly make a false material declaration, that is to say:

3. At the time and place aforesaid, the grand jury was conducting an investigation to determine whether violations of Title 18, United States Code, Section 1956 (money laundering), had been committed, and to identify the persons who had committed, caused the commission of, and conspired to commit such violations. It was material to the said investigation that the grand jury ascertain the source of funds used to acquire vehicles alleged to have been purchased with the

proceeds of a specified unlawful activity, as defined in 18 U.S.C. § 1956, and if BARBARA HALE had ever conspired with or aided or abetted others (such as RALPH HALE and/or WILLIE HALE) in the acquisition of vehicles alleged to have been purchased with the proceeds of a specified unlawful activity, as defined in 18 U.S.C. § 1956.

4. At the time and place alleged, BARBARA HALE, appearing as a witness under oath at a proceeding before the grand jury, knowingly made the following declarations in response to questions with respect to the material matters alleged in the preceding paragraph as follows:

Page 11, line 24 – Page 12, line 25:

Q. Okay. Now, let's get back to this truck. You bought a – you went in to buy a \$28,355.65 vehicle; is that correct?

A. Correct.

...

Q. Is this your truck?

A. Yes.

Q. Where did you get 6,500 dollars to put down on it?

A. Well, some of it I had saved back, and then some of it I went and borrowed off the two of my children to make the down payment.

Q. How much did you save?

A. I had 4,578 dollars saved.

Q. And was that in your bank account?

A. No.

Q. Where did you save it?

A. I had it hid in the trailer.

Page 47, lines 6 - 24:

Q. Was there a camper top on that truck?

A. Yes. Yes.

Q. When did you buy that?

A. Let's see. Oh, me. Latter part of March, I think.

Q. Where?

A. It's a place in Roanoke.

Q. Did you buy it?

A. No.

Q. Who did?

A. I sent my boy over there to get it for me.

Q. A boy. You mean your son?

A. Yeah. I didn't want to skip work.

Q. Who paid for it?

A. I did.

5. The foregoing testimony of BARBARA HALE was false, as she then and there well knew and believed.

6. In violation of Title 18, United States Code, Section 1623.

COUNT 71
(18 U.S.C. § 1623)
(Perjury)

The Grand Jury charges:

1. The Introduction to this Indictment is fully incorporated herein by reference.

2. On or about October 5, 1999, in the Western District of Virginia, **LEROY**

MARSHALL, while under oath and testifying in a proceeding before a Grand Jury of the United States in the Western District of Virginia, did knowingly make a false material declaration, that is to say:

3. At the time and place aforesaid, the grand jury was conducting an investigation to

determine whether violations of Title 18, United States Code, Section 1952 (Interstate Travel in Aid of Untaxed Liquor), had been committed, and to identify the persons who had committed, caused the commission of, and conspired to commit such violations. It was material to said investigation that the grand jury ascertain if LEROY MARSHALL had ever conspired with, or aided or abetted, WILLIE HALE in the acquisition, transfer, transportation, possession, or sale of untaxed liquor.

4. At the time and place alleged, LEROY MARSHALL, appearing as a witness under oath at a proceeding before the grand jury, knowingly made the following declarations in response to questions with respect to the material matter alleged in preceding paragraph as follows:

Page 23, lines 11 - 20:

Q. When did you first see him [Willie Hale] in person?

A. What year?

Q. Yes. Approximately.

A. I guess it was in the late '80s, I believe, after my father had died.

Q. And, then, since that time, you said maybe you've had half a dozen contacts with him?

A. Yes, ma'am.

Q. And, that's either phone or in person?

A. Yes, ma'am.

Page 29, line 22 - Page 30, line 2:

Q. So, it's your testimony, sworn under oath here, that you were not talking to Willie Hale in any way, shape, or form, assisting him to deliver alcohol to Philadelphia, even if it wasn't coming to you personally?

A. No, ma'am.

5. The foregoing testimony of LEROY MARSHALL was false, as he then and there well knew and believed.

6. In violation of Title 18, United States Code, Section 1623.

COUNT 72
(18 U.S.C. § 1623)
(Perjury)

The Grand Jury charges:

1. The Introduction to this Indictment is fully incorporated herein by reference.
2. On or about October 5, 1999, in the Western District of Virginia, **LEROY**

MARSHALL, while under oath and testifying in a proceeding before a Grand Jury of the United States in the Western District of Virginia, did knowingly make a false material declaration, that is to say:

3. At the time and place aforesaid, the grand jury was conducting an investigation to determine whether violations of Title 18, United States Code, Section 1952 (Interstate Travel in Aid of Untaxed Liquor), had been committed, and to identify the persons who had committed, caused the commission of, and conspired to commit such violations. It was material to said investigation that the grand jury ascertain if **LEROY MARSHALL** had ever conspired with, or aided or abetted, **RALPH HALE** and persons acting on his behalf in the acquisition, transfer, transportation, possession, or sale of untaxed liquor.

4. At the time and place alleged, **LEROY MARSHALL**, appearing as a witness under oath at a proceeding before the grand jury, knowingly made the following declarations in response to questions with respect to the material matter alleged in preceding paragraph as follows:

Page 33, lines 19 - 23:

Q. Do you know an individual named Ralph Hale?

A. No, ma'am.

Q. Never heard that name?

A. I've heard the name.

Page 34, line 25 - Page 35, line 3:

Q. Have you ever talked to him?

A. No, ma'am.

Q. Ever met him?

A. No, ma'am.

5. The foregoing testimony of LEROY MARSHALL was false, as he then and there well knew and believed.

6. In violation of Title 18, United States Code, Section 1623.

COUNT 73
(18 U.S.C. § 1623)
(Perjury)

The Grand Jury charges:

1. The Introduction to this Indictment is fully incorporated herein by reference.

2. On or about October 5, 1999, in the Western District of Virginia, **LEROY MARSHALL**, while under oath and testifying in a proceeding before a Grand Jury of the United States in the Western District of Virginia, did knowingly make a false material declaration, that is to say:

3. At the time and place aforesaid, the grand jury was conducting an investigation to determine whether violations of Title 18, United States Code, Section 1952 (Interstate Travel in Aid of Untaxed Liquor), had been committed, and to identify the persons who had committed,

caused the commission of, and conspired to commit such violations. It was material to said investigation that the grand jury ascertain if LEROY MARSHALL had ever conspired with, or aided or abetted, DEE STANLEY in the acquisition, transfer, transportation, possession, or sale of untaxed liquor.

4. At the time and place alleged, LEROY MARSHALL, appearing as a witness under oath at a proceeding before the grand jury, knowingly made the following declarations in response to questions with respect to the material matter alleged in preceding paragraph as follows:

Page 7, lines 13 - 23:

Q. Do you have any friends, acquaintances, associates, anybody that you know and keep in touch with down here in Virginia?

A. Yes, ma'am.

Q. And, who would that be?

A. A Mr. Stan.

Q. Do you know if that's the same person known as Bill Stanley or Dee Stanley?

A. I couldn't swear on it, but I think so.

Page 14, line 22 - Page 15, line 1:

Q. And, what was the reason for calling him a second time?

A. Just general conversation, asking him about his family, if he had any more work for me, or anybody else had any more work for me.

Page 15, lines 12 - 19:

Q. Did he bring you more work?

A. Yes, ma'am.

Q. How often? Or, right away?

A. No, ma'am. Off and on, throughout the years.

Q. Uh-huh. And, what kind of work would he bring you?

A. Mostly mechanic work. . . .

Page 16, line 20 - Page 17, line 4:

Q. Do you have any records from any of this work?

A. No recent work, no.

Q. Any non-recent work that you'd have records for?

A. I might have. I have to check.

Q. Will you check and provide those records to the address on your Grand Jury subpoena, please?

A. Yes, ma'am.

Page 29, line 22 - Page 30, line 10:

Q. So, it's your testimony, sworn under oath here, that you were not talking to Willie Hale in any way, shape, or form, assisting him to deliver alcohol to Philadelphia, even if it wasn't coming to you personally?

A. No, ma'am.

...

Q. And, did you ever have any conversation like that with Bill Stanley, Dee Stanley?

A. Not about whiskey.

Q. About anything else, were you helping him with up in Philadelphia?

A. No ma'am.

5. The foregoing testimony of LEROY MARSHALL was false, as he then and there well knew and believed.

6. In violation of Title 18, United States Code, Section 1623.

COUNT 74

(18 U.S.C. § 1503)

(Obstruction of Justice)

The Grand Jury charges:

1. The Introduction to this Indictment is fully incorporated herein by reference.
2. On or about October 15, 1999, in the Western District of Virginia, **LEROY**

MARSHALL, did corruptly endeavor to influence, obstruct and impede the due administration of justice in an investigation being conducted by a federal Grand Jury sitting in Roanoke, Virginia, in the Western District of Virginia, by submitting false records concerning mechanic work allegedly performed on behalf of DEE STANLEY, as referenced in Count 73, in violation of Title 18, United States Code, Section 1503.

COUNT 75
(18 U.S.C. § 1623)
(Perjury)

The Grand Jury charges:

1. The Introduction to this Indictment is fully incorporated herein by reference.
2. On or about December 9, 1999, in the Western District of Virginia, **WILLIAM CURTIS MOSLEY, a/k/a "Curtis,"** while under oath and testifying in a proceeding before a Grand Jury of the United States in the Western District of Virginia, did knowingly make a false material declaration, that is to say:
 3. At the time and place aforesaid, the grand jury was conducting an investigation to determine whether violations of Title 18, United States Code, Section 1952 (Interstate Travel in Aid of Untaxed Liquor), had been committed, and to identify the persons who had committed, caused the commission of, and conspired to commit such violations. It was material to said investigation that the grand jury ascertain if **WILLIAM CURTIS MOSLEY** had ever conspired with, or aided or abetted, **WILLIE HALE** in the acquisition, transfer, transportation, possession, or sale of untaxed liquor.
4. At the time and place alleged, **WILLIAM CURTIS MOSLEY**, appearing as a witness

under oath at a proceeding before the grand jury, knowingly made the following declarations in response to questions with respect to the material matter alleged in preceding paragraph as follows:

Page 9, line 6 - Page 10, line 9:

Q. No, I'm sorry. I didn't mean to cut you off. Did you find out at some point that Willie Hale hauls corn liquor to Philadelphia?

A. Not really, ma'am. I know that he likes to go to the casino.

Q. Well, isn't it true that you found out that he also brings corn liquor to Philadelphia?

A. I'm not really sure ma'am. Every time I see him, he's always in a van or – I believe he's in a van about every time I see him.

Q. Well, what were you talking about on the phone?

A. Oh, making arrangements. He wanted me to go with him to Atlantic City. Plus, he didn't know his way around down there like I do. Or in Philadelphia.

Q. So, Mr. Mosley, you're saying that Willie Hale called you, I'm not going to bother to count them but multiple times in 95 – well maybe we should count them. Ten times in 1995, sixteen times in 1996, seven times in 1997, six times in 1998, and three times in 1999 because he couldn't find his way around Atlantic City?

A. No ma'am. He wanted me to go with him.

Q. You went with him that many times?

A. No ma'am. He says, he was going to call me and see when it's convenient for me, if I could go also.

Page 22, lines 10 - 15:

Q. And how many times did you go to Atlantic City with him out of the six times that you went?

A. We either went or met down there I think it was two or three times.

Page 10, line 21 - Page 11, line 3:

Q. So, you're telling the Grand Jury under penalty of perjury that every single one of these calls was about going to Atlantic City or something other and not one of these calls had to do with corn liquor?

A. Ms. Sharon, Grand Jury, sir, everybody involved, I'm telling you and the Grand Jury the truth to the best of my knowledge.

Page 11, lines 8 - 15:

Q. You've never had one single dealing with Willie Hale concerning corn liquor? Is that the truth?

A. Yes, ma'am.

Q. Never received any bit of corn liquor from Willie Hale?

A. I never was no – never got no corn liquor from Willie Hale.

Page 19, line 15 - Page 20, line 6:

Q. Okay, Mr. Wallace (sic). I think that's it with questions. I just want to give you one more chance. You are saying none of these calls with Willie Hale had to do with corn liquor?

A. No.

Q. Not a one?

A. No. Not concerning me.

Q. What do you mean not concerning you?

A. I meant the calls in reference to corn liquor.

Q. None of these had anything to do with corn liquor?

A. No ma'am. I never ordered or bought no corn liquor from down here? (sic)

Q. And you've never helped anybody else do it, either.

A. Not to my knowledge.

5. The foregoing testimony of WILLIAM CURTIS MOSLEY was false, as he then and there well knew and believed.

6. In violation of Title 18, United States Code, Section 1623.

COUNT 76
(18 U.S.C. § 982)
(Forfeiture)

The Grand Jury charges:

In committing the felony offenses alleged in Counts 2 - 18 of this Indictment, Defendant **WILLIAM LEWIS HELMS** shall forfeit to the United States of America, pursuant to

18 U.S.C. § 982(a)(1), any and all property, real and personal, involved in the offense(s), and any property traceable to such property, without regard to the type of interest held, wherever located and in whatever name held, including but not limited to the following described property:

A. Not less than \$4,150,032.58 in United States currency, and all interest and proceeds traceable thereto, in that such sum in aggregate is property which was involved in the alleged violations, or is traceable to such property; and,

B. The following described financial instruments/accounts/currency, and/or the proceeds or funds therefrom:

- (1) Crestar Bank, IRA Account #3028019324, held in the name of William Helms, any and all proceeds therefrom;
- (2) Crestar Bank Account #006702031, H&H Sales, any and all proceeds therefrom;
- (3) Crestar Bank, Account #205144802, Circle Cabs & Transport Services, Inc., any and all proceeds therefrom;
- (4) First National Exchange Bank, approximately 256 shares held in the name of William Lewis Helms, Certificate # 0319, any and all proceeds therefrom;
- (5) First Virginia Bank, Account #7420319962 held in the name of William L. Helms, any and all proceeds therefrom;
- (6) First Virginia Bank, IRA Account #7000080429, held in the name of William L. Helms, any and all proceeds therefrom;
- (7) First National Bank of Rocky Mount, 70 shares, more or less, Certificate #8239, held in the name of William Helms;
- (8) Nationwide Advisory Service, NW Fund D, Account # 22-1311840200, held in the names of William L. Helms and/or Bonnie Helms, any and all proceeds therefrom;
- (9) Bank of Boston, MFS Mutual Funds, Account # 015/00060020223, held in the names of William and/or Bonnie Helms, any and all proceeds therefrom;
- (10) Bank Building Corporation, Certificate # 0305 consisting of 61 shares, more or less, held in the name of William Lewis Helms, any and all proceeds therefrom.

C. Miscellaneous items of equipment and inventory seized from Farmers Exchange Store and Warehouse on May 7, 1999, any and all proceeds from the sale therefrom.

D. The following described real property, any and all appurtenances thereto, any and all proceeds from the sale therefrom:

- (1) **Titled Owners: William L. Helms & Bonnie S. Helms**
1.88 Acres, more or less

All that certain tract or parcel of land, lying and being in Rocky Mount Magisterial District, Franklin County, Virginia and BEING the same property conveyed to William L. Helms and Bonnie S. Helms, husband and wife, from Ramsey W. Helms, by Deed dated September 21, 1988, which Deed is recorded in the Circuit Court of Franklin County, Virginia, in Deed Book 437, Page 00972.

- (2) **Titled Owners: William L. Helms and Bonnie S. Helms**
108.68 acres, more or less, located in Franklin County, VA

Being the same property conveyed to William L. Helms and Bonnie S. Helms, husband and wife, from Ramsey W. Helms, by Deed dated September 21, 1988, which Deed is recorded in the Circuit Court of Franklin County, Virginia, in Deed Book 0437, Page 00968.

- (3) **Titled Owners: William L. Helms and Bonnie S. Helms**
Lot 21, Block 3, located in Franklin County, Virginia

Being the same property conveyed to William L. Helms and Bonnie S. Helms, husband and wife, from David A. Furrow and Neva S. McMullan, co-Executors of the Estate of John R. Willis, by Deed dated March 25, 1991, which Deed is recorded in the Circuit Court of Franklin County, Virginia, in Deed Book 480, Page 00527.

E. If any of the above-described forfeitable property, as a result of any act or omission of the defendant:

- cannot be located upon the exercise of due diligence;
- has been transferred or sold to, or deposited with, a third person;
- has been placed beyond the jurisdiction of the Court;
- has been substantially diminished in value; or
- has been commingled with other property which cannot be subdivided without difficulty;

it is the intent of the United States, pursuant to 18 U.S.C. § 982(b)(1), to seek forfeiture of any other property of the defendant up to the value of the above-described forfeitable property,

including but not limited to the following described assets:

- (1) All or a portion of the foregoing assets named in sections B, C, and D;
- (2) 1.113 acres, more or less, located in Franklin County, Virginia, being the same property conveyed to Ramsey W. Helms from William L. Helms and Bonnie S. Helms by Deed dated January 3, 1972, which Deed is recorded in the Circuit Court of Franklin County, Virginia, in Deed Book 276, Page 61-63, and which property was subsequently conveyed to William L. Helms by Last Will and Testament of Ramsey Helms dated November 13, 1995, and recorded in the aforesaid Clerk's Office in Deed Book 88, Page 1770;
- (3) 1.026 acres, more or less, located in Franklin County, Virginia, being all of Lots 4 and 5 of the Hunt Subdivision as shown on a Plat dated September 2, 1977 made by J.L. Zeh, C.L.S. and recorded in the Clerk's Office of the Circuit Court of Franklin County, Virginia in Plat Book 7 at Page 43. Said lots lying and being in the Rocky Mount Magisterial District of Franklin County, Virginia. Being the same property conveyed to Ramsey W. Helms from Essie A. Doss and Doris A. Pagans, Co-Executrixes of the estate of Gracie A. Hunt, deceased, by Deed dated November 16, 1977, which Deed is recorded in the Circuit Court of Franklin County, Virginia, in Deed Book 334, Pages 217-218, and which property was subsequently conveyed to William L. Helms by Last Will and Testament dated November 13, 1995, and recorded in the aforesaid Clerk's Office in Deed Book 88, Page 1770;
- (4) Nationwide Advisory Services, NW Fund D, Account #22-1311840100, held in the name of Ramsey Helms and/or others, any and all proceeds therefrom;
- (5) 1990 White Jeep Cherokee Laredo, VIN 1J4FJ58L8LL244656;
- (6) 1983 Oldsmobile Regency 98 Coupe, VIN 1G3AX37Y6DM899488;
- (7) Massey Ferguson diesel tractor, Model #255, Serial#9A235957;

- (8) Fruehauf 45 foot trailer, Model #FG8-F.2d (4th Cir. 19-45, VIN CHR176404;
- (9) Fruehauf 45 foot trailer, Model FG8-F.2d (4th Cir. 19-45, VIN CH5193598;
- (10) 1985 GMC Brigadier Truck, VIN 1GDM8C1Y2FV613292;
- (11) 1979 Chevrolet Van, VIN CGV1597120885;
- (12) Approximately \$516.00 in U.S. Currency seized from the person of Ramsey Helms, any and all interest therefrom;
- (13) Approximately \$5,472.00 in U.S. Currency seized from the person of Ramsey Helms, any and all interest therefrom;
- (14) Approximately \$143.00 in U.S. Currency, more or less, seized from the register of Farmers Exchange Store;
- (15) Approximately \$880.00 in U.S. Currency, more or less, seized from a filing cabinet located in Farmers Exchange Store;
- (16) Approximately \$19,198.00, more or less, seized from under a bale of hay located in Farmers Exchange Store;
- (17) Crestar Bank, Account #006701205, held in the name of Farmers Exchange, any and all proceeds therefrom;
- (18) 34 acres, more or less, listed in the Last Will and Testament of Ramsey Helms, valued at \$125,000;
- (19) 1 acre, more or less, listed in the Last Will and Testament of Ramsey Helms, valued at \$5,000.00.

All in violation of Title 18 United States Code, Sections 1956 and 982.

COUNT 77
(18 U.S.C. § 982)
(Forfeiture)

The Grand Jury charges:

In committing the felony offenses alleged in Counts 39 - 46 of this Indictment, the Defendants **WILLIAM GRAY STANLEY** and **JASON BRENT STANLEY** shall forfeit to the

United States of America, pursuant to Title 18 U.S.C. § 982(a)(1), any and all property, real and personal, involved in the offense(s), and any property traceable to such property, without regard to the type of interest held, wherever located and in whatever name held, including but not limited to the following described property:

A. Not less than \$500,000.00 in United States currency, and all interest and proceeds traceable thereto, in that such sum in aggregate is property which was involved in the alleged violations, or is traceable to such property; and,

B. The following described real property, all appurtenances and improvements thereon, and the proceeds from the sale thereof:

(1) All those certain tracts or parcels of land, together with all improvements thereon, located in Henry County, Virginia, BEING the same property conveyed to Jason B. Stanley by deed dated May 2, 1995, recorded in the Circuit Court of Henry County, Virginia, in Deed Book 0683, Page 0465.

C. If any of the above-described forfeitable property, as a result of any act or omission of the defendants:

- cannot be located upon the exercise of due diligence;
- has been transferred or sold to, or deposited with, a third person;
- has been placed beyond the jurisdiction of the Court;
- has been substantially diminished in value; or
- has been commingled with other property which cannot be subdivided without difficulty;

it is the intent of the United States, pursuant to 18 U.S.C. § 982(b)(1), to seek forfeiture of any other property of the defendants up to the value of the above-described forfeitable property, including but not limited to, the following described assets:

(1) The property as identified above in Section B;

- (2) Existing cash value of Southern Farm Bureau Insurance Policy # 474284U, (Insured: Donna Elizabeth Shropshire);
- (3) Existing cash value of Southern Farm Bureau Insurance Policy #474283U, (Insured: Jason B. Stanley);
- (4) Existing cash value of Southern Farm Bureau Insurance Policy #474282U, (Insured: William G. Stanley);
- (5) Existing cash value of Southern Farm Bureau Insurance Policy #2587826, (Insured: Erica Paige Stanley);
- (6) All that lot or parcel of land, any and all appurtenances thereto, lying in Franklin County, Virginia, known as 2005 Scuffling Hill Road, Rocky Mount, Virginia, BEING the same property conveyed to Jason Brent Stanley by Deeds dated 12/8/88 and 1/23/90, recorded in the Circuit Court Clerk's Office of Franklin County, Virginia, in Deed Book 443, Page 1336 and Deed Book 461, Page 1578, respectively;
- (7) Any and all proceeds from the sale of certain real property described below, including monthly installment payments in the approximate sum of \$354.63 from Michael E. Kelley and/or Johnnie R. Kelley to Jason B. Stanley and/or others, pursuant to a Deed of Trust dated April 2, 1990, recorded in the Circuit Court of Franklin County, Virginia, in Deed Book 464, Page 1398. This Deed of Trust is secured by the following described property: Approximately 19 acres, more or less, located in Franklin County, Virginia, BEING the same property conveyed by Deed dated March 29, 1990, to Michael E. Kelley and Johnnie R. Kelley, husband and wife, from Donna S. Stanley.

All in violation of Title 18, United States Code, Sections 1956 and 982.

COUNT 78
(18 U.S.C. § 982)
(Forfeiture)

The Grand Jury charges:

In committing the felony offenses alleged in Counts 56 - 62 of this Indictment, the Defendants **RALPH DWAYNE HALE SR., RALPH DWAYNE HALE, JR., JUDY RAKES HALE, WILLIAM MITCHELL HALE, BARBARA ELLEN HALE, and SHIRLEY HALE WHITLOW** shall forfeit to the United States of America, pursuant to 18 U.S.C. § 982(a)(1), any

and all property, real and personal, involved in the offense(s), and any property traceable to such property, without regard to the type of interest held, wherever located and in whatever name held, including but not limited to the following described property:

A. Not less than \$2,600,000.00 in United States currency, and all interest and proceeds traceable thereto, in that such sum in aggregate is property which was involved in the alleged violations, or is traceable to such property; and,

B. The following described financial instruments/accounts/currency/vehicles, any and all funds or proceeds therefrom:

- (1) Putnam Growth & Income CL-B A52-1-229-25-9927-BBB-V, held in the names of Judy N. Hale for Nathan J. Hale;
- (2) Putnam Growth & Income CL-B A52-1-228-19-9446-BBB-Q, held in the name of R. Dwayne Hale, Jr.;
- (3) Putnam Voyager Fund CL-B A54-1-228-19-9446-BBB-U, held in the name of R. Dwayne Hale, Jr.;
- (4) Putnam Voyager Fund CL-B A54-1-229-25-9927-BBB-Z, held in the names of Judy N. Hale for Nathan J. Hale;
- (5) Putnam Voyager Fund CL-B A54-1-224-57-4448-BBB-K, held in the names of Judy N. Hale for Ashley M. Nichols;
- (6) Putnam Growth & Income CL-B A52-1-224-57-4448-BBB-F, held in the names of Judy N. Hale for Ashley M. Nichols;
- (7) George Putnam Fund of Boston CI-B A51-1-230-72-0448-BBB-U, held in the names of Judy N. Hale;
- (8) Putnam Growth & Income CL-B A52-1-230-72-0448-BBB-W, held in the name of Judy N. Hale;
- (9) BB&T of VA Elite Gold - MM, 5131586924, held in the name of Judy N. Hale;
- (10) BB&T of VA Personal CD 5835251677, held in the name of Judy N. Hale;

- (11) BB&T of VA, Vantage Gold CD Acct #5835230319, in the name of Judy N. Hale;
- (12) BB&T of VA, Personal CD Acct #5835230785, held in the name of Judy N. Hale;
- (13) BB&T of VA, Acct #571411706, held in the name of Shirley H. Whitlow;
- (14) BB&T of VA, Acct #5835880968, held in the name of Shirley H. Whitlow;
- (15) Blue Ridge Bank Acct #010390923940, in the names of Ashley Nichols or Judy Hale;
- (16) Blue Ridge Bank Acct #010390924740, in the names of Dwayne Hale or Judy Hale;
- (17) Blue Ridge Bank Acct #010390922040, in the names of Nathan John Hale or Judy N. Hale;
- (18) Blue Ridge Bank Acct #010385143520, in the name of Judy N. Hale;
- (19) Blue Ridge Bank Acct #010385143547, in the name of Judy N. Hale;
- (20) Blue Ridge Bank Acct #010-385-1435-46, CD#13447;
- (21) First National Bank of Rocky Mount, 54 Shares of Stock, Certificate #9845, in the name of Judy N. Hale;
- (22) \$1,600 (16 \$100 dollar bills) seized from the residence of Ralph and Judy Hale;
- (23) 1975 Ford F-350 Blue Custom Truck, VIN F37YNV41967, seized from Hale residence (Garry Atkins);
- (24) 1979 Chevy, C-70, 2-ton Truck, VIN C17DE9V122650, Tag #F13359, seized from Hale residence (Garry Atkins);
- (25) 1986 Black Ford F-250 Truck, VIN, 1FTHF2617GNB18654, Tag #UV1307, seized from Hale residence (Mark Nichols);
- (26) 1997 Ford F250 Truck, VIN 1FTHF26F3VEC25029, (Jennifer Lynne Hale and Willie Hale);
- (27) John Deere Tractor, Diesel, Model #4230, s/n 4230W037232R, seized from Hale residence;
- (28) John Deere Diesel Tractor, Model 2640, s/n 370426T, seized from Hale residence;

- (29) Massey Ferguson 255 Diesel Tractor, s/n 9A210422, seized from Hale residence;
- (30) Massey Ferguson 175 Diesel Tractor, s/n 9A126141, seized from Hale residence;
- (31) Massey Ferguson 235 Diesel Tractor, s/n 9A215466, seized from Hale residence;
- (32) Massey Ferguson 135 Diesel Tractor, s/n 135446562, seized from Hale residence;

C. The following described real property, all appurtenances and improvements thereon, and all proceeds from the sale thereof:

- (1) 30 acres, more or less, located in Franklin County, Virginia, BEING the same property conveyed to Shirley H. Whitlow by Deed dated August 17, 1990, recorded in the Circuit Court of Craig County, Virginia, in Deed Book 471, Page 74;
- (2) 100 acres, more or less, located in Franklin County, Virginia, BEING the same property conveyed to Cleo Rakes and Judy Rakes Hale by deed dated 2/26/92, recorded in the Circuit Court of Franklin County, Virginia, in Deed Book 513, Page 1034;
- (3) 103.4 acres, more or less, BEING the same property conveyed to Judy R. Hale by deed dated 4/26/92, recorded in the Circuit Court of Franklin County, Virginia, in Deed Book 497, Page 62 (residence of Ralph & Judy Hale);
- (4) 122.87 acres, more or less, located in Craig County, Virginia, BEING the same property conveyed to Shirley H. Whitlow by deed dated 10/1/98, recorded in the Circuit Court Clerk's Office of Craig County, Virginia, in Deed Book 110, Page 788.

D. Miscellaneous items of equipment and inventory, any and all attachments thereto, seized on May 7, 1999, from the property listed as C(4), any and all proceeds from the sale therefrom.

E. If any of the above-described forfeitable property, as a result of any act or omission of the defendants:

- cannot be located upon the exercise of due diligence;
- has been transferred or sold to, or deposited with, a third person;
- has been placed beyond the jurisdiction of the Court;
- has been substantially diminished in value; or
- has been commingled with other property which cannot be subdivided without

difficulty;

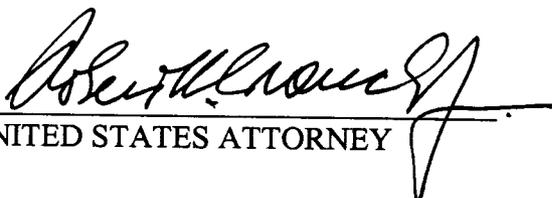
it is the intent of the United States, pursuant to 18 U.S.C. § 982(b)(1), to seek forfeiture of any other property of the defendants up to the value of the above-described forfeitable property, including but not limited to, the following described assets:

- (1) All or a portion of the named above in Sections B, C, and D;
- (2) 34 acres, more or less, located in Franklin County, Virginia, BEING the same property conveyed to Nathan Hale by deed dated 6/27/85, and recorded in the Circuit Court of Franklin County, Virginia, in Deed Book 398, Page 1836;
- (3) 18.24 acres, more or less, located in Franklin County, Virginia, BEING the same property conveyed to Judy Rakes Hale by Deed dated 6/26/86, recorded in the Circuit Court of Franklin County, Virginia, in Deed Book 398, Page 1831;
- (4) 0.3 acres, more or less, located in Franklin County, Virginia, BEING the same property conveyed to Judy Rakes Hale by deed dated 9/20/86, recorded in the Circuit Court of Franklin County, Virginia, in Deed Book 404, Page 626 (this property adjoins the 18.24 acres); and
- (5) Two tracts of real property, consisting of 57+ acres, more or less, lying in Franklin County, Virginia, BEING the same property conveyed by Deed dated December 9, 1981, to Donald K. Hale, from Lester H. Peters and Pearl Q. Peters, husband and wife, which Deed is recorded in the Circuit Court of Franklin County, Virginia, in Deed Book 365, Page 2083, and transferred to Ralph and Judy Hale in or about 1986.

All in violation of Title 18, United States Code, Sections 1956 and 982.

A TRUE BILL, this 18th day of July, 2000.

151
FOREPERSON


UNITED STATES ATTORNEY