



*Office of the United States Attorney  
Eastern District of Kentucky*

---

## PRESS RELEASE

---

**FOR IMMEDIATE RELEASE**

**June 2, 2005**

*For information contact  
(859) 233-2661 ext. 104*

**Lexington, Ky.** — Gregory F. Van Tatenhove, United States Attorney for the Eastern District of Kentucky, Karl Stankovic, Special Agent in Charge, Bureau of Alcohol, Tobacco, Firearms and Explosives, Louisville Field Division, Steven H. Gurley, Special Agent in Charge, Federal Bureau of Investigation, Louisville, Kentucky, Charles A. Jenkins, Special Agent in Charge, Criminal Investigation Division, Internal Revenue Service, Louisville Field Office, Kentucky, and Mark Miller, Commissioner, Kentucky State Police, announce that a Federal Grand Jury in Lexington returned an Indictment today charging **JOHN PENNINGTON, aka JOHNNY PENNINGTON**, age 46, of a Stanton, Kentucky, with violations of Title 18, United States Code, Section 371, Conspiracy, Title 18, United States Code, Section 1341, Mail fraud, and Title 18, United States Code, Section 922(g)(1), Felon in possession of firearms. **TENA LYNN PENNINGTON**, age 40 of Stanton, Kentucky, and **TERRY LEE MCKENZIE**, age 38, of Flat Gap, Kentucky, were charged with violations of Title 18, United States Code, Section 371, Conspiracy, and Title 18, United States Code, Section 1341, Mail fraud.

The Indictment alleges in Count 1 that **JOHNNY PENNINGTON**, his wife **TENA LYNN PENNINGTON**, and **TERRY LEE MCKENZIE** conspired to help **JOHNNY PENNINGTON**, a convicted felon, acquire and possess firearms. Count 2 alleges that **JOHNNY PENNINGTON** and **TERRY LEE MCKINZIE** devised a scheme which enabled **JOHNNY PENNINGTON** to acquire through an interstate carrier a commemorative rifle. Count 3 alleges that **JOHNNY PENNINGTON**, a convicted felon, possessed a handgun. Count 4 alleges that **JOHNNY PENNINGTON** aided by **TENA LYNN PENNINGTON**, possessed some 56 firearms and some 868 rounds of ammunition.

If convicted, the maximum potential penalties are 20 years imprisonment, a fine of \$250,000, and supervised release for a period of 3 years.

The investigation preceding the Indictment was conducted by the Bureau of Alcohol, Tobacco, Firearms and Explosives, Federal Bureau of Investigation, Internal

Revenue Service and the Kentucky State Police. The Indictment was presented to the Grand Jury by Assistant United States Attorney Patrick H. Molloy.

The defendants will appear before the United States District Court on a date and time to be set by the Court in Lexington, Kentucky.

\* \* \* \* \*

**The indictment of a person by a grand jury is an accusation only  
and that person is presumed innocent unless proven guilty.**

— END —