

June 15, 2022

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
SAN ANTONIO DIVISION**

CLERK, U.S. DISTRICT COURT
WESTERN DISTRICT OF TEXAS
By: SAJ
Deputy

UNITED STATES OF AMERICA

Plaintiff

v

EMMANUEL ANTIONE HEMPHILL

Defendant

Case No: SA:22-CR-00306-XR

INDICTMENT

COUNT 1: 18 U.S.C. § 751(a)
Escape from Custody

COUNT 2: 18 U.S.C. § 922(g)(1)
Felon in Possession of a Firearm

THE GRAND JURY CHARGES:

COUNT ONE
[18 U.S.C. § 751(a)]

On or about March 17, 2022, in the Western District of Texas, Defendant,

EMMANUEL ANTIONE HEMPHILL,

did knowingly and intentionally escape from custody in the Crosspoint, Inc. Summit Halfway House in San Antonio, Texas, an institutional facility in which he was lawfully confined at the direction of the Attorney General by virtue of a judgment and commitment of the United States District Court for the Western District of Texas, San Antonio Division, upon a final judgment and conviction in Case Number 5:12-cr-354-OLG for conspiracy to possess cocaine base with the intent to distribute it, in violation of Title 21, United States Code, Sections 846 and 841(a)(1) & (b)(1)(C), and possession with intent to distribute cocaine, in violation of Title 21, United States Code, Sections 841(a)(1) & (b)(1)(B), and such escape was in violation of Title 18, United States Code, Section 751(a).

COUNT TWO
[18 U.S.C. § 922(g)(1)]

On or about May 20, 2022, in the Western District of Texas, Defendant,

EMMANUEL ANTIONE HEMPHILL,

knowing he had previously been convicted of a crime punishable by imprisonment for a term exceeding one year, knowingly possessed firearms and ammunition, to wit: a Glock model 17 Gen 5 9mm handgun, serial number BVZY621 and a Taurus model PT917C 9mm handgun, serial number TCW39051, and the firearms had traveled in interstate and foreign commerce, in violation of Title 18, United States Code, Section 922(g)(1).

NOTICE OF UNITED STATES OF AMERICA'S DEMAND FOR FORFEITURE
[See Fed. R. Crim. P. 32.2]

I.
Firearms Violations and Forfeiture Statutes

[Title 18 U.S.C. § 922(g)(1), subject to forfeiture pursuant to Title 18 U.S.C. § 924(d)(1), made applicable to criminal forfeiture by Title 28 U.S.C. § 2461(c)]

As a result of the criminal violation set forth in Count Two, the United States gives notice to the Defendant, of its intent to seek the forfeiture of the properties described below upon conviction and pursuant to Fed. R. Crim. P. 32.2 and Title 18 U.S.C. § 924(d)(1), made applicable to criminal forfeiture by Title 28 U.S.C. § 2461(c), which states:

Title 18 U.S.C. § 924. Penalties

(d)(1) Any firearm or ammunition involved in or used in any knowing violation of subsection . . . (g) . . . of section 922 . . . shall be subject to seizure and forfeiture . . . under the provisions of this chapter . . .

This Notice of Demand for Forfeiture includes but is not limited to the following properties:

1. Glock model 17 Gen 5, 9mm handgun, serial number BVZY621;
2. Taurus model PT917C, 9mm handgun, serial number TCW39051; and

3. Any and all firearms, ammunition, and/or accessories involved in or used in the commission of the criminal offense.

A TRUE BILL



FOREPERSON OF THE GRAND JURY

ASHLEY C. HOFF
UNITED STATES ATTORNEY

BY:



FOR MATTHEW W. KINSKEY
Assistant United States Attorney