

JEREMY BROWN  
8:21-cr-348-SCB-SPF

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF FLORIDA  
TAMPA DIVISION

UNITED STATES OF AMERICA

Case Number: 8:21-cr-348-SCB-SPF

v.

USM Number: 67547-509

JEREMY BROWN

Roger Futerman and  
Melissa A. Loesch (Retained)

**JUDGMENT IN A CRIMINAL CASE**

The defendant was found guilty after a jury trial as to Counts One, Two, Three, Four, Five and Ten of the Second Superseding Indictment. The defendant is adjudicated guilty of these offenses:

<u>Title &amp; Section</u>	<u>Nature of Offense</u>	<u>Date Offense Concluded</u>	<u>Count Numbers</u>
26 U.S.C. §§ 5861(d) and 5871	Possession of an Unregistered Shotgun Having a Barrel Less Than 18 Inches	September 30, 2021	One
26 U.S.C. §§ 5861(d) and 5871	Possession of an Unregistered Rifle Having a Barrel Less Than 16 Inches	September 30, 2021	Two
26 U.S.C. §§ 5861(d) and 5871	Possession of an Unregistered Explosive Grenades	September 30, 2021	Three
26 U.S.C. §§ 5861(d) and 5871	Possession of an Unregistered Explosive Grenades	September 30, 2021	Four
18 U.S.C. §§ 842(j) and 844(b)	Improper Storage of Explosive Material (Two Grenades)	September 30, 2021	Five
18 U.S.C. § 793(e)	Willful Retention of a National Defense Document	September 30, 2021	Ten

The defendant is sentenced as provided in the following pages of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

The defendant was found not guilty as to Counts Six, Seven, Eight and Nine of the Second Superseding Indictment.

The underlying Indictment and the First Superseding Indictment are dismissed on motion of the United States.

**IT IS ORDERED** that the defendant must notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs and special assessments imposed by this judgment are fully paid. If ordered to pay restitution, the defendant shall notify the Court and United States Attorney of any material change in the defendant's economic circumstances.

Date of Imposition of Judgment:

April 7, 2023



SUSAN C. BUCKLEW  
UNITED STATES DISTRICT JUDGE

April 7, 2023

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**IMPRISONMENT**

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of **EIGHTY-SEVEN (87) MONTHS**. This term consists of an 87-month term as to Counts One through Four and Count Ten, all such terms to run concurrently. The sentence as to Count Five is Time Served.

The Court makes the following recommendations to the Bureau of Prisons:

- Designation at either:
  - (1) 1<sup>st</sup> Choice - Pensacola Federal Correctional Institution, or
  - (2) 2<sup>nd</sup> Choice - Coleman Federal Correctional Institution.

The defendant is remanded to the custody of the United States Marshal to await designation by the Bureau of Prisons.

**RETURN**

I have executed this judgment as follows:

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The defendant delivered on \_\_\_\_\_ to \_\_\_\_\_

at \_\_\_\_\_, with a certified copy of this judgment.

\_\_\_\_\_  
UNITED STATES MARSHAL

By: \_\_\_\_\_  
Deputy U.S. Marshal

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## **SUPERVISED RELEASE**

Upon release from imprisonment, the defendant will be on supervised release for a term of **THREE (3) YEARS**. This term consists of a **3-year term as to Counts One Through Four and Count Ten, all such terms to run concurrently.**

## **MANDATORY CONDITIONS**

1. The defendant shall not commit another federal, state or local crime.
2. The defendant shall not unlawfully possess a controlled substance.
3. The defendant shall refrain from any unlawful use of a controlled substance. The defendant shall submit to one drug test within 15 days of release from imprisonment and at least two periodic drug tests thereafter, as determined by the court.
4. The defendant shall cooperate in the collection of DNA as directed by the Probation Officer.

The defendant shall comply with the standard conditions that have been adopted by this court (set forth below).

The defendant shall also comply with the additional conditions on the attached page.

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**STANDARD CONDITIONS OF SUPERVISION**

As part of the defendant's supervised release, the defendant shall comply with the following standard conditions of supervision. These conditions are imposed because they establish the basic expectations for the defendant's behavior while on supervision and identify the minimum tools needed by Probation Officers to keep informed, report to the court about, and bring about improvements in the defendant's conduct and condition.

1. The defendant shall report to the Probation Office in the federal judicial district where you are authorized to reside within 72 hours of your release from imprisonment, unless the Probation Officer instructs you to report to a different Probation Office or within a different time frame. After initially reporting to the Probation Office, the defendant will receive instructions from the court or the Probation Officer about how and when the defendant must report to the Probation Officer, and the defendant must report to the Probation Officer as instructed.
2. After initially reporting to the Probation Office, you will receive instructions from the court or the Probation Officer about how and when the defendant shall report to the Probation Officer, and the defendant shall report to the Probation Officer as instructed.
3. The defendant shall not knowingly leave the federal judicial district where you are authorized to reside without first getting permission from the court or the Probation Officer.
4. The defendant shall answer truthfully the questions asked by your Probation Officer
5. The defendant shall live at a place approved by the Probation Officer. If you plan to change where you live or anything about your living arrangements (such as the people you live with), the defendant shall notify the Probation Officer at least 10 days before the change. If notifying the Probation Officer in advance is not possible due to unanticipated circumstances, the defendant shall notify the Probation Officer within 72 hours of becoming aware of a change or expected change.
6. The defendant shall allow the Probation Officer to visit you at any time at your home or elsewhere, and the defendant shall permit the Probation Officer to take any items prohibited by the conditions of your supervision that he or she observes in plain view.
7. The defendant shall work full time (at least 30 hours per week) at a lawful type of employment, unless the Probation Officer excuses you from doing so. If you do not have full-time employment the defendant shall try to find full-time employment, unless the Probation Officer excuses you from doing so. If you plan to change where you work or anything about your work (such as your position or your job responsibilities), the defendant shall notify the Probation Officer at least 10 days before the change. If notifying the Probation Officer at least 10 days in advance is not possible due to unanticipated circumstances, the defendant shall notify the Probation Officer within 72 hours of becoming aware of a change or expected change.
8. The defendant shall not communicate or interact with someone you know is engaged in criminal activity. If you know someone has been convicted of a felony, the defendant shall not knowingly communicate or interact with that person without first getting the permission of the Probation Officer.
9. If you are arrested or questioned by a law enforcement officer, the defendant shall notify the Probation Officer within 72 hours.
10. The defendant shall not own, possess, or have access to a firearm, ammunition, destructive device, or dangerous weapon (i.e., anything that was designed, or was modified for, the specific purpose of causing bodily injury or death to another person such as nunchakus or tasers).
11. The defendant shall not act or make any agreement with a law enforcement agency to act as a confidential human source or informant without first getting the permission of the court.
12. If the Probation Officer determines that you pose a risk to another person (including an organization), the Probation Officer may require you to notify the person about the risk and the defendant shall comply with that instruction. The Probation Officer may contact the person and confirm that you have notified the person about the risk.
13. The defendant shall follow the instructions of the Probation Officer related to the conditions of supervision.

**U.S. Probation Office Use Only**

A U.S. Probation Officer has instructed me on the conditions specified by the court and has provided me with a written copy of this judgment containing these conditions. For further information regarding these conditions, see *Overview of Probation and Supervised Release Conditions*, available at: [www.uscourts.gov](http://www.uscourts.gov).

The defendant's signature: \_\_\_\_\_

Date: \_\_\_\_\_

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### **ADDITIONAL CONDITIONS OF SUPERVISED RELEASE**

1. The defendant shall be evaluated by a doctor and participate in a mental health counseling/treatment program (outpatient and/or inpatient) and follow the Probation Officer's instructions regarding the implementation of this court directive. Further, the defendant shall contribute to the costs of these services not to exceed an amount determined reasonable by the Probation Office's Sliding Scale for Mental Health Treatment Services.
2. The defendant shall submit to a search of his person, residence, place of business, any storage units under the defendant's control, computer, or vehicle, conducted by the United States Probation Officer at a reasonable time and in a reasonable manner, based upon reasonable suspicion of contraband or evidence of a violation of a condition of release. The defendant shall inform any other residents that the premises may be subject to a search pursuant to this condition. Failure to submit to a search may be grounds for revocation.
3. Having been convicted of a qualifying felony, the defendant must cooperate in the collection of DNA as directed by the Probation Officer.
4. The mandatory drug testing requirements of the Violent Crime Control Act are suspended. However, the defendant must submit to random drug testing not to exceed 104 tests per year.
5. The defendant shall pay the **\$21,817.00** in child-support arrearages that is owed as an additional condition of supervised release.

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## CRIMINAL MONETARY PENALTIES

The defendant must pay the following total criminal monetary penalties under the schedule of payments set forth in the Schedule of Payments.

<u>Assessment</u>	<u>Restitution</u>	<u>Fine</u>	<u>AVAA Assessment*</u>	<u>JVTA Assessment**</u>
\$525.00 Due Immediately	N/A	WAIVED	N/A	N/A

## SCHEDULE OF PAYMENTS

Having assessed the defendant's ability to pay, payment of the total criminal monetary penalties is due as follows:

Special Assessment shall be paid in full and is due immediately.

Unless the Court has expressly ordered otherwise in the special instructions above, if this judgment imposes a period of imprisonment, payment of criminal monetary penalties shall be due during the period of imprisonment. All criminal monetary penalties, except those payments made through the Federal Bureau of Prisons' Inmate Financial Responsibility Program, are made to the Clerk of the Court, unless otherwise directed by the Court, the Probation Officer, or the United States attorney.

The defendant shall receive credit for all payments previously made toward any criminal monetary penalties imposed.

Payments shall be applied in the following order: (1) assessment, (2) restitution principal, (3) restitution interest, (4) AVAA assessment, (5) fine principal, (6) fine interest, (7) community restitution, (8) JVTA assessment, and (9) penalties, and (10) costs, including cost of prosecution and court costs.

## FORFEITURE

The defendant shall forfeit to the United States those assets previously identified in the Order of Forfeiture attached hereto, that are subject to forfeiture.

**UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF FLORIDA  
TAMPA DIVISION**

UNITED STATES OF AMERICA

v.

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**PRELIMINARY ORDER OF FORFEITURE**

THIS CAUSE comes before the Court upon the United States of America's Motion for a Preliminary Order of Forfeiture for the following assets seized from the defendant at his residence on or about September 30, 2021:

- (1) a CBC Industries shotgun, 410 Gauge, model SB42Y, serial number C1247014;
- (2) a Palmetto Armory rifle, 5.56 caliber, model PA-15, serial number LW257921; and
- (3) two military hand grenades (grenades), model M67, Lot # 7-69 COMP B MA-11-12F.

The Court hereby finds that, based on the facts at trial and the jury's finding of guilt on Counts One through Five, the unregistered firearms and grenades, identified above, were involved in the offenses for which the defendant has been convicted.

Accordingly, it is hereby:

ORDERED, ADJUDGED, and DECREED that for good cause shown, the United States= motion is GRANTED.


It is FURTHER ORDERED that, pursuant to 18 U.S.C. § 844(c), 26 U.S.C. § 5872, 28 U.S.C. § 2461(c), and Rule 32.2(b)(2) of the Federal Rules of Criminal

Procedure, the assets identified above are hereby forfeited to the United States for disposition according to law.

It is FURTHER ORDERED that the preliminary order of forfeiture become final as to the defendant at sentencing.

The Court retains jurisdiction to address any third-party claim that may be asserted in these proceedings, and to enter any further order necessary for the forfeiture and disposition of such property.

DONE and ORDERED in Tampa, Florida, this 2<sup>nd</sup> day of February, 2023.

  
\_\_\_\_\_  
SUSAN C. BUCKLEW  
United States District Judge

Copies to:  
Suzanne C. Nebesky, AUSA  
Counsel of Record