
UNITED STATES DISTRICT COURT

District of Kansas

(Wichita Docket)

UNITED STATES OF AMERICA,

Plaintiff,

CASE NO. 20-cr-10042-01-EFM

v.

JAIDYN L. IRVING,

Defendant.

INDICTMENT

The Grand Jury Charges:

COUNT 1

18 U.S.C. §§ 922(o)(1) and 924(a)(2)

(Possession of a Machinegun)

On or about, August 7, 2019, in the District of Kansas, the defendant,

JAIDYN L. IRVING,

knowingly possessed a machine gun, to wit: a Century Arms, model RAS47, 7.62 X 39 Caliber semi-automatic rifle which has a collapsible stock attached to its receiver that is identified as being a “Slide Fire” bump stock.

In violation of Title 18, United States Code, Sections 922(o), 924(a)(2), 921(a)(23) and 27 CFR parts 478.11 and 479.11.

COUNT 2

**18 U.S.C. §§ 924(c) and 924(c)(1)(A)(i)
(Possession of a Firearm in Furtherance of Drug Trafficking)**

On or about, August 7, 2019, in the District of Kansas, the defendant,

JAIDYN L. IRVING,

did unlawfully, knowingly, and intentionally possess a firearm to wit: Century Arms, model RAS47, 7.62 X 39 Caliber semi-automatic rifle which has a collapsible stock attached to its receiver that is identified as being a “Slide Fire” bump stock, in furtherance of any drug trafficking crime, to wit: possession with the intent to distribute a Schedule I controlled substance, Tetrahydrocannabinol (a compound of Marihuana).

In violation of Title 18, United States Code, Section 924(c).

COUNT 3

**21 U.S.C. §§ 841(a) and (b)(1)(D)
(Possession of Tetrahydrocannabinol with the Intent to Distribute)**

On or about August 7, 2019, in the District of Kansas and elsewhere, the defendant,

JAIDYN L. IRVING,

unlawfully, knowingly, and intentionally possessed less than 50 kilograms of a mixture and substance containing a detectable amount of Tetrahydrocannabinol (a compound of Marihuana), a Schedule I controlled substance, with the intent to distribute said controlled substance.

In violation of Title 21, United States Code, Section 841(a)(1), with reference to Title 21, United States Code, Sections 841(b)(1)(D); 802(16)(A) and 812.

FORFEITURE NOTICE

1. The allegations of Counts 1 through 3 of this Indictment are re-alleged and fully incorporated herein for the purpose of alleging forfeiture to the United States of America pursuant to Title 21, United States Code, Section 853 and Title 18, United States Code, Section 924 and Title 28, United States Code, Section 2461.

2. Upon conviction of one or more of the offenses alleged in Counts 1 through 3 of this Indictment,

JAIDYN L. IRVING,

shall forfeit to the United States pursuant to Title 21, United States Code, Section 853, any property constituting, or derived from, proceeds obtained, directly or indirectly, as a result of the said violations and any property used, or intended to be used, in any manner or part, to commit, or to facilitate the commission of the said violations, including but not limited to the following:

- A. a Century Arms, model RAS47, 7.62 X 39 Caliber semi-automatic rifle SN RAS47069698, which has a black plastic polymer and metal collapsible stock attached to its receiver that is identified as being a “Slide Fire” bump stock firearm,
- B. A “Slide Fire” bump stock, and
- C. any magazines and/or ammunition.

All in violation of Title 21, United States Code, Section 853.

3. The allegations contained in Counts 1 through 3 of this Indictment are hereby re-alleged and incorporated by reference for the purpose of alleging forfeiture

pursuant to Title 18, United States Code, Section 924(d) and Title 28, United States Code, Section 2461(c).

4. Upon conviction of the offenses set out in Counts 1 and 2 of this Indictment, the defendant,

JAIDYN L. IRVING,

shall forfeit to the United States, pursuant to Title 18, United States Code, Section 924(d); and Title 28, United States Code, Section 2461(c), any firearms and ammunition used or involved in the commission of the offense, including, but not limited to:

- A. a Century Arms, model RAS47, 7.62 X 39 Caliber semi-automatic rifle SN RAS47069698, which has a black plastic polymer and metal collapsible stock attached to its receiver that is identified as being a “Slide Fire” bump stock firearm,
- B. A “Slide Fire” bump stock, and
- C. any magazines and/or ammunition.

All in violation of Title 18, United States Code, Section 924(d) and Title 28, United States Code, Section 2461(c).

SUBSTITUTE ASSETS

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

- A. cannot be located upon the exercise of due diligence;
- B. has been transferred or sold to, or deposited with, a third party;
- C. has been placed beyond the jurisdiction of the court;
- D. has been substantially diminished in value; or

E. has been commingled with other property which cannot be divided without difficulty;

the United State of America shall be entitled to forfeiture of substitute property pursuant to, pursuant to Title 21, United States Code, Section 853(p).

All in violation of Title 21, United States Code, Section 853,

A TRUE BILL.

July 14, 2020
DATE

s/Foreperson
FOREPERSON OF THE GRAND JURY

STEPHEN R. McALLISTER
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IT IS REQUESTED THAT THE TRIAL BE HELD IN WICHITA, KANSAS