

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA	:	CRIMINAL NO. 09- _____
	:	
v.	:	DATE FILED: <u>1-27-09</u>
	:	
CHRISTOPHER PURVIS,	:	VIOLATIONS:
a/k/a/ "Shymeek Walter,"	:	18 U.S.C. § 922(g)(1) (possession of a
a/k/a/ "Christopher Beatty"	:	firearm by a convicted felon - 3 counts)
	:	18 U.S.C. § 924(a)(1)(A) (making false
	:	statements to a federal firearms licensee -
	:	3 counts)

INDICTMENT

COUNT ONE

THE GRAND JURY CHARGES THAT:

At all times material to this indictment:

1. Lou's Loan Center, located at 29 S. 69th Street in Upper Darby, Pennsylvania, possessed a federal firearms ("FFL") and was authorized to deal in firearms under federal laws.
2. FFL holders are licensed, among other things, to sell firearms and ammunition. Various rules and regulations, promulgated under the authority of Title 18, United States Code, Chapter 44 (Sections 921-929), govern the manner in which FFL holders may sell firearms and ammunition.
3. FFL holders are required to maintain a record, in the form of a completed ATF Form 4473, of the identity of the actual buyer of firearms sold by the FFL holder, including the buyer's home address, date of birth, and social security number, to ensure that the person is not prohibited from purchasing a firearm.

4. The rules and regulations governing FFL holders require that a person seeking to purchase a handgun fill out a “Firearm Transaction Record,” ATF Form 4473. Part of the ATF Form 4473 requires that the prospective purchaser certify that all his answers on ATF Form 4473 are true and correct. This is to ensure that guns are not sold to prohibited persons. Convicted felons are persons prohibited by law from buying firearms. The defendant was a convicted felon, who was prohibited by law from buying firearms.

5. Question 12(a) on ATF Form 4473 requires that the prospective purchaser certify truthfully, subject to penalties of perjury, that he is the actual buyer of the firearm. Question 12© asks whether the prospective purchaser has “been convicted in any court of a felony, or any other crime” for which he could have been imprisoned for more than one year. The ATF Form 4473 states that the prospective purchaser must certify truthfully, subject to penalties of perjury, that he has not made any false oral or written statements with respect to the transaction. The ATF Form 4473 contains language warning that “[t]he making of a false oral or written statement or the exhibiting of any false or misrepresented identification with respect to this transaction is a crime punishable as a felony.” The ATF Form 4473 contains language warning that “a person who answers ‘yes’ to any of the questions 12b through 12k is prohibited from purchasing or receiving a firearm.”

6. On or about January 31, 2004, in Upper Darby, in the Eastern District of Pennsylvania, defendant

CHRISTOPHER PURVIS
a/k/a “Shymeek Walter,”
a/k/a “Christopher Beatty,”

in connection with the acquisition of a firearm, that is, a Glock Model 30, .45 caliber pistol,

serial number FNU 532, from a federally licensed firearms dealer, that is Lou's Loan Center, 29 S. 69th Street, Upper Darby, Pennsylvania, knowingly made false statements and representations with respect to information required by the provisions of Chapter 44 to be kept in the FFL holders' records, in that defendant PURVIS certified on ATF Form 4473, Firearms Transaction Record, that: (1) he had not been convicted in any court of a crime for which the judge could have imprisoned him for more than one year; and (2) he represented his true identity as "Shymeek Walter" of 6042 Reinhard Street, Philadelphia, PA 19142, with a date of birth of March 16, 1978, and Social Security Number of 165-26-2074, when in fact, as defendant PURVIS well knew, these statements were false and fictitious.

In violation of Title 18, United States Code, Section 924(a)(1)(A).

COUNT TWO

THE GRAND JURY FURTHER CHARGES THAT:

On or about January 31, 2004, in Upper Darby, in the Eastern District of Pennsylvania, defendant

**CHRISTOPHER PURVIS,
a/k/a “Shymeek Walter,”
a/k/a “Christopher Beatty,”**

having been convicted in courts of the Commonwealth of Pennsylvania and the State of North Carolina of crimes punishable by imprisonment for a term exceeding one year, knowingly possessed in and affecting interstate commerce, a firearm, that is, a Glock Model 30, .45 caliber pistol, serial number FNU 532.

In violation of Title 18, United States Code, Section 922(g)(1).

COUNT THREE

THE GRAND JURY FURTHER CHARGES THAT:

At all times material to this indictment:

1. Paragraphs Two through Five of Count One of this indictment are incorporated here.
2. Ed's Sports Shop, located at 308 W. Broad Street in Tamaqua, Pennsylvania, possessed a federal firearms ("FFL") and was authorized to deal in firearms under federal laws.
3. On or about March 13, 2004, in Tamaqua, in the Eastern District of Pennsylvania, defendant

**CHRISTOPHER PURVIS
a/k/a "Shymeek Walter,"
a/k/a "Christopher Beatty,"**

in connection with the acquisition of a firearm, that is, a Ruger Model P90, .45 caliber pistol, serial number 66223025, from a federally licensed firearms dealer, that is Ed's Sports Shop, 308 West Broad Street, Tamaqua, Pennsylvania, knowingly made false statements and representations with respect to information required by the provisions of Chapter 44 to be kept in the FFL holders' records, in that defendant PURVIS certified on ATF Form 4473, Firearms Transaction Record, that: (1) he had not been convicted in any court of a crime for which the judge could have imprisoned him for more than one year; and (2) he represented his true identity as "Shymeek Walter" of 6042 Reinhard Street, Philadelphia, PA, with a date of birth of March 16, 1978, and Social Security Number of 165-26-2074, when in fact, as defendant PURVIS well knew, these statements were false and fictitious.

In violation of Title 18, United States Code, Section 924(a)(1)(A).

COUNT FOUR

THE GRAND JURY FURTHER CHARGES THAT:

On or about March 13, 2004, in Tamaqua, in the Eastern District of Pennsylvania,
defendant

**CHRISTOPHER PURVIS,
a/k/a “Shymeek Walter,”
a/k/a “Christopher Beatty,”**

having been convicted in courts of the Commonwealth of Pennsylvania and the State of North Carolina of crimes punishable by imprisonment for a term exceeding one year, knowingly possessed in and affecting interstate commerce, a firearm, that is, a Ruger Model P90, .45 caliber pistol, serial number 66223025.

In violation of Title 18, United States Code, Section 922(g)(1).

COUNT FIVE

THE GRAND JURY FURTHER CHARGES THAT:

At all times material to this indictment:

1. Paragraphs Two through Five of Count One of this indictment are incorporated here.
2. Philadelphia Archery and Gun Club, located at 831-33 Ellsworth Street, Philadelphia, Pennsylvania, possessed a federal firearms (“FFL”) and was authorized to deal in firearms under federal laws.
3. On or about September 28, 2004, in Philadelphia, in the Eastern District of Pennsylvania, defendant

**CHRISTOPHER PURVIS
a/k/a “Shymeek Walter,”
a/k/a “Christopher Beatty,”**

in connection with the acquisition of a firearm, that is, an FN Herstal Model five-seven, .57 caliber pistol, serial number 386104052, from a federally licensed firearms dealer, that is Philadelphia Archery and Gun Club, 831-33 Ellsworth Street, Philadelphia, Pennsylvania, knowingly made false statements and representations with respect to information required by the provisions of Chapter 44 to be kept in the FFL holders’ records, in that defendant PURVIS certified on ATF Form 4473, Firearms Transaction Record, that: (1) he had not been convicted in any court of a crime for which the judge could have imprisoned him for more than one year; and (2) he represented his true identity as “Shymeek Walter” of 6042 Reinhard Street, Philadelphia, PA 19142, with a date of birth of March 16, 1978, and Social Security Number of 165-26-2074, when in fact, as defendant PURVIS well knew, these statements were false and

fictitious.

In violation of Title 18, United States Code, Section 924(a)(1)(A).

COUNT SIX

THE GRAND JURY FURTHER CHARGES THAT:

On or about September 28, 2004, in Philadelphia, in the Eastern District of Pennsylvania, defendant

**CHRISTOPHER PURVIS,
a/k/a “Shymeek Walter,”
a/k/a “Christopher Beatty,”**

having been convicted in courts of the Commonwealth of Pennsylvania and the State of North Carolina of crimes punishable by imprisonment for a term exceeding one year, knowingly possessed in and affecting interstate commerce, a firearm, that is, an FN Herstal Model five-seven, .57 caliber pistol, serial number serial number 386104052.

In violation of Title 18, United States Code, Section 922(g)(1).

NOTICE OF FORFEITURE

THE GRAND JURY FURTHER CHARGES THAT:

As a result of the violations of Title 18, United States Code, Sections 922(g)(1) and 924(a)(1)(A), as set forth in this indictment, defendant

**CHRISTOPHER PURVIS,
a/k/a “Shymeek Walter,”
a/k/a “Christopher Beatty”**

shall forfeit to the United States of America, the firearms involved in the commission of these offenses, including, but not limited to:

- (a) one Glock Model 30, .45 caliber pistol, serial number FNU 532;
- (b) one Ruger Model P90, .45 caliber pistol, serial number 66223025; and
- © one FN Herstal Model five-seven, .57 caliber pistol, serial number 386104052.

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

A TRUE BILL:

GRAND JURY FOREPERSON

LAURIE MAGID
Acting United States Attorney