

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

**UNITED STATES OF AMERICA** : **CRIMINAL NO. 06-660**

**v.** : **DATE FILED: \_\_\_\_\_**

**AARON HENLEY** : **VIOLATIONS:**  
: **18 U.S.C. § 924(a)(1)(A) (false statement**  
: **to a federally-licensed firearms dealer- 4**  
: **counts)**  
: **Notice of forfeiture**

**INDICTMENT**

**COUNTS ONE THROUGH FOUR**

**THE GRAND JURY CHARGES THAT:**

At times relevant to this indictment:

1. Bob's Gun Shop, 314 Bristol Pike in Croydon, Pennsylvania, possessed a federal firearms license ("FFL"), FFL #823-017-01-3M-35988, and was authorized to deal in firearms under federal laws.
2. Delia's Gun Shop, 6104 Torresdale Avenue, in Philadelphia, Pennsylvania, possessed an FFL, FFL #8-23-09069, and was authorized to deal in firearms under federal laws.
3. FFL holders are licensed, among other things, to sell firearms and ammunition. Various rules and regulations, promulgated under the authority of Chapter 44, Title 18, United States Code, govern the manner in which FFL holders may sell firearms and ammunition.
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 Form 4473 requires that the prospective purchaser certify that all of his or her answers on Form 4473 are true and correct. The Form 4473 contains language warning that “making any false oral or written statement, or exhibiting any false or misrepresented identification with respect to this transaction, is a crime punishable as a felony.” Part of the ATF Form 4473 in effect at the time of each of these offenses required that the prospective purchaser certify truthfully, subject to penalties of perjury, the purchaser’s residence address. The Form 4473 specified that the purchaser’s residence address must include “Number, Street, City, County, State, ZIP Code: cannot be a post office box.”

5. FFL holders are required to maintain a record, in the form of a completed Form 4473, of the identity of the actual buyer of firearms sold by the FFL holder, including the buyer’s home address and date of birth.

6. On or about each of the dates specified in the chart below, in the Eastern District of Pennsylvania, defendant

**AARON HENLEY,**

in connection with the acquisition of the firearms listed in the chart below, from the FFL holders listed below, knowingly made a false statement and representation pertaining to information required by the provisions of Chapter 44, Title 18, United States Code, to be kept in the FFL holders’ records in that defendant HENLEY certified on Form 4473, Firearms Transaction Record, that the address of his residence was 4687 North 16<sup>th</sup> Street, Philadelphia, PA, 25, when, as defendant well knew, his statements were false and fictitious because he did not reside at 4687 North 16<sup>th</sup> Street, Philadelphia, PA.

<b>COUNT</b>	<b>FFL</b>	<b>FIREARM(S) PURCHASE AND DATE</b>
1	Bob's Gun Shop 314 Bristol Pike Croydon, PA 19021 FFL# 823-017-01-3M-35988	04/08/2002: Colt Model MK IV 70, 45 Caliber pistol, serial number 70G46786
2	Delia's Gun Shop 6104 Torresdale Ave. Philadelphia, PA 19135 FFL# 8-23-09069	12/04/2003: Kahr, Model P40, 40 Caliber pistol, serial number ZA1986
3	Delia's Gun Shop 6104 Torresdale Ave. Philadelphia, PA 19135 FFL# 8-23-09069	03/31/2004: Glock, Model 36, 45 caliber pistol, serial number FHT800
4	Delia's Gun Shop 6104 Torresdale Ave. Philadelphia, PA 19135 FFL# 8-23-09069	06/12/2004: Taurus, Model 85, 38 special revolver, serial number LC44005  06/12/2004: Interc, Model Mil, 9 mm pistol, serial number 89-0007031

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

**NOTICE OF FORFEITURE**

As a result of the violations of Title 18, United States Code, Section 924(a)(1)(A) as set forth in Counts One through Four of this indictment, defendant

**AARON HENLEY,**

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

- (1) a Colt Model MK IV 70, 45 Caliber pistol, serial number 70G46786;
- (2) a Kahr, Model P40, 40 Caliber pistol, serial number ZA1986;
- (3) a Glock, Model 36, 45 caliber pistol, serial number FHT800;
- (4) a Taurus, Model 85, 38 special revolver, serial number LC44005;
- (5) a Interc, Model Mil, 9 mm pistol, serial number 89-0007031.

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

**A TRUE BILL:**

---

**GRAND JURY FOREPERSON**

---

**PATRICK L. MEEHAN**  
**UNITED STATES ATTORNEY**