

OCT 04 2011

IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF ARKANSAS

JAMES W. MCCORMACK, CLERK
By: _____
DEP. CLERK

UNITED STATES OF AMERICA)	No. 4:11CR 00213 JLH
)	
v.)	18 U.S.C. §1951
)	18 U.S.C. §1956(a)(3)(A)
HERMAN EATON)	21 U.S.C. § 846
)	
)	

INDICTMENT

THE GRAND JURY CHARGES:

At all times material to this Indictment, defendant HERMAN EATON was a police officer with the Helena-West Helena Police Department.

COUNT ONE

On or about August 4, 2011, in the Eastern District of Arkansas,

HERMAN EATON,

defendant herein, did knowingly attempt to obstruct, delay, and affect in any way and degree "commerce" and the movement of articles and commodities in commerce by "extortion," as those terms are defined in Title 18, United States Code, Section 1951; that is, defendant obtained property, namely \$500, not due defendant or his office, from Individual A, who was posing as a drug trafficker, with Individual A's consent, under color of official right, namely, by misusing his authority as a Helena-West Helena police officer to escort Individual A and Individual A's controlled substance through Helena-West Helena to the Arkansas-Mississippi

border, believing that Individual A was going to transport the controlled substance into Mississippi;

In violation of Title 18, United States Code, Section 1951(a).

COUNT TWO

On or about August 9, 2011, in the Eastern District of Arkansas,

HERMAN EATON,

defendant herein, did knowingly attempt to obstruct, delay, and affect in any way and degree "commerce" and the movement of articles and commodities in commerce by "extortion," as those terms are defined in Title 18, United States Code, Section 1951; that is, defendant obtained property, namely \$500, not due defendant or his office, from Individual A, who was posing as a drug trafficker, with Individual A's consent, under color of official right, namely, by misusing his authority as a Helena-West Helena police officer to escort Individual A and Individual A's controlled substance through Helena-West Helena to the Arkansas-Mississippi border, believing that Individual A was going to transport the controlled substance into Mississippi;

In violation of Title 18, United States Code, Section 1951(a).

COUNT THREE

On or about August 10, 2011, in the Eastern District of Arkansas,

HERMAN EATON,

defendant herein, did knowingly attempt to obstruct, delay, and affect in any way and degree "commerce" and the movement of articles and commodities in commerce by "extortion," as those terms are defined in Title 18, United States Code, Section 1951; that is, defendant obtained property, namely \$500, not due defendant or his office, from Individual A, who was posing as a drug trafficker, with Individual A's consent, under color of official right, namely, by misusing his authority as a Helena-West Helena police officer to escort Individual A and Individual A's controlled substance through Helena-West Helena to the Arkansas-Mississippi border, believing that Individual A was going to transport the controlled substance into Mississippi;

In violation of Title 18, United States Code, Section 1951(a).

COUNT FOUR

On or about August 4, 2011, in the Eastern District of Arkansas,

HERMAN EATON,

defendant herein, did knowingly and intentionally attempt to possess with intent to distribute a controlled substance, namely, a mixture and substance containing heroin, a Schedule I Controlled Substance, a violation of Title 21, United States Code, Section 841(a)(1);

In violation of Title 21, United States Code, Section 846.

COUNT FIVE

On or about August 9, 2011, in the Eastern District of Arkansas,

HERMAN EATON,

defendant herein, did knowingly and intentionally attempt to possess with intent to distribute a controlled substance, namely, a mixture and substance containing heroin, a Schedule I Controlled Substance, a violation of Title 21, United States Code, Section 841(a)(1);

In violation of Title 21, United States Code, Section 846.

COUNT SIX

On or about August 10, 2011, in the Eastern District of Arkansas,

HERMAN EATON,

defendant herein, did knowingly and intentionally attempt to possess with intent to distribute a controlled substance, namely, a mixture and substance containing heroin, a Schedule I Controlled Substance, a violation of Title 21, United States Code, Section 841(a)(1);

In violation of Title 21, United States Code, Section 846.

COUNT SEVEN

On or about August 4, 2011, in the Eastern District of Arkansas,

HERMAN EATON,

defendant herein, did knowingly conduct a financial transaction, that is, accepting \$500 in United States currency, affecting interstate commerce, which currency involved property represented to be proceeds of specified unlawful activity, with the intent to promote the carrying on of specified unlawful activity, namely, drug trafficking;

In violation of Title 18, United States Code, Section 1956(a)(3)(A).

COUNT EIGHT

On or about August 9, 2011, in the Eastern District of Arkansas,

HERMAN EATON,

defendant herein, did knowingly conduct a financial transaction, that is, accepting \$500 in United States currency, affecting interstate commerce, which currency involved property represented to be proceeds of specified unlawful activity, with the intent to promote the carrying on of specified unlawful activity, namely, drug trafficking;

In violation of Title 18, United States Code, Section 1956(a)(3)(A).

COUNT NINE

On or about August 10, 2011, in the Eastern District of Arkansas,

HERMAN EATON,

defendant herein, did knowingly conduct a financial transaction, that is, accepting \$500 in United States currency, affecting interstate commerce, which currency involved property

represented to be proceeds of specified unlawful activity, with the intent to promote the carrying on of specified unlawful activity, namely, drug trafficking;

In violation of Title 18, United States Code, Section 1956(a)(3)(A).