KAREN L. LOEFFLER
United States Attorney

KEVIN FELDIS
FRANK V. RUSSO
CRAIG M. WARNER
Assistant U.S. Attorney
Federal Building & U.S. Courthouse
222 West 7th Ave., #9, Rm. 253
Anchorage, AK 99513-7567
Phone: 907-271-5071
kevin.feldis@usdoj.gov
frank.russo@usdoj.gov
craig.warner@usdoj.gov

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF ALASKA

UNITED STATES OF AMERICA,	)	Case No. 3:12-CR-00041-TMB-JDR
	)	
Plaintiff,	)	COUNT 1:
	)	KIDNAPPING RESULTING IN
v.	)	DEATH
	)	Vio. of 18 U.S.C. § 1201(a)(1)
ISRAEL KEYES,	)	
	)	COUNT 2:
Defendant.	)	RECEIPT AND POSSESSION OF
	)	RANSOM MONEY
	)	Vio. of 18 U.S.C. § 1202(a)
	)	
	)	COUNT 3:
	)	FRAUD WITH ACCESS DEVICE
	)	Vio. of 18 U.S.C. § 1029(a)(5)
	)	

FIRST SUPERSEDING INDICTMENT

The Grand Jury charges that:

COUNT 1

1. On or about February 1, 2012, within the District of Alaska, the defendant, ISRAEL KEYES, did willfully and unlawfully kidnap, abduct, seize, confine, and carry away Samantha Koenig, and hold her for ransom, reward, and otherwise, and did use a means, facility, and instrumentality of interstate commerce in furtherance of the commission of the offense, and the actions of the defendant resulted in the death of Samantha Koenig.

Jurisdictional Allegations and Elements

2. In furtherance of the above described crime, the defendant, ISRAEL KEYES performed and caused to be performed certain acts in the District of Alaska and elsewhere, including, but not limited to the following:

a. On February 1, 2012, at approximately 8:00 p.m., KEYES approached the Common Grounds coffee stand located at 630 E. Tudor Road, Anchorage, Alaska, and kidnaped, abducted, and seized Samantha Koenig.

b. KEYES walked Samantha Koenig to his vehicle, a white 2004 Chevrolet Silverado, Alaska license plate FTC990, parked across Tudor Road in the Home Depot parking lot.

c. KEYES confined Samantha Koening in his vehicle and drove away with her.

d. KEYES stole a Credit Union 1 VISA debit card bearing number

XXXXXXXXXXXX2851, from a vehicle shared by Samantha Koenig, which was parked near her residence. KEYES obtained the pin number to the debit card from Samantha Koenig and scratched the pin number into the card.

e. KEYES sent text messages using Samantha Koenig's cellular telephone for the purpose of concealing her abduction.

f. On February 2, 2012, KEYES intentionally killed Samantha Koenig and then boarded a commercial airline flight from Anchorage, Alaska, to Houston, Texas.

g. On or about February 17, 2012, KEYES flew back to Anchorage from Houston.

h. On or about February 24, 2012, KEYES sent a text message using Samantha Koenig's cellular telephone for the purpose of demanding ransom money. KEYES directed that the ransom money be deposited in the bank account connected with the Credit Union 1 VISA debit card bearing number XXXXXXXXXXXX2851.

i. On or about February 29, 2012, KEYES withdrew $500.00 of ransom money at the ATM at the Denali Alaskan Federal Credit Union located at 3020 Minnesota Drive in Anchorage, Alaska.

j. On or about March 1, 2012, KEYES withdrew $500.00 of ransom money from the ATM at the Alaska USA Federal Credit Union located at 7701 Debarr Road in Anchorage, Alaska.

k. On or about March 6, 2012, KEYES boarded a commercial airline flight from Anchorage, Alaska, to Las Vegas, NV.

l. On or about March 7, 2012, KEYES withdrew $400.00 of ransom money from the ATM at the Western Bank located at 200 West Rex Allen Drive in Willcox, Arizona.

m. On or about March 7, 2012, KEYES withdrew $80.00 of ransom money from an ATM at the Western Bank located at 711 Main Street in Lordsburg, New Mexico.

n. On or about March 9, 2012, KEYES withdrew $480.00 in ransom money from an ATM at Houston Community Bank, 1515 FM 1960 Bypass East, Humble, Texas.

o. On March 11, 2012, KEYES withdrew $480.00 in ransom money from an ATM at the Peoples State Bank located at 5850 Hwy 59 South, Shepherd, Texas.

All of which is in violation of Title 18, United States Code, Section 1201(a)(1).

COUNT 2

3. Beginning on or about February 28, 2012, and continuing until on or about March 13, 2012, within the District of Alaska and elsewhere, the defendant, ISRAEL KEYES, did knowingly receive and possess money, which at the time had been delivered as ransom in connection with a violation of Title 18, United States Code Section 1201, knowing the same to be money delivered as such ransom.

All of which is in violation of Title 18, United States Code, Section 1202(a).

COUNT 3

4. Beginning on or about February 28, 2012, and continuing until on or about March 11, 2012, within the District of Alaska and elsewhere, the defendant, ISRAEL KEYES, knowingly and with intent to defraud, did effect transactions with an access device issued to another person, to wit: a Credit Union 1 VISA debit card bearing number XXXXXXXXXXXX2851, to receive $1,000 or more in a one-year period, with such conduct affecting interstate commerce.

All of which is in violation of Title 18, United States Code, Section 1029(a)(5).

NOTICE OF SPECIAL FINDINGS

The Grand Jury further finds that:

1. The allegations contained in Count 1 of this Indictment are hereby realleged as if set forth herein for the purpose of giving notice of special findings as to defendant ISRAEL KEYES.

2. As to Count 1 of this Indictment, the defendant ISRAEL KEYES:

a. was 18 years or older at the time of the offenses charged (18 U.S.C. § 3591(a));

b. intentionally killed Samantha Koenig (18 U.S.C. § 3591(a)(2)(A));

c. intentionally inflicted serious bodily injury that resulted in the death of Samantha Koenig (18 U.S.C. § 3591(a)(2)(B));

d. intentionally participated in an act, contemplating that the life of a person would be taken or intending that lethal force would be used in connection with a person, other than one of the participants in the offense, and Samantha Koenig died as a direct result of the act (18 U.S.C. § 3591(a)(2)(C));

e. intentionally and specifically engaged in an act of violence, knowing that the act created a grave risk of death to a person, other than one of the participants in the offense, such that participation in the act constituted a reckless disregard for human life and Samantha Koenig died as a direct result of the act (18 U.S.C. § 3591(a)(2)(D));

f. caused the death, or injury resulting in the death, of Samantha Koenig during the commission of the offense of kidnapping, in violation of Title 18, United States Code § 1201 (18 U.S.C. § 3592(c)(1)); and

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g. committed the offense as consideration for the receipt, or in the expectation of the receipt, of anything of pecuniary value (18 U.S.C. § 3592(c)(8)).

A TRUE BILL.

s/ Grand Jury Foreperson
GRAND JURY FOREPERSON

s/ Kevin Feldis
KEVIN FELDIS
United States of America
Assistant U.S. Attorney

s/ Frank V. Russo
FRANK V. RUSSO
United States of America
Assistant U.S. Attorney

s/ Craig M. Warner
CRAIG M. WARNER
United States of America
Assistant U.S. Attorney

s/ Karen L. Loeffler
KAREN L. LOEFFLER
United States of America
United States Attorney

DATE: 4/17/12